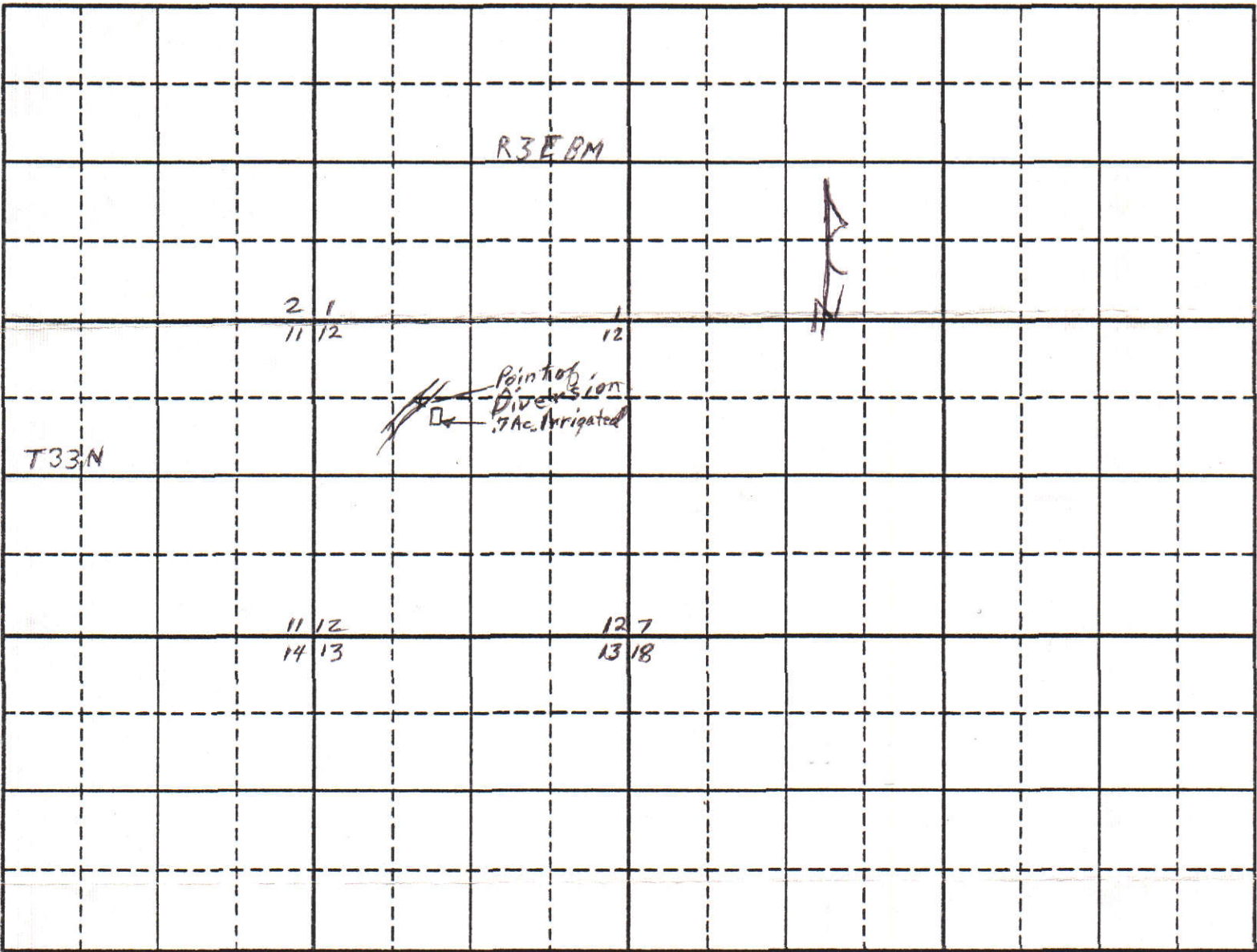


(8) Remarks _____

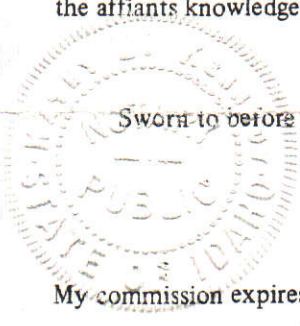


Scale: 2 inches equal 1 mile.

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)
County of Lewis) 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 affiants knowledge.



