

APPROX. 7.5A TOTAL

35 N

20

21

51

Scale: 2 inches equal 1 mlle.

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 Idaho)
) ss.
County of nezperce)

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 18th day of may, 19 77

Notary Public

Residing at Jeniston Idaho

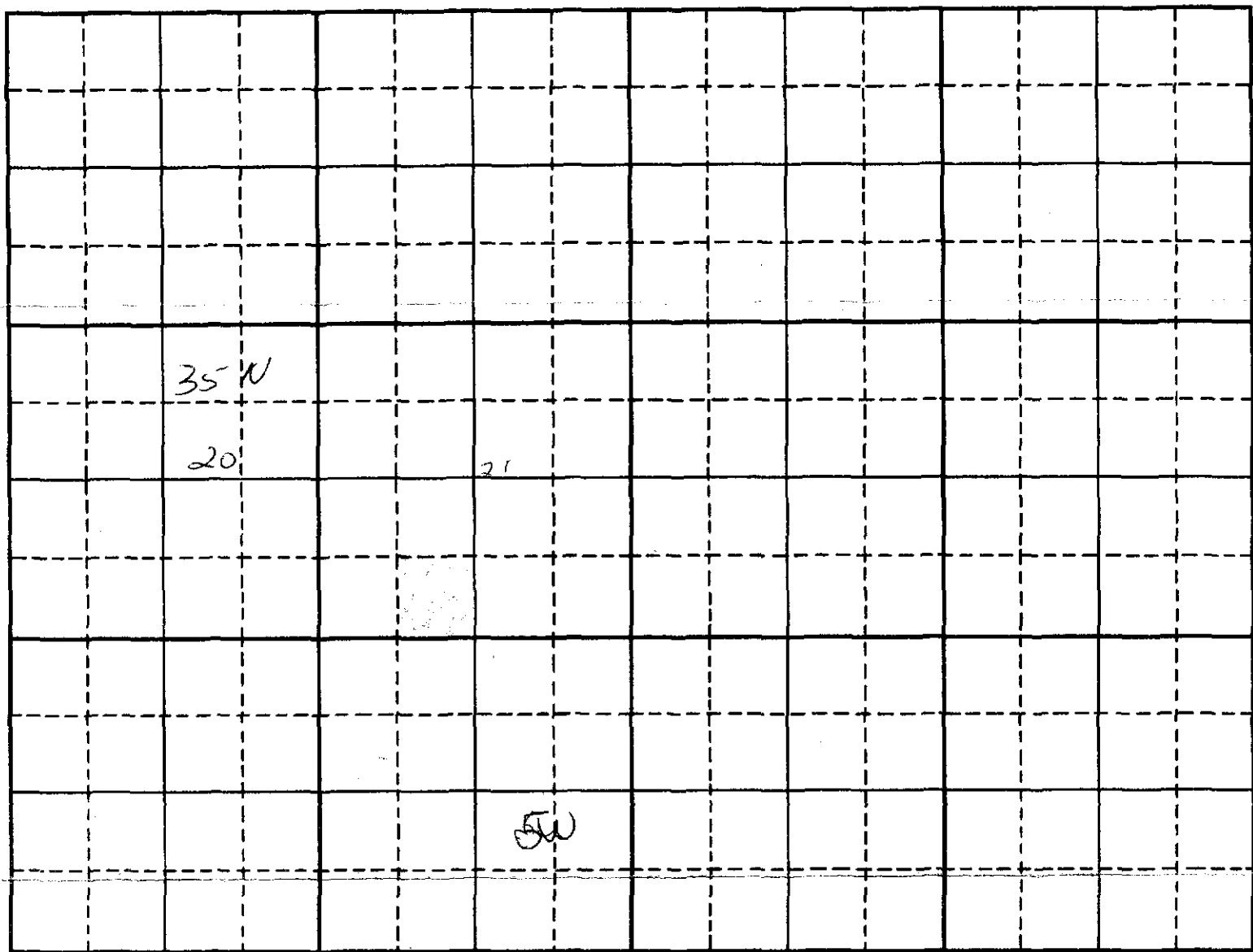
My commission expires 11/10/1979

For Department Use Only

Received by TK Date 5-19-77 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by TK Date 5-31-77 claimant by: _____
\$10.00 fee received by TK Date 5-31-77 (5545)
Approved for publication by TK _____
Published in San Antonio Express-News _____
Dates 6-9-77 _____

OK-67-22

(8) Remarks APPROX. 7.5 A TOTAL



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 Idaho)
) ss.
County of Nezperce)

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.

Sworn to before me this 18th day of

May

19 77.

