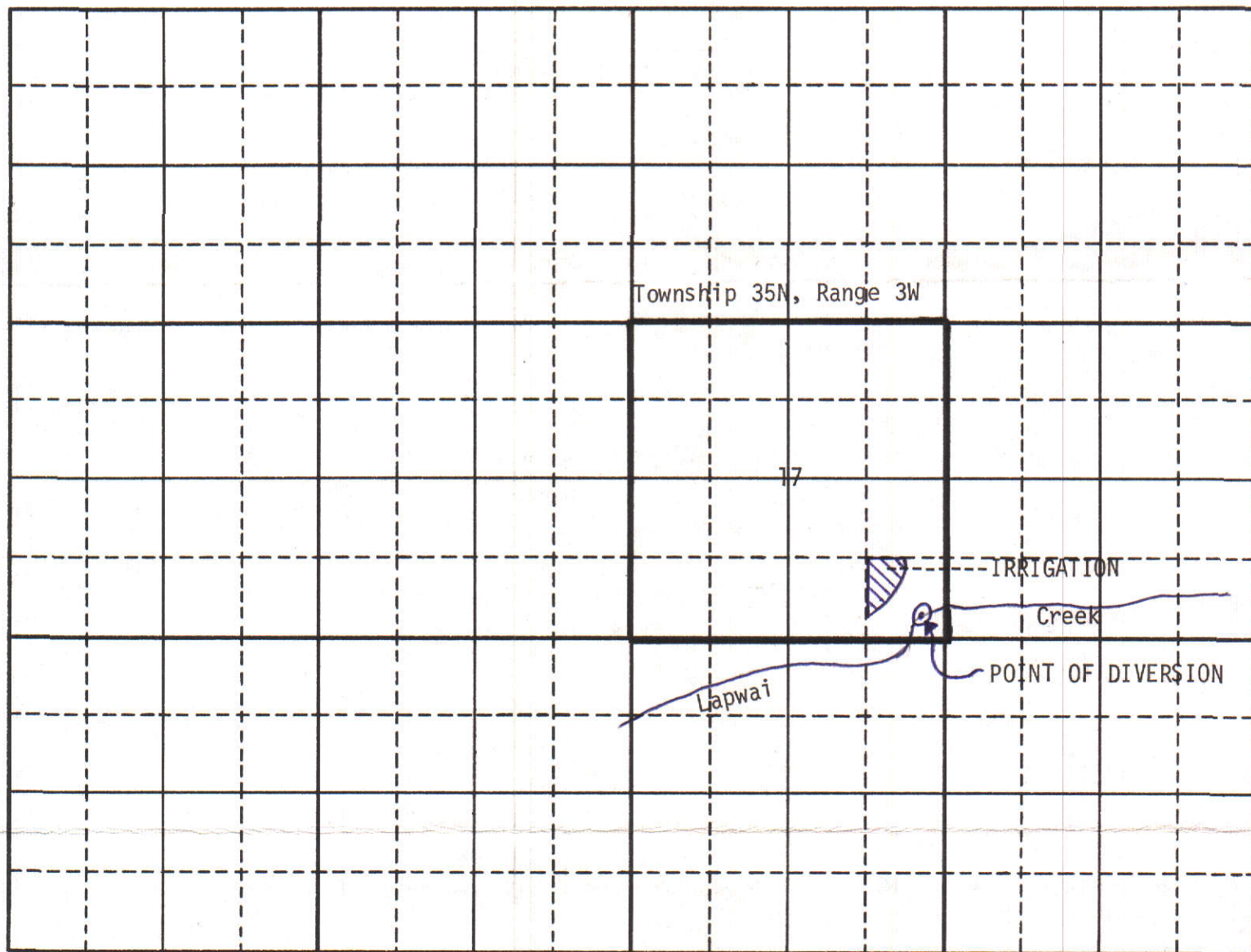


(8) Remarks I have been using water for about 9 years. Thought I had a water right, but found out recently that I did not have a water right.



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 Nez Perce) 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 17th day of March, 1976.

Lloyd H. Krum
(Claimant)

Ellen Louise Lethman
Notary Public

Residing at Bulldog

My commission expires April 14, 1977

For Department Use Only

Received by CP Date 3-18-76
Prelim. check by RWA Date 3-10-76
\$10.00 fee received by NA Date _____
Approved for publication by RWA
Published in Lewiston Morning Tribune
Dates 3-25 & 4-1-76

Exception filed by: _____ Date _____
Forwarded to claimant by: _____ Date _____

(8) Remarks

Scale: 2 inches equal 1 mile.

