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RECEIVED
SEP 14 2005
Department of Water Resources

September 7, 2005

IDAHO DEPT OF WATER RESOURCES
ATTN: ROXANNE BROWN
1301 N ORCHARD
BOISE ID 83706
PHONE: 208-287-4914
FAX:208-287-6700

RE: Water Rights # 75-4377, 75-4378 and 75-4379C

Dear Roxanne:

I am enclosing the affidavit with attachments signed by the Farrells. You will notice that it has been necessary for them to sign separate signature pages in order to facilitate our processing of the documents.

In addition to the affidavit and attachments, I would point out that after numerous discussions with landowners, tax assessors and others over my 40 plus years of practice, I am convinced that while tax records are certainly a good source of information, they will customarily reflect cultivated acreages, somewhat less than the actual. I further believe this to be a logical conclusion and especially accurate when reflected back to a period when landowners were not inclined to patent or pay taxes on lands that they felt they could control the exclusive use over in any event.

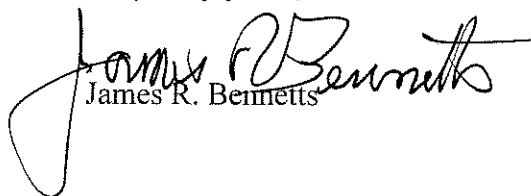
I also am convinced that it was customary for a tax official to "discount" the cultivated acreage for certain areas that, although they were being benefited by irrigation, may not come up to his or the landowner's assessment of full production.

From my experience, in Lemhi County, I see this as a very likely scenario and especially true in the early 1900 era.

It would appear that my clients have completed a pretty thorough research of records and other available data, however, should further information pertinent to these claims surface in a timely fashion, we will supplement the record.

Thank you for your courtesy.

Very truly yours,


James R. Bennetts

JRB:mlb

IN RE: WATER RIGHT CLAIMS 75-4377, 75-4378, 75-4379C

AFFIDAVIT
OF KATHLEEN D. FARRELL and PATRICK J. FARRELL, JR.

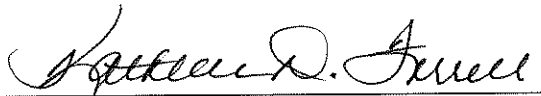
KATHLEEN D. FARRELL and PATRICK J. FARRELL, JR., after being duly sworn depose and state as follows:

1. Our names are KATHLEEN D. FARRELL and PATRICK J. FARRELL, JR., and we are over 21 years of age. We are the owners of water right claims 75-4377, 75-4378 and 75-4379C and make this affidavit in support of those claims.
2. The attachments to this affidavit (Exhibits A-1 through H) were obtained by us or our agents on our behalf and under our supervision.
3. Exhibits A-1, A-2, and A-3 are the best available copies of maps we could find of HES 194, 196 and 197 respectively. These three homesteads (194, 196 and 197) make up the property we own and to which the above-referenced water rights are attached.
4. These maps (Exhibits A-1, A-2 and A-3) were prepared in October 1913, four years before our August 14, 1917 priority date, and show that as of 1913 irrigation ditches were in place which were used to irrigate cultivated land, orchards and pasture land and which are the same location, diversions, and place of use as of the date of our purchase in 2001.
5. We have highlighted the ditches shown on HES 194 and 196 which are the same ditches which were used to irrigate the land when we purchased it in 2001. From our investigation, and to the best of our knowledge and belief, the land has been irrigated continuously from these ditches from 1913 through the time we purchased the land in 2001. (See attached hereto Exhibits B, C, D, G, H and affidavits of Jack Briggs and Wayne England, exhibits E and F, as identified and explained below.)
6. Exhibits B-1 through B-3 are surveyor notes of HES 194, 196 and 197 which were prepared in 1913. These notes document the irrigation ditches and the fact that the land was being cultivated and irrigated including references to tons of hay production. These notes predate our priority date (August 14, 1917) by three years and along with the Forest Service field notes (Exhibits C-1 through C-3) show that the cultivated and irrigated land was increasing year by year as land was cleared. Certain pertinent information on composite Exhibits B and C has been highlighted for your convenience.

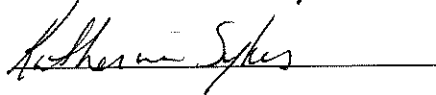
7. Exhibits C-1 through C-3 are Forest Service Homestead records for HES 194, 196 and 197 which were obtained from the U.S. Forest Service. Like Exhibits B-1 through B-3, these records predate our priority date by several years and show that the cultivated land, orchards and cleared land were growing each year.
8. Exhibit D is the tax assessor record for HES 194, 196 and 197 for 1917-1918. The irrigated land (cultivated) and the grazing land (pasture) acreage shown on the assessor records totals 76 acres.
9. Exhibits E and F, affidavits of Jack Briggs and Wayne England, respectively, show the continuing use of water for irrigation dating back to the 1930's, the production level of hay, the use of the irrigated pasture for stock, and the fact that generally all ground down gradient of the ditches on these homesteads was irrigated.
10. Exhibit G is a sales agreement from the 1950's on the property which shows that over 40 head of stock were sold with the property, and thus, further supports the fact that the grazing land and forage were actually irrigated to support stock.
11. Based on the 1913 maps (Exhibits A-1 and A-2) showing ditches throughout HES 194 and 196, common usage and custom, and the continued use shown by Exhibits E, F and G it is likely the tax assessors' "grazing land" acreage was actually receiving the beneficial use of the water for irrigating pasture, but not to the extent the land was cultivated for crops and thus is not included in the higher tax category and rate for irrigated land (cultivated) on the tax records.
12. Exhibit H shows that in 1993, 1994 and 1995 HES 195 (Jack Briggs' property), HES 194, 196 and 197 (our property) were audited by IDWR personnel and that 63 irrigated acres were attributed to our property (HES 194, 196 and 197) and 14 acres to the Briggs' property (HES 195). These audited acres are consistent with the 1917 tax assessor records for irrigated land (cultivated) and grazing land (pasture) acreage and document the ditches, points of diversion and places of use as depicted on the 1913 HES maps of 194 and 196 (Exhibits A-1 and A-2).
13. The 1913 survey notes and the 1917 tax assessor records understate the amount of actual irrigated land as shown by the fact that the cultivated land marked on HES map 196 (Exhibit A-2) is well over $\frac{1}{2}$ of the 45 acre homestead, yet the surveyor notes and tax records only record 17 and 15 acres respectively of irrigated land. This understatement continues today where the tax assessor records show 50 acres of irrigated land and the IDWR audit in 1993, 1994, and 1995 shows 63 irrigated acres attributed to HES 194, 196 and 197.

14. Ditches for water rights 75-4377 (Cabin Creek – 6 acres) and 75-4378 (Cow Gulch – 1 acre) and the associated acreage are clearly shown on the 1913 map for HES 196 (Exhibit A-2). At the time the map was done, Cabin Creek was known as Butcher Creek.
15. The house, barn and shop area shown on Exhibit A-2 from 1913 are in the same location today and are consistent with the continuous use of Cow Gulch water for domestic and irrigation use since 1913.
16. We have tried to find others in the chain of title dating back to 1917, but because of 88 years time span we have been unsuccessful other than what is submitted here.

FURTHER AFFIANTS SAYETH NOT.


KATHLEEN D. FARRELL

SUBSCRIBED and SWORN to before me this 7th day of September, 2005.



NOTARY PUBLIC FOR FLORIDA
My Commission Expires:



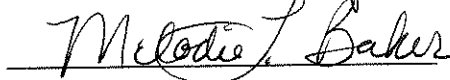
Katherine Sykes
Commission #DD275068
Expires: Dec 14, 2007
Bonded Thru
Atlantic Bonding Co., Inc.

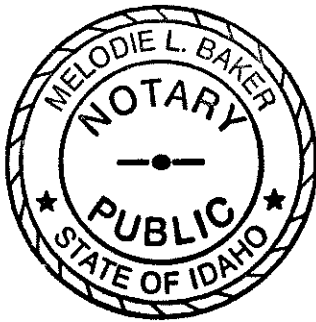
IN RE: WATER RIGHT CLAIMS 75-4377, 75-4378, 75-4379C

AFFIDAVIT
OF KATHLEEN D. FARRELL and PATRICK J. FARRELL, JR.


PATRICK J. FARRELL, JR.

SUBSCRIBED and SWORN to before me this 12th day of September 2005.





NOTARY PUBLIC FOR IDAHO
My Commission Expires: 10/23/06

HOMESTEAD ENTRY SURVEY No. 194
in the
SALMON NATIONAL FOREST,

approx.
Section 12, unsurveyed, T. 24N. R. 19 E.
Section _____ surveyed, T. _____, R. _____

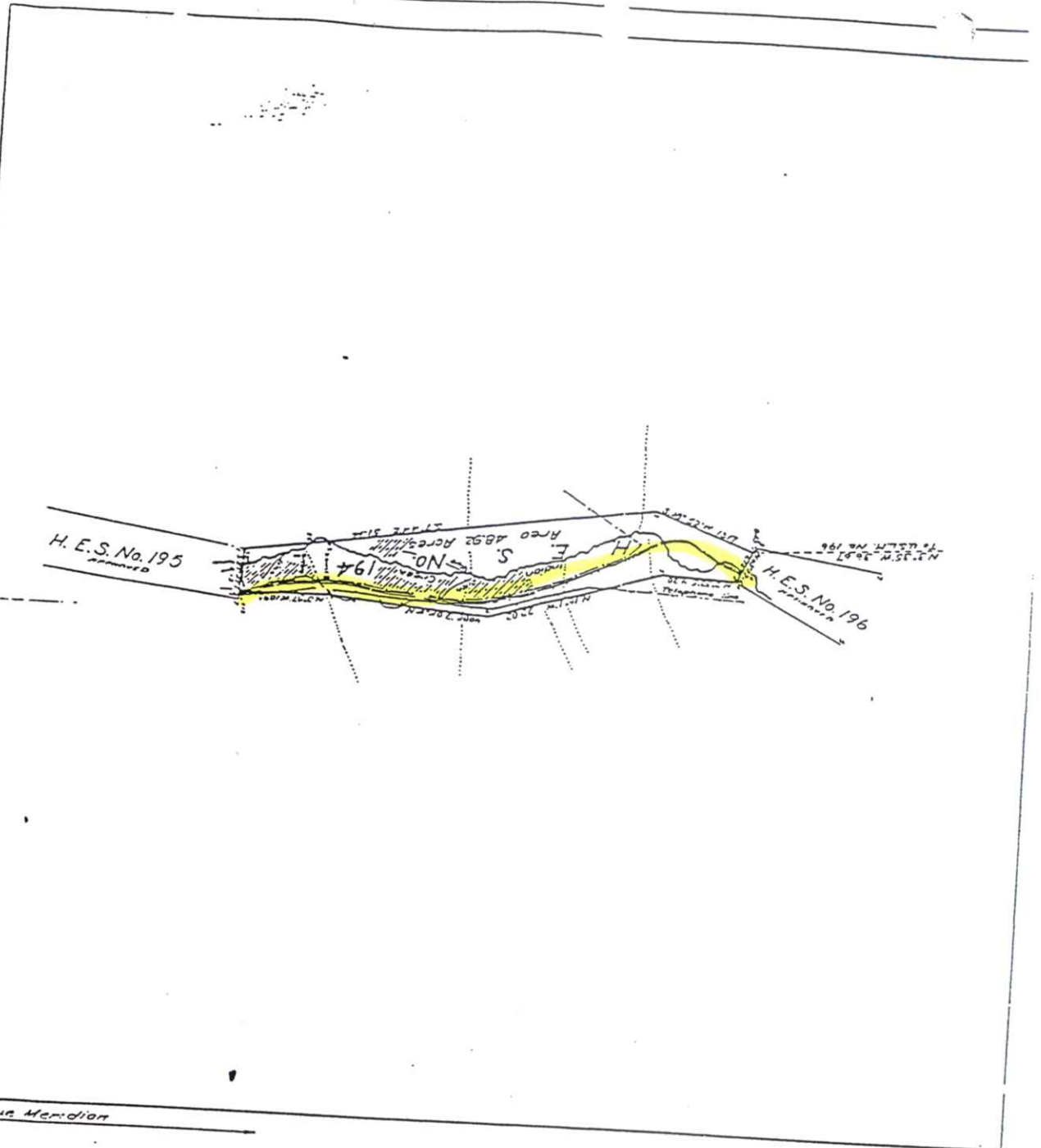
of the
Boise Meridian,
IDAHO,

LEE LADOUCEUR,
Claimant

This plot of Homestead Entry Survey No. 194, situated in Section 12, unsurveyed in Township 24 North of Range 19 East and in Section _____ surveyed in Township _____ of Range _____ and in Section _____ surveyed in Township _____ and in Section _____ of Range _____ and in Section _____ surveyed in Township _____ of Range _____ of the Boise Base and Meridian, is strictly conformable to the field notes of the Survey thereof, or file in this office, which have been examined and approved.

Office of U.S. Surveyor General,
Boise, Idaho, April 15, 1914.

U.S. Surveyor General



Scale

10 Chords equal 1 inch

Orig by F.O.M.
This copy F.C.H.

[illegible]

<i>Abras</i>	
<i>H.E. Surber No 194</i>	<i>Comments</i>
<i>In Section</i>	
<i>In Section</i>	
<i>In Section</i>	
<i>In S. Section</i>	
<i>10.92</i>	

List No 4-330 Date Feb 5, 1910.
Act of June 1, 1894 Act of March 4, 1893
Longitude 45° 24' 1/2" N
Longitude 114° 7' 3/4" W
Area May Dec. 20-39 E } Area 1.