Sworn to before me this 15th day of May, 1978.

Claude Lucio (Claimant)
Kathy L. Kennedy
Notary Public
Residing at Hamlet, Idaho

My commission expires lifetime

For Department Use Only

Received by LDW Date 5-16-78 Exception filed by: _____ Date _____
Prelim. check by LDW Date 5-16-78 Forwarded to claimant by: _____
\$10.00 fee received by LDW Date 5-16-78 (10901)
Approved for publication by _____
Published in Idaho Co. Free Press - Burley
Dates 5-25-78 - 1-1-78
affidavit received 6-5-78 - OK - LDW

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Section 42-225a, Idaho Code

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. The filing of this claim does not confirm the water right but will serve for information purposes only. It may, however, become the basis for future adjudication of the water right by the Court.

Notice is hereby given that Claude Ivie and/or Mildred Ivie
(name of claimant)
of Rt. 2 Box 512 Kamiah, Idaho, claims a right to the diversion and beneficial use of
(mailing address)
the public water of the State of Idaho

The extent and nature of said claim is as follows:

(1) Describe source of water: (name of stream, lake, spring, etc., or ground water) Lawyers Creek, tributary to, Clearwater River

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

Amount <u>0.65 cfs</u>	Use <u>Irrigation</u>	Period of Use: From <u>May 15</u> To <u>Oct 15</u>
Amount _____	Use _____	Period of Use: From _____ To _____
Amount _____	Use _____	Period of Use: From _____ To _____
(cfs, gpm or a/f)	(dom., irri., stock, etc.)	(both dates inclusive)

(3) Total quantity of water claimed: 0.65 cfs cubic feet per second, or *** acre feet per annum, and/or --- gallons per minute.

(4) Priority claimed: (the date water was first applied to beneficial use) May 1, 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 to this rule is that a claim may be filed on domestic use from a ground-water source.

(5) A) Point of diversion: (give location of point where water is diverted from its source)
S E ¼ N W ¼, Sec. 12 Twp. 33 N Rge. 3 E B.M. County of Idaho
Additional points of diversion: None

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. Pump Teel rotary screw-Model 1p55 3/4" port at creek. 500 feet 3/4 inch pipeline and sprinklers on garden.

(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.

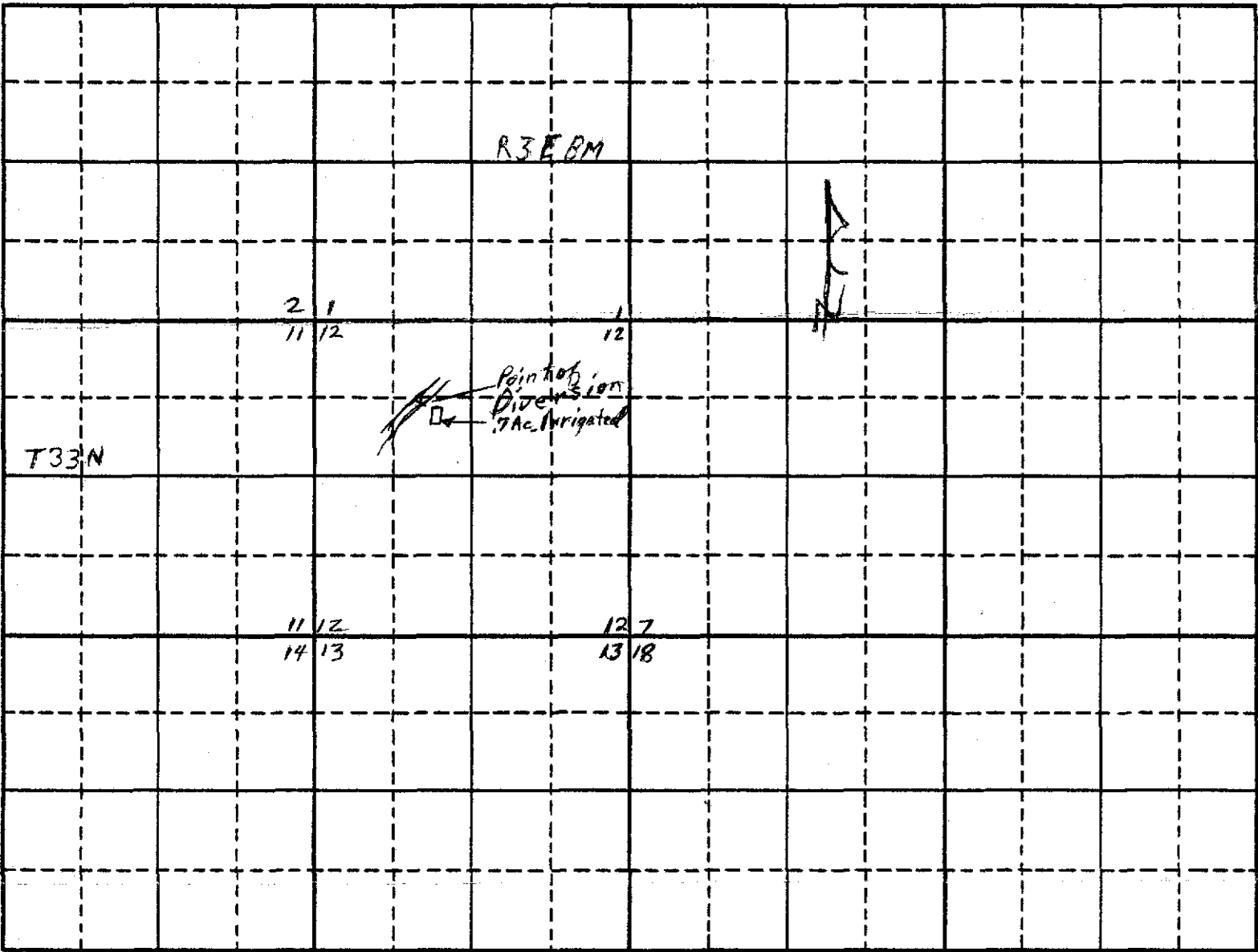
T	R	SEC.	NE ¼				NW ¼				SW ¼				SE ¼				TOTAL
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
33N	3E	12								0.7									0.7 ac.

