

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A75-10602
Date Received: 6/15/1990
Receipt No: E014271
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: STUART L. FELTON 801-649-8576
Address: PO BOX 2489
PARK CITY, UT 84060
2. Date of Priority: DEC 31, 1887
3. Source: HUGHES CREEK Trib. to: SALMON RIVER, NORTH FORK
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 25N | 21E | 21 | SW | NE | NE | | LEMHI |
| | | | NE | NW | NW | | LEMHI |
5. Description of diverting works:
WOODEN HEADGATE
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 04/01 | 11/15 | 0.360 | | |
7. Total Quantity Appropriated is:
0.360 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 22.5 Acre Feet Per Annum.
9. Non-irrigation uses:
S/ 10 HORSES AND/OR CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
25N	21E	21	SW	NE		IRR	9.0

A75-10602

Page 1

Date: 06/15/90

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10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	9.0
					Total Acres	9.0

11. Place of use in counties: LEMHI

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 475-10602Date Received 5-8-90Receipt Number EC14271

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

MAY - 7 1990

Department of Water Resources
Eastern District Office

Please type or print clearly

1. Name of Claimant (s) STUART L. FELTON Phone (801) 649-8576
Mailing Address P.O. Box 2489 PARK CITY UTAH Zip 84060

2. Date of Priority (Only one (1) per claim) 1887

3. Source of water supply (a) HUGHES CREEK
which is tributary to (b) NORTH FORK of THE SALMON RIVER

4. a. Location of existing point of diversion is: Township 25N Range 21E Section 01,
1/4 of NE 1/4 of NW 1/4, Govt. Lot, B.M., County of LEMHI

Additional points of diversion if any: SW 1/4 of NE 1/4, SEC 21R 21E T25N

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. WOODEN HEADGATE APPROX 8'

LONG, 4' HIGH & 3' WIDE of 2"X6" LUMBER.

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from APRIL to NOV 15 amount 36 cfs or _____
For _____ purposes from _____ to _____ amount _____ or _____
For _____ purposes from _____ to _____ amount _____ or _____
For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 36 cfs (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) UP TO 10 CATTLE AND/OR HORSES

10. Description of place of use:

- If water is for Irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
<u>25N</u>	<u>R21E</u>	<u>21</u>				<u>9 1/2</u>	<u>of lot 6, RIVER RUN ESTATES</u>												<u>9</u>

Total number of acres irrigated 9

11. In which county (ies) are lands listed above as place of use located? LEWIS & CLARK

12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above. _____ or None ()

14. Remarks: LOT 6 RIVER RUN ESTATES. PLAT ATTACHED. PROPERTY IS ALLUVIAL AND ROCKY REQUIRING EXTRA WATER ATTACHMENTS: HOME-STEAD AND MAP NATIONAL ARCHIVES. HISTORICAL ENTRY BY ORA COCKRELL. AFFIDAVIT BY HAROLD HANSON MAP AND LOT DEED (PROPERTY IS 1/2 LOT #6)

