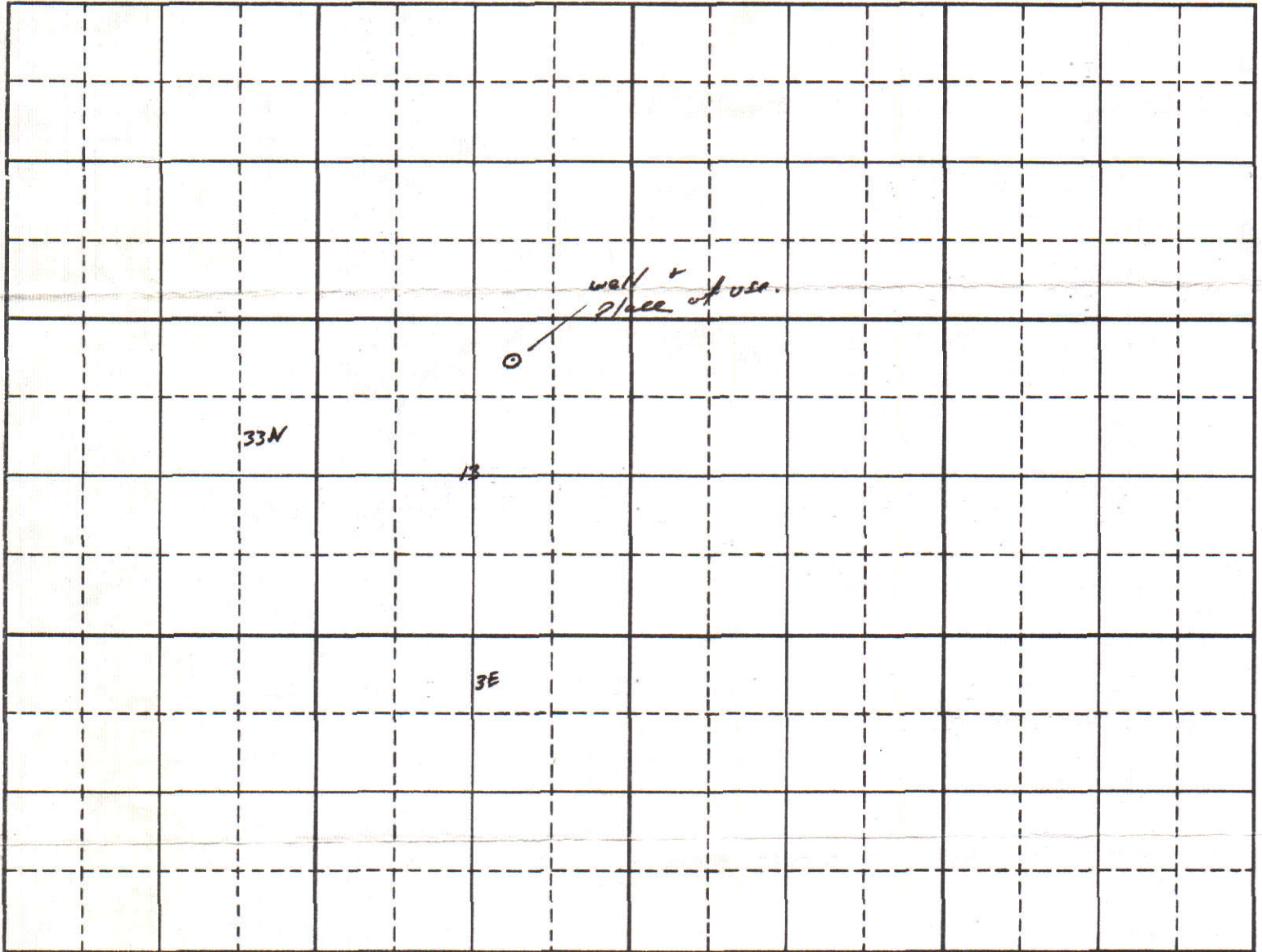


(8) Remarks The well was dug in 1924 or 1925 and since that time has been in continuous use by the applicants and their predecessors in interest. The one horse power jet pump produces about 30 gallons per minute and continuous pumping, over a period of several hours draws the water level down about two feet.