State of Idaho

County of

Sworn to before me this 24th day of

(Claimant)

, 19

Notary Public

Residing at

My commission expires

Received by *DLB*

Date 2-25-76

Exception filed by:

Forwarded to

Date _____

Prelim. check by DNT

Date 2/25/76

claimant by:

\$10.00 fee received by myB[#]2623

Date 2-25-76

Approved for publication by

Published in Lewiston Morning Tribune

Dates 3-4 & 3-11-76

- (8) Remarks

Scale: 2 inches equal 1 mlie.

State of Idaho

County of

Sworn to before me this 24th day of

Notary Public

Residing at

My commission expires

Received by DLB Date 2-25-76
Prelim. check by Dar Date 2/25/76
\$10.00 fee received by MJB #623 Date 2-25-76
Approved for publication by [Signature]
Published in Lewiston Morning Tribune
Dates 3-4 & 3-11-76

Exception filed by:

Forwarded to
claimant by:

Date _____

PUBLISHER'S AFFIDAVIT OF PUBLICATION

MAR 12 1976

Department of Water Resources
Northern District Office

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

Charles R. Koethke, being duly sworn

deposes and says, I am the Classified Manager 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 Claim to 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 4th day of March, A. D. 19 76, and the last publica-

tion thereof being on the 11th day of March, A. D. 19 76, and said Notice of Claim to

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.

Charles R. Koethke

SUBSCRIBED AND SWORN TO BEFORE ME THIS THE

11th day of March, 19 76.

Norman W. Rich 8-28-76

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

NOTICE OF CLAIM TO A WATER RIGHT NO. 184-4023

Notice is hereby given that Lloyd H. Kern, Route 1, Box 51, Culesac, Idaho, has filed a claim to a water right established by diversion and application to beneficial use of 0.20 cubic feet per second of water from Lapwai Creek, tributary to the Clearwater River with point of diversion in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 17, T. 35N, R. 3E, B.M., Nez Perce County.

The water is claimed to be used from May 1 to Oct. 15 for the irrigation of 10 acres with priority of August 11, 1966; the place of use is within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 17, T. 35N, R. 3E, 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.

R. KEITH HIGGINSON
Director

Published in the Lewiston Morning Tribune, Lewiston, Idaho, on March 4 and March 11, 1976.

PUBLISHER'S AFFIDAVIT OF PUBLICATION

RECEIVED

APR 5 1976

Department of Water Resources
Northern District Office

NOTICE OF AMENDED CLAIM TO A WATER RIGHT NO. 84-4023

Notice is hereby given that Lloyd H. Kern filed Claim to a Water Right No. 84-4023, claiming 0.20 cubic feet per second of water from Lapwai Creek with the point of diversion in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 17, T. 35N, R. 3E, B.M., Nez Perce County. The water was claimed to be used from May 1 to Oct. 15 for the irrigation of ten acres within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 17, T. 35N, R. 3E, B.M., with a priority of August 11, 1966.

The claimant now proposes to amend Claim No 84-4023, claiming 0.20 cubic feet per second of water from Lapwai Creek, with the point of diversion in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 17, T. 35N, R. 3W, B.M., Nez Perce County. The water is claimed to be used from May 1 to Oct. 15 for the irrigation of ten acres within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 17, T. 35N, R. 3W, B.M., with a priority of August 11, 1966.

Any exception to the amending of this Claim to a Water Right may be filed with the Idaho Department of Water Resources, 4055 Government Way, Suite No. 1, Coeur d'Alene, Idaho 83814.

R. KEITH HIGGINSON
Director

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

C. R. Koethke

, being duly sworn

deposes and says, I am the Classified Manager 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 Amended Claim 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 25th day of March, A. D. 1976, and the last publica-

tion thereof being on the 1st day of April,

A. D. 1976, and said Notice of Amended Claim 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.

C. R. Koethke

SUBSCRIBED AND SWORN TO BEFORE ME THIS THE

1st day of April, 1976.

Norman W. Rich 8-28-76
Notary Public in and for the State of Idaho,
residing at Lewiston, therein.

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Section 42-225a, Idaho Code

A M E N D E D

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 Lloyd H. Kern (name of claimant)
of Route 1, Box 51, Culdesac, Idaho 83524, 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) Lapwai Creek
Clearwater River, tributary to,
- (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 0.20 cfs Use Irrigation Period of Use: From May 1 To Oct. 15
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: 0.20 cubic feet per second, or _____ acre feet per annum, and/or 90 gallons per minute.

(4) Priority claimed: (the date water was first applied to beneficial use) August 11, 1966
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)
SE ¼ SE ¼, Sec. 17 Twp. 35N Rge. 3W B.M. County of Nez Perce
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. Motor and pump located on Lapwai Creek. Water is pushed through about 500 feet of 3-inch mainline and out through lateral line and sprinkler heads over a ten-acre field.