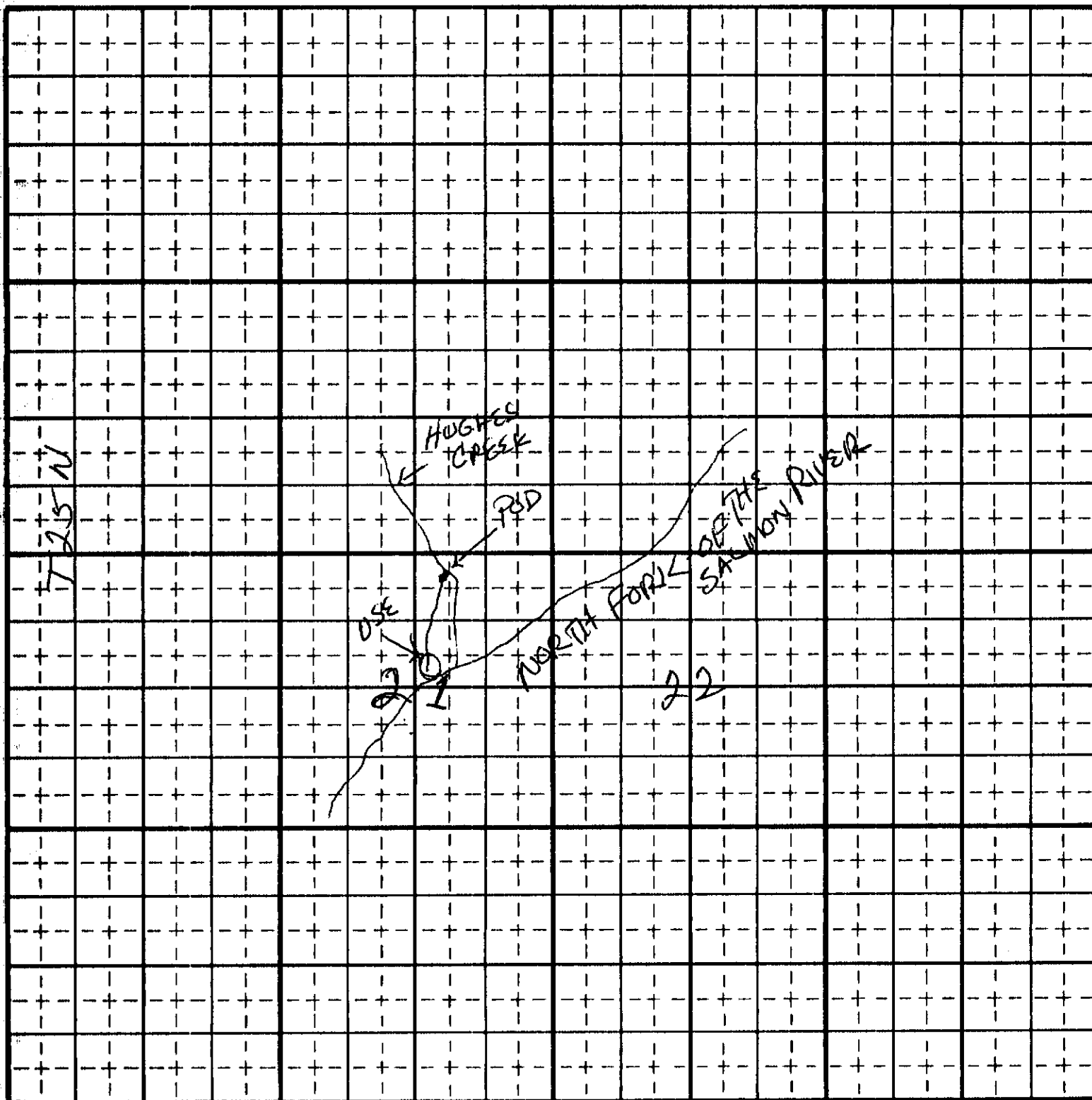
Last Name FELTON Ident No. _____

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Copies: White - State, Yellow - Local

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

R 21E



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Last Name

FELTON

Ident No.

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice _____ License _____ Permit _____

Decree _____

If applicable provide IDWR Water Right Number _____

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read, and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments _____

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) _____

Date 5/4/90

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

Title _____

of _____, that I have signed the foregoing

Organization _____

document in the space below as _____ of _____

Title _____

Organization _____

and that the statements contained in the foregoing document are true and correct.

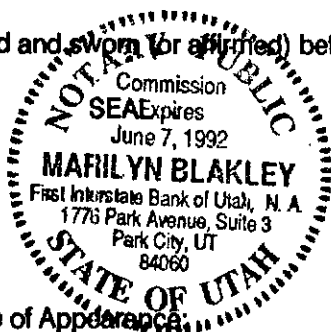
Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or Utah)

County of Summit) SS.

