
Scale: 2 inches equal 1 mile.

*** Robert D. Green H. J. Mason

County of Idaho

*** (See signatures above of Ervin D.
Auer and H. A. Heron)
(Claimant)

Notary Public
Residing at Grangeville, Idaho

My commission expires Life

Received by Date 6/29/83 Exception filed by: Forwarded to Date
Prelim. check by Date claimant by:
\$30.00 fee received by Date
Published in
Dates

(8) Remarks _____

RECORDED

TOWNSHIP 30 NORTH - RANGE 4 EAST B.M.

SECTION 18 - NWSE

NW
SE

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 affiant's knowledge.

*** (See signatures above of Ervin D.
Auer and H. A. Heron)
(Claimant):

Sworn to before me this 24 day of June, 19 83

Notary Public
Residing at Grangeville, Idaho

My commission expires _____ Life

Received by [Signature] Date 6/29/83 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by [Signature] Date 10/24/83 claimant by: _____
\$30.00 fee received by [Signature] Date 10/25/83 (31383)
Published in Ad. City Free Press _____
Dates 11/28/83 _____

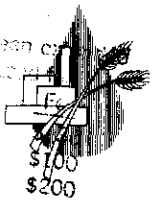
RECEIVED

JUN 27 1983

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT

NOTE:
The filing deadline has been extended
with substantially increased fees.
Date Claim Filed
Until 6-30-1983
7-01-1983 thru 6-30-1984
1-01-1984 thru 6-30-1985



Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that Ervin D. Auer and H. A. Heron
(Name of Claimant)
601 North College - Grangeville, Idaho 83530 Telephone No. 208/983-1583
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use) 1947

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 is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
Spring tributary to South Fork of Clearwater

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

	(cfs, af)	(Domestic, Irrigation, Stock, Etc.)	(Mo., Day)	(Both dates inclusive)	(Mo., Day)
Quantity	<u>.08</u>	Use <u>domestic</u>	Period of Use From <u>1/1</u>	To <u>12/31</u>	
Quantity	<u>.03</u>	Use <u>stock water</u>	Period of Use From <u>1/1</u>	To <u>12/31</u>	
Quantity		Use	Period of Use From	To	
Quantity		Use	Period of Use From	To	
Quantity		Use	Period of Use From	To	

(4) .11 TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NW ¼ SE ¼, Sec. 18 Twp. 30 N Rge. 4E 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. Describe any changes in the system and give the date of the change. Reservoir and pipelines

(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.

XXXXXX

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
30N	4E	18									X	(Lot 5)							40
																			40

No. of acres X

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: Domestic (2 houses) and stock

NOTE: Include here the type and number of stock watered: cattle and horses

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

10/27/83
3/14/83
FOR DEPARTMENT USE ONLY

Received by mm Date 6/27/83 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by mm Date 10/24/83 claimant by: _____
\$30.00 fee received by mm Date 10/25/83 (31383)
Published in Ad. Ch. Free Press _____
Dates 11/28/83 _____

**NOTICE OF CLAIMS
TO WATER RIGHTS**

The following claim(s)
have been filed on water
right(s) created by diversion
and beneficial use:

82-4146

AUER, ERVIND.

HERON, H.A.

601 N. COLLEGE ST.,

GRANGEVILLE, ID 83530

Source: SPRING trib. to

CLEARWATER RIVER,

SOUTH FORK

Priority Date: 01/01/1947

Diversion Pt: NWSE Sec 18

T 30N R 04E

Use: STOCKWATER (0.03

CFS) DOMESTIC (0.03 CFS)

In: LOT 05 (NESW) Sec 18 T

30N R 04E.

Exceptions to a claim may
be filed with the Director,
Dept. of Water Resources,
4055 Gov't. Way, Coeur
d'Alene, Id. 83814.

KENDUNN, Dir.

Published 11/2 & 11/9/83.

N2-9

AFFIDAVIT OF PUBLICATION

.....Nona Donaldson..... being first duly
office manager
sworn, says he is the
of the IDAHO COUNTY FREE PRESS, a weekly newspaper which
is published and issued weekly at Grangeville, Idaho County,
State of Idaho, and which is of general circulation in said county
and state; that the said notice, of which the one hereto attached
is a true copy, was published in said paper for ²..... weeks,
being published ²..... times, the first publication being
on the ²..... day of November 19 ⁸³,
and the last publication on the ⁹..... day of
November 19 ⁸³, and that the said notice
was published in the newspaper proper and not a supplement;
that said newspaper has been continuously and uninterruptedly
published in said county during a period of more than seventy-
eight consecutive weeks prior to the first publication of said
notice or advertisement.