PLAT OF
HOMESTEAD ENTRY SURVEY No. 196
in the

SALMON NATIONAL FOREST
approximately
71N

Sections 1-12 unsurveyed, T. 24N., R. 19E.,
Section 6 unsurveyed, T. 24N., R. 20E.,

of the
Boise Meridian

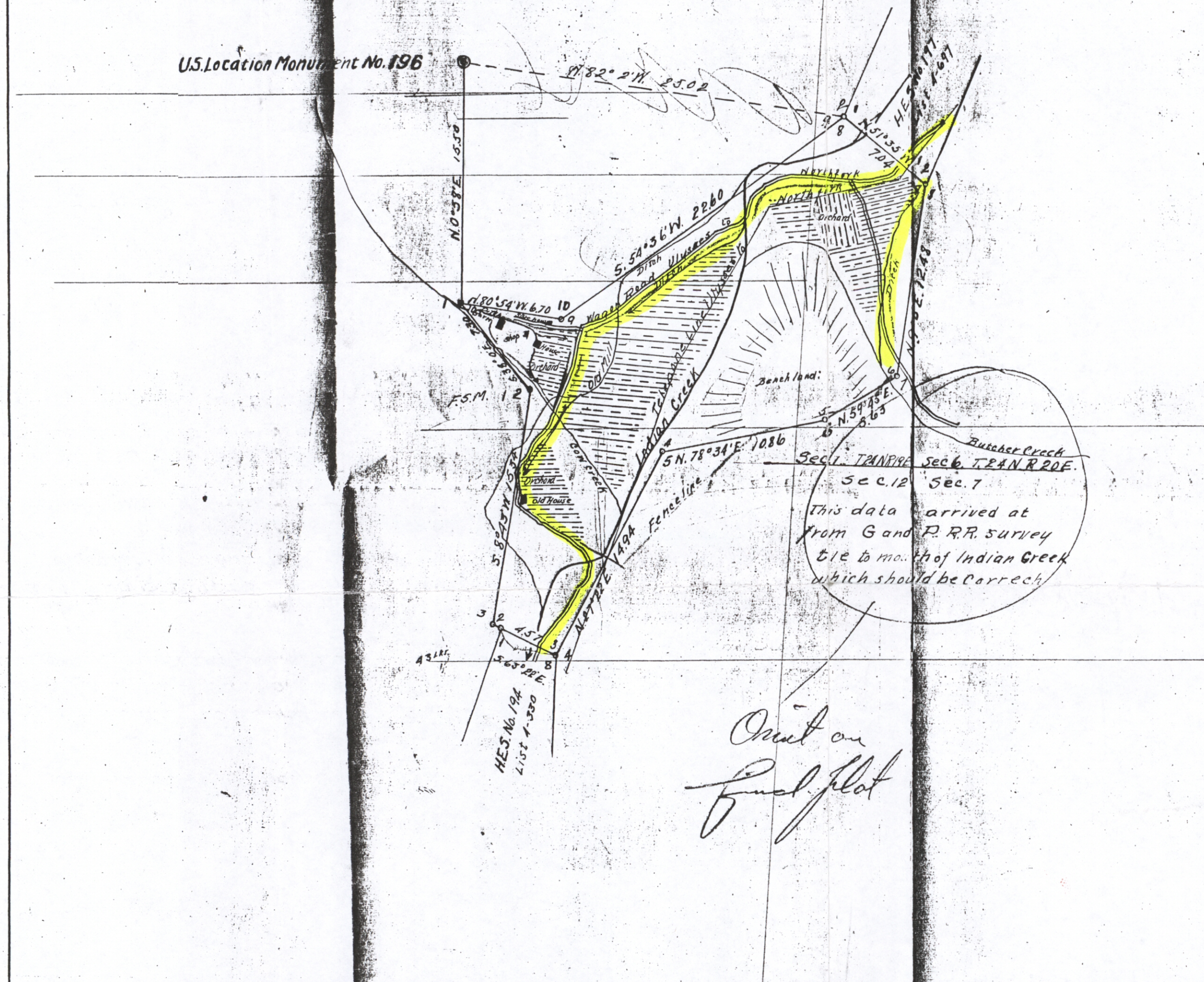
IDAHO

Niels O. Marsing
Claimant

This plat of Homestead Entry Survey
No. 196 situated in Sections 1-12 unsurveyed,
in Township 24 N. of Range 19 E.
and in Section 6 unsurveyed, in Township
24 N. of Range 20 E. and in Section
surveyed, in Township of Range
and in Section surveyed, in
Township of Range of the
Boise Meridian is strictly
conformable to the field notes of the Survey
thereof, on file in this office, which have been
examined and approved

Office of U.S. Surveyor General.

U.S. Surveyor General



Scale
6-Chains equal 1 inch

Initials

FORM 85-A

Surveys Designated	By Whom Surveyed	Instructions or Contract		When Surveyed		Date of Approval
		No.	Date	Began	Completed	
H.E. Survey No. 196	Frank D. Maxwell		Sept. 23, 1913	Oct. 16, 1913	Oct. 20, 1913	

Areas		
H.E. Survey No. 196	Conflicts	
In Section	45	365
In Section		
In Section		
In Section		
Total	45 365 acres	

List No. 4-682 Date —
Act of Janell, 1906 Act of March 4, 1913.
Latitude 45° 27' N. } At Cor. No. 1
Longitude 114° 74' W.
Mean Mag. Decl. 20° 35' E.

A photograph of a tilted rectangular object, possibly a piece of paper or a small board, with the letters 'H', 'E', 'S', 'No', and '197' written on it. The object is placed on a surface with a vertical line on the left.

of the
Boise Meridian.
IDAHO,
MARTIN A. FLETCHER,
Claimant.

This plot of Homestead Entry, Survey No 107, situated in Section 1, Township 24 North, 34 East, 2nd Range, 1st Dist. and in Section 6, Township 24 North, 34 East and in Section 24 North of Range 25 East and in Section 1, Township 24 North, 34 East, 2nd Range, 1st Dist. of the Minnesota Meridian, is situated to the field notes of the Survey, marked on file in this office which have been examined and approved.

Office of U.S. Surgeon General
Bureau of Hygiene, Division of Field

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Surveys	Instructions or Details		How to Summarize		Date of Response
	No.	Date	How	Summary	
1. Survey	1	1/1/19	1/1/19	1/1/19	1/1/19
2. Survey	2	2/1/19	2/1/19	2/1/19	2/1/19
3. Survey	3	3/1/19	3/1/19	3/1/19	3/1/19
4. Survey	4	4/1/19	4/1/19	4/1/19	4/1/19
5. Survey	5	5/1/19	5/1/19	5/1/19	5/1/19
6. Survey	6	6/1/19	6/1/19	6/1/19	6/1/19
7. Survey	7	7/1/19	7/1/19	7/1/19	7/1/19
8. Survey	8	8/1/19	8/1/19	8/1/19	8/1/19
9. Survey	9	9/1/19	9/1/19	9/1/19	9/1/19
10. Survey	10	10/1/19	10/1/19	10/1/19	10/1/19

AREAS	
455-274-117	Conflicts
-Section A	
-Section B	
-Section C	
-Section D	
-Section E	
100	11

List No. 107 Date May 1 1951
 400 June 1950 Act of May 1 1951
 1000 June 1950 V. 1000
 1000 June 1950 V. 1000
 1000 June 1950 V. 1000

Exhibit A-3

U. S. DEPARTMENT OF AGRICULTURE
FOREST SERVICE

176

FIELD NOTES

OF

HOMESTEAD ENTRY SURVEY NO. 194

SITUATED IN THE

SALMON NATIONAL FOREST

ADMINISTRATIVE DISTRICT NO. 4

in

Section 12, un-surveyed, Township 24 N., Range 12 E. ✓

of the

Boise Meridian.

IDAHO

Survey executed by Frank D. Maxwell.

Under special instructions dated September 23, 1913. ✓

Survey commenced October 14, 1913.

Survey completed October 15, 1913.

Under Acts of June 14, 1906 and March 4, 1913.

Applicant for listing Les Lodonaux,

Residence Ulysses, Idaho.

Application No. 50, dated February 4, 1909.

List No. 4-330, dated February 5, 1910.

Applicant for survey Les Lodonaux. ✓

Residence Ulysses, Idaho.

H. E. No. 08652, dated June 21, 1910.

Land district Bailey.

Recd APR 13 1914

Exam. Apr. 13, 1914.

A.M.

Exhibit B-1

Chain.

Lee Ladouceur, applicant for listing; application No. 50 dated Feb. 4, 1909. List No. 4-330 dated Feb. 5, 1910. Special Instructions dated September 23, 1913 for 1914.

Claim situated on unsurveyed land approximately in Sec. 12, T. 24 N., R. 19 E., B. 11. Idaho. Authority contained in the Acts of June 11, 1906 and March 4, 1913. Surveyed October 14 and 15, 1913. Survey executed with a W. and L. Gurley Light Mountain transit, with Solar attachment, the horizontal limb having two double verniers placed opposite each other and reading to single minutes of Arc. Measurements taken with a 2-chain Lufkin stool tape; slope angles taken direct from the transit.

I examine the adjustments of the transit finding all adjustments correct.

At a point, N. $8^{\circ} 43'$ E., 1500 chs. dist. from corner No. 1 of this survey, in latitude $45^{\circ} 26\frac{1}{2}'$ N. longitude $114^{\circ} 7\frac{1}{2}'$ W., October 13, 1913, at 6 h. 6 m. P. M. 1. m. t., I observe Polaris at eastern elongation and mark the point in the line thus determined by a tack driven in a wooden peg, set in the ground, 5 chains north of my station.

Oct. 14, 1913, at 8 h. 15 m., a. m. 1. m. t., I lay off the azimuth of Polaris, $1^{\circ} 39'$ to the west, and mark the meridian thus determined by a tack in a wooden stake, driven in the ground, 5 chs. N. of my station.

At same station, at 7 h. 30 m., a. m. 1. m. t., I set off $8^{\circ} 00'$ S. on declination arc, $45^{\circ} 26\frac{1}{2}'$ N. on latitude arc, and determine a meridian with the solar. This meridian coincides with the meridian determined by Polaris observation.

At same station, I set off $8^{\circ} 7'$ S. on declination arc and at apparent noon, I observe the sun on the meridian: the resulting latitude is $45^{\circ} 26\frac{1}{2}'$ N.

At same station, at 3 h. 30 m. p. m., 1. m. t. I set

off $8^{\circ} 51'$ S. on declination arc, $45^{\circ} 26'$ on latitude arc and determine a meridian with the solar, which meridian coincides with the meridian previously determined. I therefore conclude that my instrument is in perfect adjustment.

Beginning at corner No. 1, identical with corner H. 5 of listing survey, a stone, marked and witnessed as described by the Sur. Gen., in place of which I set a granite stone, $26 \times 16 \times 6$ ins., 16 ins. in the ground, for cor. No. 1, marked 1-HES 194 on S. E. face, with cross (x) on top, from which

A pine, 12 ins. dia., bears N. $84^{\circ} 45'$ E., 41 lks. dist.

A pine, 8 ins. dia., bears N. $27^{\circ} 15'$ W., 14 lks. dist.

Both blazed and marked 1-HES 194 BT.

Mean magnetic declination $20^{\circ} 39'$ E.

Cor. H.-2, list 4-682, a stone, mtd. and witnessed as described by the Sur. Gen., bears N. $63^{\circ} 28'$ W., 43 lks. dist.

U. S. Location Monument No. 196, established by me and described in my field notes of HES 196, bears N. $3^{\circ} 35'$ W., 36.67 chs. dist. by traverse, computations of which are hereto attached.

Thence S. $18^{\circ} 52'$ W.

Over mountainous land, through scattering timber.

13.17 To cor. No. 2, identical with cor. H-6 of listing survey, a stone, marked and witnessed as described by the Sur. Gen., in place of which I set a porphyry stone, $24 \times 10 \times 9$ ins., 14 ins. in the ground, for cor. 2, marked 2 HES 194 on E. face, with cross (x) on top, from which

A pine, 18 inches dia., bears S. 85° E., 54 lks. dist.

A pine, 8 ins. dia., bears S. $33^{\circ} 30'$ E., 94 lks. dist.

Both blazed and marked 2 HES 194 BT.

Thence S. $7^{\circ} 44'$ E.

Over mountainous land, through scattering timber, Ascend along steep E. slope.

1.80 Mouth of gulch, course E.

2.70 Spur ridge, bears E. and W., 40 ft. above cor. 2.

Continue to ascend.

1.05 Wire fence, bears NE and SW.

14.25 Spur ridge, bears E. and W., 100 ft. above last named spur ridge.

Descend along steep E. slope.

23.70 Mouth of gulch, course E.

39.75 Leave mountainous, enter bottom land, bears NE and S., 150 ft. below point of descent.

41.30 Indian creek, 25 lks. wide, course SW.

43.00 Indian creek, 25 lks. wide, course SE.

47.80 Leave creek bottom and enter mountainous land, bears NW and SE. Ascend.

50.00 Spur ridge bears E. and W., 50 above point of ascent.

51.14 To cor. No. 3, identical with cor. H-7 of listing survey, and cor. 1 of HES 195, established by me, a granite stone, $24 \times 10 \times 9$ ins. set 14 ins. in the ground, marked 1 - HES 195 on SE face, with a cross (x) on top; I mark the stone, 3 HES 194 on NE face, for cor. 3 of this survey, from which

A pine, 20 ins. dia. bears S. $39^{\circ} 25'$ E., 73 lks. dist. Blazed and marked 1-HES 195 BT, and 3-HES 194 BT.

A granite cliff, 10 ft. E and W., 8 ft. N and S., 6 ft. above ground, marked with a cross (x) B E., on W end, bears N $50^{\circ} 40'$ E., 35 lks. dist.

Magnetic declination $20^{\circ} 43'$ E.

Thence $S. 87^{\circ} 47'$ E., along line 1-7, HES 195.

Over mountainous land, through scattering timber,

Descend.

1.47 Leave mountainous, and enter bottom land, bears N and S. 70 ft. below cor.

1.59 Indian creek, 25 lks. wide, course S.

2.44 Irrigation ditch, 3 lks. wide, course SE.

2.67 Leave creek bed, bear N and S.

Chains

- 4.27 Leave creek bottom and enter mountainous land, bears N and S. Ascend.
- 5.02 Fence, bears NW and SE.
- 5.15 To cor. No. 4, 25 ft. above point of ascent, identical with cor. H-8 of listing survey. A stone, marked and witnessed as described by the Sur. Gen., in place of which I set a granite stone, 28 x 14 x 9 ins., 18 ins. in the ground, for cor. 4, marked 4-HES 194 on NW face, with cross (x) on top, from which
- A pine, 12 ins. dia., bears N. 34° 40' E., 1.09 chs. dist.
- A pine, 7 ins. dia., bears N. 40° E., 90 lks. dist.
- Both blazed and marked 4 - HES 194 - BT.
- Cor. 7, HES 195, established by me, and described in my field notes of HES 195, bears S. 87° 47' E., 1.12 chs. dist.

