

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 75-4089

WATER RIGHT NUMBER: 75-4089

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	VIOLA M EDWARDS PO BOX 1145 SALMON ID 83467 (208)756-3520
Current Owner	EUGENE F EDWARDS PO BOX 1145 SALMON ID 83467 (208)756-3520

Priority Date: 08/01/1885

Basis: Statutory Claim

Status: Active

<u>Source</u>	<u>Tributary</u>
SALMON RIVER	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01	11/01	100.000 CFS	

Total Diversion: 100,000 CFS

Location of Point(s) of Diversion

SALMON RIVER
LEMHI County
L3 (NE1/4SE1/4)
Sec. 31, Twp 21N, Rge 22E, B.M.

Place of Use

IRRIGATION WITHIN LEMHI COUNTY

T21N R22E S30	NWNE	40.0	T21N R22E S30 Lot 2 SWNE	40.0
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T21N R22E S30 Lot 1	NENW	37.0	T21N R22E S30 Lot 1	NWNW	2.0
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	T21N R22E S30	SENW	23.0	T21N R22E S30	NESW	11.0
1	1	1	1	1	1	1
2	2	2	2	2	2	2
3	3	3	3	3	3	3
4	4	4	4	4	4	4
5	5	5	5	5	5	5
6	6	6	6	6	6	6
7	7	7	7	7	7	7
8	8	8	8	8	8	8
9	9	9	9	9	9	9
10	10	10	10	10	10	10
11	11	11	11	11	11	11
12	12	12	12	12	12	12
13	13	13	13	13	13	13
14	14	14	14	14	14	14
15	15	15	15	15	15	15
16	16	16	16	16	16	16
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26	26	26	26	26	26	26
27	27	27	27	27	27	27
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49	49	49	49	49	49	49
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59	59	59	59	59	59	59
60	60	60	60	60	60	60
61	61	61	61	61	61	61
62	62	62	62	62	62	62
63	63	63	63	63	63	63
64	64	64	64	64	64	64
65	65	65	65			

T21N R22E S30	SWSW	9.0	T21N R22E S30 Lot 3 NWSE	40.0
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T21N R22E S30 Lot 4 SWSE	40.0	T21N R22E S30	SESE	4.0
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T21N R22E S31 Lot 1	NENE	28.0	T21N R22E S31	NWNE	30.0

Station	SWNE	30	T21N R22E S31 lot 2 SENE	37
T21N R22E S31	SWNE	30	T21N R22E S31 lot 2 SENE	37

Total Acres: 344

Conditions of Approval:

1. ORIGINAL RIGHT RECORDED IN LEMHI COUNTY, BOOK A OF WATER RIGHTS, PAGE 346

Remarks:

RECEIVED
JUL 29 2005
DEPARTMENT OF
WATER RESOURCES

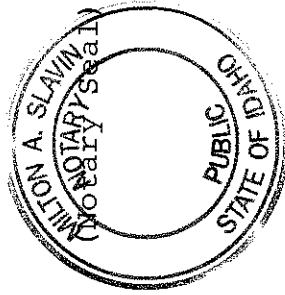
This letter is pertaining to the water right claims on the Eugene Edwards Ranch 3.5 miles south on highway 93 south near Salmon, Idaho. The Edwards Ranch was bought by E.S. Edwards Sr. from three people: Casey, 329.9 acres, Pope, 160 acres, and Lowery & Doore, 10 acres in 1888 and 1890.

The irrigation water for the ranch was from the Edwards canal, ditch #S-11, and the Minzer Runsten ditch which come out of the Salmon river. These ditches have been used continuously since that time by different generations of the same Edwards family, E.S. Edwards Sr., E.S. Edwards Jr., Frank, Eugene, and now Paul Edwards. Since Eugene's death in 1995, the ranch has been put in a trust with Viola Edwards still owning the ranch. Viola Mullen was born in 1922 and married Eugene Edwards in 1942 and can attest to these statements as being the history of the ditches. The irrigation water has always been used for agricultural purposes.

Viola M. Edwards
July 25, 2005

STATE OF IDAHO)
 ;
County of Lemhi)

SUBSCRIBED AND SWORN TO before me this 25 day of July, 2005.



Milton A. Slavin
Notary Public for State of Idaho
Residing at Salmon, Idaho
My Commission Expires: 10-26-05

✓ No the undersigned claims eight-hundred inches of the water for the purpose of milling and mining to be taken out of Boulder Creek about one half mile above Spencer's Landing and comes to Mill site on Bear Creek situated on Boulder Creek about one half mile above the settlement of Harmony Mill site in Mineral Hill Mining District Larimer County Colorado July 9-1888.

James M. Combs

Witness for record in this Mining title 20 day of July 20 1888 at Co. C.M., and duly recorded.

John Log and
Co. Recorder

✓ It is hereby given that the undersigned claims five hundred inches of this Creek for the purpose of Mill privileges and tailwater of Boulder Creek, and Creek and runs one half mile S.W. from Boulder Creek

Dated July 7th 1888. J. C. H. Barnard

Locators J. Henry Westfall

J. James Bryant

It is hereby given in this title 20 day of July 20 1888 at Co. C.M., and recorded in Book 2 of Water rights of John Morgan & Co. Recorder

✓ It is hereby given that the undersigned have located our claims (two) on above our inches of the water of Salmon River to Taylor Creek at a certain point on the east side about one half mile above the settlement of Eli Wharf and to be conveyed by ditch of sufficient capacity to our respective land claims for irrigating and land use for purpose the ditch to be 6 ft wide by 2 ft deep dated Aug-1-1888

J. James Casey

Anthony Dickey

J. J. Dickey

Witness for record in this title 20 1888, at Co. C.M., and duly recorded in Book 2 of Water Rights

John Morgan
County Recorder

Decree

IN THE DISTRICT COURT OF THE SIXTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR
THE COUNTY OF LEMHI.

H. V. FERGUSON, A. E. FERGUSON, W. C. WHITWELL,
WILLIAM COLLINS, TIMOTHY DORE, P. J. DEMPSEY,
JOSEPH SEYFERS, EMMA SEYFERS, HOMER C. CHAFFEE,
MARY V. CHAFFEE, W. S. ANDREWS, and THE FIRST
NATIONAL BANK OF SALMON, a corporation,
Plaintiffs,

vs

DECREE

THOMAS FERGUSON, ELIZABETH McDONALD, AXEL LARSON,
E. L. HUBBARD, ALBERT J. QUARLES, JOHN A. WOOD,
HELEN WOOD, M. J. FROST, M. J. FROST as adminis-
tratrix of the estate of HENRY E. FROST, deceased,
AUGUST LUND, and E. S. EDEARDS, JR.,
Defendants.