Notary Public

Residing at

Phillip A. Johnson
Phillip A. Johnson
same as Butcher (claimant) B. Fredrick
Ella Jean Ormrod
Lewistown, Idaho

My commission expires 11/10/1979

For Department Use Only

Received by TK Date 5-31-77 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by TK Date 5-31-77 claimant by: _____
\$10.00 fee received by TK Date 5-31-77 (5545)
Approved for publication by TK _____
Published in Nezperce County Tribune _____
Dates 1-9-77-22 _____

OK - 6-7-77
[Signature]

INTER-DEPARTMENT MEMO — 1

FROM lom

DATE 6-1-77

TO File

SUBJECT Claim # 85-4086

Claimants claim to own both houses
listed on above referenced claim.
as per telephone conv. 6-1-77

MICROFILMED

A. L. King
SIGNATURE

PUBLISHER'S AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Nez Perce } ss.

Raelene Thornton, 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 to a Water Right 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 9 day of June, A. D. 19 77, and the last publica-

tion thereof being on the 16 day of June, A. D. 19 77, and said Notice to a Water Right

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.

Raelene Thornton

SUBSCRIBED AND SWORN TO BEFORE ME THIS THE

16 day of June, 1977.

Paulita Hamilton

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

NOTICE OF CLAIM TO A WATER RIGHT NO. 85-4086

Notice is hereby given that Philip A. & Ruthie B. Johnson, 4615 Tammany Creek Rd., Lewiston, ID. has filed a claim to a water right established by diversion and application to beneficial use of 15 gallons per minute of water from a groundwater source with point of diversion in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 21, T35N, R5W, B.M. Nez Perce County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic purposes for 2 households & from April 1 to Oct. 31 for the irrigation of 1 acre with a priority of May 1, 1977; the place of use is within the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 21, T35N, R5W, 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.
STEPHEN ALLRED
Director

OK.
6/17/77
NB

12/17/79

WATER RIGHTS EDIT REPORT

WATER RIGHT NUMBER 85-4086

ACT
ION

N OWNER LAST NAME - JOHNSON
N OWNER LAST NAME - JOHNSON
N ADDRESS LINE 1 - 4615 TAMANY CREEK RD.
N

FIRST NAME - PHILIP A.
FIRST NAME - RUTHIE B.

CITY - LEWISTON STATE - ID ZIP CODE - 83501
TOTAL DIV. RATE - .0300CFS

PRIORITY - 05-01-1974 COUNTY - NEZ PERCE

USE DIV. RATE - .0300CFS
USE DIV. RATE - .0300CFS

N SOURCE - GROUNDWATER
N STAGE - STATRY CLM
N DIVERSION POINT - SESW 21 35N 05W
N FROM - 04-01 TO - 10-31 USE - IRRIGATION
N FROM - 01-01 TO - 12-31 USE - DOMESTIC
N USE - IRRIGATION

PLACE OF USE - TWN 35N RNG 05W SEC 21 TRACT SESW

** M ** MISSING ACRES FOR IRRIGATION WATER USE

N NON IRRIG USE - D/2 HOMES.

IDENT. NO. 85-4086

WATER RIGHT
DATA ENTRY LOG[illegible]

- DATA ENTRY -

Record

Present Owner: _____

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

from _____ to _____ for _____ purposes. Amount _____

8. Use Code: A

[illegible]

9. A. Decree Name:

B. Decree Date:

10. Remarks: A.
B.
C.
D.
E.

11. Other Uses (Non-irrigation explanatory information): *P/S homes,*

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 17, 1977

RE: Claim No. 35-4086

Philip A & Ruthie B Johnson
4615 Tannary Creek Rd
Lewiston, Id 83501

Dear Mr & Mrs Johnson,

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

RECEIVED
JUN 20 1977
WATER RESOURCES
NORTHERN DISTRICT



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN DISTRICT

Cecil D. Andrus
Governor

R. Keith Higginson
Director

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

June 2, 1977

RE: Claim No. 85-4086
Correction No. 85-7148

Lewiston Morning Tribune
505 C Street
Lewiston, Id 83501

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.