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 Idaho 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.

Howard Lentry
(Claimant)

Sworn to before me this 29th day of June, 1973.

Paul D. Emmer
Notary Public
Residing at Changerville, Id.

My commission expires Feb. 25, 1974.

For Department Use Only

Received by <u>ck</u>	Date <u>7-6-73</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>FE</u>	Date <u>7/6/73</u>		claimant by:	
\$10.00 fee received by <u>FE</u>	Date <u>7/6/73 # 10754</u>			
Approved for publication by <u>FE</u>				
Published in <u>IDAHO COUNTY FREE PRESS</u>				
Dates <u>7-18 & 7-25-73</u>				

85 4045

RECEIVED

AUG 1 1973

Department of Water Administration
Northern District Office

AFFIDAVIT OF PUBLICATION

Gary D. Cash 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 two weeks, being published two times, the first publication being on the 18th day of July, 1973, and the last publication on the 25th day of July, 1973; 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.

Gary D. Cash

Subscribed and sworn to before me this 25th day of July, 1973

Richard C. Hatch, Notary Public
for State of Idaho, residing at Grangeville, Idaho.

NOTICE OF CLAIM TO A WATER RIGHT

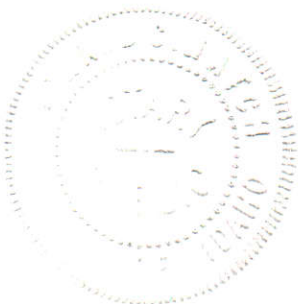
No. 85-4045

Notice is hereby given that Howard and Iva Gentry, Kamiah, Idaho have filed a claim to a water right established by diversion and application to beneficial use of 30 gallons per minute of water from a ground water source with point of diversion in the N $\frac{1}{2}$ of lot 3 and the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 13, T. 33N, R. 3E, B.M., Idaho County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic purposes and the irrigation of 0.17 acres with a priority of 1925; the place of use is within the NW $\frac{1}{4}$ NE $\frac{1}{4}$ (Lot 3), Sec. 13, T. 33N, R. 3E, 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 Idaho County Free Press, Grangeville, Idaho on July 18 and July 25, 1973. Jyl8-25



85 4045

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
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 HOWARD GENTRY and IVA GENTRY
(name of claimant)
of Kamiah, Idaho 83536, claims a right to the diversion and beneficial use of
(mailing address)
ground water or surface water tributary to Middle Fork Clearwater River;

The extent and nature of said claim is as follows:

- (1) Describe source of water: (name of stream, lake, spring, etc., or ground water) Well
- (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>30 gpm</u> | Use <u>Domestic</u> | Period of Use: From <u>Jan. 1</u> To <u>Dec. 31</u> |
| Amount _____ | Use <u>& Irr.</u> | 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: _____ cubic feet per second, or _____ acre feet per annum, and/or 30 gallons per minute.
- (4) Priority claimed: (the date water was first applied to beneficial use) 1925

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) In N $\frac{1}{2}$ Lot 3, and in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 13 Twp. 33 N. Rge. 3 E. B. M. County of Idaho
- 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. Well, pump and pipeline.

This source once flowed as a spring. It was improved by digging to 34 ft. and installation of casing, jet pump, pressure tank and pipeline. No longer overflows but can not be emptied by 1 hp pump.

- (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.