This cause coming to be heard on the 24th day of June, 1915, before the court sitting without a jury, Messrs. Stevens & Clute appearing as counsel for the plaintiffs H. V. Ferguson, A. E. Ferguson, W. C. Whitwell, William Collins, Timothy Dore, P. J. Dempsey, Joseph Seyfers, Emma Seyfers, Homer C. Chaffee, Mary V. Chaffee, W. S. Andrews, and The First National Bank of Salmon, a corporation; and E. W. Whitcomb, Esq., appearing for the defendant, E. S. Edwards, Jr.; and Messrs. O'Brien & Glennon appearing as counsel for the defendants Thomas Ferguson, Elizabeth McDonald, Axel Larson, E. L. Hubbard, Albert J. Quarles, John A. Wood, Helen Wood, M. J. Frost, M. J. Frost as administratrix of the estate of Henry E. Frost, deceased, and August Lund; and the court having heard the evidence and proof submitted by all of the parties hereto, and having heard the argument of counsel, and the testimony being closed, and the matter submitted to the court for final determination, and the court having made its findings of fact and conclusions of law, and having ordered judgment to be entered according to the findings and conclusions:

WHEREFORE, by reason of the law and the premises and the findings of fact and conclusions of law, as aforesaid, IT IS ORDERED, ADJUDGED AND DECREED as follows:

That the plaintiff, H. V. Ferguson, be and he is hereby awarded the use of two and four-tenths (2.4) cubic feet per second of time of the flow of the waters of the Salmon River, diverted and conveyed therefrom by the Minzer-Ruften Irrigation Ditch, situated in the County of Lemhi, State of Idaho, his right to said two and four-tenths (2.4) cubic feet of said water to date from the month of April, 1894, all of said water being for the irrigation of the Northeast quarter of the Northwest quarter, the Northwest quarter of the Northeast quarter, and the Northeast quarter of the Southwest quarter of the Northeast quarter of Section ~~21~~ ²² (22), Township twenty-one (21) North, Range twenty-two (22) East of the Boise meridian, in the County of Lemhi, State of Idaho.

That the plaintiff, A. E. Ferguson, be and he is hereby awarded the use of four-tenths (.4) of one cubic foot per second of time of the flow of the waters of the Salmon River, diverted and conveyed therefrom by the Minzer-Ruften Irrigation Ditch, situated in the County of Lemhi, State of Idaho, his right to said four-tenths (.4) of one cubic foot per second of time of the flow of said waters of the Salmon River, as aforesaid, to date from the month of April, 1894; said water being for the irrigation of the Southwest quarter of the Northwest quarter of the Northeast quarter of Section eighteen (18), Township twenty-one (21) North, Range twenty-two (22) East of the Boise Meridian, in County of Lemhi, State of Idaho.

That the plaintiff, W. C. Whitwell, be and he is hereby awarded the use of two-tenths (.2) of one cubic foot per second of time of the flow of the waters of the Salmon River, diverted and conveyed therefrom by the Minzer-Ruften Irrigation Ditch, situated in the County of Lemhi, State of Idaho, his right to said two-tenths (.2) of one cubic foot per second of time of the flow of said waters of the Salmon River, as aforesaid, to date from the month of April, 1894, said waters being for the irrigation of the South half of the Southwest quarter of the Northwest quarter of the Southeast quarter of Section eighteen (18), Township twenty-one (21) North, Range twenty-two (22) East of the Boise Meridian, in County of Lemhi, State of Idaho.

That the plaintiff, William Collins, be and he is hereby awarded the use of four-tenths (.4) of one cubic foot per second of time of the flow of the waters of the Salmon River, diverted and conveyed therefrom by the Minzer-Ruften Irrigation Ditch, situated in the County of Lemhi, State of Idaho, his right to said four-tenths (.4) of one cubic foot of one cubic foot per second of time of the flow of said waters of the Salmon River, as aforesaid, to date from the month of April, 1894; said water being for the irrigation of the Northeast quarter of the Northwest quarter of the Northeast quarter of section nineteen (19), Township twenty-one (21) North, Range twenty-two (22) East of the Boise Meridian, in the County of Lemhi, State of Idaho.

That the plaintiff, Timothy Dore, be and he is hereby awarded the use of four-tenths (.4) of one cubic foot per second of time of the flow of the waters of the Salmon River, diverted and conveyed therefrom by the Minzer-Ruften Irrigation Ditch, situated in the County of Lemhi, State of Idaho, his right to said four-tenths (.4) of one cubic foot per second of time of the flow of said waters of the Salmon River, as aforesaid, to date from the month of April, 1894; said water being for the irrigation of the Northwest quarter of the Southwest quarter of the Northeast quarter of Section nineteen (19), Township twenty-one (21) North, Range twenty-two (22) East of the Boise Meridian, in the county of Lemhi, State of Idaho.

That the plaintiff, P. J. Dempsey, be and he is hereby awarded the use of four-tenths (.4) of one cubic foot per second of time of the flow of the waters of the Salmon River, diverted and conveyed therefrom by the Minzer-Ruſten Irrigation Ditch, situated in the County of Lemhi, State of Idaho, his right to said four-tenths (.4) of one cubic foot per second of time of the flow of said waters of the Salmon River, as aforesaid, to date from the month of April, 1894, said waters being for the irrigation of the Southeast quarter of the Southwest quarter of the Northeast quarter of Section seventeen (17), Township twenty-one (21) North, Range twenty-two (22) East of the Boise Meridian, in the County of Lemhi, State of Idaho.

That the plaintiffs, Joseph Seyfers and Emma Seyfers, be and they are hereby awarded the use of eight-tenths (.8) of one cubic foot per second of time of the flow of the waters of the Salmon River, diverted and conveyed therefrom by the Minzer-Ruſten Irrigation Ditch, situated in the County of Lemhi, State of Idaho, their right to said eight-tenths (.8) of one cubic foot per second of time of the flow of said waters of the Salmon River, as aforesaid, to date from the month of April, 1894; said water being for the irrigation of the East half of the Northwest quarter of the Northeast quarter of Section eighteen (18), Township twenty-one (21) North, Range twenty-two (22) East of the Boise Meridian, in the County of Lemhi, State of Idaho.