(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.

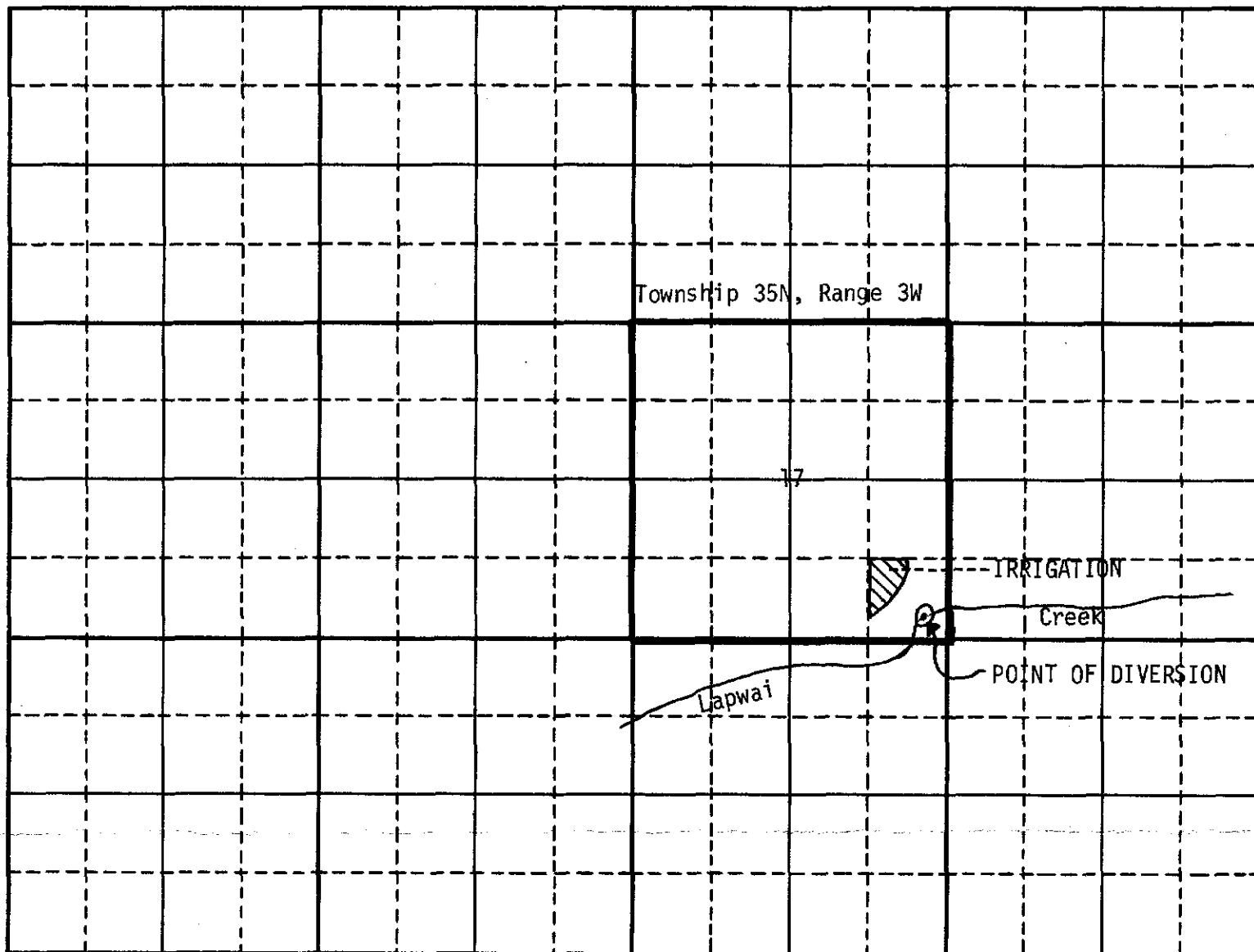
T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
35N	3W	17																10	10

Total No. of acres 10

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

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

(8) Remarks I have been using water for about 9 years. Thought I had a water right, but found out recently that I did not have a water right.



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 Nez Perce) 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 17th day of March, 1976.