Thence N. 0° 57' W.

Over mountainous land, through scattering timber,

- 1.95 Wagon road, Ulysses to Northfork, bears NW and SE.
- 4.00 Telephone line, Ulysses to Northfork, bears NW and SE.
- 9.00 Spur ridge bears E and W.
- 10.50 Mouth of gulch, course SW.
- 10.93 To cor. No. 5, identical with cor. H-1 of listing survey. A stone, marked and witnessed as described by the Sur. Gen. in place of which I set a granite stone, 24 x 10 x 10 ins., 14 ins. in the ground, for cor. 5, marked 5-HES 194 on W face, with cross (x) on top, from which
- A pine, 6 ins. dia., bears N. 63° 6', 27 lks. dist.
- A pine, 7 ins. dia., bears S. 37° 10' E. 78 lks. dist.
- Both blazed and marked 5-HES 194 - BT.
- Forest Service Monument, a granite boulder, marked and witnessed as described by the Sur. Gen, bears N. 9° 52' E., 2.41 chs. dist., I destroy markings on boulder.

Thence N. 4° 40' E.

Over mountainous land, through scattering timber, along broken N. slope.

Chains

5

- 0.32 Claimants irrigation ditch, 3 lks. wide, course E..
- 3.00 Same ditch, 3 lks. wide, course SE.
- Along ditch.
- 6.00 Leave ditch, 3 lks. wide, course S 4° 40' E.
- 9.45 Same ditch, 3 lks. wide, course SE.
- 14.00 Leave mountainous, enter rolling land, bears NW and SE.
- 16.90 Dry wash, 5 lks. wide, course E.
- 20.06 To cor. No. 6, identical with cor. H-2 of listing survey. A stone, marked and witnessed as described by the Sur. Gen. in place of which I set a granite stone, 26 x 14 x 8 ins., 18 ins. in the ground, for cor. 6, marked 6-HES 194 on W. face, with cross (x) on top, from which
- A pine, 30 ins. dia., bears N. 26° E., 1.49 chs. dist.
- A pine, 16 ins. dia., bears N. 56° 30' E., 55 lks. dist.
- Both blazed and marked 6-HES 194 BT.

Thence N. 16° 1' W.

Over rolling land, through scattering timber.

- 2.00 Leave rolling, enter mountainous land, bears NW and SE.
- 6.30 Mouth of gulch, course E.
- 9.15 Mouth of gulch, course W.
- 15.00 Telephone line, Ulysses to Northfork, bears N and E.
- 20.40 Mouth of gulch, course W.
- 22.02 To cor. No. 7, identical with cor. H-3 of listing survey. A stone, marked and witnessed as described by the Sur. Gen., in place of what I set a granite stone, 30 x 16 x 6 ins., 20 in. in the ground, for cor. 7, marked 7-HES 194 on W. face, with cross (x) on the top, from which
- A pine, 24 ins. dia., bears N. 8° 45' E., 29 lks. dist.
- A pine, 6 ins. dia., bears S. 1° 16' E., 1 lks. dist.
- Both blazed and marked 7-HES 194 BT.

Thence N. 2° 32' E.

Over mountainous land, through scattering timber.

- 0.50 Enter dense undergrowth, bears E. and ..
- 2.00 Enter rock slide, bears E. and ..

7.00 Leave rock slide, bears E. and W.
 7.50 Leave mountainous, enter bottom land, bears NE and SW.
 9.20 To cor. No. 8, identical with cor. H-4 of listing survey No. 4-330 and Cor. H-3 of listing survey, No. 4-642 and will be identical with cor. 4 of HES 196.
 A stone marked and witnessed as described by the Sgr. Gen., in place of which I set a granite stone, 32 x 12 x 6 ins., 22 ins. in the ground, for cor. 8, marked 8-HES 194 on SW face, with cross (x) on top, from which
 A pine, 6 ins. dia., bears N. 14° 30' E., 1.21 chs. dist.
 A fir, 24 ins. dia., bears S. 17° 15' E., 1.37 chs. dist.
 Both blazed and marked 8-HES 194 BT.

Thence N. 63° 22' W.

Over rolling land, through scattering timber and dense undergrowth.

1.52 Wagon road, Ulysses to Northfork, bears N and S.
 1.50 Indian creek, 25 lks. wide, course SW.
 3.00 Leave rolling and enter mountainous land, bears N. and S. Ascend.

4.14 To cor. No. 1, the place of beginning, 30 ft. above point of ascent.

Area of N. E. S. 194: 48.89 acres.

Improvements.

The improvement on this claim, the property of the claimant herein, consist of the following:

Log house, 12 x 22 ft. course of longides, N and S.
 NE cor. of which bears from cor. No. 5, S. 63° 50' W., 1.58 chs. dist.

Value \$150.00

Cellar, under house, 8 x 10 ft. Value 40.00

Log barn, 12 x 36 ft., course of long sides N. and S.,

NE cor. of which bears from cor. No. 5, S 48°

W., 6.00 chs. dist., Condition poor, Value 50.00

About 220 rods of pole and wire fencing, Value 110.00

Claims

About 200 rods of irrigation ditches.

Value \$120.

Total value of improvements.

Value 470.

Description.

This claim lies on a rolling creek bottom about 12 miles in a westerly direction from Northfork, Idaho. Is connected by a wagon road from Ulysses to Northfork, which runs through the claim. Is drained by Indian creek, which flows south through the claim. The soil is a granite loam, 1st. rate. There is a little scattering pine and fir timber on the claim. The undergrowth is alder, willows, and thorn brush. About 6 acres of the land included within this claim are under cultivation. No mineral or indications of mineral are found on this claim.

Traverse line from U. S. Location Monument No. 196 to Cor. 1, HES 194.

Course	Dist.	Lat.	Dep.
		N. S. N. S.	
S. 0° 58' W.	15.50	15.50	.26
S. 36° 0' E.	7.30	5.75	4.49
S. 8° 45' W.	15.34	15.16	2.32
S. 63° 22' E.	.45	.19	.38
		26.60	2.58
N. 3° 35' W.	36.67	26.60	2.29

Boundaries of N. E. Survey No. 194.

Course	Dist.	Lat.	Dep.
		N. S. N. S.	
S. 16° 52' W.	13.17	12.46	4.76
S. 7° 44' E.	51.14	50.68	6.46
S. 57° 47' W.	5.16	.20	5.15
N. 0° 57' W.	10.93	10.93	.18
N. 4° 40' E.	20.06	19.99	1.63
N. 16° 1' W.	22.02	21.17	6.08
N. 2° 32' E.	9.50	9.19	.41
N. 63° 22' E.	4.14	1.66	2.70

China

<u>Course</u>	<u>Dist.</u>	<u>Lat.</u>	<u>Dept.</u>
		N.	S. E. W.
Totals	136.61	63.14	63.34 14.07 14.28
Errors.			<u>63.14</u> 14.07 <u>14.07</u> .15

Error of closure = 1:561.

Oct. 15, 1913.

Frank D. Maywell
Surveyor.

It being impracticable to take my assistants before an officer qualified to administer oaths, without great inconvenience, delay and expense, I administer, myself, the required affidavit of the assistants.

CERTIFICATE OF ASSISTANTS.

We, the undersigned, hereby certify upon honor that we assisted, to the best of our skill and ability,

Frank D. Maxwell, ~~was~~ Surveyor, during the periods and in the capacities stated opposite our several signatures, in surveying all those parts or portions of the several County Survey in 194 the Ladouceur Chemin unsurveyed approximately in sec. 12 T. 24 N. R. 15 E.

of the Bonne Meridian, in the State of Idaho
which are represented in the foregoing field notes as having been executed by him, and under his direction; and that said survey has been, in all respects, to the best of our knowledge and belief, well and faithfully executed.

[illegible]

Subscribed and certified to before me on the dates of the final service as shown above.

Frank D. Maxwell

APPROVAL

Office of the United States Surveyor General,

Boise, Idaho, April 15th, 1914.

The foregoing field notes of Homestead Entry Survey No. 194,

unsurveyed Sec. 12, T. 24 N., R. 12 E., S. 1 m. n. n.
National Forest, Idaho,

executed by *Frank B. Maxwell, Surveyor, Forest Service,*
under his special instructions, dated *September 27, 1913,*
having been critically examined, and the necessary corrections and explanations made, the said field notes, and the surveys they describe, are hereby approved.

Dominic A. Utter
U. S. Surveyor General.

I certify that the foregoing transcript of the field notes of the above-described survey in _____, has been correctly copied from the original notes on file in this office.

U. S. Surveyor General.

U. S. DEPARTMENT OF AGRICULTURE
FOREST SERVICE

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FIELD NOTES

OF

HOMESTEAD ENTRY SURVEY NO. 196

SITUATED IN THE

Salmon NATIONAL FOREST

ADMINISTRATIVE DISTRICT NO. 4

in

Sections 1212 unsurveyed, Township 24 N., Range 10 E.

and Sec. 6 unsurveyed, T. 24 N., R. 20 E.

of the

Boise Meridian.

IDAHO

Survey executed by Frank D. Maxwell, Surveyor, Forest Service

Under special instructions dated September 23, 1913

Survey commenced October 16, 1913

Survey completed October 20, 1913

Under Acts of June 11, 1908, Aug. 10, 1912, and Mar. 4, 1913

Applicant for listing Nels O. Marsing

Residence Ulysses, Idaho

Application No. 117, dated Feb. 3, 1910

List No. 4-582, dated March 5, 1911

Applicant for survey Nels O. Marsing

Residence Ulysses, Idaho

H. E. No. 010744, dated January 17, 1912

Land district Hailay

Rec'd March 27, 1914. Exam. March 28, 1914. A. N.

Exhibit B-2

OATH OF ASSISTANTS

We hereby certify that we assisted FRANK D. MAXWELL
SURVEYOR in surveying all those
 parts or portions of Homestead Entry Survey No. 196, in
 unsurveyed Sections 1-12, Township 24 N., Range 19 E.,
 unsurveyed Section 13, Township 24 N., Range 20 E.,

of the Boise meridian, State of Idaho, which
 are represented in the following field notes as having been
 surveyed by him and under his direction; and that said sur-
 vey has been in all respects to the best of our knowledge
 and belief, well and faithfully surveyed, and the corner
 monuments established according to the instructions fur-
 nished by the United States Surveyor General for Idaho.

(Signed) WILL E. STERNBERG, (Chainman)

R. E. SMITH, (Chainman)

Subscribed and sworn to before me this 20 day of

October, 1913.

(Signed) FRANK D. MAXWELL,

Surveyor.

OATH OF SURVEYOR

I, FRANK D. MAXWELL, do solemnly swear
 that, in strict conformity with the special instructions of
 the United States Surveyor General for Idaho, dated
March 20, 1913, and the laws of the United States, I have
 well, faithfully, and truly, in my own proper person, sur-
 veyed a tract of land upon the application of Subsac
in list No. 4-982, dated 19 for
Patent, under the Act of June 11, 1908,
 the same to be known as Homestead Entry Survey No. 196,
 situated within the Boise meridian, National Forest, in approx.
 unsurveyed Sections 1-12, Township 24 N., Range 19 E., and
 unsurveyed Section 13, Township 24 N., Range 20 E.

of the Boise meridian, Idaho, and the
 related retracements and resurveys and section subdivisions,
 which are represented in the following field notes as having
 been surveyed by me; and I further solemnly swear that all
 the corners of said survey have been established and perpet-
 uated in strict accordance with the stated special instruc-
 tions, and in the specific manner described in the field
 notes, and that the following are the original field notes
 of such survey.

(Signed) FRANK D. MAXWELL,

Surveyor.

Subscribed and sworn to before me this 15 day of

February, 1914.

(Signed) WILLIAM A. VETER,

U. S. Sur. Gen. for Idaho.

Chains

Establishment of U. S. Location Monument No. 196

There being no corner of the public land survey or

other established monument within the miles,

October 12, 1913, I establish U. S. Location

Monument No. 196 as follows: - a granite stone,

160 x 14 x 8 ins., set 18 ins. in the ground, with

a mound of stone, 7 ft. base, 2 1/2 ft. high, around

it; marked U.S. L.M. 196 on S. face, with

cross (x) on top, from which

A pine, 30 ins. dia. bears N. 76° 6' E., 2.94 chs.

dist.

A pine, 15 ins. dia. bears N. 8° 43' E., 2.78 chs.

dist.

Both blazed and marked U.S.L.M. 196-22.

A granite outcrop, 5 ft. NW. and SE., 3 ft. NE. and

SW., 1 1/2 ft. above ground, marked B.R. on SW. face,

with a cross (x) on top, bears N. 18° 6' E., 27

lks. dist.

This monument is situated about 2 miles in a SW direc-

tion from Ulysses, Idaho, and on a prominent point

on main ridge, bears N. and S., about 1/2 mile in a

NW. direction from confluence of Cow Creek and

Indian Creek, and about 2 1/2 miles N. O. 48° W.

from confluence of Indian Creek and Salmon River.

October 12, 1913, at 11 h. 45 m. A.M., 1 m. t., at the

above described U.S.L.M. 196-21, 7° 22' S.

on declination arc, and observe the sun on the

meridian. The resulting latitude is 45° 27' N.,

longitude 114° 7' W.

Chains

Field Notes, Applicant for listing application No. 117, dated February 3, 1910.

Special instructions dated September 22, 1913, for HES 196.

Claim situated on unsurveyed land, approximately in Secs. 1 and 12, T. 24 N., R. 19 E., and Sec. 6, T. 24 N., R. 20 E., S. 14, Idaho. Authority contained in the Acts of June 11, 1906, and March 4, 1913.

Surveyed October 16 to October 20, 1913. Survey executed with a W. and L. E. Gurley Light Mountain transit, equipped with Solar Attachment, the horizontal limb having two double verniers placed opposite each other and reading to single minutes of arc. Measurements taken with a 2-chain, Lufkin steel tape; slope angles taken direct from the transit.

I examine the adjustments of the transit, finding all adjustments correct.