Subscribed and sworn to (or affirmed) before me this 4th day of May 19 90



Notary Public Marilyn Blakley

Residing at Park City, UT

My Commission Expires June 7, 1992

Please Print Name

17. Notice of Appearance

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name FELTON Ident. Number _____

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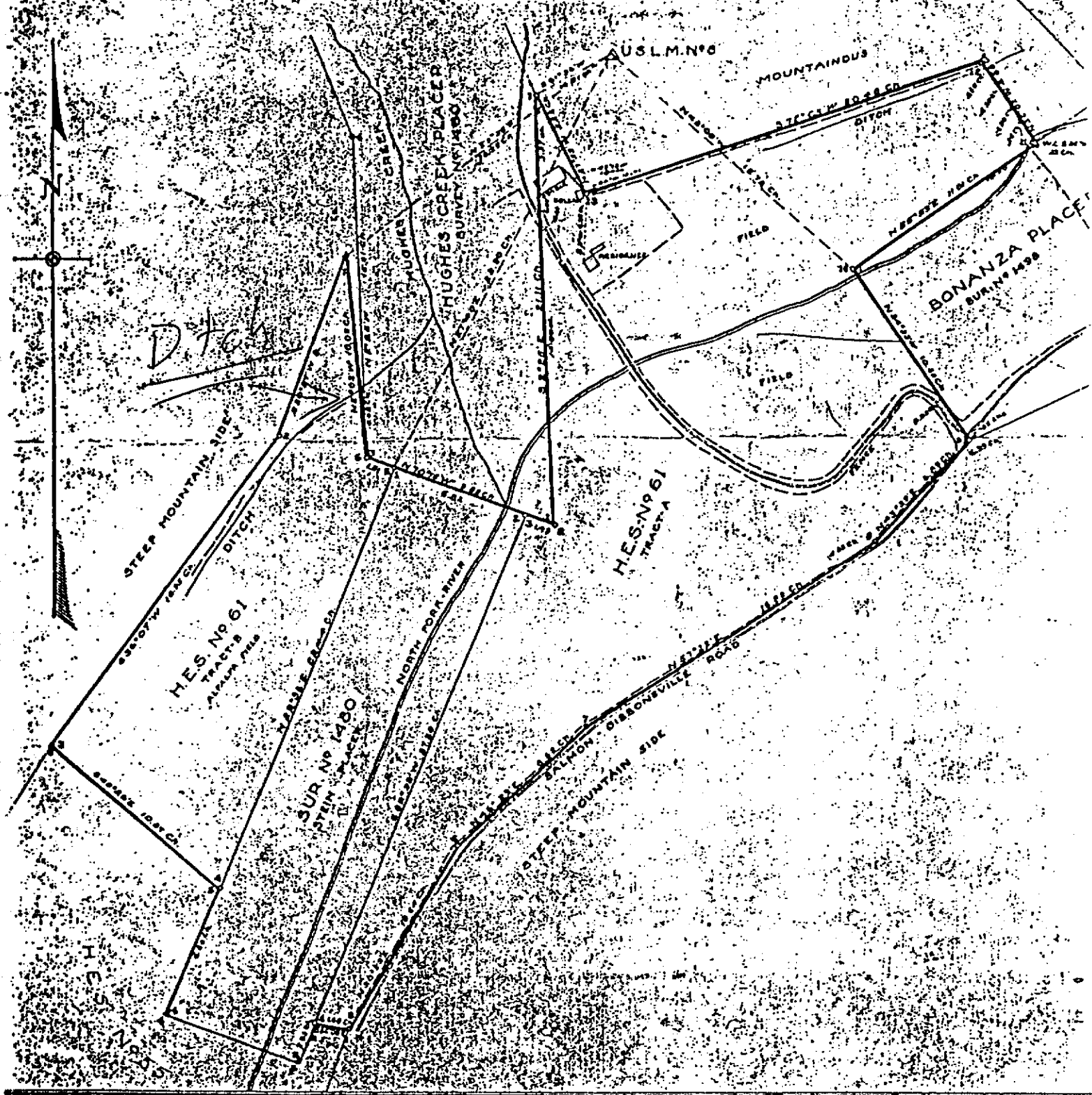
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Copies White-State, Yellow-Claimant