Saloyd H. Kwan
(Claimant)

Ellen Louise Bottoms
Notary Public

Residing at Bulldog

My commission expires April 14, 1977

For Department Use Only

Received by CP Date 3-18-76
Prelim. check by RWA Date 3-10-76
\$10.00 fee received by NA Date _____
Approved for publication by RWA
Published in Lewiston Morning Tribune
Dates 3-25 & 4-1-76

Exception filed by: _____ Forwarded to claimant by: _____ Date _____

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 LLOYD H. KERN (name of claimant)
of RR 1 Box 51 CULDESAC, IDAHO 83524 (mailing address), claims a right to the diversion and beneficial use of
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) Lapwai Creek, tributary to Clear Water 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>2 cfs</u> | Use | <u>Irrigation</u> | Period of Use: | From | <u>MAY 1</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: 2 cfs cubic feet per second, or _____ acre feet per annum, and/or 90 gallons per minute.
- (4) Priority claimed: (the date water was first applied to beneficial use) August 11 - 1966

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)
SE 1/4 SE 1/4, Sec. 17 Twp. 35N Rge. 3E B. M. County of Nez Perce
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. Motor & Pump located on Lapwai Creek Water is pushed thru about 300 ft of main line & out thru lateral line & sprinkler head over 10 Acre Field

- (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.

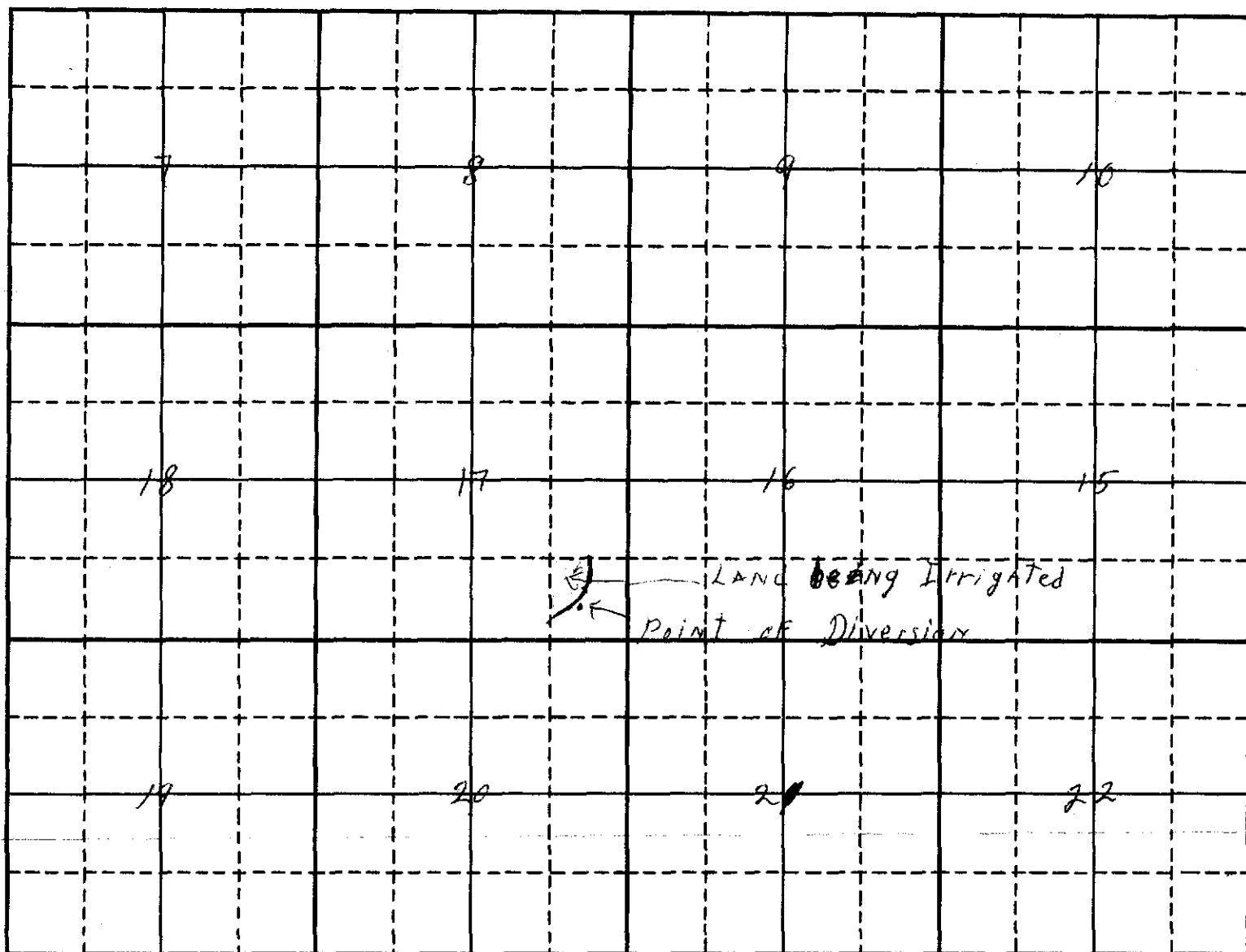
T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
35N	3E	17																10	10

Total No. of acres 10

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

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

(8) Remarks Have been using water for about 9 yrs That
I had a Water Right but Found out recently That
I did not have Water Right