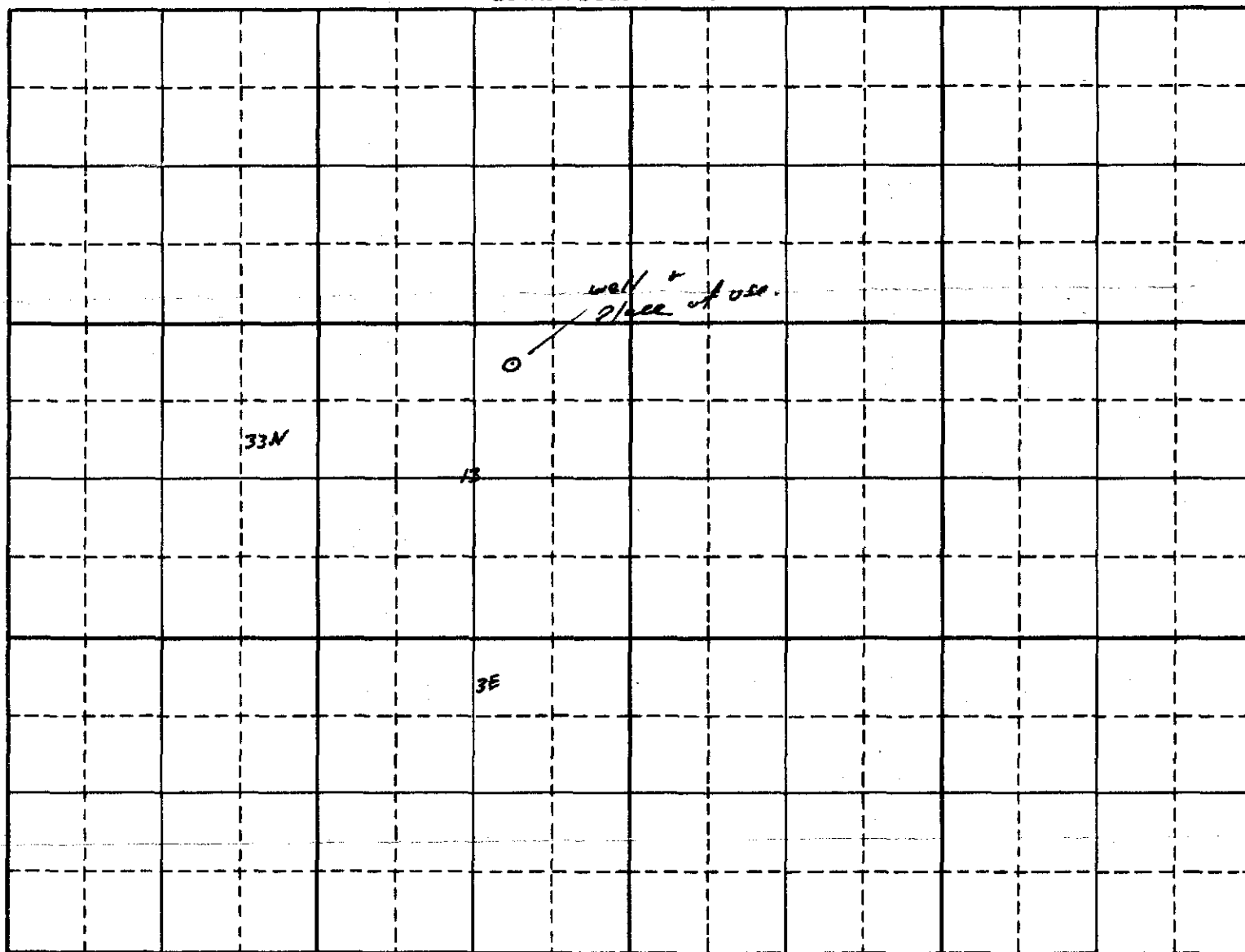
T	R	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTAL
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
33 N	3 E	13		x															.17 Acres

Total No. of acres 17

B) If the water is used for other than irrigation, fully describe that use, being as specific as possible:
Water is used for household and for irrigation of lawn and small garden.

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

(8) Remarks The well was dug in 1924 or 1925 and since that time has been in continuous use by the applicants and their predecessors in interest. The one horse power jet pump produces about 30 gallons per minute and continuous pumping, over a period of several hours draws the water level down about two feet.



