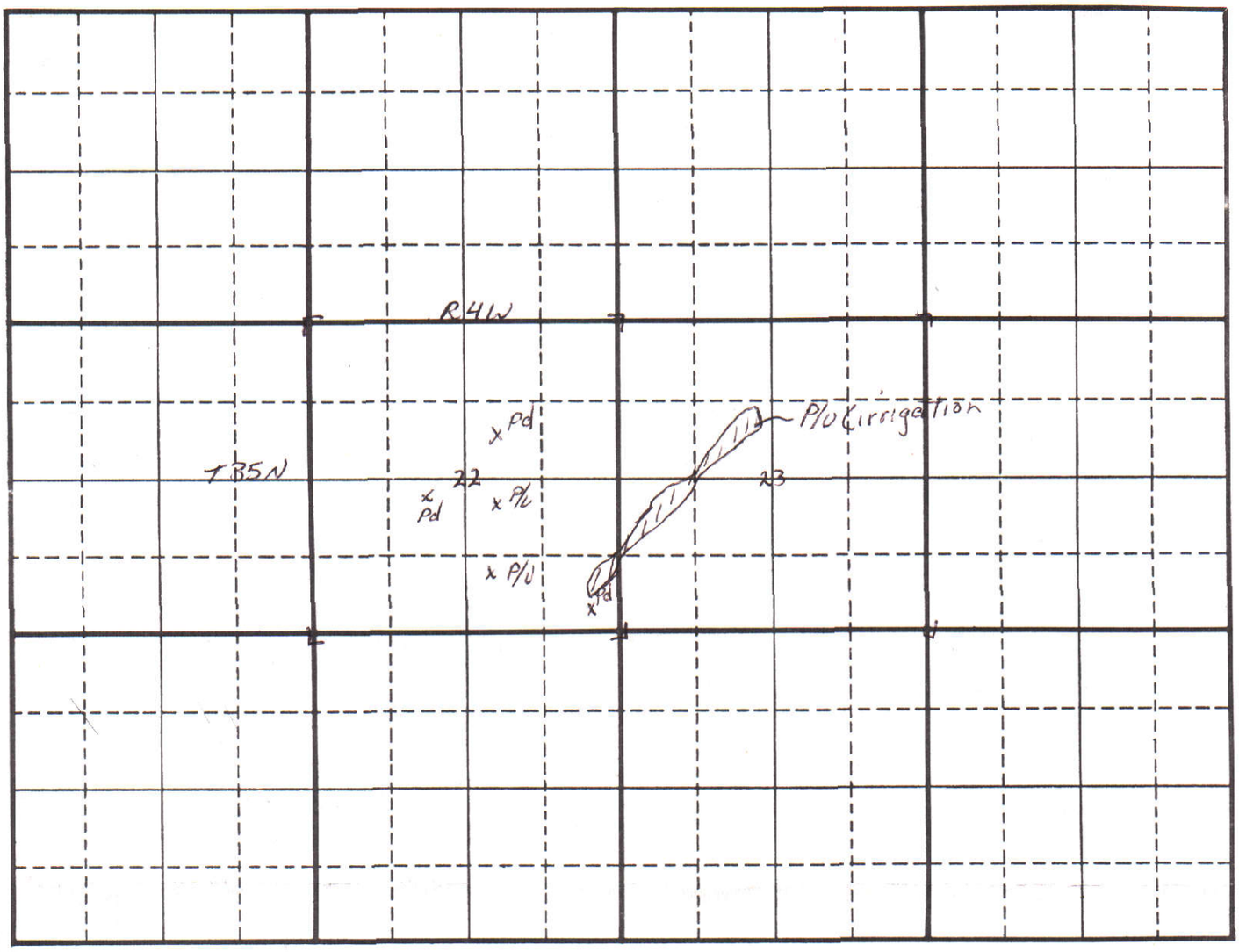
(8) Remarks _____



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
) ss.
County of Teton)

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Clinton L Todd
(Claimant)

Sworn to before me this 26th day of February, 1982

Notary Public
Residing at Tetonia

My commission expires Life

MICROFILMED

FOR DEPARTMENT USE ONLY

Received by LB	Date 8/24/82	Exception filed by:	Fowarded to claimant by:	Date
Prelim. check by JK	Date 3-2-82			
$30.00 fee received by LB	Date 3/26/82 (21152)			
Published in Teuista Tribune				
Dates 3/11 - 3/18/82				

3

Form No 243
7/78

Claim No. 85-4189

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-243, **Idaho Code**, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. *Exempted from this filing are* single family domestic uses as defined in Section 42-230(d), **Idaho Code.** Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that Thurston L Todd
(Name of Claimant)

Box 186 – Rt 1 – Lapwai – Idaho – 83540 Telephone No. 208-843-2586
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows

(1) Date of priority (When was the water first applied to a beneficial use) 1962

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
Springs (2) tributary to Sweetwater Creek

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed Sweetwater Creek trib to Lapwai Creek

	(cfs, gpd, AFA)	(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive) (Mo., Day)		(Mo., Day)
Quantity	0.08 cfs	Use Domestic	Period of Use From	1/1	To	12/31
Quantity	0.40 cfs	Use Irrigation	Period of Use From	3/15	To	11/15
Quantity		Use	Period of Use From		To	
Quantity		Use	Period of Use From		To	
Quantity		Use	Period of Use From		To	

(4) 0.48 (cfs, gpd, AFA) TOTAL QUANTITY USED.