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 Nez Perce) 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 24th day of February, 1976

Lloyd H. Kern
(Claimant)

Ellen Louise Lottman
Notary Public

Residing at Caldwell

My commission expires April 14, 1977

For Department Use Only

Received by DRB Date 2-25-76
Prelim. check by DRB Date 2/25/76
\$10.00 fee received by DRB Date 2-25-76
Approved for publication by DRB
Published in Lewiston Morning Tribune
Dates 3-4 & 3-11-76

Exception filed by: _____ Date _____
Forwarded to claimant by: _____ Date _____

4055 Government Way - Suite #1

(208) 667-6484

March 16, 1976

file

Re: Claim to a Water Right No. 84-4023

Mr. Loyd H. Kern
Route 1, Box 51
Culdesac, ID 83524

Dear Mr. Kern:

The processing of your Claim to a Water Right has been completed, and a copy is enclosed for your reference. We noticed that the legal description on the Claim (under Item #5) should list the Range as "3 West" rather than "3 East."

In order to correct this error, an Amended Claim to a Water Right must be filed with our Department, which would be processed in the same manner as the original Claim. We have typed an Amended Claim for your review and signature. If all items are in order, please sign the form before a Notary Public and return it to our office. There is no additional filing fee required for an Amended Claim.

Feel free to contact us if there are any questions.

Very truly yours,

ROBERT G. HAYNES, P.E.
District Supervisor

RGH:CP

Enclosure

bcc: IDWR - Boise ✓

260
Held for
corrected claim

85-~~4023~~
Claim No. 84-4023
L-5B

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

NEW APP should
be 3W

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 1104d H. Kern
(name of claimant)
of Box 51, Caldesac, Idaho, claims a right to the diversion and beneficial use of
(mailing address) 83524
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) Lapwai 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>2 cfs</u> | Use <u>Irrigation</u> | Period of Use: From <u>May 1</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: 2 cfs cubic feet per second, or _____ acre feet per annum, and/or 90 gallons per minute.
- (4) Priority claimed: (the date water was first applied to beneficial use) August 11-1966

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)
SE 1/4 SE 1/4, Sec. 17 Twp. 35N Rge. 3E W B. M. County of Nez Perce
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. Motor & Pump located on Lapwai Creek Water is pushed thru about 500 ft of main line & out thru lateral line & sprinkler head over 10 Acre Field

- (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 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
35N	3E	17																10	10