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 Idaho

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.

Howard Hentry
(Claimant)

Sworn to before me this 27th day of June, 1973.

Paul D. Emmons
Notary Public

Residing at Chargewick, Id.

My commission expires Feb. 25, 1974

For Department Use Only

Received by <u>CR</u>	Date <u>7-6-73</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>CR</u>	Date <u>6-29-73</u>		claimant by:	
\$10.00 fee received by <u>CR</u>	Date <u>7/6/73</u>			
Approved for publication by <u>CR</u>	Date <u>7/6/73 # 10754</u>			
Published in <u>IDAHO COUNTY FREE PRESS</u>				
Dates <u>7-18 & 7-25-73</u>				

85 4015

PAUL G. EIMERS
ATTORNEY AT LAW
201 WEST MAIN ST.
GRANGEVILLE, IDAHO 83530
TELEPHONE 983-0710

AFFIDAVIT

STATE OF IDAHO)
) ss:
County of *Lewis*)

Arden Hobart of Kamiah, Idaho, being first duly sworn upon oath
deposes and says:

That he makes this affidavit from personal knowledge and in support
of the Claim of Howard Gentry and Iva Gentry of Kamiah, Idaho, to a Water
Right, under the provisions of Section 42-225 (a) Idaho Code.

That this Affiant is familiar with the property owned by said Claimants,
situated in Lot 3 of Section 13, Twp. 33 N. R. 3 E. B.M., Idaho County,
Idaho, and has been familiar with said property for the past 48 years, or
more.

That the well on said property, now in use by the above named
Claimants, was dug by one of Claimants predecessors, one Jack Brown,
about 1924 or 1925, and with some improvements during interim years, has
been in constant use, for domestic purposes, and irrigation of lawn and
garden, and is now being so used by the Claimants.

Dated and signed this 27th day of June, 1973.

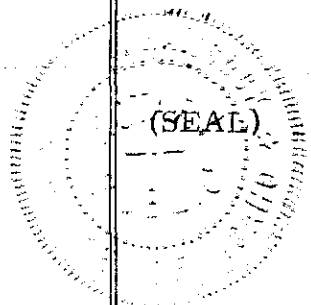
Arden Hobart

Arden Hobart

Subscribed and sworn to before me this 27th day of June, 1973.

Ed D. Hancock

Notary Public for the State of Idaho
Residing at Kamiah, Idaho



RECEIVED

AUG 1 1973

Department of Water Administration
Northern District Office

AFFIDAVIT OF PUBLICATION

Gary D. Cash 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 two weeks, being published two times, the first publication being on the 18th day of July, 1973, and the last publication on the 25th day of July, 1973; 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.

Gary D. Cash

Subscribed and sworn to before me this 25th day

of July, 1973

Richard C. Hatcher

, Notary Public

for State of Idaho, residing at Grangeville, Idaho.

NOTICE OF CLAIM TO A WATER RIGHT

Whereas it hereby comes that Howard and Mrs. Henry Kemm, who have filed a claim to a water right, claiming to divert water from a beneficial use of water from a ground water source with intent of diversion, N.W. 1/4, Sec. 33 and the E. 1/2, Sec. 34, T. 38N, R. 3E, S. 3E.

The said water right to be used pursuant to Sec. 31 for domestic, domestic and the irrigation of the above with a priority of 1925, the date of use is within the 1925 (Lot 3), Sec. 33, T. 38N, R. 3E, S. 3E. Any person claiming this claim of water right may be filed with the Idaho Department of Water Administration, 401 Front Avenue, Boise, Idaho 83724.

R. KEITH HIGGINSON

Idaho

Recorded in the Idaho County Recorder's Office, Grangeville, Idaho, on July 25, 1973.

85 4945

INTER-DEPARTMENT MEMO — 1

FROM

Jan J.