Total No. of acres 0.7

B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: N.A.

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

(8) Remarks _____

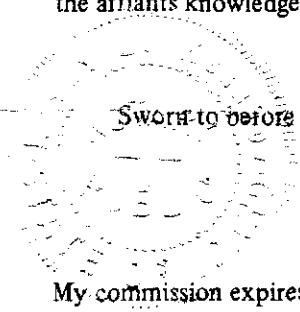


Scale: 2 Inches equal 1 mile.

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)
County of Lewis) 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 affiants knowledge.



Sworn to before me this 15th day of May, 1978.

Claude L. Leno
Affiant (Claimant)
Kathy L. Kennedy
Notary Public
Residing at Hamish, Idaho

My commission expires lifetime

For Department Use Only

Received by [Signature] Date 5-16-78 Exception filed by: _____ Date _____
Prelim. check by [Signature] Date 5-16-78 Forwarded to claimant by: _____
\$10.00 fee received by [Signature] Date 5-18-78 (10901)
Approved for publication by _____
Published in Idaho Co. Free Press - Burley
Dates 5-25-78 - 1-1-78
affidavit received 6-5-78 - OK - LEO

**NOTICE OF CLAIM
TO A WATER RIGHT**

NO. 85-4099

Notice is hereby given that
Claude &/or Mildred Ivie Rt.
Box 512, Kamiah, Id has
filed a claim to a water right
established by diversion and
application to beneficial use
of 0.65 cubic feet per second
of water from Lawyers
Creek, tributary to Clear-
water River with point of
diversion in the SE $\frac{1}{4}$ NW $\frac{1}{4}$
Sec 12, T33N, R3E, B.M.,
Idaho County.

The water is claimed to be
used from May 15 to Oct 15
for the irrigation of 0.7 acres
with a priority of May 1,
1967; the place of use is
within the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 12,
T33N, R3E, B.M.

Any exception to this claim
of water right may be filed
with the Idaho Department
of Water Resources, 4055
Government Way, Coeur
d'Alene, Idaho, 83814.

C. STEPHEN ALLRED

Director

Published in the Idaho
County Free Press,
Grangeville, Id on May 24,
1978 and May 31, 1978.

