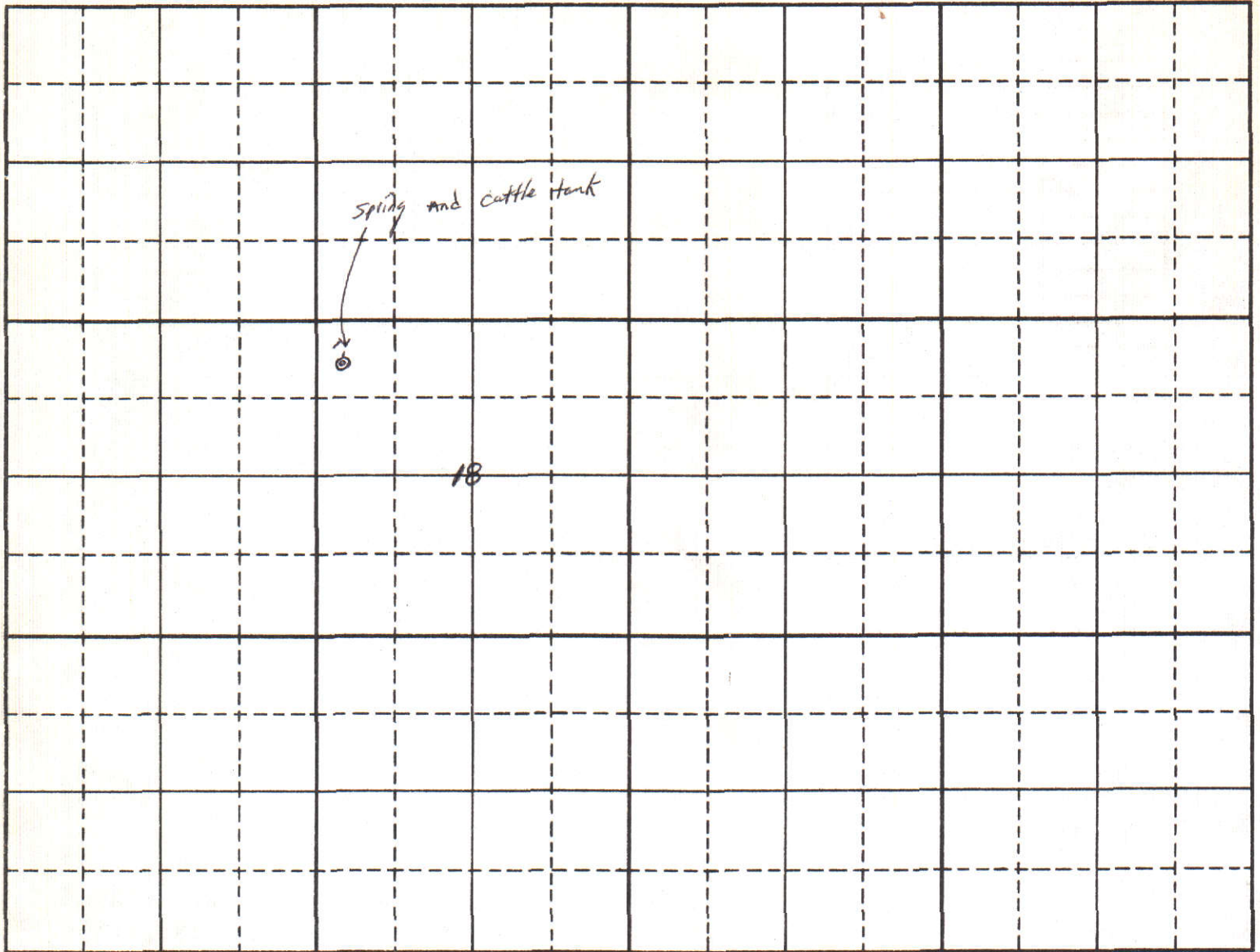


(8) Remarks _____



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 KOOTENAI 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 2ND day of

August

, 19 73.