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NE ¼ SW ¼, Sec. 22 Twp 35N Rge 4W B.M., County of Nez. Perce
Additional points of diversion: SW NE sec 22 T35N R4W, SE SE sec 22 T35N R4W

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities be as specific as possible. Describe any changes in the system and give the date of the change. 2 springs with gravity flow to places of use for domestic 1 5HP pump with pipeline to place of use for irrigation.

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box If use is not for irrigation, place an "X" in appropriate box to show location

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
35N	4W	22														X	X	7	7
35N	4W	23								12		10							22

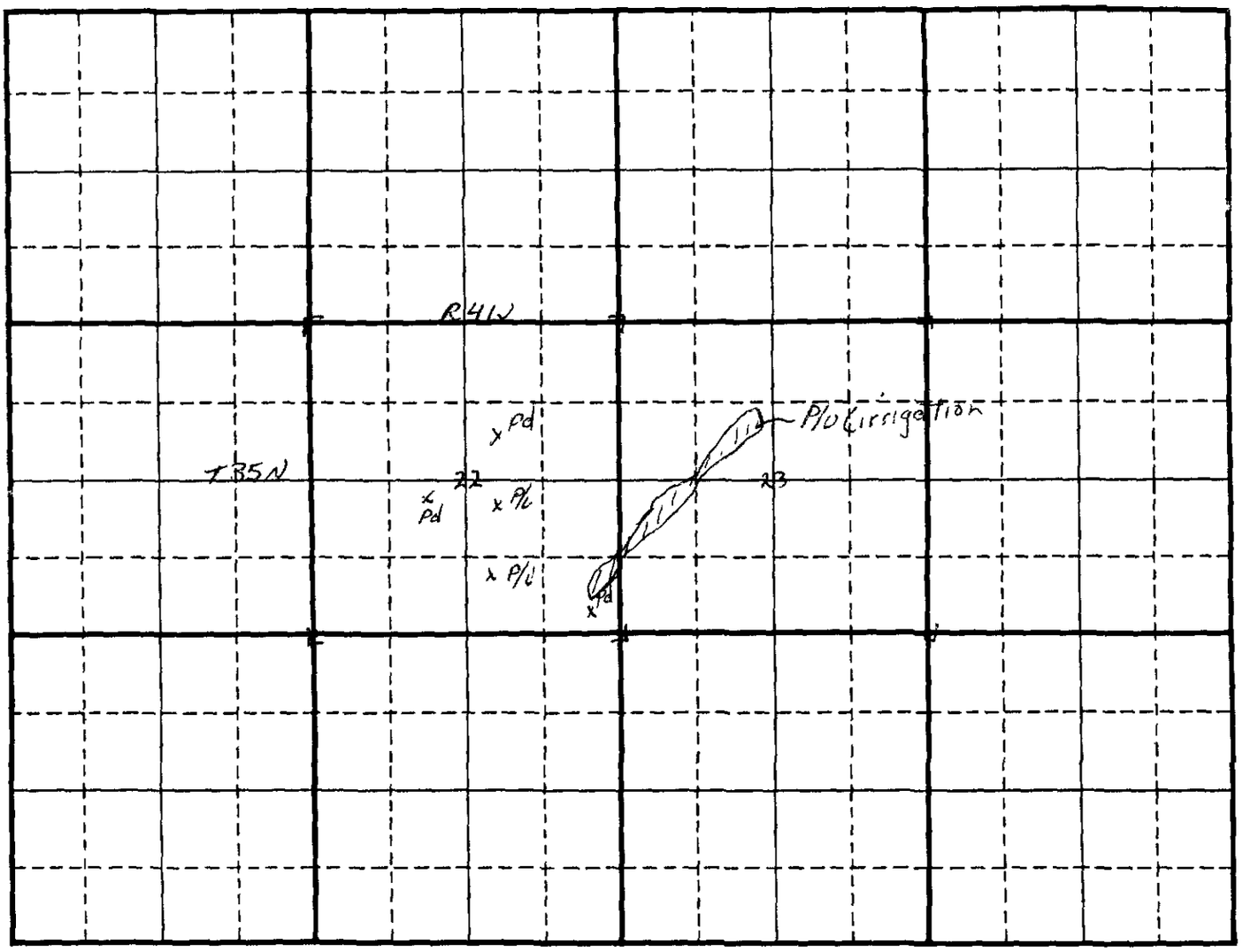
No. of acres 29

B) If water is used for other than irrigation, fully describe that use, being as specific as possible Domestic for 2 households

NOTE: Include here the type and number of stock watered:

(7) If you are claiming water as a member of an organization, list name of organization:

(8) Remarks _____



Scale 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
) ss.
County of Teton)

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Clinton L Todd
(Claimant)

Sworn to before me this 26th day of February, 1982.