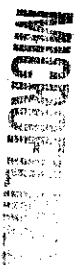
Very truly yours,

ROBERT G. HAYNES, P.E.
District Supervisor

RGH:cp

Enc: Legal Notice(s)

Bill McLeod
6-17-77
DB



NOTICE OF CLAIM TO A WATER RIGHT

NO. 85-4086

Notice is hereby given that Phillip A & Ritchie B Johnson

4615 Tammany Creek Rd, Lewiston, Id

has filed a claim to a water right established by diversion and application
to beneficial use of 15 ~~subsurface per second~~ gallons per minute
of water from a groundwater source

with point of diversion in the SE 1/4, Sec 21, T35N, R5W, B.M. Nez Perce
County

The water is claimed to be used from _____
Jan 1 to Dec 31 for domestic purposes for 2 households & from April 1
to Oct 31 for the irrigation of 1 acre

with a priority of May 1, 1977;
the place of use is within the SE 1/4, Sec 21, T35N, R5W, 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 Lewiston Morning Tribune, Lewiston, Id
June 9 and June 16, 1977

RECEIVED
JUN 11 1977
CLERK OF DISTRICT COURT
IDAHO



STATE OF IDAHO

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

COEUR D'ALENE, IDAHO 83814

June 1, 1977

RE: Claim No. 85-4086

Philip A & Ruthie B Johnson
4615 Tammany Creek Rd
Lawson, Id 83501

Dear Mr & Mrs Johnson,

Attached is your receipt No. 5545 in the amount of \$10.00 for the filing fee on the above referenced item which was received in this office.

Sincerely,

Alea Beito
Secretary

AB

Attachment

RECEIVED

May 19, 1977

Philip A & Ruthie B Johnson
4615 Tanmany Creek Rd
Lewiston, Id 83501

Dear Mr & Mrs Johnson,

Your check #92-313 and claim are being returned to you for clarification. Since the claim is your sworn statement, I am not at liberty to add or subtract anything from it. However, for the claim to be of the most value to you, I feel the following information should be added.

Item 2 should read- "Amount: 0.08 cfs; Use: Domestic. Domestic use at 0.04 cfs includes enough water for one household, irrigation of up to $\frac{1}{2}$ acre of land and stock water for any number of animals as long as the total usage does not exceed 13,000 gals. per day.

Item 4 is the most important item on the claim. This date should be as long ago as you can discover that the water has been used for two households.

I have penciled in a sketch where a map should be provided.

After reviewing the claim and supplying the needed information to the best of your knowledge, return the claim and \$10.00 fee to this office.

If we can be of any further assistance, please do not hesitate to contact us.

Sincerely,

TOM KING
Senior Water Resource Agent

ab

Enclosure

Lewiston Ida.
April 22, 1977

State of Idaho
Dept. of Water Resources
Coeur d'Alene Ida.

RECEIVED

APR 25 1977

Robert J. Haynes P. E.
Department of Water Resources
Northern District Office

Dear Sir

Please send me the Claim
to a water Right form.

We have an existing well
for household use plus some
irrigation for lawn and garden.

Very truly yours

Philip A. Johnson
4615 Tammany Rd.
Lewiston, Ida 83501

Claim Sent
4-26-77 P

RECEIVED

APR 13 1977

Department of Water Resources
Northern District Office

Bureau of Reclamation

Boise, Idaho

Lewiston, Idaho
April 12, 1977

Department of Water Resources

Dear Sirs:

I wish to apply for a
water right for a well.
Please send an application
form.

RECEIVED

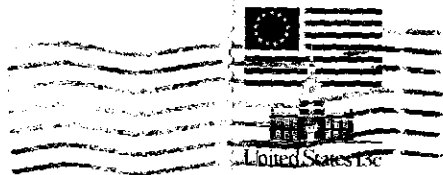
APR 14 1977

Department of Water Resources
Northern District Office

Sincerely yours

Philip A. Johnson

4615 Lammings Cr. Road
Lewiston, Idaho 83501



Bureau of Reclamation
State house
Borah Bldg.

April 18, 1977

Mr. Philip A Johnson
4615 Tammany Creek Rd
Lewiston, Id 83501

Dear Mr. Johnson,

An Application for Permit must be filed to develop a legal water right on any water diverted from a ground water source after March 25, 1963 (excepting a well drilled for a single household). Any surface water diverted after May 20, 1971, must also be preceded by a permit from our Department. The above includes proposed new systems and enlargements of existing systems for development of larger quantities of water (Section 42-201 through Section 42-229, Idaho Code).

Existing water rights developed through diversion and application of water to a beneficial use prior to the above dates may be recorded by filing a Claim to a Water Right with our Department; however, it is not mandatory to do so (Section 42-225b, Idaho Code).

Please let us know which form you require--the Application for Permit form or the Claim to a Water Right form--and we will forward it to you. Please contact us if there are any further questions.

Very truly yours,

ROBERT G. HAYNES, P.E.
District Supervisor

RGH:ab

RECEIVED
APR 20 1977
DISTRICT SUPERVISOR
LEWISTON, IDAHO