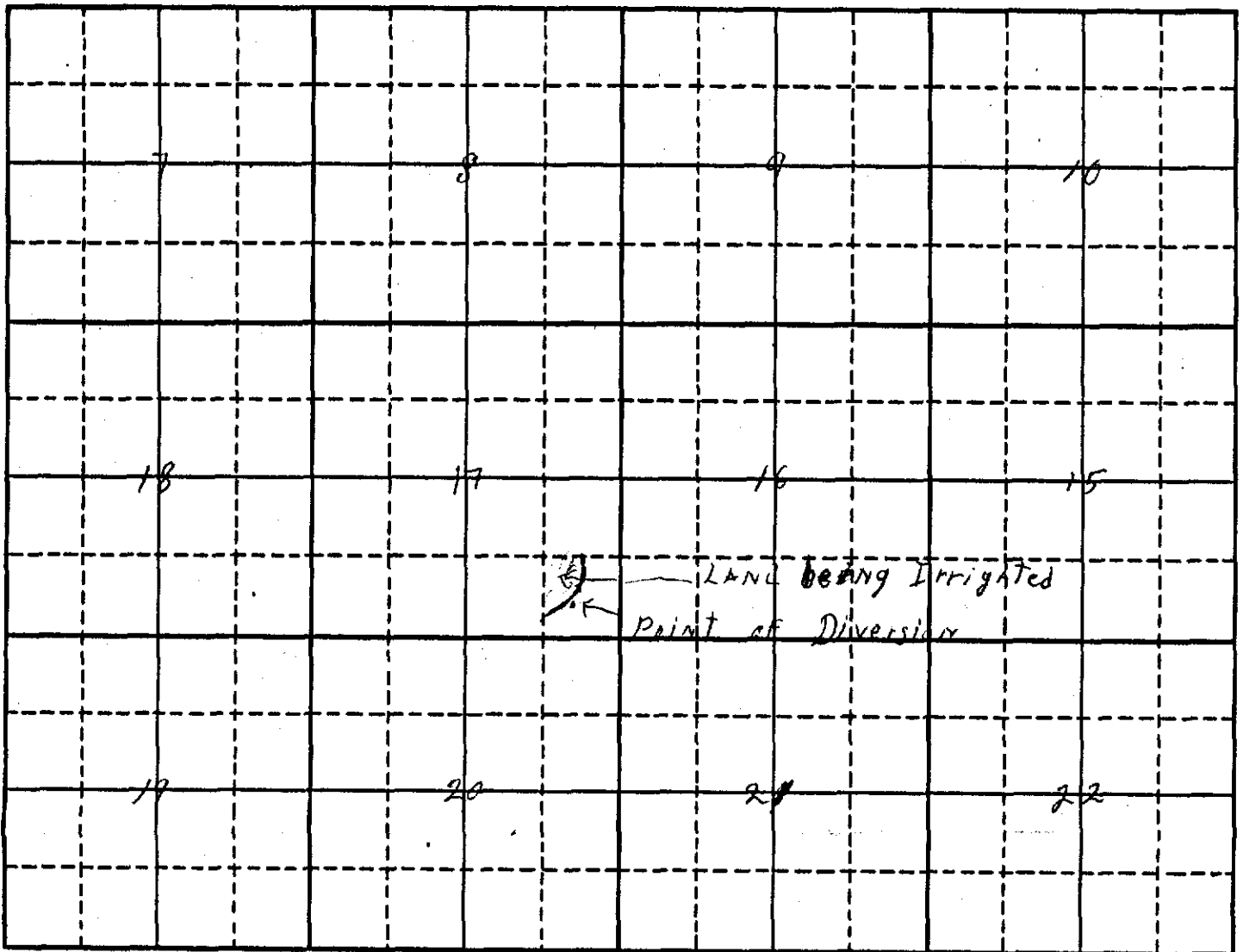
Total No. of acres 10

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

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

2
BB

(8) Remarks Have been using water for about 9 yrs that I had a water right but found out recently that I did not have water right



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 Nez Perce

) 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 24th day of February, 1976

Lloyd H. Kern
(Claimant)
Ellen Louise Lottman
Notary Public

Residing at Caldwell

My commission expires April 14, 1977

For Department Use Only

Received by DLB Date 2-25-76
Prelim. check by DW Date 2/25/76
\$10.00 fee received by MJB Date 2-25-76
Approved for publication by PWA
Published in Lewiston Morning Tribune
Dates 3-4 & 3-11-76

Exception filed by:

Forwarded to
claimant by:

Date

PUBLISHER'S AFFIDAVIT OF PUBLICATION

MAR 12 1976

Department of Water Resources
Northern District Office

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

Charles R. Koethke, being duly sworn

deposes and says, I am the Classified Manager 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 Claim to 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 4th day of March, A. D. 19 76, and the last publica-

tion thereof being on the 11th day of March, A. D. 19 76, and said Notice of Claim to

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.

Charles R. Koethke

SUBSCRIBED AND SWORN TO BEFORE ME THIS THE 11th day of March, 19 76.

Norman W. Rich 8-28-76

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

NOTICE OF CLAIM TO A WATER RIGHT NO. 12-321

Notice is hereby given that Lloyd H. Koethke, Box 51, Caldwell, Idaho, has filed a claim to a water right established by diversion and appropriation to benefit himself and his heirs, assigns and assigns, and Lapwai Creek, Idaho, to the Clearwater River, point of diversion, Sec. 24, T. 17, N. 36, E. 17, T. 30N, R. 17E, Nez Perce County, Idaho.

The water to be used from the Clearwater River for the irrigation and domestic use of the water right of use in the Clearwater River, T. 17, N. 36, E. 17, T. 30N, R. 17E, Nez Perce County, Idaho.

Any claim of water right with the Idaho Department of Water Resources, Department May, Coeur d'Alene, 83814.

R. K. Koethke, Director

Published in the Lewiston Morning Tribune, Lewiston, Idaho, on March 4 and March 11, 1976.

PUBLISHER'S AFFIDAVIT OF PUBLICATION

RECEIVED

APR 5 1976

Department of Water Resources
Northern District Office

NOTICE OF AMENDED CLAIM TO A WATER RIGHT NO. 01-423

Notice is hereby given that Lloyd H. Kern filed Claim to a Water Right No. 01-423, claiming 0.20 cfs of water from the point of diversion in the SE 1/4, Sec. 17, T. 36N., R. 3W., B.M. 1, Nez Perce County, Idaho. The water was claimed from May 1 to Oct. 15, 1966, for the irrigation of ten acres in the SE 1/4, Sec. 17, T. 36N., R. 3W., with a priority of August 11, 1966.

The claimant proposes to amend the claim, claiming 0.20 cfs of water from the point of diversion in the SE 1/4, Sec. 17, T. 36N., R. 3W., B.M. 1, Nez Perce County, Idaho. The water was claimed from May 1 to Oct. 15, 1966, for the irrigation of ten acres in the SE 1/4, Sec. 17, T. 36N., R. 3W., with a priority of August 11, 1966.