M24-31

AFFIDAVIT OF PUBLICATION

..... Nona C. Donaldson being first duly
sworn, says he is the Office Manager
of the IDAHO COUNTY FREE PRESS, a weekly newspaper which
is published and issued weekly at Grangeville, Idaho County,
State of Idaho, and which is of general circulation in said county
and state; that the said notice, of which the one hereto attached
is a true copy, was published in said paper for 2 weeks,
being published 2 times, the first publication being
on the 24 day of May 1978.....,
and the last publication on the 31 day of
..... May 1978.....; and that the said notice
was published in the newspaper proper and not a supplement;
that said newspaper has been continuously and uninterruptedly
published in said county during a period of more than seventy-
eight consecutive weeks prior to the first publication of said
notice or advertisement.

..... Nona C. Donaldson

Subscribed and sworn to before me this 31 day
of May 1978.....

..... Marilyn J. Stalley, Notary Public
for State of Idaho, residing at Grangeville, Idaho.

**NOTICE OF CLAIM
TO A WATER RIGHT**

NO. 85-4099

Notice is hereby given that
Claude &/or Mildred Ivie Rt.
Box 512, Kamiah, Id has
filed a claim to a water right
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Creek, tributary to Clear-
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Sec 12, T33N, R3E, B.M.,
Idaho County.

The water is claimed to be
used from May 15 to Oct 15
for the irrigation of 0.7 acres
with a priority of May 1,
1967; the place of use is
within the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 12,
T33N, R3E, B.M.

Any exception to this claim
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Government Way, Coeur
d'Alene, Idaho, 83814.

C. STEPHEN ALLRED

Director

Published in the Idaho
County Free Press,
Grangeville, Id on May 24,
1978 and May 31, 1978.

M24-31

*acc. sent to
notary office
6.2.78
\$*

WATER RIGHT NUMBER 85-4099

WATER RIGHTS EDIT REPORT

12/17/79

PAGE 88

ACT
ION

N OWNER LAST NAME - IVIE
N OWNER LAST NAME - IVIE
N ADDRESS LINE 1 - RT. 2 BOX 512

FIRST NAME - CLAUDE
FIRST NAME - MILDRED

N SOURCE - LAWYERS CREEK
N STAGE - STATRY CLM
N DIVERSION POINT - SENW 12 33N 03E
N FROM - 05-15 TO - 10-15 USE - IRRIGATION
N USE - IRRIGATION
N REMARKS - AC. IRR.=.7.

CITY - KAMIAH STATE - ID
TRIBUTARY OF - CLEARWATER RIVER
PRIORITY - 05-01-1967 COUNTY - IDAHO

TOTAL DIV. RATE - .6500CFS

USE DIV. RATE - .6500CFS

PLACE OF USE - TWN 33N RNG 03E SEC 12 TRACT SENW AC 01

IDENT. NO. 83 4099

WATER RIGHT
DATA ENTRY LOG

[illegible]

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No.

Old No.

New No.

185-4099

Record

1. Original Owner: Claude or Mildred Davis

Present Owner: _____

2. Address: St. 2 Box 512

3. City: Kamiah State: Id Zip: _____

4. A. Source of Water: Lawyers Creek

B. Tributary of: Clearwater River

5. A. Stage (A,P,L,D,S,J): L

B. Status (D,L,R,C,A,I,F - leave blank if valid):

C. Priority Date: 5-1-1967

D. County: 49

E. Total Diversion Rate: .65

F. Total Diversion Volume:

G. Transfer/Amendment (P,T of A or blank):

H. Water District:

I. DLE/Carey Act (D,C or blank):

J. Right Basis (for adjudication claims A,B,C only):

	Tract	Sec.	Twp.	Rge.	Gov't Lot	Rediv.
6. A. Point of Diversion	<u>SE NW</u>	<u>12</u>	<u>33N</u>	<u>3E</u>		

7. Period of Use, Use, Diversion Rate/Volume:

from 5-15 to 10-15 for A purposes. Amount .65
(cfs or AC-FT/yr)

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

8. Use Code: *A*

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			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	
<i>33N</i>	<i>3E</i>	<i>12</i>								<i>1</i>									

9. A. Decree Name:

B. Decree Date:

10. Remarks: A. *ac. irr. = 7.*
 B.
 C.
 D.
 E.

11. Other Uses (Non-irrigation explanatory information):

12. Other Rights for Same Use:

13. A. Proof Due Date:

B. Date Permit Approved or Denied:

C. Protested Date:

D. Hearing Date:

E. Old Number:

F. Proof Made (P or blank):

G. Field Exam Made (P,R,F or blank):

H. Conditions of Approval: _____

14. Diversion Means (brief narrative):



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
NORTHERN DISTRICT
4055 Government Way
667-6484