Virginia Kaiser
(Claimant)

Corda M. Roberts

Notary Public

Residing at COEUR D'ALENE, ID

My commission expires

Sept. 11, 1976

For Department Use Only

Received by <u>TE</u>	Date <u>8/2/73</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>TE</u>	Date <u>8/2/73</u>		claimant by:	
\$10.00 fee received by <u>TE</u>	Date <u>8/2/73</u>	<u>#11828</u>		
Approved for publication by <u>TE</u>				
Published in <u>LEWISTON MORNING TRIBUNE</u>				
Dates <u>8-9 + 8-16-73</u>				

85 4000

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Section 42-225a, Idaho Code

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 Virginia Gaiser (name of claimant)
of 2724 Redbird Road, Lewiston, Idaho 83501, claims a right to the diversion and beneficial use of
(mailing address)
ground water or surface water tributary to _____

The extent and nature of said claim is as follows:

- (1) Describe source of water: (name of stream, lake, spring, etc., or ground water) Unnamed Spring
- (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>0.02 cfs</u>	Use	<u>Stockwater</u>	Period of Use:	From	<u>Jan. 1</u>	To	<u>Dec. 31</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: 0.02 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, 1937

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)
NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 18 Twp. 33N Rge. 4W 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. Developed spring runs into water tank.

- (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.

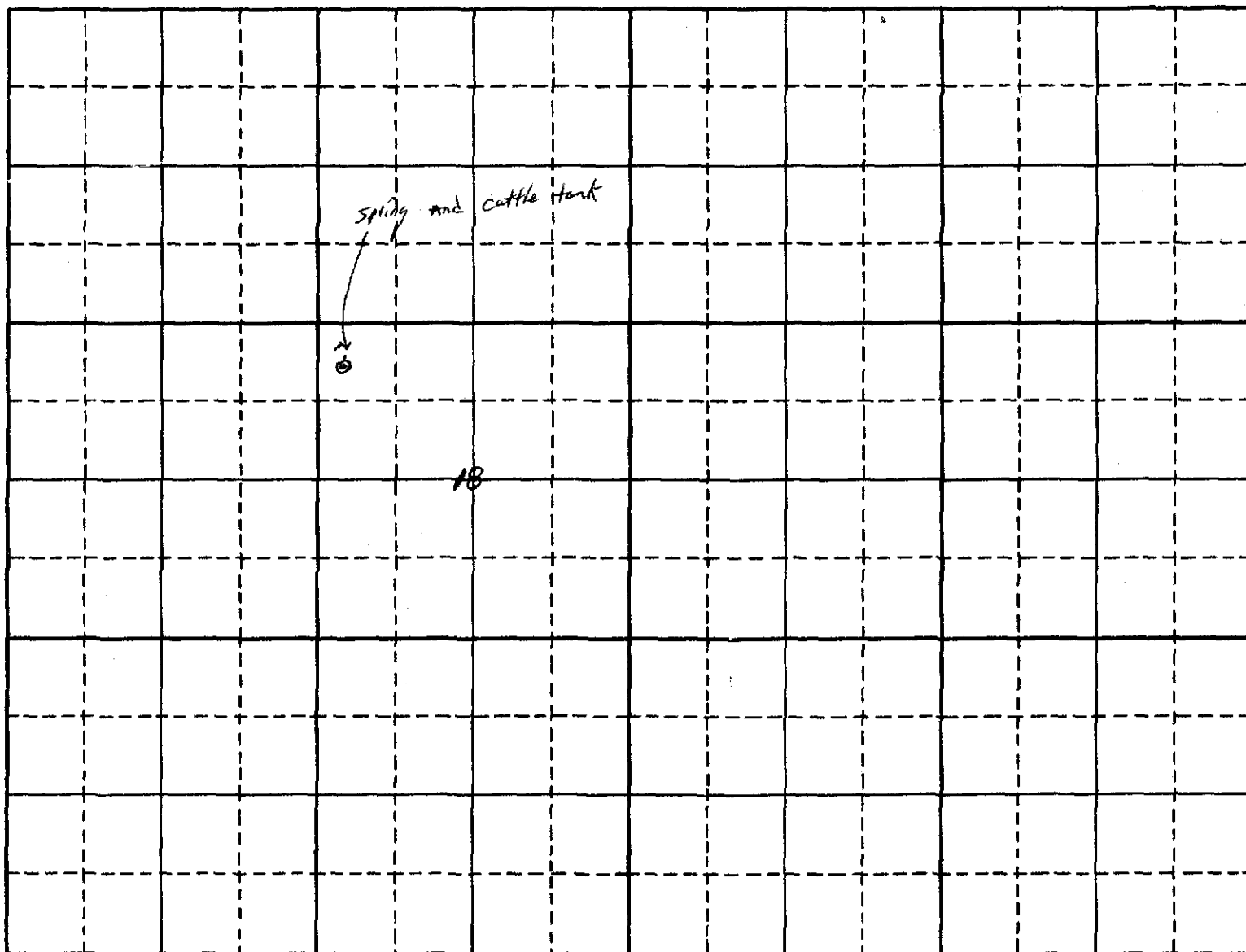
[illegible]