TO

File # 85-10415

SUBJECT

New owner

DATE

2/16/82

The new land owners covered by
this claim are: Charles & Susan R.
Stewart
Route 2, Box 570
Kamiah, ID 83536

SIGNATURE

WATER RIGHT NUMBER 85-4045

WATER RIGHTS DIT REPORT

12/17/79

PAGE 280

ACT
ION

FIRST NAME - HOWARD

FIRST NAME - IVA

STATE - ID ZIP CODE - 83536

N OWNER LAST NAME - GENTRY

N OWNER LAST NAME - GENTRY

CITY - KAMIA

N SOURCE - GROUNDWATER

PRIORITY - 05-01-1925 COUNTY - IDAHO

TOTAL DIV. RATE - .0700CFS

N STAGE - STATRY CLM

N DIVERSION POINT - NWNE 13 33N 03E LOT 03

N FROM - 01-01 TO - 12-31 USE - DOMESTIC

USE DIV. RATE - .0700CFS

N USE - DOMESTIC

PLACE OF USE - TWN 33N RNG 03E SEC 13 TRACT NWNE

N NON IRRIG USE - D/LAWN IRR.

IDENT. NO. 85-4045

IDENT. NO. 85-4045

I D A H O D E P A R T M E N T O F W A T E R R E S O U R C E S

WATER RIGHT
DATA ENTRY LOG

[illegible]

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. 185-4045
Old No. _____ New No. _____

Record

1. Original Owner: Howard & Iva Gentry

Present Owner: _____

2. Address: _____

3. City: Kamiah State: 10 Zip: 835364. A. Source of Water: gw

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: 6-1-1925D. County: 49E. Total Diversion Rate: .07

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>13</u>	<u>33N</u>	<u>3E</u>	<u>3</u>		
	<u>NWNE</u>	<u>13</u>	<u>33N</u>	<u>3E</u>	<u>3</u>	
	_____	_____	_____	_____	_____	_____
	_____	_____	_____	_____	_____	_____
	_____	_____	_____	_____	_____	_____

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

from 1-1 to 12-31 for D purposes. Amount .07
(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 _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
NORTHERN DISTRICT OFFICE



Cecil D. Andrus
Governor

R. Keith Higginson
Director

401 Front Ave., Rm. 209
Coeur D'Alene, Idaho 83814
(208) 667-6484

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection
Geothermal Resources

August 8, 1973

Re: Claim to a Water Right No. 85-4045

Howard and Iva Gentry
Kamiah
Idaho 83536

Dear Mr. & Mrs. Gentry:

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:CR

Enclosure

85 4045

July 13, 1973

Re: Application No. 82-7017 - Leonard T. York
Claim No. 85-4045 - Howard and Iva Gentry

Idaho County Free Press
Box 267
Grangeville, ID 83530

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

FE:CR

Enc: Legal Notices (2)

Bill submitted 8-6-73 by cl

85 4045

ALL KINDS
OF
COMMERCIAL
PRINTING
LETTERPRESS AND OFFSET

STATE

RECEIVED IDAHO COUNTY FREE PRESS

COUNTY SEAT NEWSPAPER OF IDAHO COUNTY — FOUNDED JUNE 18, 1886

PRINTERS AND PUBLISHERS



USE FREE PRESS
CLASSIFIED ADS

"THEY GET RESULTS"



TELEPHONES:
983-1070 OR 983-1071

"PROMPT SERVICE"

AUG 1 1973

Grangeville, Idaho 83530 July 30, 197 3

Department of Water Admin.
Coeur d'Alene, Idaho

State of Idaho
Dept. of Water Admin.
401 Front Ave., Room 209
Coeur d'Alene, Idaho 83814

DATE	INVOICE NO. / ITEMS	AMOUNT
July 18-25	33 lines, 2 times Not.of Claim #85-4045	\$12.21

"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."

IDAHO COUNTY FREE PRESS

BY:

Gary D. Cash
Gary D. Cash, Office Mgr.

