

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Clearwater } ss.

Nancy Noble

being first duly sworn, on oath, deposes and says:

That I am and at all times herein mentioned have been a citizen of the United States and of the State of Idaho, over 21 years of age, and that I am not a party to nor interested in the above entitled proceeding; that I am and at all times herein mentioned have been the Editor, Foreman, of THE CLEARWATER TRIBUNE: That said Clearwater Tribune is a newspaper of general circulation, printed and published weekly at Orofino, in the County of Clearwater and State of Idaho; that the Clearwater Tribune has been continuously and uninterruptedly published in Clearwater County, Idaho during the period of seventy-eight consecutive weeks prior to the first publication of attached copy of

Notice of Claims to Water
Rights - Stewart -85-4180

Notice

That said

of which the annexed is a full, true and correct printed copy, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for full period of two consecutive issues commencing on the 18th day of February, 1982, and ending on the 25th day of February, 1982

Subscribed and sworn to before me this 26th day of February, 1982

Nancy Noble
Betty E. Knight

NOTARY PUBLIC IN AND FOR THE STATE OF IDAHO
RESIDING AT OROFINO THEREIN

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the following claim(s) to water right(s) have been established by diversion and application to beneficial use:

85-4180

STEWART, MAX L. &/or
ARDITH T.

STAR RT 6 BOX 6A,
OROFINO, ID 83443

Source: SPRING-tributary
to SINKS

Priority Date: 08/01/1967

Amount: 0.0046 CFS

Diversion Point: NENE Sec
19 T 36N R 02E, CLEAR-
WATER Co.

Use: Domestic (0.0046 CFS)
from 01/01 to 12/31

Place of Use: NENE Sec 19
T 36N R 02E

Any objection 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
2-18,25c

RECEIVED

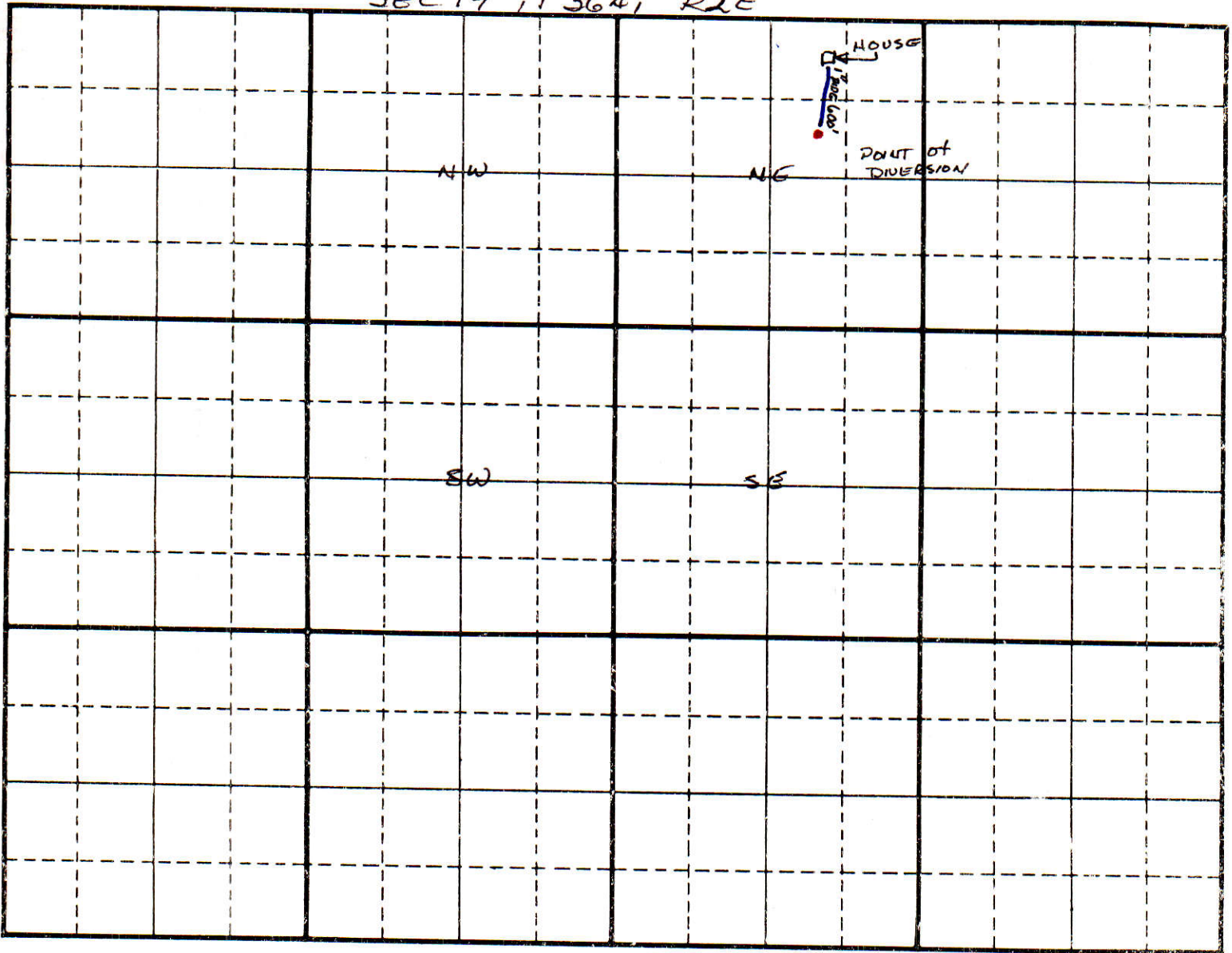
MAR 5 1982

Department of Water Resources
Northern District Office

MICROFILMED

(8) Remarks _____

SEC 19, T 36 N, R 2 E



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)
County of _____) ss.