That the plaintiffs, Homer C. Chaffee and Mary V. Chaffee, be and they are hereby awarded the use of two-tenths (.2) of one cubic foot per second of time of the flow of the waters of the Salmon River, diverted and conveyed therefrom by the Minzer-Ruſten Irrigation Ditch, situated in the County of Lemhi, State of Idaho, their right to said two-tenths (.2) of one cubic foot per second of time of the flow of said waters of the Salmon River, as aforesaid, to date from the month of April, 1894; said water being for the irrigation of the North half of the Southwest quarter of the Northwest quarter of the Southeast quarter of Section eighteen (18), Township twenty-one (21) North, Range twenty-two (22) East of the Boise Meridian, in the County of Lemhi, State of Idaho.

That the plaintiff, W. S. Andrews, be and he is hereby awarded the use of eight-tenths (.8) of one cubic foot per second of time of the flow of the waters of the Salmon River, diverted and conveyed therefrom by the Minzer-Ruſten Irrigation Ditch, situated in the County of Lemhi, State of Idaho, his right to said eight-tenths of one cubic foot per second of time of the flow of said waters of the Salmon River, as aforesaid, to date from the month of April, 1894, said waters being for the irrigation of the North half of the Northwest quarter of the Southeast quarter of Section eighteen (18), Township twenty-one (21) North, Range twenty-two (22) East of the Boise Meridian, in the County of Lemhi, State of Idaho.

That the plaintiff, The First National Bank of Salmon, a corporation, be and it is hereby awarded the use of two and two-tenths (2.2) cubic feet per second of time of the flow of the waters of the Salmon River, diverted and conveyed therefrom by the Minzer-Ruſten Irrigation Ditch, situated in the County of Lemhi, State of Idaho, its right to said two and two-tenths (2.2) cubic feet per second of time of the flow of said waters of the Salmon River, as aforesaid, to date from the month of April, 1894, said waters being for the irrigation of the Southeast quarter of the Northwest quarter of the Southeast quarter of Section eighteen (18), the East half of the Southwest quarter of the Southeast quarter of Section eighteen (18), the Southwest quarter of the Southwest quarter of the Southeast quarter of Section eighteen (18), and the South half of the Southwest quarter of the Northwest quarter of Section nineteen (19), and the Northeast quarter of the Southwest quarter of the Northeast quarter of Section nineteen (19), all in Township twenty-one (21) North, Range twenty-two (22) East of the Boise Meridian, in the County of Lemhi, State of Idaho.

That the defendant and cross-complainant, Thomas Ferguson, be and he is hereby awarded the use of two-tenths (.2) of one cubic foot per second of time of the flow of the waters of the Salmon River, diverted and conveyed therefrom by the Minzer-Ruſten Irrigation Ditch, situated in the County of Lemhi, State of Idaho, his right to said two-tenths (.2) of one cubic foot per second of time of the flow of said waters of the Salmon River, as aforesaid, to date from the month of April, 1894, said waters being for the irrigation of the North half of the Southwest quarter of the Northwest quarter of the northeast quarter of Section nineteen (19), Township twenty-one (21) North, Range twenty-two (22) East of the Boise Meridian, in the County of Lemhi, State of Idaho.

That the defendant and cross-complainant, Elizabeth McDonald, be and he is hereby awarded the use of four-tenths (.4) of one cubic foot per second of time of the flow of the waters of the Salmon River, diverted and conveyed therefrom by the Minzer-Ruſten Irrigation Ditch, situated in the County of Lemhi, State of Idaho, his right to said four-tenths (.4) of one cubic foot per second of time of the flow of said waters of the Salmon River, as aforesaid, to date from the month of April, 1894, said waters being for the irrigation of the Northwest quarter of the Northwest quarter of the northeast quarter of Section nineteen (19), Township twenty-one (21) North, Range twenty-two (22) East of the Boise Meridian, in the County of Lemhi, State of Idaho.

That the defendant and cross-complainant, Axel Larson, be and he is hereby awarded the use of four-tenths (.4) of one cubic foot per second of time of the flow of the waters of the Salmon River, diverted and conveyed therefrom by the Minzer-Ruſten Irrigation Ditch, situated in the County of Lemhi, State of Idaho, his right to said four-tenths (.4) of one cubic foot per second of time of the flow of said waters of the Salmon River, as aforesaid, to date from the month of April, 1894, said waters being for the irrigation of the Southeast quarter of the Southwest quarter of the Northeast quarter of Section nineteen (19), Township twenty-one (21) North, Range twenty-two (22) East of the Boise Meridian, in the County of Lemhi, State of Idaho.

That the defendant and cross-complainant, Ed L. Hubbard, be and he is hereby awarded the use of four-tenths of one cubic foot per second of time of the flow of the waters of the Salmon River, diverted and conveyed therefrom by the Minzer-Ruſten Irrigation Ditch, situated in the County of Lemhi, State of Idaho, his right to said four-tenths (.4) of one cubic foot per second of time of the flow of said waters of the Salmon River, as aforesaid, to date from the month of April, 1894, said waters being for the irrigation of the Southwest quarter of the Southwest quarter of the Northeast quarter of Section nineteen (19), Township twenty-one (21) North, Range twenty-two (22) East of the Boise Meridian, in the County of Lemhi, State of Idaho.

That the defendant and cross-complainant, Albert J. Quarles, be and he is hereby awarded the use of four-tenths (.4) of one cubic foot per second of time of the flow of the waters of the Salmon River, diverted and conveyed therefrom by the Minzer-Runsten Irrigation Ditch, situated in the County of Lemhi, State of Idaho, his right to said four-tenths (.4) of one cubic foot per second of time of the flow of said waters of the Salmon River, as aforesaid, to date from the month of April, 1894, said waters being for the irrigation of the Northwest quarter of the Southwest quarter of the Southeast quarter of Section ~~seventeen~~ ^{seventeen} (17), Township twenty-one (21) North, Range twenty-two (22) East of the Boise Meridian, in the County of Lemhi, State of Idaho.