Notary Public
Residing at Tetonia

My commission expires _____

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FOR DEPARTMENT USE ONLY

Received by AB	Date 8/26/82	Exception filed by	Fowarded to claimant by	Date
Prelim check by JC	Date 3-2-82			
$30.00 fee received by AB	Date 2/26/82 (21152)			
Published in Teton Tribune				
Dates 3/11 - 8/18/82				

PUBLISHER'S AFFIDAVIT OF PUBLICATION

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the following claims to water rights have been established by diversion and application to beneficial use

85-4185
MARTIN, WAYNE
RT. 1 BOX 101, CULDESAC, ID 83524
Source: SPRINGS tributary to COYOTE CREEK
Priority Date: 01/01/1919
Amount: 0.02 CFS
Diversion Point: SENE Sec 07 T 36N R 02W, NEZ PERCE Co.
Use: STOCKWATER (0.02 CFS) from 01/01 to 12/30
Place of Use: SENE Sec 07 T 36N R 02W
Diversion Means: PIPELINE TO TROUGH.

85-4186
MARTIN, WAYNE &/or FLOYD
RT. 1 BOX 101, CULDESAC, ID 83524
Source: UNNAMED STREAM tributary to COYOTE CREEK
Priority Date: 01/01/1919
Amount: 0.02 CFS.
Diversion Point: NWSE Sec 07 T 36N R 02W, NEZ PERCE Co.
Use: STOCKWATER (0.02 CFS) from 01/01 to 12/30
Place of Use: NWSE Sec 07 T 36N R 02W
Diversion Means: PIPELINE TO TROUGH.

85-4188
MARTIN, WAYNE &or FLOYD
RT. 1 BOX 101, CULDESAC ID 83524
Source: UNNAMED STREAM tributary to COTTONWOOD CREEK
MAGPIE CREEK tributary to COTTONWOOD CREEK
Priority Date: 01/01/1919
Amount: 0.02 CFS
Diversion Point: SWSW SWSW Sec 06 T 36N R 02W, NEZ PERCE Co.
Use: STOCKWATER (0.02 CFS) from 01/01 to 12/31
Place of Use: SWSW Sec 06 T 36N R 02W
Diversion Means: CONCRETE WITH FLASHBOARDS.

85-4189
TODD, THENTON L.
RT. 1 BOX 186, LAPWAI, ID 83540
Source: SPRINGS tributary to SWEETWATER CREEK
SWEETWATER CREEK tributary to LAPWAI CREEK
Priority Date: 01/01/1962
Amount: 0.48 CFS
Diversion Point: NESW SWNE SESE Sec 22 T 35N R 04W, NEZ PERCE Co
Use: IRRIGATION (0.40 CFS) from 03/01 to 11/15
DOMESTIC (0.08 CFS) from 01/01 to 12/31)
Place of Use: SESE Sec 22 T 35N R 04W SENW NWSW Sec 23 T 35N R 04W NWSE SWSE Sec 22 T35N R 04W FOR 29 ACRES
Diversion Means: GRAVITY FLOW PIPELINE & PUMP & PIPELINE

85-4082
WILKEN, KENNETH
RT. 1 BOX 99 KENDRICK, ID 83537
Source: GROUNDWATER
Priority Date: 01/01/1914
Amount: 0.08 CFS
Diversion Point: SESW Sec 38 T 38N R 02W, NEZ PERCE Co.
Use: COMMERCIAL (0.04 CFS) from 01/01 to 12/31
DOMESTIC (0.08 CFS) from 01/01 to 12/31
Place of Use: SESW Sec 28 T 38N R 02W
Diversion Means: WELL & PUMP.

85-4083
CAMERON EMMANUEL LUTHERAN CHURCH
KENDRICK, ID 83537
Source: GROUNDWATER
Priority Date: 01/01/1940
Amount: 0.08 CFS
Diversion Point: SWNE SEC 27 T 38N R 02W, NEZ PERCE Co.
Use: DOMESTIC (0.08 CFS) from 01/01 to 12/31
Place of Use: NWSE SEC 27 T 38N R 02W
Diversion Means: WELL & PUMP.

Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 4055 Gov't Way, Coeur d'Alene, Id, 83814.