Total No. of acres _____

B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: Water from spring is used for stockwatering purposes.

- (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 KOOTENAI 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 2ND day of August, 1973.

Virginia Haiser
(Claimant)

Corda M. Roberts
Notary Public
Residing at COEUR D'ALENE, ID

My commission expires Sept. 11, 1976

For Department Use Only

Received by <u>FB</u>	Date <u>8/2/73</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>FB</u>	Date <u>8/2/73</u>		claimant by:	
\$10.00 fee received by <u>FB</u>	Date <u>8/2/73</u>	<u>#11828</u>		
Approved for publication by <u>FB</u>				
Published in <u>LEWISTON MORNING TRIBUNE</u>				
Dates <u>8-9 & 8-16-73</u>				

PUBLISHER'S AFFIDAVIT OF PUBLICATION

AUG 20 1973

Department of Water Resources

NOTICE OF CLAIM TO A WATER RIGHT NO. 85-4047

Notice is hereby given that Virginia Gaiser, 2724 Redbird Road, Lewiston, Idaho, has filed a claim to a water right established by diversion and application to beneficial use of 0.02 cubic feet per second of water from an unnamed spring with point of diversion in the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 18, T. 33N, R. 4W, B.M., Nez Perce County.

The water is claimed to be used from Jan. 1 to Dec. 31 for stock watering purposes with a priority of May, 1937; the place of use is within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 18, T. 33N, R. 4W, B.M.

Any exception to this claim of water right may be filed with the Idaho Department of Water Administration, 401 Front Avenue, Coeur d'Alene, Idaho 83814.

R. KEITH HIGGINSON
Director

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

D.N. Sinclair, being duly sworn

deposes and says, I am the Office 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 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 two consecutive weeks, the first publication thereof being on the 8th day of August, A. D. 1973, and the last publication thereof being on the 15th day of August, A. D. 1973, and said Notice of 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.

D.N. Sinclair

SUBSCRIBED AND SWORN TO BEFORE ME THIS THE

15th day of August, 1973.

Norman W. Rich 8-28-76

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

MEMORANDUM

Date: May 10, 2001

To: WR File Nos. 85-4047, 85-4048, 85-4359, and 85-4477

From: Jeff Peppersack

Re: Change in Ownership

I spoke with Mr. Gordon regarding the change in ownership notices that were submitted. Mr. Gordon indicated that the water rights with place of use in sec. 8 and NWNW of Sec. 18 (85-4047, 84-4048, 85-4359, and part of 85-4477) were not his and he did not wish to pursue changes to them. He did want to make sure that the stockwater portion of 85-4477 in sec. 24 was changed to his name. I explained that 85-4477 would require a split which is \$100 instead of \$25. He can use the \$25 submitted for the other three that will not be changed to make up the balance for the split. Mr. Gordon was ok with that.