That the defendants and cross-complainants, John A. Wood and Helen Wood be and they are hereby awarded the use of four-tenths (.4) of one cubic foot per second of time of the flow of the waters of the Salmon River, diverted and conveyed therefrom by the Minzer-Runsten Irrigation Ditch, situated in the County of Lemhi, State of Idaho, their right to said four-tenths (.4) of one cubic foot per second of time of the flow of said waters of the Salmon River, as aforesaid, to date from the month of April, 1894, said waters being for the irrigation of the West half of the Northwest quarter of Section thirty-two (32), Township twenty-one (21) North, Range twenty-two (22) East of the Boise Meridian, in the County of Lemhi, State of Idaho.

That the defendant and cross-complainant, M. J. Frost, in her own right and as administratrix of the estate of Henry E. Frost, deceased, be and she is hereby awarded the use of eight-tenths (.8) of one cubic foot per second of time of the flow of the waters of the Salmon River, diverted and conveyed therefrom by the Minzer-Runsten Irrigation Ditch, situated in the County of Lemhi, State of Idaho, her right to said eight-tenths (.8) of one cubic foot per second of time of the flow of said waters of the Salmon River, as aforesaid, to date from the month of April, 1894, said waters being for the irrigation of the Southwest quarter of the Northwest quarter of the Northeast quarter and the Southwest quarter of the Southwest quarter of the Northeast quarter of Section eighteen (18) Township twenty-one (21) North, Range twenty-two (22) East of the Boise Meridian, in the County of Lemhi, State of Idaho.

That the defendant and cross-complainant, August Lund, be and he is hereby awarded the use of four-tenths (.4) of one cubic foot per second of time of the flow of the waters of the Salmon River, diverted and conveyed therefrom by the Minzer-Runsten Irrigation Ditch, situated in the County of Lemhi, State of Idaho, his right to said four-tenths (.4) of one cubic foot per second of time of the flow of said waters of the Salmon River, as aforesaid, to date from the month of April, 1894, said waters being for the irrigation of the Southeast quarter of the Northwest quarter of the Northeast quarter of Section nineteen (19), Township twenty-one (21) North, Range twenty-two (22) East of the Boise Meridian, in the County of ~~Boise~~ ^{Idaho}, State of Idaho.

That the defendant and cross-complainant, E. S. Edwards, Jr., be and he is hereby awarded the use of four (4) cubic feet per second of time of the flow of the waters of the Salmon River, diverted and conveyed therefrom by the Minzer-Runsten Irrigation Ditch, situated in the County of Lemhi, State of Idaho, his right to said four cubic feet per second of time of the flow of said waters of the Salmon River, as aforesaid, to date from the month of April, 1894, said waters being for the irrigation of the East half of Section nineteen (19), Township twenty-one (21) North, Range twenty-two East of the Boise Meridian, in the County of Lemhi, State of Idaho. IT IS FURTHER ORDERED ADJUDGED AND DECREED that the above-named plaintiffs and defendants and cross-complainants, and each and every of them (except only the defendant and cross-complainant E. S. Edwards, Jr.,) be and they are hereby awarded all the right, title and interest, in common and undivided, in and to the Minzer-Runsten Irrigation Ditch constructed from the Salmon River, on, to, across and in the vicinity of the several tracts of land owned by and in the possession of the respective parties, for the purpose of irrigating and cultivating the same, the said Minzer-Runsten Irrigation Ditch being situated in the County of Lemhi, State of Idaho, and the title and interest therein in common and undivided which is awarded to each of the respective parties, being as follows, to-wit:

H. V. Ferguson, a 60/290 interest, in common and undivided;

A. E. Ferguson, a 10/290 interest, in common and undivided;

W. C. Whitwell, a 5/290 interest, in common and undivided;

William Collins, a 10/290 interest, in common and undivided;

Timothy Dore, a 10/290 interest, in common and undivided;

P. J. Dempsey, a 10/290 interest, in common and undivided;

Joseph Seyfers and Emma Seyfers, a 20/290 interest, in common and undivided;

Homer C. Chaffee and Mary V. Chaffee, a 5/290 interest, in common and undivided;

W. S. Andrews, a 20/290 interest, in common and undivided;

The First National Bank of Salmon, a corporation, a 55/290 interest, in common and undivided;

Thomas Ferguson, a 5/290 interest, in common and undivided;

Elizabeth McDonald, a 10/290 interest, in common and undivided;

Axel Larson, a 10/290 interest, in common and undivided;

E. L. Hubbard, a 10/290 interest, in common and undivided;

Albert J. Quarles, a 10/290 interest, in common and undivided;

John A. Wood and Helen Wood, a 10/290 interest, in common and undivided;

M. J. Frost, in her own name and right and as administratrix of the estate of

Henry E. Frost, deceased, a 20/290 interest, in common and undivided; and

August Lund, a 10/290 interest, in common and undivided.

IT IS FURTHER ADJUDGED, ORDERED AND DECREED that all and singular the aforesaid right, title and interest in and to the said Minzer-Runsten Irrigation Ditch is awarded to the above named plaintiffs and defendants and cross-complainants subject to an easement and permission heretofore granted and conveyed to the defendant and cross-complainant, E. S. Edwards, Jr., and to his heirs and assigns, the right to enter into and upon said ditch at all times, within the terms of his said grant, for the purpose of turning four (4) cubic feet per second of time of said waters into said ditch at the head thereof, and for the further purpose of repairing and cleaning out the said ditch to such an extent and in such manner as may be necessary to enable it to convey the said quantity of water from the Salmon River, through said ditch, to the point on the lands owned by the said defendant and cross-complainant, E. S. Edwards, Jr., at which said waters are to be delivered.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the above described awards of the right to use and title of the above described water to all the parties herein, each respectively, and of the right, title and interest of the respective parties plaintiff and defendant (except the defendant E. S. Edwards, Jr.), in and to said Minzer-Runsten Irrigation Ditch, and each thereof, except as above stated, are declared to be appurtenant to and are awarded for the use and purpose of irrigating and cultivating the lands as hereinabove described and belonging to the respective parties in this action.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that in the event of an insufficiency of water to supply all awards, as above set forth, the water actually diverted and conveyed to the extent and quantity of four (4) cubic feet per second of time, it to be first delivered to the said E. S. Edwards, Jr.; at points established on the line of said ditch on his said lands between the dates mentioned in his said contract and agreement, and that all additional waters over and above said four (4) cubic feet per second of time, actually conveyed by said ditch, shall be distributed and used by and between the remaining parties herein, proportionately in ratio as their respective use and interest in and to said waters and title and right in and to said Minzer-Runsten Irrigation Ditch bears to the total quantity of water by said parties appropriated and claimed, or ~~as~~ to the total interest in said ditch.