Oct. 16, 1913, at 9 a. m., l. m. t., I set off $8^{\circ} 48' S.$ on declination arc, $45^{\circ} 26' N.$ on latitude arc, and determine a meridian with the solar near Cor. 2 of this survey. This meridian coincides with the meridian established by me at this point, Oct. 13, 1913, and described in my field notes of HES 194.

At same station, at 3 p. m., l. m. t., I set off $8^{\circ} 53' S.$ on declination arc, $45^{\circ} 26' N.$ on latitude arc, and determine a meridian with the solar. This meridian coincides with the meridian previously determined. I therefore conclude that my instrument is in perfect adjustment.

Long. $114^{\circ} 7' W.$

Beginning at Cor. No. 1, identical with Cor. H 10 of listing survey, at stone marked and witnessed as described by the Sur. Gen., in place of which I set

Chains

a porphyry stone, $24 \times 16 \times 10$ ins., 14 ins. in the ground, marked 1-HES 196 on SE. face, with cross (x) on top, for Cor. 1 of this survey, from which a pine, 6 ins. dia., bears N. $48^{\circ} 8' E.$, 37 lks. dist. A pine, 8 ins. dia., bears S. $72^{\circ} 30' W.$, 49 lks. dist. Both blazed and marked 1-HES 196 B.T.

U. S. Location Monument No. 196, heretofore described, bears N. $0^{\circ} 58' E.$, 15.50 chs. dist.

Magnetic declination $20^{\circ} 35' E.$

Thence S. $38^{\circ} E.$

Over rolling land, through scattering timber and dense undergrowth.

0.24 Claimant's irrigation ditch, 2 lks. wide, course SE.

2.00 Cow Creek, 5 lks. wide, course SE.

7.30 To Cor. No. 2, identical with Cor. H. 1 of listing survey, and Forest Service Monument, on point of a porphyry cliff, marked and witnessed as described

by the Sur. Gen.; at point for corner, I set a porphyry stone, $24 \times 10 \times 5$ ins. in mound of stone, 2 ft. base, 1 ft. high, marked 2-HES 196 on NE. face, with cross (x) on top, for Cor. 2 of this survey, from which

A pine, 9 ins. dia., bears N. $16^{\circ} 15' W.$, 84 lks. dist.

A fir, 30 ins. dia., bears N. $45^{\circ} W.$, 1.42 chs. dist.

Both blazed and marked 2-HES 196 B.T.

Thence S. $8^{\circ} 43' W.$

Over rolling land, through scattering timber and dense undergrowth.

3.80 Old mill ditch, 5 lks. wide, course SW.

Leave dense undergrowth; bears NE. and SW.

5.80 Wagon road, Ulysses to Northfork, bears S. $58^{\circ} 43' W.$ and NE.

6.60 Leave road, bears S.

8.65 Standstill for old mill ditch, bears W. 15 lks. dist.

Salmon NATIONAL FOREST

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Chains

- 10.37 Spillway for mill ditch, 5 lks. wide, course SE.
 14.45 Mouth of gulch, course E.
 Leave rolling, enter mountainous land, bears E. and W.
 Ascend.
 15.34 To Cor. No. 3, 20 ft. above gulch, identical with Cor. H-2 of listing survey, a stone, marked and witnessed as described by the Sur. Gen., in place of which I set a granite stone, 26 x 12 x 5 ins., 16 ins. in the ground, marked 3-HES 196 on NE face, with cross (x) on top, for Cor. 3 of this survey, from which
 A pine 18 ins. dia., bears N. 80° 30' W., 41 lks. dist.
 A pine, 10 ins. dia., bears S. 13° 30' W., 14 lks. dist.
 Both blazed and marked 3-HES 196 B.T.
 Thence S. 63° 22' E.
 Over mountainous land, through scattering timber.
 Descend.
 0.43 Cor. No. 1 of HES 194, established by me, and described in field notes of HES 194.
 Along line 1-6 of HES 194.
 Enter dense undergrowth, bears NE. and SW.
 1.57 Leave mountainous, enter rolling land, bears N. and S.
 2.02 Indian Creek, 50 ft. below Cor. 3, 25 lks. wide, course SW.
 3.35 Ugon road, Ulysses to Northfork, bears N. and S.
 4.57 To Cor. No. 4, identical with Cor. H-3 of listing survey, No. 4-482 and Cor. 8 of H. E. Survey No. 194, established by me, a granite stone, 32 x 12 x 6 ins., set 22 ins. in the ground, marked 8-HES 194 on SW face, with cross (x) on top, I mark the stone 4-HES 194 on NW face, for Cor. 4 of this survey, from which
 A pine, 6 ins. dia., bears N. 14° 50' E., 1.21 chs. dist.
 A fir, 24 ins. dia., bears E. 17° 15' E., 1.37 chs. dist.
 Both blazed and marked 8-HES 194 B.T. and 4-HES 196 B.T.

October 16, 1913

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Chains

- Thence N. 27° 22' E.
 Over rolling land, through scattering timber and dense undergrowth.
 1.00 Leave rolling, enter mountainous land, bears N. and S.
 Ascend.
 3.00 Telephone line, Ulysses to Northfork, bears N. and S.
 7.00 Claimant's fence, bears NW. and SE.
 14.94 To Cor. No. 5, 100 ft. above point of ascent; identical with Cor. H-4 of listing survey, a stone, marked and witnessed as described by the Sur. Gen., in place of which I set a porphyry stone, 24 x 6 x 6 ins., 14 ins. in the ground, marked 5-HES 196 on NW face, with cross (x) on top, for Cor. 5 of this survey, from which
 A pine, 16 ins. dia., bears N. 55° 15' E., 53 lks. dist.
 A pine, 7 ins. dia., bears N. 87° 50' E., 1.19 chs. dist.
 Both blazed and marked 5-HES 196 B.T.
 Dense undergrowth, bears NE. and SW.
 Thence N. 78° 34' E.
 Over mountainous land, through scattering timber.
 Ascend very steep NW slope.
 6.35 Claimant's wire fence, bears NE. and SW.
 9.00 Leave mountainous, enter rolling bench land, bears NW. and SE., 170 ft. above Cor. 5.
 10.06 To Cor. No. 6, identical with Cor. H-5 of listing survey, a stone marked and witnessed as described by the Sur. Gen., in place of which I set a granite stone, 24 x 12 x 4 ins., 14 ins. in the ground, marked 6-HES 196 on NW face, with cross (x) on top, for Cor. 6 of this survey, from which
 A pine, 22 ins. dia., bears N. 54° 45' E., 16 lks. dist.
 A pine, 10 ins. dia., bears S. 29° 50' E., 1.34 chs. dist.
 Both blazed and marked 6-HES 196 B.T.

Chains	Thence N. 59° 45' E.
	Over rolling bench land, through scattering timber.
0.96	Claimant's fence bears NE. and SW.
2.00	Leave rolling, enter mountainous land, bears NW. and SE. Descend steep NE. slope.
4.40	Same fence bears NE. and SW. Enter dense undergrowth, bears NW. and SE.
5.30	Butcher Creek, 4 lks. wide, course NW., 100 ft. below point of descent. Ascend.
5.63	To Cor. No. 7, 10 ft. above creek, identical with Cor. H-6 of listing survey, a stone, marked and witnessed as described by the Sur. Gen., in place of which I set a porphyry stone, 24 x 16 x 8 ins., 14 ins. in the ground, marked 7-HES 196 on NW. face, with cross (x) on top, for Cor. 7 of this survey, from which A pine, 7 ins. dia., bears N. 25° 55' E., 51 lks. dist. A pine, 16 ins. dia., bears S. 63° 25' W., 1.34 chs. dist. Both blazed and marked 7-HES 196 B.T.

October 16, 1913.

	Thence N. 9° E.
	Over mountainous land, through scattering timber, and dense undergrowth, ascend along west slope.
0.25	Claimant's fence bears NE. and SW.
.44	Old wagon road bears NW. and SE.
2.62	Leave dense undergrowth, bears E. and W.
9.50	Spur ridge, bears E. and W., 50 ft. above Cor. 7. Descend.
12.48	To Cor. No. 8, 50 ft. below spur ridge, identical with Cor. H-7 of listing survey No. 4-862, and Cor. H-1 of listing survey No. 4-697, (and will be identical with Cor. 2 of HES No. 197), a stone, marked and wit- nessed as described by the Sur. Gen., in place of which I set a granite stone, 26 x 10 x 8 ins., 16

Chains	ins. in the ground, marked 8-HES 196 with cross (x) on top, for Cor. 8 of this survey, from which A pine, 16 ins. dia., bears N. 7° 20' W., 1.19 chs. dist. A fir, 16 ins. dia., bears S. 86° 15' W., 71 lks. dist. Both blazed and marked 8-HES 196 B.T.
	Thence N. 51° 35' W.
	Over mountainous land, through scattering timber. Descend.
1.00	Leave mountainous, enter bottom land, bears NE. and SW., 50 ft. below Cor. 8.
1.70	Telephone line, Ulysses to Northfork, bears NE. and SW.
2.12	Wagon road, Ulysses to Northfork, bears NE. and SW. Enter dense undergrowth, bears NE. and SW.
5.30	Indian Creek, 25 lks. wide, course SW.
6.00	Branch of Indian Creek, 5 lks. wide, course SW.
7.04	To Cor. No. 9, identical with Cor. H-8 of listing sur- vey No. 4-862, and Cor. H-2 of listing survey No. 4-697 (and will be identical with Cor. 1 of HES No. 197), a stone, marked and witnessed as described by the Sur. Gen., in place of which I set a porphyry stone, 24 x 10 x 8 ins., 14 ins. in the ground, marked 9-HES 196 on S. face, with cross (x) on top, for Cor. 9 of this survey, from which A fir, 22 ins. dia., bears S. 20° 55' E., 12 lks. dist. A fir, 18 ins. dia., bears S. 86° 0' W., 79 lks. dist. Both blazed and marked 9-HES 196 B.T.
	Thence S. 54° 36' W.
	Over rolling creek bottom, along foot of mountain, through scattering timber and dense undergrowth.
5.00	Indian Creek, 25 lks. wide, course W.
8.00	Indian Creek, 25 lks. wide, course S.
	Leave rolling, enter mountainous land, bears NE. and SW.
9.35	Old mill ditch (now used for irrigation), 5 lks. wide, course SW.

Chains

22.60 To Cor. No. 10, identical with Cor. E-9 of listing survey, a stone marked and witnessed as described by the Sur. Gen., in place of which I set a porphyry stone, 24 x 10 x 6 ins., 14 ins. in the ground, marked 10-EES 196 on S. face, with cross (x) on top, for Cor. 10 of this survey, from which

A pine, 14 ins. dia., bears N. 70° 20' W., 42 lks. dist.

A pine, 16 ins. dia., bears N. 88° 45' E., 54 lks. dist.

Both blazed and marked 10-EES 196 B.T.

October 19, 1913.

Thence N. 89° 54' W.

Over mountainous land, through scattering timber, and dense undergrowth.

5.00 Leave mountainous, enter rolling land, bears NW. and SE.

6.70 To Cor. No. 1, the place of beginning.

Area of H.E.S. 196, 45.36 acres.

Improvements.

The improvements on this claim, the property of the claimant herein, consist of the following:

Frame house, 14 x 18 ft., course of long sides NE. and SW., SE. Cor. of which bears from Cor. No. 2 N. 11° 57' E., 2.76 chs. dist.

Value \$200.00

Log barn, 31 x 43 ft., course of long sides NE. and SW., NW. Cor. of which bears from Cor. No. 1, S. 63° 30' E., 2.64 chs. dist.

Value \$200.00

Log blacksmith shop, 14 x 16 ft., course of long sides NE. and SW., NE. Cor. of which bears from Cor. No. 10, S. 69° 40' W., 2.32 chs. dist.

Value \$75.00

Frame store house, 18 x 16 ft., course of long sides E. and W., NE. Cor. of which bears from

Chains

Cor. No. 10, S. 67° 50' W., 1.24 chs. dist.

Value \$50.00

Frame house, 20 x 32 ft., course of long sides E. and S., SE. Cor. of which bears from Cor.

No. 2, S. 4° 45' W., 6.75 chs. dist.

Value \$300.00

About 320 rods of pole and wire fencing.

Value \$200.00

About 230 rods of irrigation ditches.

Value \$115.00

Total value of improvements \$1140.00

Description.

This claim lies on a rolling creek bottom, about 14 miles in a northwesterly direction from Northfork, Idaho. Is connected by a wagon road from Ulysses to Northfork, which runs through the claim. Is drained by Indian Creek, which flows southwest through the claim. The soil is a granitic loam, first-rate. There is a little scattering pine and fir timber on the claim, with considerable undergrowth of mountain mahogany, willows, alder, and thorn brush. About 17 acres of the land, included within this claim, is under cultivation. No mineral, or indication of mineral, was found on this claim.

Boundaries of H.E. Survey No. 196.

Courses	Distances	Latitudes				Departures	
		N	S	E	W		
N. 51° 35' W.	704	437					552
S. 54° 38' W.	2260		1309				1842
E. 80° 54' W.	670	100					662
S. 38° 0' E.	730			575	449		
S. 8° 43' W.	1534		1516				232
S. 63° 22' E.	457		205		409		
N. 27° 22' E.	1494	1327			687		
E. 78° 34' E.	1086		215		1064		
N. 59° 45' E.	563		284		486		
N. 9° 0' E.	1248		1232		196		
Totals	10746	3501	2605	3291	3288		
			67	67	67		

Errors

Error of closure = 1.2149

October 20, 1913.

Frank J. Maxwell
Surveyor.

Chains

Note:

No officer qualified to administer oaths being available without great inconvenience, delay and expense, I administer the affidavits of my Assistants.

CERTIFICATE OF ASSISTANTS.

We, the undersigned, hereby certify upon honor that we assisted, to the best of our skill and ability,

Frank D. Maxwell Surveyor, during the periods and in the capacities stated opposite our several signatures, in surveying all those parts or portions of *Honolulu* *Entry Survey No. 196.* *Noble O. Marshing,* Librarian and *managers*, approximately in *secs. 1 and 12, T.P.N.R. 19 E.* and *sec. 6, T.P.N.R. 20 E.*

of the Boise Meridian, in the State of Idaho

which are represented in the foregoing field notes as having been executed by him, and under his direction; and that said survey has been, in all respects, to the best of our knowledge and belief, well and faithfully executed.