Nona Donaldson

Subscribed and sworn to before me this ¹⁰..... day
of November 1983..

[Signature] Notary Public
for State of Idaho, residing at Grangeville, Idaho.

RECEIVED

NOV 14 1983

Department of Water Resources
Northern District Office

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: *[Signature]*

Right Number

82-4146

Applicant

Amer/Hevon

NOTE: IF ANY OF THE ITEMS BELOW ARE MISSING, THE CLAIM IS INCOMPLETE AND MUST BE RETURNED IMMEDIATELY TO THE CLAIMANT ALONG WITH THE APPROPRIATE COVER LETTER.

CHECK:

- ☒ Name and address.
- ☒ Date of priority. (Check for a date past the mandatory filing dates.) (One date only.)
- ☒ Source.
- ☒ Quantity, use, period.
- ☒ Point(s) of diversion.
- ☒ Location of use.
- ☒ Signature/notarization/fee.
Map does not appear to reflect P/U

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received.
- ☒ Claim published correctly.
- ☒ Exceptions processed.

By

[Signature]

Date

11/14/83

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By

PC

Date

11-29-83



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

Initials

Date _____

Item

10/26/83

Original form entered

Edit Report Correct

Date Protested

Date of Hearing

Date Approved/Denied
(Proof due date, stage and/or status,
conditions of approval, water district)

Record Verified

Amendment Approved

Extension Approved

Partial Proof

Proof Complete

Field Exam Received

Field Exam Accepted
and changes entered

License Updated

Transfer Updated

Keypunched by State Office

AUER, ERVIN D.
HERON, H. A.

601 N. COLLEGE ST., GRANGEVILLE, ID 83530

Source: SPRING trib. to CLEARWATER RIVER, SOUTH FORK

Priority Date: 01/01/1947

Diversion Pt: NWSE Sec 18 T 30N R 04E

Use: STOCKWATER	(0.03 CFS)
DOMESTIC	(0.08 CFS)

In: LOT 05 (NESW) Sec 18 T 30N R 04E

RECEIVED
JAN 11 1947

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
A. KENNETH DUNN
Director

4055 Government Way
Coeur d'Alene, ID 83814
(208) 667-6484

NOVEMBER 21, 1983

ERVIN D. AUER
H. A. HERON
601 N. COLLEGE ST.
GRANGEVILLE ID 83530

RE: Claim No. 82-4146

Dear Claimant:

The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-243 and 42-244, IDAHO CODE. Your claim will be retained in our files and will be available at any time for use by you or the court.

The filing and advertising of the claim does not confirm the water right claimed, but will serve to record and preserve 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 with the claim, you may have that information or evidence added at any time. Please refer to the claim identification number when corresponding with this office.

We are enclosing a copy of your claim for your records. If you have questions, or if this office may be of further assistance, please feel free to contact us.

Yours truly,

Robert G. Haynes, P.E.
Regional Supervisor

Enclosure

RECORDED
INDEXED

Ervin D. Auer
601 North College
Grangeville, Idaho 83530

October 21, 1983

Mr. Tom D. King
Idaho Department of
Water Resources
4055 Government Way
Coeur d' Alene, Idaho 83814

Dear Mr. King:

Enclosed herewith are various instruments connected with Claim To A Water Right dated June 24, 1983. These papers were given to me this week after they were found, as seen in this deteriorated condition, following their being lost enroute to the post office.

Please honor my transmittal letter of September 4, and process the Claim as intended originally.

Thank you,


Ervin D. Auer

Encl.
EDA:jv

RECEIVED

OCT 24 1983

Department of Water Resources
Northern District Office

Ervin D. Auer

601 North College
Grangeville, Idaho 83530

September 4, 1983

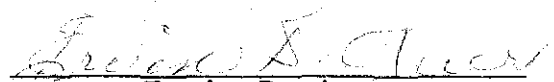
Mr. Tom D. King
Idaho Department of
Water Resources
4055 Government Way
Coeur d' Alene, Idaho 83814

Dear Mr. King:

In response to your memorandum dated August 9, we have indicated at Paragraph (6)A, Claim to Water Right form, the legal subdivision where irrigated water would be used. The Claim and our application fee remittance for \$30 is returned herewith.

Thank you for your patient assistance in the processing of the claim.