That otherwise, all the appropriations of said waters are hereby ordered, adjudged and decreed to be of the same date and time and of equal right.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that each and every of the parties herein is ordered and required to construct and maintain, at his separate and several cost and expense, a substantial headgate at the point or points along said ditch at which the waters claimed and awarded to such party is delivered, and each and all of said headgates shall be of such construction that they can be locked and kept closed by the water master or other office in charge, and so devised and constructed that they can assist the water master in determining the quantity and amount of water that may be diverted into said lateral owned by said party, from the said ditch; that all the right and title to the use of any of the waters heretofore awarded and diverted and conveyed by said ditch, of each and every of the parties herein, shall be held in abeyance as to any of said parties who shall fail, refuse or neglect to construct such headgate, or having constructed such headgate, shall thereafter refuse, fail or neglect to repair and maintain the same in the manner as herein ordered and required, until such headgate is constructed in place, manner, and condition as herein required.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that each and every of the parties herein, except only the defendant and cross-complainant, E. S. Edwards, shall be charged with the duty and expense of repairing, maintaining and cleaning out said ditch, and such expense shall be proportioned amongst said parties in ratio as their several titles and interest therein shall appear; and

IT IS FURTHER ORDERED, ADJUDGED AND DECREED THAT the defendant and cross-complainant, E. S. Edwards, Jr., has no use or title to more than four (4) cubic feet per second of time of the waters diverted and conveyed by and through said Minzer-Runsten Irrigation Ditch, as hereinbefore awarded, and has no right, title or interest in or to said ditch save only his grant and contract as herein decreed and awarded.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that each party hereto shall pay his own costs in this action incurred; that the costs and expenses of the water master heretofore appointed by order of the court to repair and clean out said ditch and to distribute to the parties herein the quantity of said waters claimed by them each respectively, pending the determination of this action, herein taxed at _____ Dollars, shall be divided and paid by all the parties herein in ratio as the quantity of said waters claimed and awarded to each said party bears to the whole amount appropriated and diverted by the said ditch, and in the event that any of said parties shall fail to pay his proportionate share of said cost, execution shall issue against said parties for said costs.

Dated this 24 day of June, 1915.

James R. Bothwell, District Judge.

Filed August 12th, 1915, at 1:30 o'clock P.M.
Judgment Book B, pages 242-43-44-45.
J. L. Kirtley, Jr., Clerk.

By W. H. Timmons Deputy.

This Indenture, made this Ninth day of October in the year of

our Lord one thousand nine hundred and twelve between Edgar S. Edwards Sr, and

Susan Edwards his wife, of Salmon, Lemhi County, Idaho, the parties of the first part,
and Edgar S. Edwards Jr, of Salmon, County of Lemhi State of Idaho,

the party of the second part.

Witnesseth, that the said parties of the first part, for and in consideration of
Fifteen Hundred-----
and other valuable consideration,
lawful money of the United States of America, to them in hand paid by the said party

----- DOLLARS,

of the second part, the receipt whereof is hereby acknowledged, have GRANTED, BARGAINED and SOLD
and by these presents do GRANT, BARGAIN, SELL, CONVEY and CONFIRM unto the said party
of the second part, and to his heirs and assigns forever, all those

certain lots, pieces, or parcels of land situate, lying and being in the County of Lemhi,
State of Idaho, and particularly described as follows, to wit:-

All of the Northwest quarter of the Northeast quarter, the Lots Two, Three and
Four, and the East Half of the Northeast quarter and the East Half of the Southeast
quarter of Section Thirty, and the Lots One and Two of Section Thirty-one, all in
Township Twenty-one North of Range Twenty-two East of the Boise Meridian, in Lemhi
County, Idaho, Containing 390.55 acres of land,

Together with all ditches, water and water rights belonging to said land,
appertaining thereto, or used in connection therewith.

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in any wise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and also all estate, right, title, interest in and to the said property, possession, claim and demand whatsoever, as well in law as in equity, of the said part ies of the first part, of in or to the said premises, and every part and parcel thereof, with the appurtenances to have and hold, all and singular, the above mentioned and described premises, together with the appurtenances, unto the party y of the second part, and to his heirs and assigns forever. And the said part ies of the first part, and their second part, his heirs and assigns, against the said part ies of the first part and their heirs, against all and every person and persons whomsoever, lawfully claiming or to claim, the same shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, the said parties of the first part have hereunto set their hands and seals the day and year first above written.

Signed, sealed and delivered in the presence of

Edgar S. Edwards (SEAL)
Susan Edwards (SEAL)
(SEAL)

STATE OF IDAHO } ss.
COUNTY OF LEMHI }

On this Tenth day of October in the year 1912 before me,
W.C. Smith a Notary Public

in and for the said County, personally appeared Edgar S. Edwards Sr., and Susan Edwards his wife,
known to me, to be the persons whose names are subscribed to
the within instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official
seal the day and year in this certificate first above written.

W.C. Smith

Notary Public in and for Lemhi County, Idaho.

No. 13444

WARRANTY DEED.

Edgar S. Edwards Sr

Susan Edwards his wife

TO

Edgar S. Edwards Jr.

Dated October 9th, 1912

Recorded at request of

E. S. Edwards Sr

at — minutes past 2 o'clock

P. M., May 24th 1913

in Book U of Deeds, on page 510

Records of

Lemhi County, Idaho.

County Recorder.

By

W. W. Simmonds

Deputy.

United States of America
Desert Lands Certificate No. 171.