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.

Mary L. Stewart
Archie S. Stewart
(Claimant)

Sworn to before me this 1st day of February, 19 82.

Allen Medalen, Clerk of the District Court, Orofino
By: Sup. Richardson Chief Deputy
Notary Public
Residing at Orofino, Idaho

My commission expires N/A

FOR DEPARTMENT USE ONLY

Received by OTK Date 2/4/82 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by OTK Date 2/7/82 claimant by: _____
\$30.00 fee received by OTK Date 2/10/82 (2/11/82)
Published in Clearwater Tribune
Dates 2/18 & 24/82

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Clearwater } ss.

Nancy Noble

being first duly sworn, on oath, deposes and says:

That I am and at all times herein mentioned have been a citizen of the United States and of the State of Idaho, over 21 years of age, and that I am not a party to nor interested in the above entitled proceeding; that I am and at all times herein mentioned have been the Editor, Foreman, of THE CLEARWATER TRIBUNE: That said Clearwater Tribune is a newspaper of general circulation, printed and published weekly at Orofino, in the County of Clearwater and State of Idaho; that the Clearwater Tribune has been continuously and uninterruptedly published in Clearwater County, Idaho during the period of seventy-eight consecutive weeks prior to the first publication of attached copy of

Notice of Claims to Water
Rights - Stewart -85-4180

Notice

That said

of which the annexed is a full, true and correct printed copy, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for full period of two consecutive issues commencing on the 18th day of February, 1982, and ending on the 25th day of February, 1982

Nancy Noble

Subscribed and sworn to before me this 26th day of February, 1982

Betty E. Knight

NOTARY PUBLIC IN AND FOR THE STATE OF IDAHO
RESIDING AT OROFINO, THEREIN

JK
pm
3/9/82

RECEIVED

MAR 5 1982

Department of Water Resources
Northern District Office

MICROFILMED

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 MAX L. STEWART AND/OR ARDITH T. STEWART
(Name of Claimant)
STAR R.L. 6 BOX 6A OROFINO, ID 83544 Telephone No. 476-4389
(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) AUGUST 1967

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)
SPRING tributary to _____

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed.

(cfs, af)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity	<u>.0046 cfs</u>	Use	<u>DOMESTIC</u>	Period of Use From <u>JAN 1</u>	To <u>DEC 31</u>
Quantity	_____	Use	_____	Period of Use From _____	To _____
Quantity	_____	Use	_____	Period of Use From _____	To _____
Quantity	_____	Use	_____	Period of Use From _____	To _____
Quantity	_____	Use	_____	Period of Use From _____	To _____

(4) .0046 cfs TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NE 1/4 NE 1/4, Sec. 19 Twp. 36N Rge. 2E B.M., County of CLEARWATER
Additional points of diversion: _____

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. SPRING W/ 2000 GAL RESERVOIR. 3/4 HP PUMP. 1" PIPE 600' TO HOUSE.

(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.	NE1/4				NW1/4				SW1/4				SE1/4				TOTAL
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
<u>36N</u>	<u>RE</u>	<u>19</u>	<u>X</u>																