Any exception to the amending of this Claim to a Water Right may be filed with the Idaho Department of Water Resources, 406 Department Way, Suite No. 1, Coeur d'Alene, Idaho 83814.

R. KENT HIGGINSON
Director

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

C. R. Koethke

, being duly sworn

deposes and says, I am the Classified Manager 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 Amended Claim 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 25th day of March, A. D. 19 76, and the last publication thereof being on the 1st day of April,

A. D. 19 76, and said Notice of Amended Claim 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.

C. R. Koethke

SUBSCRIBED AND SWORN TO BEFORE ME THIS THE

1st day of April, 19 76.

Norman W. Rich B-24-76

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

ACT
ION

N OWNER LAST NAME - KERN

N ADDRESS LINE 1 - RT. 1 BOX 51

N

N SOURCE - LAPWAI CREEK

N STAGE - STATRY CLM

N DIVERSION POINT - SESE 17 35N 03W

N FROM - 05-01 TO - 10-15 USE - IRRIGATION

N USE - IRRIGATION

FIRST NAME - LLOYD H.

CITY - CULDESAC

TRIBUTARY OF - CLEARWATER RIVER

PRIORITY - 08511-1968 COUNTY - NEZ PERCE TOTAL DIV. RATE - .2000CFS

USE DIV. RATE - .2000CFS

PLACE OF USE - TWN 35N RNG 03W SEC 17 TRACT SESE AC 10

STATE - ID ZIP CODE - 83524

IDENT. NO. 85-4069

WATER RIGHT
DATA ENTRY LOG

[illegible]

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No.

OTd No.

New No.

185-4069

Record

1. Original Owner: Lloyd H. Kern

Present Owner: _____

2. Address: Rt. 1 Box 513. City: Culdesac State: ID Zip: 835244. A. Source of Water: Lapwai CreekB. Tributary of: Cleanwater River5. A. Stage (A,P,L,D,S,J): S

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

C. Priority Date: 8-11-1966D. County: 69E. Total Diversion Rate: .2

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>SESE</u>	<u>17</u>	<u>35N</u>	<u>31W</u>		

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

from 5-1 to 10-15 for A purposes. Amount .2
(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

[illegible]

9. A. Decree Name:

B. Decree Date:

10. Remarks: A.
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

Route 5, Box 203 - Suite #1

4055 N. Government Way

COEUR D'ALENE, IDAHO 83814

(208) 667-6484

April 13, 1976

Re: Claim to a Water Right No. 84-4023

Mr. Lloyd H. Kern
Route 1, Box 51
Culdesac, ID 83524

Dear Mr. Kern:

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.

Very truly yours,

ROBERT G. HAYNES
District Supervisor

RGH:CP

Enclosure



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NORTHERN DISTRICT

Route 5, Box 203 - Suite #1

4055 Government Way

COEUR D'ALENE, IDAHO 83814

(208) 667-6484

March 19, 1976

Re: Claim No. 84-4023 - Lloyd H. Kern

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
District Supervisor

RGH:CP

Enc: Legal Notice(s)

Bill: 4-9-76.4

NOTICE OF AMENDED
CLAIM TO A WATER RIGHT
NO. 84-4023

Notice is hereby given that Lloyd H. Kern filed Claim to a Water Right No. 84-4023, claiming 0.20 cubic feet per second of water from Lapwai Creek, with the point of diversion in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 17, T. 35N, R. 3E, B.M., Nez Perce County. The water was claimed to be used from May 1 to Oct. 15 for the irrigation of ten acres within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 17, T. 35N, R. 3E, B.M., with a priority of August 11, 1966.

The claimant now proposes to amend Claim No. 84-4023, claiming 0.20 cubic feet per second of water from Lapwai Creek, with the point of diversion in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 17, T. 35N, R. 3W, B.M., Nez Perce County. The water is claimed to be used from May 1 to Oct. 15 for the irrigation of ten acres within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 17, T. 35N, R. 3W, B.M., with a priority of August 11, 1966.

Any exception to the amending of this Claim to a Water Right may be filed with the Idaho Department of Water Resources, 4055 Government Way, Suite #1, Coeur d'Alene, Idaho 83814.

R. KEITH HIGGINSON
Director

Published in the Lewiston Morning Tribune, Lewiston, Idaho on March 25 and April 1, 1976.

**NOTICE OF AMENDED
CLAIM TO A WATER RIGHT
NO. ~~84-4023~~**

Notice is hereby given that Lloyd H. Kern filed Claim to a Water Right No. 84-4023, claiming 0.20 cubic feet per second of water from Lapwai Creek with the point of diversion in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 17, T. 35N, R. 3E, B.M., Nez Perce County. The water was claimed to be used from May 1 to Oct. 15 for the irrigation of ten acres within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 17, T. 35N, R. 3E, B.M., with a priority of August 11, 1966.