MICROFILMED

SEP 11 2001

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED
JAN 16 2001
IDWR/North

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
See Exhibit "A"					

2. The following **REQUIRED** information must be submitted with this form:

A. The appropriate **FILING FEE**. See instructions for fee amounts.

B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.

See Exhibit "B"

C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):

PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

See Exhibit "C"
 If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) Virginia Gaiser (deceased)
4. New Owner/Claimant(s) Clayton Gordon
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 2153 23rd Street
- City, State and ZIP Code Clarkston, WA 99403
- New Telephone Number () (509) 758-2719
5. Date you acquired the property 3/8/00

See 85-04476 for support documentation

MICROFILMED

SEP 25 2001

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) X Clayton Jordan
(include title if applicable) _____

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only			
Received by <u>SB</u>	Date <u>1/16/01</u>	Fee <u>\$225.00</u>	<u>9 WRS @ \$25 each</u>
Received by <u>SB</u>	Date <u>1/16/01</u>	Receipt No. <u>NO14102</u>	
Processed by _____ AJ	Date _____	WR _____	Date _____

MIDRON LEVEL

JAN 23 2001



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

May 7, 2001

CLAYTON GORDON
2153 23RD ST
CLARKSTON WA 99403

RE: Change of Ownership for Water Rights 85-04047/85-04048/85-04359/
85-04477

Dear Mr. Gordon:

The Department of Water Resources acknowledges receipt of your Notice of Change in Water Right Ownership. Our review of your notice indicates that additional information is required before we can process the change. The information required is indicated below:

✓ **Evidence of Water Right Ownership:** copy of Deed, Title Policy, Contract of Sale, or other legal document indicating your ownership of the property and/or water rights in question

During our review of the documentation you submitted we found some discrepancies between that documentation and the legal description of the place of use for the water rights indicated in your notice. I have enclosed a copy of the water rights for your reference. Please note that decreed water right 85-04048 (copy enclosed) is in Section 8. The legal description that was submitted with your ownership change request does **not** list Section 8 in those properties.

The legal description you provided for decreed water right 85-04477 matches only the stockwater portion of Section 24. The domestic portion for this right is in Section 18 and that is not listed on your support documentation (see enclosed copy of decree). If your ownership involves **only** the stockwater portion in Section 24 it will be necessary to split this right and a \$100.00 filing fee is required. If your ownership includes the domestic portion of this right in Section 18 you will need to provide proof of ownership to that effect.

Because the Department cannot process the ownership change without proper documentation, we will hold any action on your notice pending receipt of the necessary information. If we do not receive the necessary information within 30 days we will return your notice and all attachments and your notice will not be processed.

MICROFILMED

MAY 10 2001

Please note that water right owners are required to report any change in water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage (<http://www.idwr.state.id.us>) on the Internet to obtain the proper forms and instructions.

If you have any questions regarding this matter, please call me at 208-327-7941.

Sincerely,

A handwritten signature in black ink, reading "Kari Lynn Townsend". The signature is fluid and cursive, with the first name "Kari" being more prominent and the last name "Townsend" following in a similar style.

Kari Lynn Townsend
Secretary

Enclosure(s)

RON T. BLEWETT
PAUL THOMAS CLARK
THOMAS W. FEENEY
SCOTT D. GALLINA**
RUBE G. JONES*
DOUGLAS L. MUSHLITZ
CHARLES M. STROSCHER
CONNIE TAYLOR**
TINA L. KERNAN**