[illegible]

Subscribed and certified to before me on the dates of the final service as shown above.

Frank D. Maxwell
S. Surveyor.

APPROVAL

Office of the United States Surveyor General,

Brice, Idaho, March 30, 1914.

The foregoing field notes of Homestead Entry Survey No. 196,

*Kiss O. Harding, claimant, approximately in
undisputed Secs. 1 and 14, T. 24 N., R. 19 E., and
Sec. 6, T. 24 N., R. 20 E., Salmon National
Forest, Idaho,*

executed by *Frank D. Maxwell, Surveyor, Forest Service,*
under his special instructions, dated *September 13th, 1913,*
having been critically examined, and the necessary correc-
tions and explanations made, the said field notes, and the
surveys they describe, are hereby approved.

Samuel A. Zeller
U. S. Surveyor General.

I certify that the foregoing transcript of the field
notes of the above-described survey in _____,
has been correctly copied from the original notes on file in
this office.

U. S. Surveyor General.

RECORDING AND CALCULATIONS OF

U. S. DEPARTMENT OF AGRICULTURE
FOREST SERVICE

211

FIELD NOTES

OF

HOMESTEAD ENTRY SURVEY NO. 197.

SITUATED IN THE

SALMON NATIONAL FOREST

ADMINISTRATIVE DISTRICT NO. 4.
approximately
in

Section 1, unsurveyed, Township 24 N., Range 19 E.

Section 6, unsurveyed, Township 24 N., Range 20 E.

of the

Boise Meridian.

Idaho.

Survey executed by Frank D. Maxwell, Surveyor, Forest Service
Under special instructions dated September 23, 1913.
Survey commenced October 20, 1913.
Survey completed October 21, 1913.
Under Acts of June 17, 1906 and March 4, 1913.

Applicant for listing Martin A. Fletcher.
Residence Ulysses, Idaho
Application No. 172, dated November 21, 1910.
List No. 4-597, dated March 15, 1911.
Applicant for survey Martin A. Fletcher.
Residence Ulysses, Idaho.
H. E. No. 010783, dated January 17, 1912.
Land district Hailey.

APR 27 1914

Exam Apr. 7, 1914.
A.H.

Exhibit B-3

SALMON NATIONAL FOREST.

Chains Martin A. Fletcher, applicant for listing; application No. 172, dated November 21, 1910; List No. 4-597, dated March 13, 1911. Special Instructions, dated September 23, 1913, for H.E.S. No. 197.

Claim situated on unsurveyed land, approximately in Sec. 1, T. 24 N., R. 19 E., and Sec. 6, T. 24 N., R. 20 E., B.M., Idaho. Authority contained in the Acts of March 11, 1906, and March 4, 1913.

Surveyed October 20 and 21, 1913. Survey executed with a W. and L. E. Gurley Light Mountain transit, with Solar attachment, the horizontal limb having two double verniers placed opposite each other and reading to single minutes of arc. Measurements taken with a 2-chain, Lufkin steel tape; slope angles taken direct from the transit.

I examine the adjustments of the transit, finding all adjustments correct.

October 20, 1913, at 9 h. A.M., l.m.t., I set off $10^{\circ} 15'$ S. on declination arc, $45^{\circ} 25'$ N. on latitude arc, and determine a meridian with the solar. This meridian coincides with the meridian established by me; at this point, near Cor. No. 2 H.E.S. No. 196, which point is about $\frac{1}{2}$ mile S. of Cor. No. 1 of this survey. At same station, at 3 h. P.M., l.m.t., I set off $10^{\circ} 20'$ S. on declination arc, $45^{\circ} 25'$ N. on latitude arc, and determine a meridian with the solar. This meridian coincides with the meridian previously determined in H.E.S. 196. I therefore conclude that my instrument is in perfect adjustment.

Beginning at Cor. No. 1, identical with Cor. H-2 of listing survey, and Cor. 9 of H.E.S. No. 196, established by me, a porphyry stone, $24 \times 10 \times 6$ ins., set 14 ins. in the ground, marked 9-HES-196 on S. face, with cross

Chains. (x) on top; I mark the stone, 1-HES-197, for Cor. 1 of this survey, from which

A fir, 28 ins. dia., bears S. 20° 55' E., 12 lks. dist.

A fir, 18 ins. dia., bears S. 88° W., 79 lks. dist.

Both blazed and marked 9-HES-196-BT and 1-HES-197-BT.

Mean Magnetic Declination 20° 55' E. *L.C. 45° 27' N. Long. 114° 17' W.*

U. S. Location Monument No. 196, established by me, and described in my field notes of H.E.S. 196, bears N. 82° 3' W., 25.02 chs. dist., by traverse, computations of which are hereto attached.

Thence I run

S. 51° 35' E., along line 9-8, H.E.S. 196.

Over rolling land, through scattering timber and dense undergrowth.

0.99 Channel of Indian Creek, 5 lks. wide, course SW.

1.49 Indian Creek, 25 lks. wide, course SW.

4.92 Wagon road, Ulysses to Northfork, bears NE. and SW. Leave dense undergrowth, bears NE. and SW.

5.34 Telephone line, Ulysses to Northfork, bears NE. and SW.

6.04 Leave rolling, enter mountainous land, bears NE. and SW. Ascend.

7.04 To Cor. No. 2, 50' above point of ascent, identical with Cor. H-1 of listing survey, and Cor. No. 8 of H.E.S. No. 196, established by me, a granite stone, 26 x 10 x 8 ins., set 16 ins. in the ground, marked 8-HES-196 on SW face, with cross (x) on top; I mark the stone, 2-HES-197 on N. face, for Cor. 2 of this survey, from which

A pine, 16 ins. dia., bears E. 7° 20' W., 1.19 chs. dist.

A fir, 16 ins. dia., bears S. 88° 15' W., 71 lks. dist.

Both blazed and marked 8-HES-196-BT and 2-HES-197-BT.

Thence N. 22° 45' E.

Over mountainous land, through scattering timber.

Ascend along NW. slope.

Chains. 18.75 Mouth of Gulch, course NW.

22.50 Spru ridge bears NW. and SE., 100 ft. above Cor. 2.

Descend along broken NW. slope

28.00 Gulch, course NW., 60 ft. below point of descent.

Ascend.

October 20, 1913.

41.50 Spru ridge bears NW. and SE., 100 ft. above point of ascent.

Descend.

44.10 To Cor. No. 3, 75 ft. below point of descent, identical with Cor. H-5 of listing survey, a stone, marked and witnessed as described by the Sur. Genl., in place of which I set a porphyry stone, 24 x 10 x 10 ins., 14 ins. in the ground, for Cor. 3, marked 3-HES-197 on SW face, with cross (x) on top, from which

A fir, 7 ins. dia., bears N. 45° 15' E., 37 lks. dist.

A fir, 8 ins. dia., bears S. 1° 15' W., 13 lks. dist.

Both blazed and marked 3-HES-197-BT.

Thence N. 89° 12' W.

Over mountainous land, through scattering timber, Descend.

0.50 Leave mountainous, enter bottom land, bears NE and SW., 25 ft. below Cor. 3.

1.60 Indian Creek, 25 lks. wide, course SW.

3.00 Leave bottom and enter mountainous land, bears NE. and SW. Ascend.

3.25 Wagon road, Ulysses to Northfork, bears NE. and SW.

3.25 Telephone line, Ulysses to Northfork, bears NE. and SW.

3.97 To Cor. No. 4, 25 ft. above point of ascent, identical with Cor. H-6 of listing survey, a stone, marked and witnessed as described by the Sur. Genl., in place of which I set a granite stone, 24 x 16 x 8 ins., 14 ins. in the ground, for Cor. 4, marked 4-HES-197 on SE face, with cross (x) on top, from which

SALMON NATIONAL FOREST.

Chains. A fir, 18 ins. dia., bears N. 7° 50' W., 1.67 chs. dist.
 A fir, 10 ins. dia., bears S. 69° 55' E., 89 chs. dist.
 Both blazed and marked 4-HES-197-BT.
 Ulysses, Idaho, is about 1½ miles dist., in a northerly direction, from this cor.

Thence S. 31° 50' W.

Over mountainous land, through scattering timber.

14.00 Enter dense undergrowth, bears N. and S.

16.00 Enter rock slide, bears E. and W.

16.80 To Cor. No. 5, identical with Cor. H-3, of listing survey, a stone, marked and witnessed as described by the Sur. Genl., in place of which I set a porphyry stone, 26 x 10 x 8 ins., 16 ins. in the rock slide, for Cor. 5, marked 5-HES-197 on SE. face, with cross (x) on top, from which

A fir, 10 ins. dia., bears N. 82° 15' E., 40 lks. dist.

A fir, 15 ins. dia., bears N. 20° 15' W., 63 lks. dist.

Both blazed and marked 5-HES-197-BT.

Thence S. 24° 0' W.

Over mountainous land, through scattering timber and dense undergrowth, over rock slide.

1.14 Claimant's fence, bears NW. and SE.

Leave rock slide, bears NW. and SE.

21.00 Rocky spur ridge bears NW. and SE.

Descent.

24.10 To Cor. No. 1, the place of beginning, 100 ft. below ridge.

Area of H.E.S. 197, 24.96 Acres.

Improvements:

The improvements on this claim, the property of the claimant herein, consist of the following:

Log house, 14 x 18 ft., course of long sides N. and S.,

NW. cor. of which bears from Cor. No. 5, S. 7° 20' E.

SALMON NATIONAL FOREST.

2.54 chs. dist., Value \$ 150.

Cellar, 12 x 14 ft., course of long sides NW. and SE.,

NW. cor. of which bears from Cor. No. 5, S. 18° 15'

E., 2.30 chs. dist., Value \$ 100.

Log chicken house, 12 x 18 ft., course of long sides, NE.

and SW., NW. cor. of which bears from Cor. No. 5, S.

5° 30' W., 4.15 chs. dist., Value \$ 100.

Log wood house, 10 x 12, course of long side, E. and W.,

just south of house; Value \$ 50.

About 90 rods of pole and wire fencing, Value \$ 45.

About 60 rods of irrigation ditches, Value \$ 30.

Total Value of Improvements, \$ 475.

Description:

This claim lies on a rolling creek bottom, about 14½ miles in a northwesterly direction from Northfork, Idaho. Is connected by a wagon road from Ulysses to Northfork, which runs through the claim. Is drained by Indian Creek, which flows SW. through the claim. The soil is a granitic loam, 1st rate. There is a little scattering pine and fir timber on the claim; With considerable undergrowth of willows, alder and thorn brush. About 4 acres of the land included within this claim are under cultivation. No mineral, or indications of mineral are found on this claim.

Traverse Line from Cor. 1, H.E.S. 197, to U.S. Location Monument No. 196.

	N.	S.	E.	W.
S. 0° 58' W. 15.50		15.50		.26
S. 80° 54' E. 6.70		1.06	6.62	
N. 54° 36' E. 22.60	13.09		18.48	
	13.09	16.56	25.04	.26
		13.09	.26	
		3.47	24.78	
N. 82° 2' W. 25.08	5.47			24.78

Boundaries of H. E. Survey No. 197.

<u>Courses</u>	<u>Dist.</u>	<u>N.</u>	<u>Lat.</u>	<u>S.</u>	<u>E.</u>	<u>Dept.</u>	<u>N.</u>
N. 89° 12' W.	3.97		.06				3.97
S. 31° 50' W.	16.80			14.27			8.66
S. 24° 0' W.	24.10			22.02			9.80
S. 51° 35' E.	7.04			4.37	5.52		
N. 22° 45' E.	44.10	40.67			17.06		
	96.01						
Totals		40.73	40.66	22.58	22.63		
		40.66			22.58		
Error		.07					.05
Error of closure =	1.1116						

October 21, 1913.

Frank D. Hayward
Surveyor,
Forest Service.

CERTIFICATE OF ASSISTANTS.

We, the undersigned, hereby certify upon honor that we assisted, to the best of our skill and ability,
Franklin D. Maxwell ~~was~~ Surveyor, during the periods and in the capacities
 stated opposite our several signatures, in surveying all those parts or portions of Abnonsa tead
Entire Survey ~~was~~ 197 Martin A. Ditcher Chambers measured
approximately in sec. 1, T.24 N. R. 19 E., and sec. 6, T.24 N.
R.20 E.

of the Boon Meridian, in the State of Idaho
which are represented in the foregoing field notes as having been executed by him, and under his direc-
tion; and that said survey has been, in all respects, to the best of our knowledge and belief, well and
faithfully executed.

[illegible]

Subscribed and certified to before me on the dates of the final service as shown above.

Frank D. Maxwell
Harvard.

_____ of the _____
Meridian, in the State of Idaho, which are represented in
the foregoing field notes as having been executed by me, and under my direction; and I do further
solemnly swear that all the corners of said survey have been established and perpetuated in strict accord-
ance with the Manual of Surveying Instructions, and the special written instructions of the U. S. Surveyor
General for Idaho, and in the specific manner described in the field notes; and that
the foregoing are the original field notes of such survey.

Subscribed by said Frank D. Maxwell and sworn to before me
this 13 day of February, 1914

Samuel A. Ulster
U.S. Sen. for Ind.

APPROVAL

OFFICE OF THE UNITED STATES SURVEYOR GENERAL

The foregoing field notes of the survey of

executed by _____
under his special instructions dated _____, 191_____, having been
critically examined, and the necessary corrections and explanations made, the said field notes, and the
surveys they describe, are hereby approved.

I certify that the foregoing transcript of the field notes of the above-described surveys in _____
_____ has been correctly copied from the original notes on file in this office.

U. S. Surveyor General

FORNENT SERVICE

FOUNTAIN OBSERVATION

1. Carry out the test in steps in three drinks and 9 other observations to two decimals only.
2. In balancing L.A. and D.A. do not subtract or divide the values given in the table. The net corrected figure or figures shown in μ g/l. Do not show the ending of the original figures, but put below them the corrected feeding in red ink.

The correction for balancing L.A. and D.A. should be $\frac{1}{2}$ retained to the length of the first figure.

3. In calculations of dilutions take results to nearest hundredth. In calculations of $\bar{X}$ and $\bar{S}$ retain $\frac{1}{2}$ of the original figures.