COEUR D' ALENE, IDAHO 83814

June 7, 1978

Re: 85-4099

Claude & Mildred Ivie
Rt. 2, Box 512
Kamiah, ID 83536

Dear Mr. and Ms. Ivie:

The Department of Water Resources has completed the processing of your claim to a water right, and no further action is authorized under Section 42-225a and 42-225b, Idaho Code. Your claim will be retained in our files and will be available at any time for use by you or the court.

As you are aware, the filing of a claim does not, in itself, guarantee you a water right; it only records and preserves 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 in your claim file, you may have that information or evidence added at any time. Please refer to your claim number when corresponding with our office.

We are enclosing, for your records, a copy of your claim. If you have any questions, or if we may be of any further assistance, please contact us.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Supervisor

RGH:ab

Enclosure

MICROFILMED
1978
JUN 11 1978
FBI - COEUR D'ALENE



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

Suite No. 1
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

May 18, 1978

RE: Claim No. 35-1099

Idaho County Free Press
Box 267
Grangeville, Id 83530

Gentlemen:

Enclosed is a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to our office along with the publication bill. Your cooperation in this matter is appreciated.

Very truly yours,

ROBERT G. HAYNES, P.E.
District Supervisor

RGH:ab

Enc: Legal Notice(s)

RECEIVED
MAY 22 1978

Bill Pearson
6-2-78
B

NOTICE OF CLAIM TO A WATER RIGHT

NO. 85-4099

Notice is hereby given that Claude &/or Mildred Ivie
Rt 2 Box 512, Kamiah, Id

has filed a claim to a water right established by diversion and application
to beneficial use of 0.65 cubic feet per second ~~gallons per minute~~
of water from Lawyers Creek, tributary to Clearwater River
with point of diversion in the SE 1/4 Sec 12, T33N, R3E, B.M., Idaho County

The water is claimed to be used from May 15 to Oct 15 for the
irrigation of 0.7 acres

with a priority of May 1, 1967;
the place of use is within the SE 1/4 Sec 12, T33N, R3E, B.M.

Any exception to this claim of water right may be filed with the Idaho
Department of Water Resources, 4055 Government Way, Coeur d'Alene, Idaho,
83814.

C. STEPHEN ALLRED
Director

Published in the Idaho County Free Press, Grangeville, Id
on May 25, 1978 and June 1, 1978

MICROFILMED

Kamiah, Idaho
April 25, 1978

State of Idaho Dept. of Water Resources
Suite No 1
4055 Government Way
Coeur d'Alene, Idaho 83814

Dear Sirs:

Will you please send me a form of Application for permit to pump water from Lawyer Creek. Mr. Hanson of Grangeville was all out of forms so he refered me to your office.

Sincerely,

Mrs. Claude Ivie
Rt. 2 Box 512
Kamiah, Idaho 83536

Handwritten:
4-26-78

RECEIVED
APR 26 1978
Department of Water Resources
Northern District Office

MICROFILMED

Kamiah, Idaho
May 1, 1978

State of Idaho
Department of Water Resources
Northern District Office
4055 Government Way
Coeur d'Alene, Idaho 83814

Dear Sirs:

Thank you for sending the "Application for Permit" form. According to the instruction sheet sent it is very possible I should have asked for a "Claim to a Water Right" form instead. Will you please send one of those forms. I will return the one not used if necessary.

Thank you,
Mrs. Claude Ivie
Mrs. Claude Ivie
Rt. 2 Box 512
Kamiah, Idaho 83536

form sent
5-3-78 *SWW*

RECEIVED
MAY 2 1978
Department of Water Resources
Northern District Office



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

Suite No. 1
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

May 16, 1978

RE: Claim No. 85-4099

Claude & Mildred Ivie
Rt 2 Box 512
Kamiah, Id 83536

Dear Mr & Mrs Ivie,

Attached is your receipt No. 10901 in the amount of \$ 10.00 for the
filing fee on the above referenced item which was received in this office.

Very truly yours,

Alea Beito
Secretary

AB

Attachment

MICROFILMED