No. of acres _____

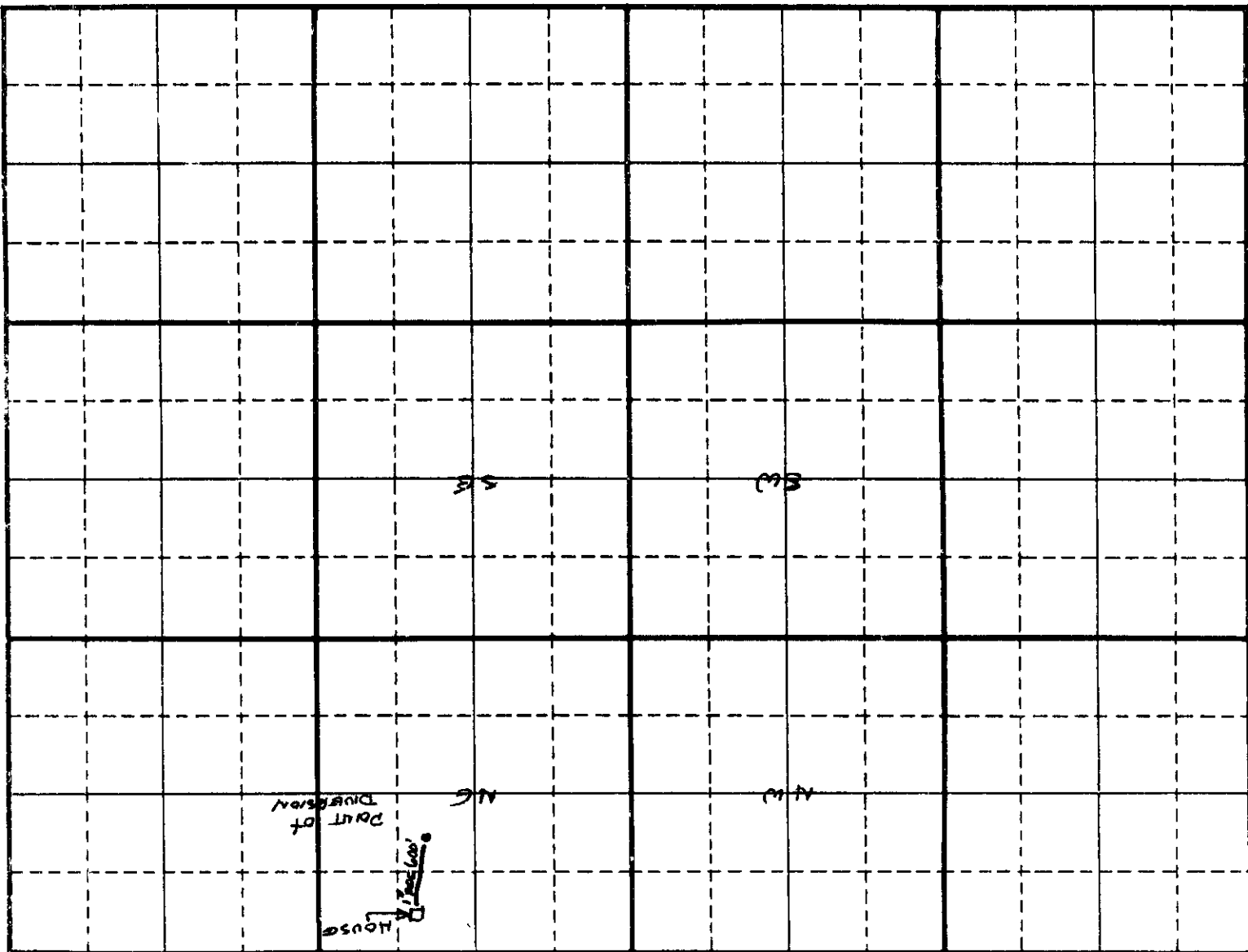
B) If water is used for other than irrigation, fully describe that use, being as specific as possible: DOMESTIC - ONE

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: _____

MICROFILMED

SEC 19, T 36 N, R 22 E



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

Scale 2 inches equal 1 mile.

State of Idaho

County of _____
) ss.
)

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.

Mark F. Stewart
Arden B. Stewart
(Claimant)

Sworn to before me this _____ 1st day of February, 1982.
Allen Medalen, Clerk of the District Court, Orofino
By: *Ray Williams* Chief Deputy
Notary Public
Residing at Orofino, Idaho

My commission expires *11/18*

FOR DEPARTMENT USE ONLY

Received by _____ Date *2/4/82*
Prelim. check by _____ Date *2/4/82*
\$30.00 fee received by _____ Date *2/10/82 (2/1/83)*
Published in _____ Date *2/15/82*
Dates _____
Exception filed by _____
Forwarded to _____
claimant by _____
Date _____

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: JK

Right Number 85-4180 Applicant Stewart

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 pm Date 2/9/82

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By kw Date 3/30/82

MICROFILMED

RECEIVED
MAR 18 1982

Department of Water Resources

POINT OF DIVERSION AND STREAM INDEX INFORMATION

67

TRACT SEC TWP RGE gov't lot rediv. (R) REACH
 KENE 19 36N 02E
 0002
 IDAHO STREAM CODE INDEX
 2720.0480-0813
 480 005

TRACT SEC TWP RGE gov't lot rediv. (R) REACH

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't lot rediv. (R) REACH

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't lot rediv. (R) REACH

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't lot rediv. (R) REACH

IDAHO STREAM CODE INDEX

2720 0480 020.5

Reach 1.6

85-4180-

STEWART, MAX L. &/or ARDITH T.

STAR RT 6 BOX 6A, OROFINO, ID 83544

Source: SPRING tributary to SINKS

Priority Date. 08/01/1967

Amount 0.0046 CFS

Diversion Point: NENE Sec 19 T 36N R 02E, CLEARWATER Co.

Use: DOMESTIC (0.0046 CFS) from 01/01 to 12/31

Place of Use: NENE Sec 19 T 36N R 02E

APPROVED

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 8, 1982

MAX L. STEWART
ARDITH T. STEWART
STAR RT 6 BOX 6A
OROFINO

ID 83544

RE: Claim No. 85-4180

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. Haynes, P.E.
Regional Supervisor

Enclosure

NOT FILMED