TABLING AND CALCULATIONS OF

[illegible]

Chas. by Dröcker

APPROVAL

Office of the United States Surveyor General,

Pine, Idaho, May 11, 1914.

The foregoing field notes of Homestead Entry Survey No. 197,
approximately in ~~sections~~ Sec. 1, T. 24 N., R. 19 E.,
and ~~sections~~ Sec. 6, T. 24 N., R. 20 E.,
Salmon National Forest, Idaho,

executed by Frank M. Maxwell, Surveyor, Forest Service,
under his special instructions, dated September 23, 1914,
having been critically examined, and the necessary correc-
tions and explanations made, the said field notes, and the
surveys they describe, are hereby approved.

Daniel A. Ulster
U. S. Surveyor General.

I certify that the foregoing transcript of the field
notes of the above-described survey in _____,
has been correctly copied from the original notes on file in
this office.

U. S. Surveyor General.

TO BE RECORDED AND FILED IN THE OFFICE OF THE SURVEYOR GENERAL

FROM: Tim Jones

Salmon-Challis National Forest



50 Highway 93 South
Salmon, Idaho 83467
Telephone 208-756-5100
FAX 208-756-5151

Fax Transmission Form

Fax# 208-756-5151

DATE: 8/3/05TO: Kathy FarrellFAX#: 850 877-5681

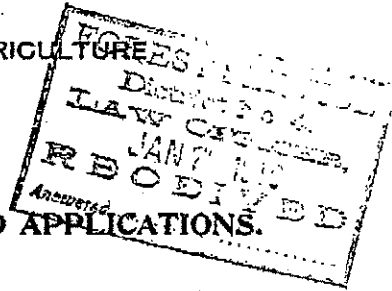
MESSAGE: Homestead establishment records
HES 194

If you had any problems in receiving this fax, please call 208-756-5100 or 208-756-5151.

Exhibit C-1

Form 110
(Revised July 1, 1908)

UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE



REPORT ON AGRICULTURAL HOMESTEAD APPLICATIONS.

Application No. 50, Salmon National Forest.

Land District Hailey September 12, 1908
(Date of examination.)

1. Name and address of applicant Jac Ladouceur
(The county should always be given.)

Ulysses, Lemhi County, Idaho

2. Settlement
(Is applicant living on land? Give date of settlement.)

3. Location T. 24 N. R. 18 E. Boise Meridian Sec. 12, 5 miles
(Legal subdivision, or by miles and bounds. Relation to highways, rivers, railroads, etc. Proximity and importance of towns, settlements, etc.)

from the Ulysses Mining Camp by good wagon road.

4. Area Applied for and recommended 40 acres.
(Applied for, and recommended.)

6-480

Dist 4-120

5. Topography land is creek flat and gently sloping bar land, strewn
(Topography of tract applied for, and relation to surrounding territory. Topography should be considered particularly in its bearing on agricultural possibilities, altitude, slope, aspect, etc.)
with rocks. Suitable for growing hay, fruit, and garden truck.

6. Formation Soil is deep sandy loam. Indian Creek furnishes plenty
(Nature and extent of soil, rock, etc., particularly their influence on agricultural possibilities. Presence of water for irrigation and domestic use.
of water for irrigation and domestic purposes.
Possibilities for developing water.)

7. Climate Precipitation light. Climate is mild. No killing frosts
(Precipitation, temperature, occurrence of killing frosts. Will it be possible to maintain a home throughout the year?)
until late in September. It is possible to maintain a home
throughout the year.

8. Cover Cover consists of scattering growth of Yellow pine and
(Nature and extent of cover, with estimate of amount and value. Accessibility and distance to market. Is cover needed for protective or seeding purposes?)
Douglas Firs. All saw timber has been culled out. Estimated to
be 100 cords of wood on tract, worth 50¢ per cord on the stump,
total \$50.00. Ulysses, (Distant 5 miles by good wagon road)
will furnish market. Cover is not needed for seeding or protect-
ive purposes.

9. Claims No conflicting claims.
(Conflicting claims to land or existing improvements—by whom and on what grounds. Examiner is not to pass upon claims—merely to furnish all

available information. Use in the past, and by what means. Existence of mining claims. Give any information available affecting qualifications of applicant to make a

homestead entry. Show what improvements have been made, and their present state of repair.)

10. Economic possibilities Applicant desires to make a home and make his
(Reason for application, and opinion as to success of applicant's plans. State fully agricultural possibilities. Value, if any,

living on the land, which he can easily do by selling produce at
to Forest Service for Rangers' Quarters or other administrative purposes. If withdrawal of tract for administrative use is desired, submit separate report on Form 271.

nearby mining camps. Farming land in this locality is valued
Distance and market price per acre of nearby farms. Transportation facilities.)

at \$50.00 to \$100.00 per acre.

11. Recommendations I respectfully recommend that this tract be
(Specify recommendation for or against listing of land, with summary of reasons for recommendation.)

listed, as it is of more value for agriculture than for any
other purpose.

12. Photographs No photographs.
(Give numbers of negatives which go with this report. Photographs should be taken in adverse cases of doubt.)

Richard W. Young
(Signature of examining officer.)

Asst. Forest Ranger
(Title.)

Approved January 3, 1900.

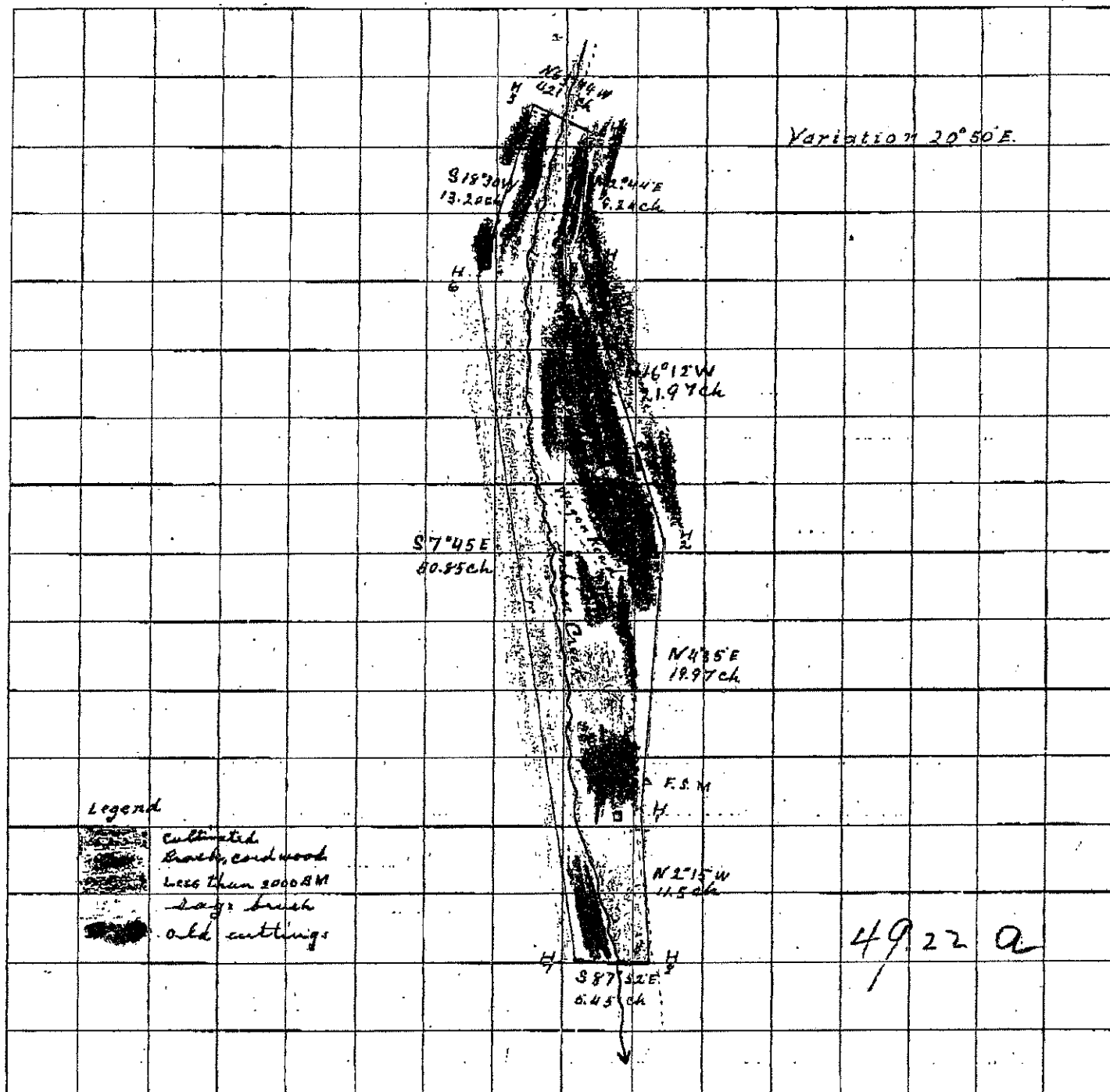
Earl R. Gilbreath
(In charge, Examination.)

Approved _____, 190

Chief, Office of Occupancy.

MAP SHEET.

Tp. 24. N R. 14 E. *Base* N. Section 12, Quarter Scale: *3* inches = 1 mile.

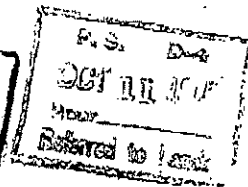
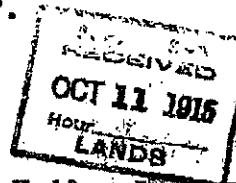


Sketch map, in colored pencil, of the area applied for on a scale of 8 inches to the mile, showing topography, cover, roads, trails, agricultural land, and improvements. A small amount of the surrounding country should be sketched in.

UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE
SALMON NATIONAL FOREST.

L

Salmon-Claims.
Luc Ladouceur.
Serial # 08662.
List # 4-530.



Hailey Land District
Salmon National Forest

Report submitted in response to a "notice of intention to make final Three Year Proof," (dated at U.S.Land Office,Hailey, Idaho. September 13. 1915.) to be submitted November 11. 1915. before Allen C. Merritt. U.S. Commissioner, Salmon, Idaho.

1.* Claimant.

Luc Ladouceur, of Ulysses, Idaho. Claimant has no family, but resides on the land continuously, with the exclusion of any home elsewhere.

2. Description of Claim.

The claim is located on Indian Creek, about one mile from confluence of Indian Creek and Salmon River, in approximate section 12. unsurveyed, Township 24,North of Range 19 East, Boise Meridian. Claimant has held land as a homestead, June 11/th application #50. Entry # 08662.

3. Topography and Surface.

The area on the East side of Indian Creek, consists principally of bar land, with about six acres of bottom land which is seeded to Timothy and Clover hay. and small orchard planted on bar land.

The area on the West side of the Creek is practically all bottom land with about two acres cleared and used for garden,

There is possibly ten acres of the area that is not tillable land, when cleared.

Luc Ladouceur.

4. Settlement and Residence.

Claimant alleges settlement on the land in 1905, which is very likely correct, as it is a well known fact that he established residence as a squatter on the land prior to November 5. 1906. the creation of the Salmon National Forest.

To my own certain knowledge he has resided on the land continuously since April 14. 1911. (the date of my possession of this Station,) with the exception of 71 days, from April 10. 1912, to July 1. 1912. during which time he made a business trip to Montana.

Date of filing June 21. 1910.

The farming implements consists of only a plow and harrow, while the general appearance of the claim, together with my own knowledge of the facts, is quite sufficient evidence of a continuous residence. He maintains ^{a home} by actual sales of hay, eggs, and vegetables, raised on the land.

The furniture consists of such as a bachelor generally has.

5. Improvements.

The dwelling consists of a log house 14x20' with a cellar built underneath, entire cost about \$ 150.00 . also a small

built together cost about \$ 50.00

Luc Ladouceur.

6. Cultivation.

At present there is about eight acres under cultivation, Six acres of meadow or hay land, and two acres for garden and orchard, the orchard was planted in 1915. the area covered by ditch will not exceed ten acres, none of the land except that under ditch has been cleared or slashed, but there is about ten acres on the West side of the Creek that would be very easily cleared, and comparatively small expense to cover it with a ditch. the cost of clearing the bar land would not exceed \$ 20.00 per acre, but a strip of land lying along the creek would cost about \$ 40.00 to \$ 50.00 per acre for clearing for cultivation; and would be worth from \$ 60.00 to \$75.00 peracre after being cleared and ready for cultivation. The first crop was raised in 1908 and consisted of 6 tons of hay valued at \$ 17.00 per ton at Ulysses, Idaho, the nearest market. also vegetables valued at \$ 125.00 ; and has increased a small amount each year to the present. the crop for 1915 consists of about ten tons of hay, vegetables value about \$ 200.00 . Claimant has made all improvements and cultivated the land, the vegetables and hay were sold at the mining camp of Ulysses, Idaho.

7. Grazing.

Claimant has had but two horses, and 3 dozen domestic fowls, The greater portion of the time the horses graze on the claim in an enclosure, the remainder of the time they graze on the National Forest, without permit.

Luc Ladouceur

8. Timber.

Practically the entire area was well timbered, the greater part or all the saw timber was cut in 1903 - 1904 and the material used in construction of Quartz Mill and Residence buildings at Ulysses, Idaho. In 1913 the Kittie Burton Company bought about 75 cords of dry wood from the Claimant, which was manufactured principally from the tops of trees left from the saw timber, with a few small dead trees, for which He received 50¢ per cord.

At present there is a small area on the West side of the claim that has approximately 20,000 feet B M of yellow pine and Douglas Fir, of all ages. All improvements on the land was made from timber on the claim.

9. Additional Information.

The Claim has never been used in any way for trade or business or for any other purpose not contemplated by the homestead law.

Claimant alleges he has never made homestead entry elsewhere.
Area of Claim 48.92 acres.

Claim has not been sold or mortgaged; or at least there is no record of any such transaction. The land is chiefly valuable for agricultural purposes.

Date of examination October 1. 1915.

10. 10. Good Faith.

The Claim has the appearance of a permanent home, as the claimant has resided on the land since 1905, and to my own certain knowledge since April 14. 1911, he has resided continuously on the land to the date of this examination October 1. 1915. with the exception of 71 days as heretofore stated.