HOMESTEAD ENTRY SURVEY N°61

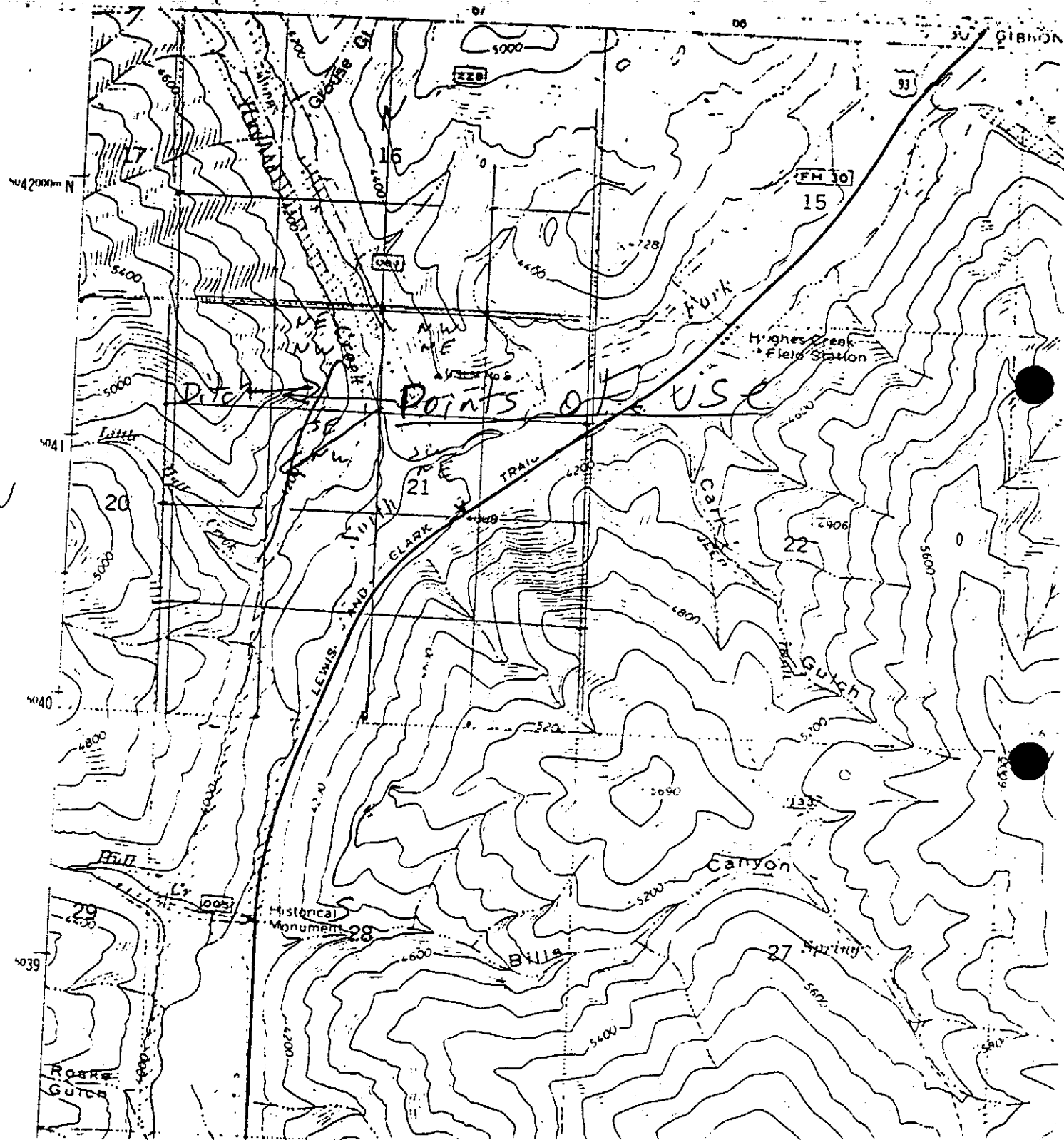
TRACTS A & B
SALMON NATIONAL FOREST,
LEMHI COUNTY, IDAHO.

Surveyed Sept. 4-7, 1910. By
James W. Coples, U.S. Deputy Surveyor.
SCALE 5 Chains = 1 Inch.