To all to whom these presents shall come, Greeting:
Whereas, Emma Pope of Lemhi County Idaho, has deposited
in the General Land Office of the United States, a Certificate of
that Registry of that Land Office at Quincy Idaho, whereby it
appears that full payment has been made by that said Emma
Pope, in compliance to the provisions of the act of Congress of the
24th of April 1820, entitled, "An Act making further provision
for the sale of the Public Lands, and the acts supplemental
thereto for the East-half of the North East quarter, and the
East-half of the South East-quarter of Section thirty, and
the South West-quarter, the North-half of the South West-quarter,
the South West-quarter of the South West-quarter, and the West-
half of the North East Quarter of Section twenty nine
in Township twenty one, north of Range twenty two
East of Boise Meridian in Idaho, containing five
hundred and twenty as, co-according to the official
plat of the survey of the said lands, returned to the General
Land Office by the Surveyor General which said tract
was being purchased by the said Emma Pope,
Now know ye, That the United States of America, in con-
sideration of the premises and in conformity with the
several Acts of Congress, in such case made and pro-
vided, have given and granted, and by these presents
do give and grant, unto the said Emma Pope and to
her heirs the said tract above described, to have and to hold
the same, together with all the rights, privileges, immunities and
appurtenances of whatsoever nature the lands belonging unto the
said Emma Pope and to her heirs and assigns forever,
subject to any vested and accrued ^{water} rights for mining and
agricultural, manufacturing, or other purposes, and regu-
larly detached and reserves and in connection with such
water rights, as may be recognized and acknowledged by
the local customs, laws, and decisions of courts, and also
subject to the right of the proprietor of a vein or lode
to extract and remove his ore therefrom, should the
same be found to penetrate, or intersect the premises
hereby granted as provided by law in testimony
whereof I Benjamin H. Harrison, President of the United
States of America have caused these letters to be made
Patent, and the Seal of the General Land Office

Witness my hand at the City of Washington, this twenty third day of
the month of April, 1894, and thereunto I have caused my Seal and the Seal of the
General Land Office to be hereunto set in testimony whereof I have hereunto set my hand and
the Seal of the General Land Office, this twenty third day of April, 1894, at Washington,
District of Columbia.
Benjamin H. Harrison
President of the United States
Emma Pope
Registered Proprietor
of the above described land
and of the water rights
therein.
Book 1, Page 12, Records of
Desert Lands Certificate No. 171.

From land at the 1890 - original from
Edwards - land along river.

This indenture, made this twentysecond day of February in the year of our Lord one thousand eight hundred and ninety seven between Edgar S. Edwards of Salmon City, County of Lemhi State of Idaho the party of the first part, and the United States of America the party of the second part, witnesses That the said party of the first part, for and in consideration of the sum of One dollar lawful money of the United States of America to him in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged with release and forever quitclaim unto the said party of the second part, and to its assigns the following described real estate situated in the County of Lemhi and State of Idaho, to wit:

The lots numbered one and two of section thirtyone in Township twentyone North of Range twentyone East of Boise Meridian, in the State of Idaho, containing sixty nine acres and ninety hundredths of an acre. Together with all and singular the tenements, hereditaments and appurtenances therunto belonging, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

To have and to hold, all and singular, the said premises, with the appurtenances unto the said party of the second part, its assigns forever.

Our witnesses whereof, the said party of the first part has hereunto set his hand and seal the day and year first above written.

Edgar S. Edwards (Seal)
Signed, sealed and delivered in presence of J. B. Sinclair.

State of Idaho

County of Lemhi }
On this twentysecond day of February in the year 1897 before me, Thos. Elder, a Notary Public in and for said County, personally appeared Edgar S. Edwards, known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same.

Our witnesses whereof, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.
(Seal) Thos. Elder

Notary Public

State of Idaho }
County of Lemhi }

I hereby certify that this instrument was filed for record at request of J. B. Sinclair at 12 O'clock P.M. the 23 day of February A.D. 1897, in my office and duly recorded in Book I. of Deeds page 277

J. P. Blough
Ex-officio Recorder
By O. A. Humphrey Deputy

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 _____

Date Received _____

Receipt Number _____

NOTICE OF CLAIM

TO A

WATER RIGHT

ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Eugene F + Viola M Edwards Phone (208) 756-3520
- Mailing Address Box 1145 Salmon, Idaho Zip 83467
2. Date of Priority (Only one (1) per claim) May 20 1893
3. Source of water supply (a) Salmon River - trib to
which is tributary to (b) Snahe-trib-Coleman-bio
4. a. Location of existing point of diversion is: Township 20N Range 22E Section 5,
~~1/4 of 22E~~ 1/4 of 22E 1/4, Govt. Lot, E B.M., County of Lemhi

Additional points of diversion if any: None

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

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

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

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

Existing Concrete Headgate 8X10X10 ft.

This claim is for additional
water which total would be
4 cfs or so.

6. Water is claimed for the following purposes:

(both dates are inclusive) (cfs) (acre feet)

For Investigation purposes from April to April amount \$8.2 or

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 8.2 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 425 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.)

10. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. 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.

[illegible]

Total number of acres irrigated	
170	

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

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

Reiterate by decree for 4.8 c.f.s.

14. Remarks:

Remarks: Due to porous gnd.-(gravel) - Being an
and historical area we could not ~~do~~ ^{will} ~~do~~
~~about 4" of base~~ we need much additional
water.

Last Name Edwards Ident No. _____

Copies: White -State, Yellow-Claimant



FSN 66 T 102

0.1 0 0.1 0.2 0.3 0.4 Miles



Map Printed: Feb 3, 2005

Ch_a_HD59.dlp



FSN 66 T 102

0.1 0 0.1 0.2 0.3 0.4 Miles



Map Printed: Feb 2, 2005

ck_a_1059.alp

THE UNITED STATES OF AMERICA,

To all to whom these presents shall come, Greeting:

Whereas There has been posted in the GENERAL LAND OFFICE of the United States a CERTIFICATE OF THE REGISTER

of the Land Office at Harlem, New York, whereby it appears that, pursuant to the Act of Congress

approved 20th May, 1862, "To secure Homesteads to Actual Settlers on the Public Domain," and the acts supplemental thereto, the claim

of James H. Haggard has been established and duly consummated, in conformity to law, for the

purpose of securing to the said James H. Haggard a certain tract of land, situate, lying and being in

the County of Franklin, State of Illinois, containing one hundred and thirty acres, more or less,

together with the right of way over and under the same, for the purpose of

the said James H. Haggard and his heirs and assigns forever, subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in

connection with such water rights, as may be recognized and acknowledged by the local customs, laws, and decisions of courts, and also subject to the right of the proprietor of a vein

or lode to extract and remove his ore therefrom, should the same be found to penetrate intersect the premises hereby granted, as provided by law.

In testimony whereof, I, William A. Armstrong, President of the United States of America,

have caused these letters to be made Patent, and the seal of the General Land Office to be hereunto affixed.

Given under my hand, at the City of Washington, the fourteenth day of June, in the year of our Lord one thousand

eight hundred and seventy, and of the Independence of the United States the one hundred and seventyth.

By the President: Wm. A. Armstrong

Secretary: Wm. A. Armstrong

RECORDED, Vol. 180, Page 180

(18238-15 M.)

(4-405.)