85 4045

NOTICE OF CLAIM TO A WATER RIGHT

NO. 85-4045

Notice is hereby given that Howard and Iva Gentry,

Kamiah, Idaho

have

~~xxx~~

has filed a claim to a water right established by diversion and application
to beneficial use of 30 gallons ^{per minute} ~~xxxxxx cubic feet per second~~ ~~xxxxxx acre feet per annum~~
of water from a ground water source

with point of diversion in the N $\frac{1}{2}$ of lot 3 and the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 13, T. 33N,
R. 3E, B.M., Idaho County

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic
purposes and the irrigation of 0.17 acres

with a priority of 1925;

the place of use is within the NW $\frac{1}{4}$ NE $\frac{1}{4}$ (Lot 3), Sec. 13, T. 33N, R. 3E, 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 Idaho County Free Press, Grangeville, Idaho

on July 18 and July 25, 1973

85 4045

**PROOF TO COEUR D'ALENE
NOTICE OF CLAIM TO
A WATER RIGHT
No. 188-10431**

Notice is hereby given that Howard and Iva Gentry, Kamiah, Idaho have filed a claim to a water right established by diversion and application to beneficial use of 30 gallons per minute of water from a ground water source with point of diversion in the NW $\frac{1}{4}$ of lot 3 and the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 13, T. 33N, R. 3E, B.M., Idaho County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic purposes and the irrigation of 0.17 acres with a priority of 1925; the place of use is within the NW $\frac{1}{4}$ NE $\frac{1}{4}$ (Lot 3), Sec. 13, T. 33N, R. 3E, 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 Idaho County Free Press, Grangeville, Idaho on July 18 and July 25, 1973. July 25

GIL
7-19-73
CR

July 13, 1973

Re: Claim to a Water Right No. 85-4045

Howard Gentry
Kamiah
Idaho 83536

Dear Mr. Gentry:

Attached is your receipt No. 10754 in the amount of \$10 for the filing fee on the above referenced claim, which was received in this office.

Very truly yours,

Fred Eisenbarth
Northern District Manager

FE:CR

Enc: Receipt

85 4045

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
NORTHERN DISTRICT OFFICE



Cecil D. Andrus
Governor
R. Keith Higginson
Director

401 Front Ave., Rm. 209
Coeur D'Alene, Idaho 83814
(208) 667-6484

RECEIVED

JUL 6 1973

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection
Geothermal Resources

July 2, 1973

Department of Water Administration
Northern District Office

Howard Gentry
Kamiah
Idaho 83536

Dear Mr. Gentry:

We are returning your Claim to a Water Right for the required \$10 filing fee.

Your claim is in proper order and as soon as we receive the fee, we will begin its processing.

Your assistance in this matter is appreciated.

Very truly yours,

Fred Eisenbarth
Northern District Manager

FE:cr

Enclosure

85 4315

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
NORTHERN DISTRICT OFFICE



Cecil D. Andrus
Governor

R. Keith Higginson
Director

401 Front Ave., Rm. 209
Coeur D'Alene, Idaho 83814
(208) 667-6484

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection
Geothermal Resources

July 2, 1973

Howard Gentry
Kamiah
Idaho 83536

Dear Mr. Gentry:

We are returning your Claim to a Water Right for the required \$10 filing fee.

Your claim is in proper order and as soon as we receive the fee, we will begin its processing.

Your assistance in this matter is appreciated.

Very truly yours,

Fred Eisenbarth
Northern District Manager

FE:cr

Enclosure

85 4045

May 11 1973

Dept. of Water Administration
State House.

Dear Sir, will you
send us, water right
paper to fill out for a
dry well.

Mr. Howard Lentz

Box 597
Hamish
Idaho 83536

RECEIVED

MAY 15 1973

Department of Water Administration
Northern District Office

CLAIM FORM SENT

5-16-73. CR

RECEIVED
MAY 14 1973

Department of Water Administration
85-4075