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A F F I D A V I T

STATE OF IDAHO)
 : ss
COUNTY OF LEMHI)

I, HAROLD HANSON, being first duly sworn, depose and state:

1. That I have been a resident of Lemhi County, Idaho, since 1946.

2. That I have, between 1946 and the present, resided approximately one mile north of Hughes Creek on Highway 93 in Lemhi County, Idaho.

3. That I am personally familiar with the parcel of property located on Hughes Creek owned by Mr. Robert Felton and, which I am told, is the lower portion of the property commonly known as the Hughes Creek Placer.

4. That during the late 1970's and early 1980's I personally irrigated the property owned by Mr. Felton and the adjoining property including lot 5 (owned by Mr. Robert Felton) and lot 6 (owned by Mr. Stuart Felton) of River Run Estates. I personally knew Jerry Ravendahl and currently am acquainted with his widow, Velma Ravendahl.

5. The Ravendahls owned lots 5 and 6 prior to 1948 and in 1948, they purchased the lower portion of the Hughes Creek Placer now occupied by Mr. Robert Felton. It is my personal knowledge and belief that this property has been irrigated continuously since 1948. from water drawn through ditches from Hughes Creek.

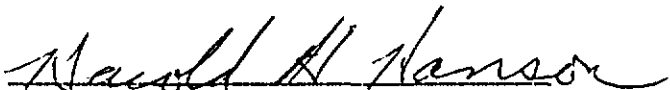
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DEC 15 1992

6. There are two ditches flowing from Hughes Creek above Mr. Felton's property which join together near the fence at the top of his property and supply water to the land on the road-side of the creek. There is another ditch which runs out of Hughes Creek on the far side of the road which takes water to that portion of Mr. Felton's property lying across the creek and continues on down through lots 5 and 6 of River Run Estates.

7. That having lived at this location for the last 44 years, and being acquainted with numerous, local residents, including residents on Hughes Creek, it is my understanding and knowledge that prior to the Ravendahls, the water in Hughes Creek, where it abuts Mr. Felton's property, was continuously utilized to supply mining operations, dredging, and personal use. This included damming the creek to support the dredging activity. This use has been continuing since before the turn of the century.

8. That the mining operations were continuous up and until the time of the second Word War. While the mining activity decreased during World War II, it actually ceased in 1947. The next year, 1948, the Ravendahls commenced irrigating the property.

SIGNED this __ day of April, 1990.


Harold Hanson

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Certification of Notary

On the 10th day of April, 1990, personally appeared before me Harold H. Hanson, the signer of the foregoing instrument, who duly acknowledged to me that he executed the same.

Laurie M. Santee
Notary Public Laurie M. Santee
Address: P.O. 1169 Salmon, ID

My Commission Expires:

6-19-1995

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Recorded at Re of _____
at _____ M. Fee Paid \$ _____
by _____ Dep. Book _____ Page _____ Ref.: _____
Mail tax notice to _____ Address _____

WARRANTY DEED

JOHN A. WESTMAN and DUANE H. BEUCLER
of PHOENIX, County of MARICOPA, State of ~~UTAH~~ ^{ARIZONA}, hereby
CONVEY and WARRANT to

STUART FELTON

of PARK CITY, UTAH

grantee
for the sum of
DOLLARS,

the following described tract of land in
State of ~~UTAH~~ IDAHO

LENNI

TEN

County,

LOT NUMBERED SIX (6), RIVER RUN ESTATES, LENNI COUNTY IDAHO
BLOCK NUMBERED ONE (1)

WITNESS, the hands of said grantors, this 16th day of
MAY, A. D. 1979

Signed in the Presence of

STATE OF UTAH,

County of SUMMIT

ss.

On the 16th day of
personally appeared before me

MAY

, A. D. 1979

the signer of the within instrument, who duly acknowledged to me that he executed the
same.

[Signature]

Notary Public.

My commission expires 5-5-80

Residing in PARK CITY, UTAH

The attached entries were made in regards to the Eldridge claim by Ora Cockrell, Hughes Creek Station commencing in 1909 and substantiating original settlement in the spring of 1887.

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Excerpt from the ... of ...

... ..

1906

Ora Cockrell 4-8-60

PAYETTE—Mr. Ora Cockrell, 76, a native of Salmon, died at his home in Payette Wednesday evening.