Luc Ladouceur

11. Recommendations.

I respectfully recommend that a hearing shall not be ordered to determine the validity of this claim for the following reasons, obtained from my own observations as Ranger in the District.

1. Claimant has made all the improvements that are on the claim, and has used these improvements in a strictly agricultural manner;

2. Has maintained a home on the land by the sales of produce raised by himself, on the land; the house is habitable at all seasons of the year and has been used continuously since 1908.

3. He is at present cutting logs with which to construct a barn, and is making improvements for a permanent home just as fast as financial conditions will permit.

Respectfully Submitted October 4. 1915.

R. E. Allen

A. F. B.

Date

No protest

Approved- *Oct 8* 1915.

S. D. Stewart

Asst. Supervisor.

T. C. Hoyt
District Forester

DESCRIPTION OF SURVEY.

Luc Ladauceur Homestead. in Blaine County, Idaho.
Salmon National Forest, Idaho.

Township 24 North, Range 19 East, Section 12. 16"x 16" set in Number 80 List 4-330 Area 49 acres Approximately.

Variation: This survey was run and platted on a variation of 20°50' obtained by approximation.

Forest Service Monument, Consists of a point of granite rock 10'x 25'x 12' high, situated .77 chains east of Ulysses-Salmon Wagon road, chiseled F S M H on South west face. 14 Whence the North east corner of Luc Ladauceur's house bears S. 57°30' W. 3.23 chains. A Yellow pine tree 22 inches in diameter, carved F S M H/W/ in blaze bears S 19°00 E. 3.10 chains.

Beginning at Corner No. 1 a granite stone 6"x 10"x 20" set in a mound of rocks 4 feet wide by 2 feet high, chiseled ^H I, whence the above described F.S.M. bears N. 9°10' E. 2.50 chains. A point of granite rock 6'x 6'x 4' chiseled ^{WH} I, bears N. 9°20' E. 1.42 chains. A Yellow pine tree 22 inches in diameter, carved ^{WH} I in blaze, bears S. 76°18' E. 1.70 chains. Chains. Thence N. 4°35' E.

Along rocky hillside.

19.97

To Corner No. 2 a granite rock 14"x 16"x 18" set in a mound of rocks 5 feet wide by 2 feet high, chiseled ^H 2, whence a yellow pine stump 18 inches in diameter carved ^{WH} 2 in blaze, bears N. 4°35' E. .13 chains. A Yellow pine tree 8 inches in diameter carved ^{WH} 2 in blaze bears N. 59°22' E. .58 ch.

Thence N. 16°12' W.

Along rocky hillside.

21.97

To Corner No. 3, a granite boulder 12"x 16"x 18", set in a mound of rock, chiseled ^H 3. Whence a Yellow pine tree 20 inches in diameter carved ^{WH} 3 in blaze bears N. 50°00 E. .28 chains. A Douglas Fir tree

Description of Survey, Cont.

- Chains. 6 inches in diameter carved $\frac{WH}{5}$ in blaze bears S. 51°00 W. .45 chains.
Thence N. 2°44' E.
- 9.24 To Corner No. 4 a granite rock 12"x 14"x 18" set in a mound of rocks, chiseled $\frac{H}{4}$, whence a Yellow Pine tree 18 inches in diameter carved $\frac{WH}{4}$ in blaze, bears S 73°00 W. .66 chains. A Douglas Fir tree 14 inches in diameter carved $\frac{WH}{4}$ in blaze, bears S. 15°00 E. 1.17 chains.
Thence N. 63°44' W.
- 1.20 Line crosses wagon road.
- 1.75 Line crosses Indian Creek.
- 4.21 To Corner No. 5 a porphery stone 10"x 24"x 14" set in a mound of rocks 4 feet wide by 2 feet high, chiseled $\frac{H}{5}$, whence a Yellow pine 6 inches in diameter carved $\frac{WH}{5}$ in blaze, bears N. 24°50' W. .14 chains. A Yellow pine tree 6 inches in diameter carved $\frac{WH}{5}$ bears S. 71°00 W. .37 chains.
Thence S. 18°30' W.
Through scattering yellow pine and Douglas Fir.
- 13.20 To Corner No. 6 a granite stone 12"x 14"x 18" set in a mound of rocks, chiseled $\frac{H}{6}$, whence a Douglas Fir tree 24 inches in diameter carved $\frac{WH}{6}$ in blaze bears N. 14°30 E. .21 chains. A Yellow pine tree 18 inches in diameter carved $\frac{WH}{6}$ in blaze, bears S. 86°30' E. .54 chains.
Thence S. 7°45' E.
Along steep rocky hillside.

Description of Survey. (Cont.)
Chains.

50.85 To Corner No. 7 a granite stone 12"x 14"x 16" set in a mound of rocks 3 feet wide by 2 feet high, chiseled ^R7, whence a Yellow pine tree 14 inches in diameter carved ^{WH}7 in blaze, bears S 27°00' E. 00.78 chains. A Yellow pine tree 30 inches in diameter carved ^{WH}7 in blaze, bears N. 80°00' E. 0.80 chains.

Thence S. 87°52' E.

3.20 Line crosses Indian Creek.

5.45 To corner No. 8 a granite stone 14"x 16"x 18" set in a mound of rocks, chiseled ^H8. Whence a Yellow pine tree 24 inches in diameter carved ^{WH}8 in blaze, bears S. 11°45' W. 0.16 chains. A Yellow pine tree 30 inches in diameter carved ^{WH}8 in blaze bears S. 73°00' E. 98 chains.

Thence N. 2°15' W.

Along rocky hillside.

11.50
11.95 To corner No. 1, place of beginning, containing 49.7 acres of land, be the same more or less.

Richard W. Young

Surveyor, Assistant Forest Ranger

Description of Plat compared and approved by

Earl R. Gilbreath
Acting Forest Supervisor.

Form 320

UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE

MAP SHEET

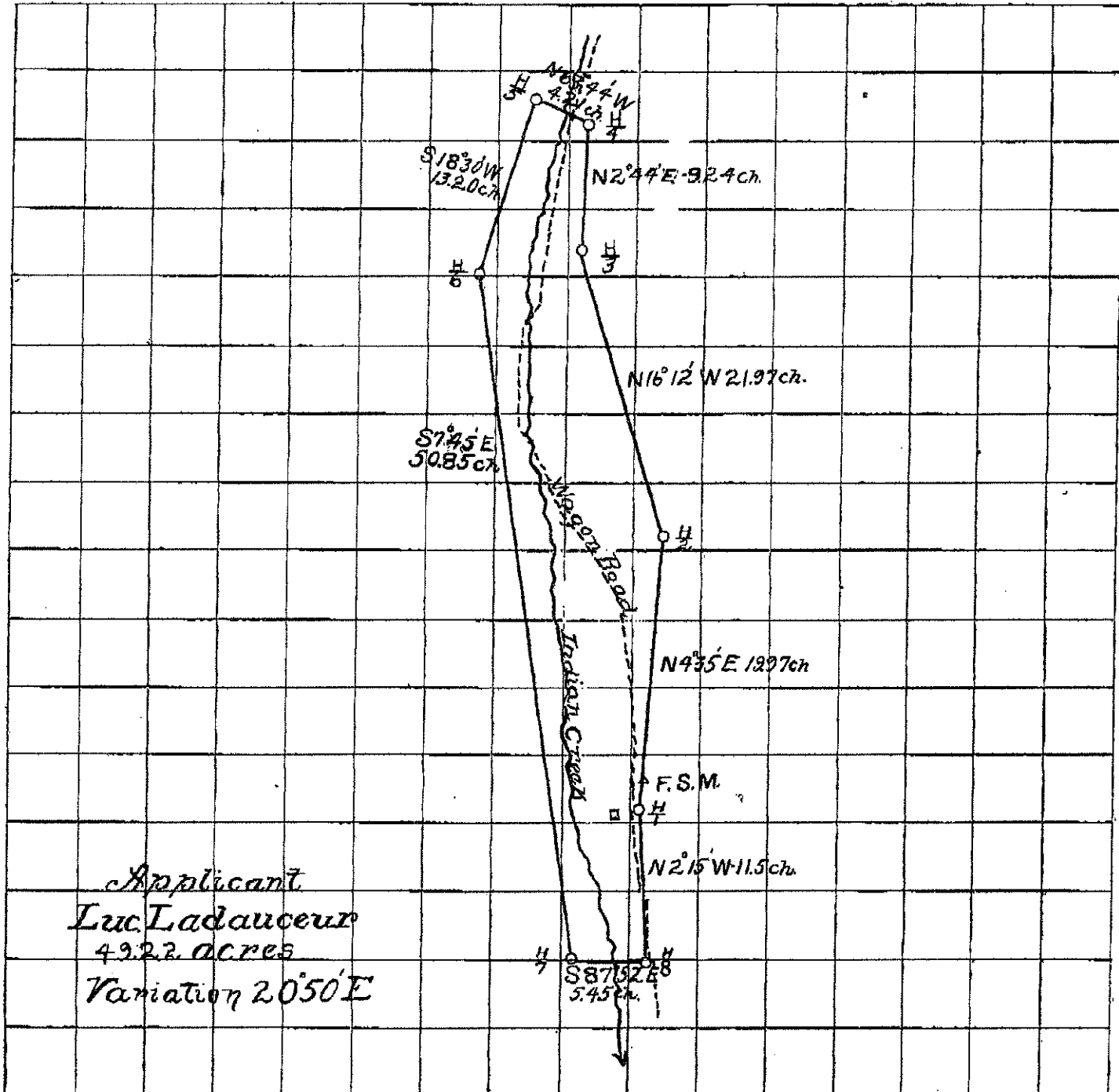
No. 50Salmon National Forest.

Division

District, Block

T. 24N, R. 19E, Boise M., Section 12, Quarter

Mapped by

Scale: 8 inches = 1 mile.

FROM: Tim Jones

Salmon-Challis National Forest



50 Highway 93 South
Salmon, Idaho 83467
Telephone 208-756-5100
FAX 208-756-5151

Fax Transmission Form

Fax# 208-756-5151

DATE: 8/3/05

TO: Kathy Farrell

FAX#: 850 877-5681

MESSAGE: Homestead establishment records
HES 196

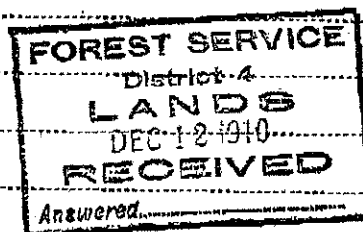
If you had any problems in receiving this fax, please call 208-756-5100.

Exhibit C-2

196

Form 110
(Revised July 1, 1908)UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE

REPORT ON AGRICULTURAL HOMESTEAD APPLICATIONS.

Application No. 117, Salmon National Forest.Land District Hailey October 12, 1910
(Date of examination.)1. Name and address of applicant Neils O. Marsing, Salmon, Lemhi County,
Idaho.
(The county should always be given.)2. Settlement Applicant alleges settlement July 1906. Yes.
(To applicant living on land? Give date of settlement.)3. Location Section 7, Township 24 North, Range 19 East, Boise Meridian.
(Legal subdivision, or by metes and bounds. Relation to highways, rivers, railroads, etc. Proximity and importance of towns, settlements, etc.)Unsurveyed. Claim is located on Indian Creek, one and one-half
miles south of Ulysses, Idaho, a mining camp with a population vary-
ing from 10 to 100. Claim is situated on Ulysses-Salmon wagon
road, 28½ miles from Salmon City.

Area applied for 40 acres; Area recommended 43.02 3
 4. Area 42.71 acres.
 (Applied for, and recommended.)

8-490

To be returned to District 4

5. Topography Bench land and bottom along Indian Creek, possessing
(Topography of tract applied for, and relation to surrounding territory. Topography should be considered particularly in its bearing on agriculture)

a southern aspect, with very steep mountains, rising from the east-
possibilities, altitude, slope, aspect, etc.)

ern and western portions of the claim. The bench land is well adapted
to the production of fruit if irrigated, while the lower land is more
suitable to the production of wild and domestic hay. Altitude of
claim is about 3,750 feet.

6. Formation The bench land is disintegrated granite while the lower land
(Nature and extent of soil, rock, etc., particularly their influence on agricultural possibilities. Presence of water for irrigation and domestic use.

is sandy loam, deep and fertile, with very few rocks. Indian Creek
Possibilities for developing water.)

furnishes an abundance of water for irrigation purposes and domestic
use.

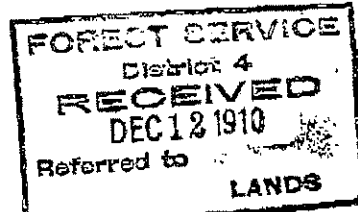
7. Climate Precipitation is too light to mature a crop. Temperature
(Precipitation, temperature, occurrence of killing frosts. Will it be possible to maintain a home throughout the year?)

is moderate both in winter and in summer. There are no killing frosts
until late in September. There is no difficulty about maintaining
a home throughout the year.

8. Cover There is 25,000 to 30,000 B. F. of very scrubby Douglas Fir and
(Nature and extent of cover, with estimate of amount and value. Accessibility and distance to market. Is cover needed for protective or seeding purposes?)

Yellow Pine on tract, having a market value of not over \$1.00 per M
having been culled over before the creation of the National Forest.
Timber is easily accessible, but there is no market at present, or
likely to be in the near future. Cover is not needed for protective
or seeding purposes.

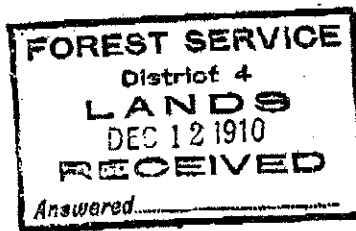
117



Note:- It is stated in this report that the tract is not valuable for power purposes, yet the map shows a waterpower mill on the area recommended. The mill is owned by the Kittie Burton Gold Mining Company who state that they do not care to use the site any longer, as a more suitable site can be obtained above, or below the tract.

I will state that the tract would not be worth very much to the Forest Service for power site purposes, since nearly all the sawtimber tributary to this mill has been cut off. Many other sites are available for steam sawmills. Since the report shows that applicant was settled on land before the creation of the Forest, I do not believe that it would be advisable to withhold a portion for what small value it has as a power site as the ditch that furnished the power passes thru the middle of cultivated land. er

James M. Ryan
Forest Supervisor.