The claimant now proposes to amend Claim No 84-4023, claiming 0.20 cubic feet per second of water from Lapwai Creek, with the point of diversion in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 17, T. 35N, R. 3W, B.M., Nez Perce County. The water is claimed to be used from May 1 to Oct. 15 for the irrigation of ten acres within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 17, T. 35N, R. 3W, B.M., with a priority of August 11, 1966.

Any exception to the amending of this Claim to a Water Right may be filed with the Idaho Department of Water Resources, 4055 Government Way, Suite No. 1, Coeur d'Alene, Idaho 83814.

R. KEITH HIGGINSON
Director

*OK.
3-25-76
P*

4055 Government Way - Suite #1

(208) 567-6484

March 16, 1976

Re: Claim to a Water Right No. 84-4023

Mr. Loyd H. Kern
Route 1, Box 51
Culdesac, ID 83524

Dear Mr. Kern:

The processing of your Claim to a Water Right has been completed, and a copy is enclosed for your reference. We noticed that the legal description on the Claim (under Item #5) should list the Range as "3 West" rather than "3 East."

In order to correct this error, an Amended Claim to a Water Right must be filed with our Department, which would be processed in the same manner as the original Claim. We have typed an Amended Claim for your review and signature. If all items are in order, please sign the form before a Notary Public and return it to our office. There is no additional filing fee required for an Amended Claim.

Feel free to contact us if there are any questions.

Very truly yours,

ROBERT G. HAYNES, P.E.
District Supervisor

RGH:CP

Enclosure

bcc: IDWR-Boise





STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

COEUR D'ALENE, IDAHO 83814

NORTHERN DISTRICT

Route 5, Box 203 - Suite #1
4055 Government Way

(208) 667-6484

February 27, 1976

Re: Claim No. 84-4023 - Lloyd H. Kern
" " 85-4067 - Clarence and Alberta Wilfong

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
District Supervisor

RGH:CP

Enc: Legal Notice(s)

Bill: 3-16-76.00

6:18

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MAR 12 1976

State of Idaho

Department of Water Resources

Water Resources - Office 1

4055 State Street

Lewiston, Idaho 83501

Date March 11, 1976Department of Water Resources
Northern District Office

Requisition No.	Job No.	Quantity	DESCRIPTION	Amount
			Order of 1000 84-4000 1000 2 times 375	11.00
THANK YOU FOR YOUR PATRONAGE Check Your Order Carefully and Call Us If Not Satisfactory				

NOTICE: This is an Invoice of Purchase made by you. Statement will be rendered the first of month.
Please Retain This Invoice as Your Statement Will Refer to Invoice by Number Only

NOTICE OF CLAIM TO A WATER RIGHT

NO. 84-4023

Notice is hereby given that Lloyd H. Kern,

Route 1, Box 51, Culdesac, Idaho

has filed a claim to a water right established by diversion and application
to beneficial use of 0.20 cubic feet per second ~~gallons per minute~~

of water from Lapwai Creek, tributary to the Clearwater River

with point of diversion in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 17, T. 35N, R. 3E, B.M.,

Nez Perce County

The water is claimed to be used from May 1 to Oct. 15 for the irri-
gation of 10 acres

with a priority of August 11, 1966;

the place of use is within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 17, T. 35N, R. 3E, 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.

R. KEITH HIGGINSON
Director

Published in the Lewiston Morning Tribune, Lewiston, Idaho
on March 4 and March 11, 1976

Notice is hereby given that Lloyd H. Kern, Route 1, Box 51, Culelesac, Idaho, has filed a claim to a water right established by diversion and application to beneficial use of 0.20 cubic feet per second of water from Lapwai Creek, tributary to the Clearwater River with point of diversion in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 17, T. 35N, R. 3E, B.M., Nez Perce County.

The water is claimed to be used from May 1 to Oct. 15 for the irrigation of 10 acres with priority of August 11, 1966; the place of use is within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 17, T. 35N, R. 3E, 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.

R. KEITH HIGGINSON
Director

Published in the Lewiston Morning Tribune, Lewiston, Idaho, on March 6 and March 11, 1966.

O.K.
3-5-76
P

RECEIVED

FEB 9 1976

Department of Water Resources
Northern District Office

2-5-1976
Lloyd H. Kern
P.O. Box 51
Caldwell Idaho 83524

Dear Sir

Would you please send
"Claim to a Water Right" form
Inclosed is a self addressed
Envelope. Thank you

Sincerely

Lloyd H. Kern

CLAIM SENT 2-9-76. cp