A. KENNETH DUNN
Director

STATE OF IDAHO, }
County of Nez Perce } ss

Judy Rose, being duly sworn deposes and says, I am the Classified Bookkeeper of the Tribune Publishing Company, a corporation organized and existing under and by virtue of the laws of the State of Idaho, publishers of the LEWISTON MORNING TRIBUNE, a newspaper of general circulation published at Lewiston, Nez Perce County, Idaho, that the said Lewiston Morning Tribune is an established paper and has been published regularly and issued regularly at least once a day for more than 20 consecutive years immediately preceding the first publication of this notice, and has been so published uninterruptedly for said period; that the Notice of Claims to Water Rights attached hereto and which is made a part of this affidavit was published in the said Lewiston Morning Tribune, once a week for 2 consecutive weeks, the first publication thereof being on the 11th day of March, A. D 1982, and the last publication thereof being on the 18th day of March, A. D. 1982, and said Notice of Claims to Water Rights was so published in the regular and entire issue of the said newspaper and not in a supplement thereof and was so published in every issue and number of the said paper, during the period and times of publication as set forth above.

SUBSCRIBED AND SWORN TO BEFORE ME THIS THE 18th day of March, 19 82

Notary Public in and for the State of Idaho residing at Lewiston, therein

Form 243a
11/78

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: JK

Right Number 85 - 4189 ~~Applicant~~ Joint

NOTE: *IF ANY OF THE ITEMS BELOW ARE MISSING, THE CLAIM IS INCOMPLETE AND MUST BE RETURNED IMMEDIATELY TO THE CLAIMANT ALONG WITH THE APPROPRIATE COVER LETTER.*

CHECK:

- ☑ Name and address.
- ☑ Date of priority. (Check for a date past the mandatory filing dates.) (One date only.)
- ☑ Source.
- ☑ Quantity, use, period.
- ☑ Point(s) of diversion.
- ☑ Location of use.
- ☑ Signature/notarization/fee.

FINAL REGIONAL PROCESSING REVIEW:

- ☑ Affidavit of publication received.
- ☑ Claim published correctly.
- ☐ Exceptions processed.

By _____ Date 3/31/82

STATE OFFICE PROCESSING:

- ☑ Claim review complete.

By tw Date 4/19/82

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RECEIVED
APR 19 1982
Department of Water Resources

POINT OF DIVERSION AND STREAM INDEX INFORMATION

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
NESW	22	35N	04W	--	-	--04

IDAHO STREAM CODE INDEX

17020480.0070.0050.0010.---.---.--.--.--

TRACT	SEC	TWP	RGE	gov t lot	rediv. (R)	REACH
SWNE	22	35N	04W	--	-	---3

1,6

IDAHO STREAM CODE INDEX

17020.0480.0070.0050.0010.---.---.--.--.--

TRACT	SEC	TWP	RGE	gov t lot	rediv. (R)	REACH
SESE	22	35N	04W	--	-	--1.4

IDAHO STREAM CODE INDEX

17020.0480.0010.0050.----.---.---.--.--.--

TRACT	SEC	TWP	RGE	gov t lot	rediv. (R)	REACH
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IDAHO STREAM CODE INDEX

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TRACT	SEC	TWP	RGE	gov t lot	rediv. (R)	REACH
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IDAHO STREAM CODE INDEX

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3/79

IDENT. NO. 85-4189

IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT DATA ENTRY LOG

Initials	Date	Item
KK	3/4/82	Original form entered
[illegible]	3/5/82	Edit Report Correct
		Date Protested
		Date of Hearing
		Date Approved/Denied (Proof due date, stage and/or status, conditions of approval, water district)
		Record Verified
		Amendment Approved
		Extension Approved
		Partial Proof
		Proof Complete
		Field Exam Received
		Field Exam Accepted and changes entered
		License Signed
		Transfer Approved
		Keypunched by State Office

MICROFILMED

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
C. STEPHEN ALLRED
Director

4055 Government Way
Coeur d'Alene, ID 83814
(208) 667-6484

MARCH 30, 1982

THENTON L. TODD
RT. 1 BOX 186
LAPWAI ID 83540

RE: Claim No. 85-4189

Dear Claimant:

The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-243 and 42-244, IDAHO CODE. Your claim will be retained in our files and will be available at any time for use by you or the court.

The filing and advertising of the claim does not confirm the water right claimed, but will serve to record and preserve the information and the evidence which you included in your claim.

If, at a later date, you find that you have additional information or supporting evidence that you would like to have included with the claim, you may have that information or evidence added at any time. Please refer to the claim identification number when corresponding with this office.

We are enclosing a copy of your claim for your records. If you have questions, or if this office may be of further assistance, please feel free to contact us.

Yours truly,

Robert G. Harnes, P.
Regional Supervisor

Enclosure

MICROFILMED