194

APPLICATION

Homestead Certificate No. 115

of the Land Office at Harlem, New York

approved 20th May, 1862, "To secure Homesteads to Actual Settlers on the Public Domain," and the acts supplemental thereto, the claim

of James H. Haggard has been established and duly consummated, in conformity to law, for the

purpose of securing to the said James H. Haggard a certain tract of land, situate, lying and being in

the County of Franklin, State of Illinois, containing one hundred and thirty acres, more or less,

together with the right of way over and under the same, for the purpose of

the said James H. Haggard and his heirs and assigns forever, subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in

THE UNITED STATES OF AMERICA,

Next week
Certificate No. 572

To all to whom these presents shall come, Greeting:

Whereas Colan & Charvalle, Juniors of San Luis County, California, ha. s. deposited in the GENERAL LAND OFFICE of the United States a CERTIFICATE OF THE REGISTER OF THE LAND OFFICE at Healdsburg, California, whereby it appears that full payment has been made by the said Colan & Charvalle, Juniors for the sale of the Public Lands, and the acts supplemental thereto, for provisions of the Act of Congress of the 24th of April, 1820, entitled "An Act making further provision for the sale of the Public Lands," and the acts supplemental thereto, for The Act numbered one of Session Thirty in California twenty one Year of George twenty first of Great Britain in California
containing twenty four acres more or less situated in the County of San Luis

according to the Official Plat of the Survey of the said Lands, returned to the GENERAL LAND OFFICE by the Surveyor General, which said Tract has. s. been purchased by the said Colan & Charvalle, Juniors
known to me, That the United States of America, in consideration of the premises, and in conformity with the several acts of Congress, in such case made and provided, have given and granted, and by these presents do give and grant, unto the said Colan & Charvalle, Juniors, together with all the rights, privileges, immunities, and appointments, of and to the said heirs, the said tract above described; To have and to hold the same, together with all the rights, privileges, immunities, and appointments, of whatsoever nature, thereunto belonging, unto the said Colan & Charvalle, Juniors, and to their heirs and assigns forever; subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws, and decisions of courts, and also subject to the right of the proprietor of a vein or lode to extract and remove his ore therefrom, should the same be found to penetrate or intersect the premises hereby granted, as provided by law; and there is reserved from the lands hereby granted, a right of way thereon for ditches or canals constructed by the authority of the United States.

In testimony whereof, I, Andrew Johnson, President of the United States of America, have caused these letters to be made Patent, and the seal of the GENERAL LAND OFFICE to be hereunto affixed, in the year of our Lord one thousand nine hundred and twenty first, day of October, at the City of Washington, the County of Montgomery, and of the Independence of the United States the one hundred and twenty first

By the President

By

Secretary

Recorded
Vol. 64, Page 1
J. M. McKean
Recorder of the General Land Office
RECEIVED
J. M. McKean
Secretary

West Florida

Certificate No. 107

Warrens James Baay of Lemhi County, Idaho County,
has deposited in the General Land Office of the United States a Certificate of the Register of the Land Office at Stanley, Idaho County,
whereby it appears that full payment has been made by the said James Baay

according to the Official List of the Gentry of the said Lands, returned to the General Land Office by the Surveyor General, which said List has been purchased by the said James Greay.

And now we, the United States of America, in consideration of to friends, and in conformity with the several Acts of Congress in such case made and provided, have given and granted, and by these presents do give and grant, unto the said James Bay, _____ and to his heirs, the said tract above described: To have and to bid the same, together with all the rights, privileges, immunities, and appurtenances, _____ and to his _____ of whatever nature the same belong, unto the said James Bay.

This Patent is issued in view of an erroneous one, Adopted October 17th 1890, in which has been cancelled, William J. Miller, President of the United States of America, have caused these letters to be made Patent, and the Seal of the General Land Office to be hereunto affixed.

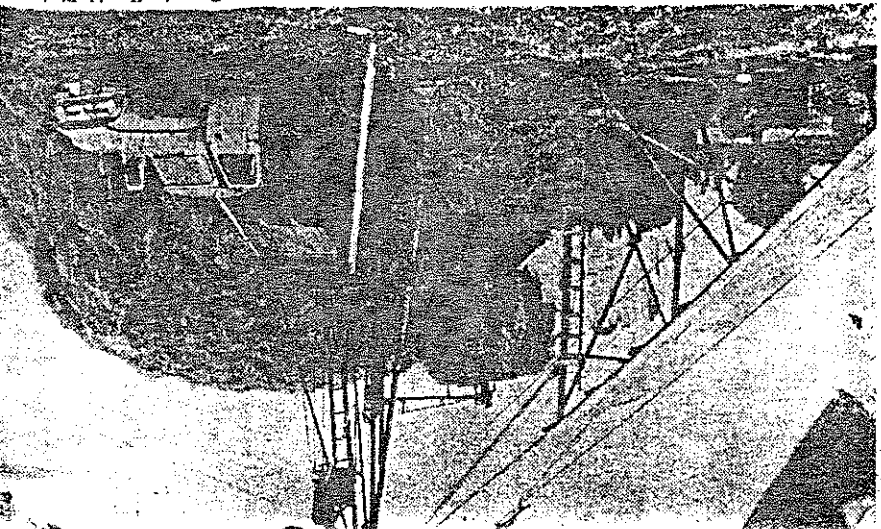
Given under my hand, at the City of Washington, the seventh day of May, in the year of our Lord one thousand eight hundred and ninety first

BY THE PRESIDENT: William A. Rusk

Secretary, _____

Recorder of the General Land Office.

Built in late 1950's



—Recorder-Herald Photo—
Here is Edwards' hay stacking machine in operation. Note that he is operating the stacking arm from the crew's nest seat high in the air. This seat as well as the stacking arm can be raised or lowered according to the need. The slide derrick is on the left, and the engine which powers it is seen underneath. Edwards can build a stack 22x22x22 feet with this device and do it as fast as the hay is delivered to him. Hydraulic power is furnished from the truck motor.

Stacker Cuts Haying Labor

■ Confronted by a labor shortage, Eugene Edwards, a Salmon, Idaho, rancher, developed a machine that greatly speeded up the stacking of loose hay.

Edwards had long used a dump rake, built rake, and a Beaver slide derrick, which stacked hay—after a fashion. But he wanted bigger and better stacks, and he wanted bigger and better stacks, and he wanted to build them with a smaller crew.