LAW OFFICES OF
CLARK AND FEENEY
THE TRAIN STATION, SUITE 106
1229 MAIN STREET
P. O. DRAWER 285
LEWISTON, IDAHO 83501

TELEPHONE
(208) 743-9516
(800) 865-9516
FAX
(208) 746-9160

RECEIVED

*LICENSED IN WASHINGTON ONLY
**LICENSED IN IDAHO & WASHINGTON

January 11, 2001 JAN 19 2001

Department of Water Resources

RECEIVED
JAN 16 2001
IDWR/North

IDWR Northern Region
1910 Northwest Blvd., Suite 210
Coeur d'Alene, ID 83814-2615

Re: Notice of Change in Water Right Ownership
Clayton Gordon

Ladies and Gentlemen:

Enclosed please find an original *Notice of Change in Water Right Ownership*, together with a check in the amount of \$225.00 (\$25.00 x 9 water rights). Please process this *Notice* in your customary manner

Thank you for your attention to this matter.

Sincerely yours,

CLARK and FEENEY



By: Ron T. Blewett

RTB:lf

enc.

cc: Clayton Gordon w/enc.

MICROFILMED
SEP 25 1999

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. 185-4047
 Old No. _____ New No. _____

Record

1. Original Owner: Virginia Guiser

Present Owner: _____

2. Address: 2724 Redbird Rd

3. City: Lewiston State: ID Zip: 83501

4. A. Source of Water: spring

B. Tributary of: _____

5. 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: 6-5-1-1937

D. County: 69

E. Total Diversion Rate: .02

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>NW</u>	<u>18</u>	<u>33N</u>	<u>4W</u>		

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

from 1-1 to 12-31 for S purposes. Amount .02
 (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: 5

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):

September 11, 1973

RE: CLAIM TO A WATER RIGHT NO. 85-4047

Ms. Virginia Gaiser
2724 Redbird Road
Lewiston, Idaho 83501

Dear Ms. Gaiser:

The Department of Water Administration 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 this 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, feel free to contact us.

Very truly yours,

FRED EISENBARTH
Northern District Manager

FE:cp

Enclosure

85 4047

August 3, 1973

Re: Claim No. 85-4047 - Virginia Gaiser
" " 85-4048 - Virginia Gaiser &/or Lizzie Johnson

Lewiston Morning Tribune
505 C Street
Lewiston, ID 83501

Gentlemen:

Enclosed you will find 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 the Department along with the publication bill. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

(signature of claimant)

Very truly yours,

Fred Eisenbarth
Northern District Manager

Bill submitted 8-27-73 by CP

FE:CR

85 4047

ENC: Legal Notices (2)

THE *Tribune* PUBLISHING CO.

Producers of Printing of Distinction
 5th & C Sts. Lewiston, Idaho 83501
 Phone 783-9411

Sold to

State of Idaho, Dept. of
 Water Administration
 401 Front Ave.
 Coeur d'Alene, Idaho 83814

Date August 15th, 1973

REQUISITION NO.	JOB NO.	QUANTITY	DESCRIPTION	AMOUNT
			Notice of Claim to Water Right 85-4047 28 lines, 2 times	10.36
			85 4047 THANK YOU FOR YOUR PATRONAGE CHECK YOUR ORDER CAREFULLY AND CALL US IF NOT SATISFACTORY	

NOTICE OF CLAIM TO A WATER RIGHT

NO. 85-4047

Notice is hereby given that Virginia Gaiser,
2724 Redbird Road, Lewiston, Idaho

has filed a claim to a water right established by diversion and application
to beneficial use of 0.02 cubic feet per second ~~acre feet per annum~~
of water from an Unnamed Spring

with point of diversion in the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 18, T. 33N, R. 4W, B.M.,
Nez Perce County

The water is claimed to be used from Jan. 1 to Dec. 31 for stockwatering
purposes

with a priority of May, 1937;
the place of use is within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 18, T. 33N, R. 4W, B.M.

Any exception to this claim of water right may be filed with the Idaho
Department of Water Administration, 401 Front Avenue, Coeur d'Alene, Idaho
83814.

R. KEITH HIGGINSON

Director

Published in the Lewiston Morning Tribune, Lewiston, Idaho
on August 9 and August 16, 1973

85 4047