Mr. Cockrell was born at Salmon Nov. 16, 1883 and lived at Vernonia, Ore. from 1943 to 1955 when he and his wife moved to Payette. He was married May 24, 1908 at Salmon.

In addition to Mrs. Cockrell, he is survived by a son, Joseph of Tacoma, Wash.; two daughters, Mrs. Lora Fay Tweedy and Mrs. Olive Fern Ziegler, both of Payette, and 19 grandchildren and eight great-grandchildren.

Services will be conducted at 2 p.m. Monday at the Shaffer chapel in Payette with the Rev. Leonard Clark officiating. Interment will be at Riverside.

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Dist. 2.

Paid May 20, 09.

Chas. Cockrell,

Hughes Ranger District

6430 1/2

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date of entry 7-20-09
Serial no. 06540 B. Farmer

71-60 Eldridge & Elizabeth M. No. 55.
T. 25 N. R. 21 E. B. 7th. sec. 21 in Twp. 11th Claim.

Applied for Oct. 9, 1908

Alleged settlement Spring of 1887.

Continually resided on land.

Date of Survey by Forest Service Oct. 89/10/08.

Reported on by Geo. C. Thompson

Approved by Geo. G. Bentz. 11/20/09

Lot No. 4-81 - Area - 75 Acres.

Improvements Log house 6 room

Rock Cellar, shop, milk house,

frame barn. Orchard, large

patch, ditch and fencing.

(600 trees in orchard.)

Produce - 1909 -

Hay - 80 tons. Apples 150 boxes.

Potatoes 5000 # Raspberries 100

strawberries about 100. crates.

- 1910 -

Produced - Hay 90 tons

Apples 250 boxes. potatoes 4000 #

strawberries 100 boxes.

Raspberries 100 boxes.

Cleared 2 acres of willows

- 1911. -

Produce Hay 100 tons.

Apples 500 boxes. potatoes 7500 #

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Claridge Elizabeth M. ^{Contd} 77¹/₂ 55
June 11th ^{the} Claim

Raspberries & crates & strawberries. 80
crates.

Produce disposed of to Salmon
and Big Hole market

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Eldridge, Elizabeth M. No. 55.
Gibbsville June 11 Claim

Alleged Settlement 1887.

H. E. No. 06540 Made July 20 1909.

List No. 4-81- Area 75 Acres.

In T. 25 N. R. 21 E. Boise Meridian
at the mouth of Hughes Creek. U.S.
Sec 21.

Improvements Six room log house,
Rock. Cellar. Shop. Milk house
frame barn 600 bearing fruit trees
different varieties and berry patch.

Garden planted in spring 1909.

O. C. 6/8/09

Good yield of garden Orchard
and berries. O. C. 10/9/09.

Garden planted of potatoes cabbage
and smaller varieties, O. C. A. F. R. 6/8/10

Good yield from garden, orchard
and berries. One log chicken house
built in Sept. O. C. A. F. R. 10/6/10.

About Two acres planted to garden
of different varieties. O. C. A. F. R. 6/4/11

Garden
fruits
for sale
Garden
planted
County n.
claim by
much better
good yield
Orchard

Patented

Place for

MICROFILMED

Mr. F
Eldridge
in Mr. J
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Dr
Ross
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M. No. 55.
11 Claim

97.
20 1909.

Meridian
K. Wus.

house.
use
it trees
etc.

1909.
8/09
and
9/09.

cabbage
H. 6/8/10

orchard.
house
10/6/10.

to garden
P. 6/4/11

Garden and orchard, small
fruits yielded well. Claim surveyed
for patent Q.C. 10/4/11

Garden of different varieties
planted. Q.C. 7/16/12.

County road changed across
claim by claimant making a
much better road.

Good yield of garden and
orchard. Q.C. 10/26/12

Patented May 10, 1913.

Place purchased by E. H. (aka E. H.) Laxdal
June 1, 1918.

50 Years
Week of February 7
in the week for Gladys
company.
Frank T.
from the
company.
Frank T.
from the
company.
Frank T.
from the
company.

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