Sincerely,


Ervin D. Auer

EDA:vs

RECEIVED

OCT 24 1983

Department of Water Resources
Northern District Office



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

NORTHERN REGION

A. Kenneth Dunn
Director

Suite No. 9
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

Date: 8/19/83, 1983

Re: _____

Dear Evin Auel:

This office is in receipt of your Claim to a Water Right and Check No. 22-1 in the amount of \$ 30.00 and we are returning same to you because the Claim cannot be formally receipted until the following information is provided:

_____ Complete Name.	_____ Location of Point(s) of Diversion - Item 5.
_____ Complete Mailing Address.	☒ Location of Place of Use (Acres irrigated if water is claimed for irrigation.) - Item 6.
_____ Date of Priority - Item 1.	_____ Filing Fee. (\$30.00)
_____ Source of Water - Item 2.	_____ Signature.
_____ Amount, Nature & Period of Use - Item 3.	_____ Notarization of Signature.
_____ Total Quantity Claimed - Item 4.	

~~On file~~ It is not possible to develop a water right, if the water is used, it must be used some place. Item 6A is to be used to indicate where the water is used. Please read the instructions for this item.

Please note that your Claim has been stamped and initialed as received. If you amend the Claim by adding the needed information and return the Claim to this office no later than 30 ~~60~~ days from the date of this letter, the original date submitted will be utilized for purposes of determining the appropriate filing fee. INITIAL ALL CHANCES.

Instructions for completing a Claim to a Water Right are included for your information. However, if you desire assistance, please feel free to contact this office.

Sincerely,

Tom A. King

IDAHO DEPARTMENT OF WATER RESOURCES

pms

Enc. - Claim
Check
Instructions

NOTE:

The filing deadline has been extended with a substantially increased fee:

Date Claim Filed	Fee
Until 6-30-1983	\$ 30
7-01-1983 thru 6-30-1984	\$100
7-01-1984 thru 6-30-1985	\$200

(8) **Remarks**

TOWNSHIP 30 NORTH - RANGE 4 EAST B.M.

SECTION 18 - NWSE

NW
SE

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.

*** Robert D. Green H. J. Mason

State of Idaho)
) ss.
County of Idaho)

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.

*** (See signatures above of Ervin D.
Auer and H. A. Heron
(Claimant)

Sworn to before me this 24 day of June, 19 83

Notary Public
Residing at Grangeville, Idaho

My commission expires Life

FOR DEPARTMENT USE ONLY

Received by _____ Date 6/29/83 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by _____ Date _____ claimant by: _____
\$30.00 fee received by _____ Date _____
Published in _____
Dates _____

Ervin D. Auer

601 North College
Grangeville, Idaho 83530

August 16, 1983

Tom D. King
Sr. Water Resource Agent
State of Idaho
Department of Water Resources
Suite No. 9
4055 Government Way
Coeur d'Alene, Idaho 83814

Dear Mr. King:

There is returned herewith your form pertinent to Claim To Water Right (Form 243), dated June 24, 1983.

There has been added to the Claim - Item 6 the word "NONE" because no acreage is intended for irrigation.

Before submitting the Claim, I was instructed in an inquiring telephone call to your office that Item 6 should be left blank, that is, unanswered.

Sincerely,


Ervin D. Auer

EDA:vs

Ervin D. Auer

601 North College
Grangeville, Idaho 83530

August 16, 1983

Tom D. King
Sr. Water Resource Agent
State of Idaho
Department of Water Resources
Suite No. 9
4055 Government Way
Coeur d'Alene, Idaho 83814

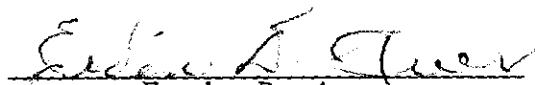
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Sincerely,


Ervin D. Auer

EDA:vs

Ervin D. Auer

601 North College
Grangeville, Idaho 83530

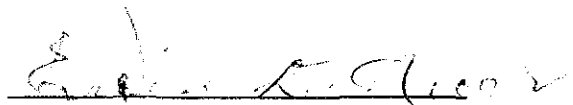
June 24, 1983

Mr. Larry Beard
Idaho Department of Water Resources
Route 5, Box 203, Suite 1
Coeur d' Alene, Idaho 83814

Dear Mr. Beard:

Attached is my remittance in the amount of \$30
as the fee for enclosed Claim To Water Right in
NWSE, Section 18, Township 30 North, Range 4 East.

Thank you for your help,



Ervin D. Auer

EDA:vs

RECEIVED

JUN 27 1983

Department of Water Resources
Northern District Office