His answer: He powered the slide derrick with a gas engine located just under the derrick. This speeded up the delivery of hay to the stack. Next, he invented and built what might be termed a double-jointed "hydraulic arm," on the end of which is fitted a grapple claw fork. The arm is the stacker device and one end is mounted in a steel tower 28 feet high, which in turn is mounted in the bed of a dump truck, with two of its feet on the ground.

A crew's nest seat is located on the back of this lower where Edwards sits to operate the stacking boom, located about five feet below him and extending horizontally outward over the spot where the slide derrick drops its loads of loose hay. The stacker tower resembles a small windmill frame. Edwards even has a canopy over his crew's nest seat to protect him from the sun.

IN OPERATION, the buck rake delivers the hay to the slide derrick, which quickly hoists it up and drops it immediately in front of the hay stacker tower. From his seat, Edwards, with convenient hydraulic controls, can manipulate the 22-foot long, double-jointed hydraulic powered stacking arm with ease, picking up a forkful of hay and swinging it to the right, building a stack 22 feet wide, 22 feet high, and 22 feet long.

The operator in the crew's nest does the entire stacking job; no one is needed on the stack. The grapple fork on the end of the arm puts the hay right where it is needed.

The stacker tower, as noted above, is 20 feet in the air. The stacker built by Edwards to speed up haying operations. And it does just that. Confronted with a shortage of labor at haying time, Edwards became convinced a few years ago that mechanization is the answer to the rancher's haying problem. He began a study and experiment with a hay stacker. Now in its third season, Edwards feels he has the bugs ironed out and a workable stacker. Last year, for example, the machine handled the stacking chores for 1000 tons of hay. This year, the crew, aided by the stacker, has been averaging four stacks per day. At a single setting, the stacker places the hay in a stack 22 feet by 22 feet by 22 feet high. Edwards feels that the machine replaces three men on a haying job.

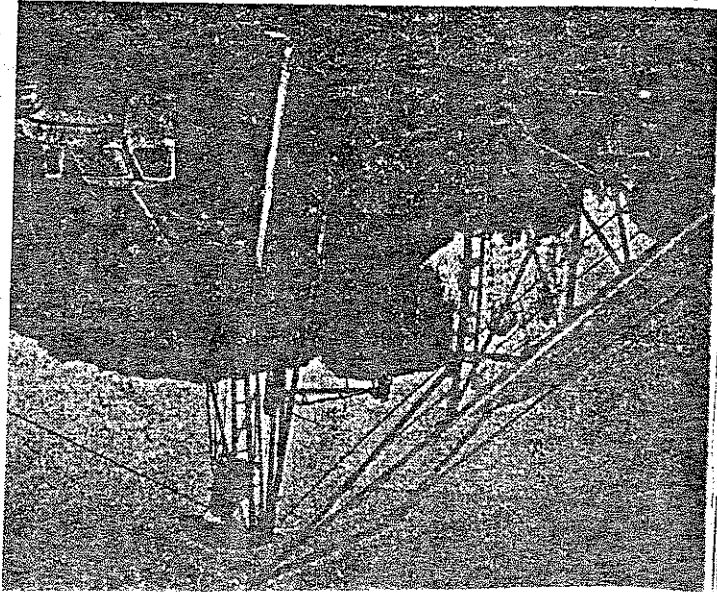
—Recorder-Herald Photo—

Salmon Rancher

Devises New Hay Stacker to Speed Haying

Perched comfortably in a seat some 25 feet in the air and operating via gearshift a strange appearing machine, Eugene Edwards, Salmon rancher, literally "makes hay while the sun shines" at his ranch just south of Salmon. The machine, and it gets the job done, is a hay stacker built by Edwards to speed up haying operations. And it does just that. Confronted with a shortage of labor at haying time, Edwards became convinced a few years ago that mechanization is the answer to the rancher's haying problem. He began a study and experiment with a hay stacker. Now in its third season, Edwards feels he has the bugs ironed out and a workable stacker. Last year, for example, the machine handled the stacking chores for 1000 tons of hay. This year, the crew, aided by the stacker, has been averaging four stacks per day. At a single setting, the stacker places the hay in a stack 22 feet by 22 feet by 22 feet high. Edwards feels that the machine replaces three men on a haying job.

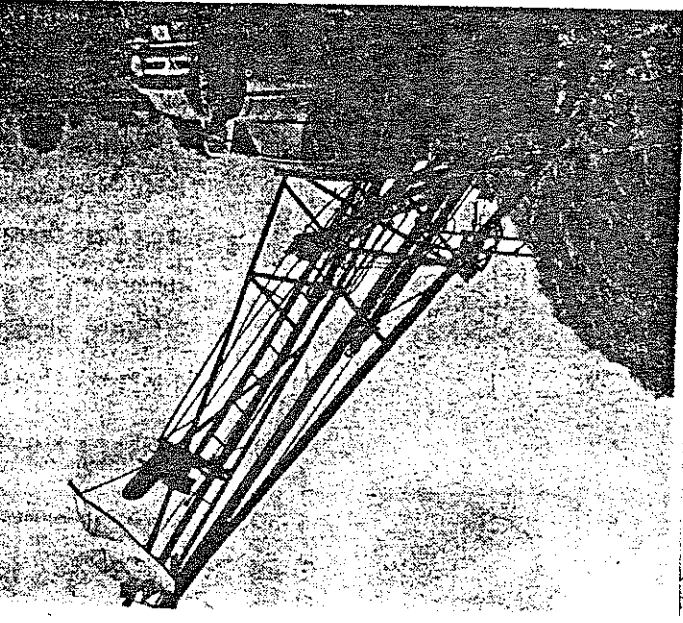
(Continued on back page)



—Recorder-Herald Photo—
HAYING AT THE Gene Edwards ranch south of Salmon is speeded up and simplified by the hay stacker built by Edwards. The stacker is shown above in action, as Edwards, seated under the canopy at top, operates the controls. The grapple type fork bites into the hay and moves it mechanically to any part of a 22x22 foot stack.

STACKING COMPLETED, the unit is lowered from its operating height of 28 feet to about 16 feet. Mounted on a dump truck, the stacker can then be moved to another site or another field. Gene Edwards, who devised and built the unit, is shown standing in the foreground. He reports that the stacker eliminates three men from the hay crew.

—Recorder-Herald Photo



Here is the stacker ready to be moved to the next stack site. Note the feet on the end of the lower which rest on the ground when lower is upright. Here the lower is tilted for easy moving.