9. Claims There is no conflicting claims to land or improvements.
(Conflicting claims to land or existing improvements—by whom and on what grounds. Examiner is not to pass upon claims—merely to furnish all

Tract has been farmed and pastured in a desultory manner for several
available information. Use in the past, and by what means. Existence of mining claims. Give any information available affecting qualifications of applicant to make a

years. Land is not known to be mineral. Applicant has about 15
homestead entry. Show what improvements have been made, and their present state of repair.)

acres cleared, a frame house 24'x24', a stable and out buildings
in good repair. 100 fruit trees and 1 mile of fence, 1/2 mile of ditch
and a saw mill shed 30'x20' in very good repair.

10. Economic possibilities The reason for application is to get the land in
(Reason for application, and opinion as to success of applicant's plans. State fully agricultural possibilities. Value, if any,

shape so that patent may be obtained, and so that applicant will
to Forest Service for Rangers' Quarters or other administrative purposes. If withdrawal of tract for administrative use is desired, submit separate report on Form 271.

feel more free to go ahead with farther improvements. From what land
Distance and market price per acre of near-by farms. Transportation facilities.)

has been farmed, very good crops have been produced. Local mining
camps afford a good market for all the produce of the ranch. Tract is
not needed for administrative purposes. The several small farms ad-
jacent to claim are valued at \$25 to \$50 per acre. Claim is connected
with Salmon by 28 miles of wagon road.

11. Recommendations I respectfully recommend this tract for listing. The
(Specific recommendation for or against listing of land, with summary of reasons for recommendation.)

opening to settlement of such tracts will not only help the home builder
but will tend greatly to the development of the Forest and the commun-
ity at large. Tract is not valuable for reservoir or power site.

12. Photographs No photographs.
(Give numbers of negatives which go with this report. Photographs should be taken in adverse cases of doubt.)

Richard W. Young
(Signature of examining officer)

Asst. Forest Ranger
(Title)

Approved Dec 8, 1900.

James M. Ryan
(In charge, Examination.)

Approved Dec 17, 1900.

P. W. Reed
Chief, Office of Occupancy.

MAP SHEET.

Tp. 24 N. R. 20 E. Range

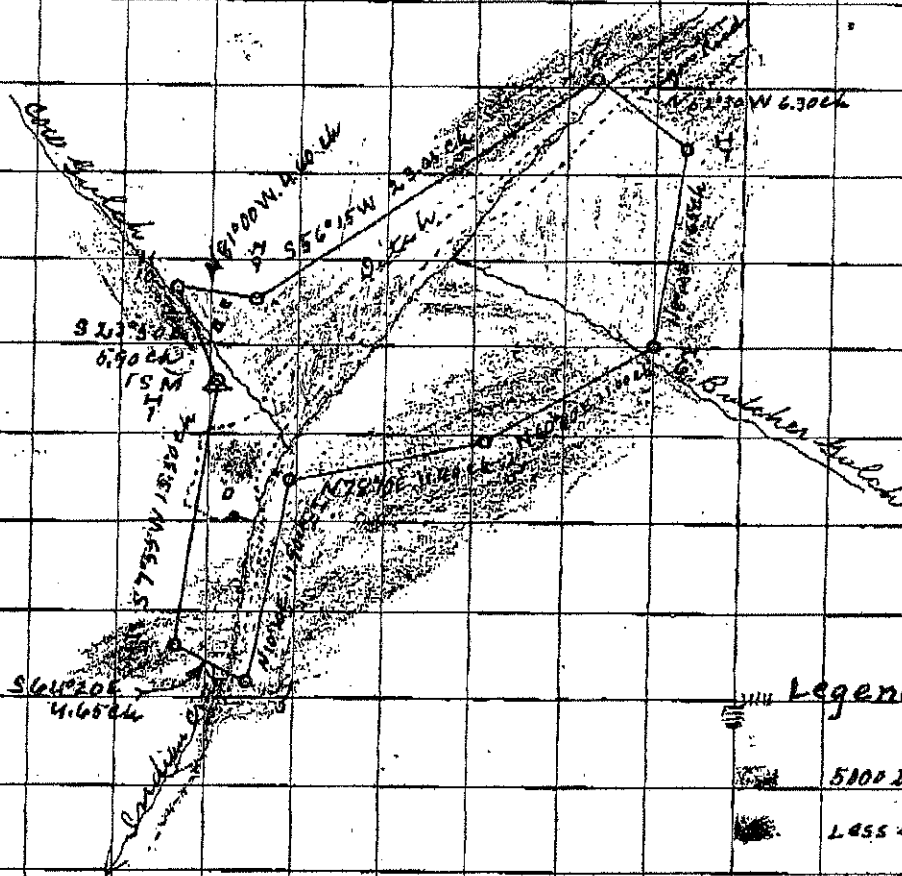
M. Section 7, Quarter 5 E

Scale: 8 inches = 1 mile

Niels O. Marsing

Variation 20°50'E

Date Oct 12 1910



Legend

5000 to 10000 ft. A.M.

Less than 2000'

cord wood & poles

grassland

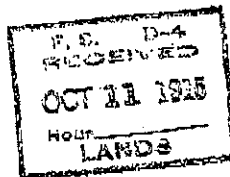
cultivated

Area 32.71 acres.

Sketch map, in colored pencil, of the area applied for on a scale of 8 inches to the mile, showing topography, cover, roads, trails, agricultural land, and improvements. A small amount of the surrounding country should be sketched in.

UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE
SALMON NATIONAL FOREST.

L
Salmon-Claims
Marsing, Niels O.
Serial # 010744
List # 4-682



Hailey Land District
Salmon National Forest

Report submitted in response to a " notice of intention to make Final Three Year Proof." (dated at U.S. Land Office, Hailey, Idaho. September 15. 1915.) to be submitted November 11. 1915. before Allen C. Merritt. U.S. Commissioner. Salmon, Idaho.

1. Claimant.

Niels O. Marsing. of Ulysses, Idaho. Claimant has no family but has resided on claim continuously, with the exclusion of a home elsewhere.

2. Description of Claim.

The Claim is located on Indian Creek about two miles from confluence of Indian Creek and Salmon River, in approximate sections 1-12 unsurveyed Township 24 N, of Range 19, E. and section 6, T. 24, N. R. 20, E. Boise Meridian; Claimant has held land as a homestead. June 11/th application, # 117. Entry # 010744.

3. Topography and surface.

That portion of land lying on the East side of Indian Creek is a bar formed from Cabin Gulch a tributary of Indian Creek, and has a N W. exposure. while the land on the West side is a bar formed from Cow Gulch with an Eastern exposure, altitude about 3600 feet. about 30 acres of the claim would be tillable land when cleared.

Niels O. Marsing.

4. Settlement and Residence.

Claimant settled on land in 1908- September 20. having purchased a squatters right, at that time the improvements consisted of a frame house 14x16. Date of filing January 17. 1912.

Previous to my transfer to this Station there were no records of the claim, but it is a well known fact that the claimant has resided on the claim continuously for several years prior to the date of filing, but to my own certain knowledge he has resided on the land continuously since April 14. 1911. the date of my transfer to this Station. Also the general appearance of the claim together with the improvements being made at different times, is sufficient evidence of a continuous residence;

The farming implements found on the claim consisted of a Plow, Harrow, Mower. Hay Rake, and cultivator. the furniture found on the claim consisted of common chairs, Bedstead, and tables.

5. Improvements.

The residence is a two room frame building L shape, each room is 14x20 feet, claimant having built a addition to the former house in 1914. the building would probably cost \$ 300.00

Also a milk house with cement floor which cost \$ 75.00 also hay barn 20x50 feet cost about \$ 100.00 also barn 14x16 feet built of logs, value about \$50.00 about 1 mile of fence that cost about \$ 150.00. Water was easily developed from Indian Creek, Cow Gulch, and Cabin Gulch for domestic use and irrigation purposes.

All the improvements except the first residence 14x20 was built by claimant.

Niels O. Marsing

6. Cultivation.

At the time of this examination there is about 22 acres under cultivation, about 2 acres of orchard which is producing hay as well, the orchard was planted in 1910 and consists of Apples, Pears, Peaches, Plums, and Cherries. in 1914 claimant picked 20 boxes apples, in 1915 June 10, frost done considerable damage, and it is estimated the fruit crop will not be increased.

In 1909 Claimant raised first crop, which consisted of about 6 tons of Wheat hay and vegetables for home use, and has increased each year to the present, for 1915 the hay raised is estimated at 20 tons, Apples, small fruits and Vegetables valued at \$ 200.

There is about 4 acres under ditch that has not been cleared which would make about 26 acres under ditch; also a high bar of about 4 acres which is not under ditch, and not cultivated, making a total of about 30 acres of tillable land on the claim.

The claimant has made all the improvements except the first building as before stated, has cleared and cultivated all the land.

7. Grazing.

At present claimant has 3 milk cows, 1 calf, 1 Bull. 5 head of work horses, and about 3 dozen thorough bred domestic fowls.

The greater part of the summer the stock is grazed on the National Forest, without permit, after the crops are harvested they graze in the claim, and are fed during the winter on the claim.

Niels O. Marsing

8. Timber.

There is no timber on the claim, claimant asserts the timber was cut previous to his possession of the land, by the Kittie Burton Gold Mining Company. of Ulysses, Idaho, for the purpose of building a Quartz Mill and residence buildings at Ulysses, Idaho. and from my own knowledge I know this to be a fact. Claimant has not sold or negotiated for the sale of any timber.

9. Additional Information.

The claim has not been used in any way for trade or business or for any purpose not contemplated by the homestead law, Claimant asserts that he has not made a homestead entry elsewhere, he at present owns only 45.36 acres. There is no record or other evidence that the claim has been sold or mortgaged, The entry was not made at the instance of, or in the interest of any others and is not believed to be in any way fraudulent; The land is of no value for other than agricultural purposes. The date of this examination was October 1. 1915.

10. Good Faith.

The claim has every appearance of a permanent home, the claimant has lived there continuously for seven years, and has harvested a profitable crop each and every year from 1909 to October 1. 1915, the date of this examination.

Niels O. Karsing

11. Recommendations.

I respectfully recommend that a hearing shall not be ordered to determine the validity of this claim, for the following reasons,

The Claimant has made all the improvements now on the claim and has used these improvements in a strictly agricultural manner, the house is habitable at all seasons of the year and is used by the claimant continuously to the exclusion of a home elsewhere, and maintains his home by the sale of produce raised on the land.

Respectfully Submitted, October 4. 1915.

R. E. Allan

A. F. R.

Approved *Oct 8* 1915.

S. S. Stewart

Act Supervisor.

Oct 11, 1915
W. C. Hays
Acting
Deputy Supervisor

DESCRIPTION OF SURVEY
copy
 Neils O. Marsing Homestead
 Salmon National Forest

October 12, 1910.

Township 24 North, Range ²⁰19 East, Section 7. Boise Meridian.
 Unsurveyed.

Number 117, List 4-682 Area ^{43.023}~~42.71~~ acres.

Variation: This survey was run and platted on a variation of 20° 50' E. obtained by approximation.

FOREST SERVICE MONUMENT: Consists of a point of granite 40'x 40'x 12' high, situated 4.50 chains northwest from where Salmon-Ulysses wagon road crosses Cow Gulch, chiseled FSM/E/1 on north face. Whence confluence of Cow Gulch and Indian Creek bears S. 46° 00' E. 6.00 chains. A Douglas fir tree 24" in diameter, carved MW/1 in blaze bears N. 45° 15' W. 1.92 chains. A granite boulder 2'x 3'x 3' above ground, chiseled MW/1 bears S. 8° 00' W. 1.57 chains.

chains. Beginning at Corner No. 1, identical with the above described Forest Service Monument.

Thence S. 7° 55' W.

Along grassy hillside.

2.50 line crosses ditch.

8.65 line crosses penstock of sawmill.

15.50 to corner No. 2, a granite boulder 10"x 12"x 16" set in a mound of rocks 18" high and chiseled ^H2 on NW

face. Whence a Yellow Pine tree 10" in diameter carved ^{WH}2 in blaze bears S. 11° 20' W. 0.15 chains.

A Yellow Pine tree 20" in diameter carved ^{WH}2 in blaze bears N. 49° 30' W. 0.40 chains.

Thence S. 64° 20' E.

5.50 line crosses Indian Creek.

4.65 to corner No. 3, a granite boulder 12"x 14"x 18" set in a mound of rocks 18" high and chiseled ^H3 on NW

-2-

N.O. Marsing.

chains.

face, being identical with ^H4 of L. Ladaucaur's Homestead. Whence a Yellow Pine tree 18" in diameter carved ^{WH}5 in blaze bears S. 73°00' W. 0.66 chains. A Douglas Fir tree 14" in diameter carved ^{WH}5 in blaze bears S. 15°00' E. 1.17 chains.

Thence N. 10°50' E.

11.90 along steep rocky hillside to Corner No. 4, a granite boulder 5"x 14"x 16" set in a mound of rocks 16" high and chiseled ^H4 on west face. Whence a Douglas Fir tree 35" in diameter carved ^{WH}4 in blaze bears W. .96 chains. A Yellow Pine tree 16" in diameter carved ^{WH}4 in blaze bears N. 15°00' W. 0.65 chains.

Thence N. 78°10' E.

11.40 Along grassy hillside, through scattering Yellow Pine to corner No. 5, a granite boulder 14"x 10 "x 16" set in a mound of rocks and chiseled ^H5 on north face. Whence a Yellow Pine tree 18" in diameter carved ^{WH}5 in blaze bears N. 65°00' E. 0.15 chains. A Yellow Pine tree 10" in diameter carved ^{WH}5 in blaze bears N. 55°00' W. 0.72 chains.

Thence N. 60°00' E.

10.25 along grassy hillside, through scattering Yellow Pine line crosses Butcher Gulch.

11.00 to corner No. 6, a granite boulder 12"x 14"x 16" set in a mound of rocks and chiseled ^H6 on NW face. Whence a Yellow Pine tree 14" in diameter carved ^{WH}5 in blaze

N.O. Marsing.

chains. bears S. $64^{\circ}20'$ W. 1.32 chains. A Yellow Pine tree 16" in diameter carved $\frac{WH}{6}$ in blaze bears S. $7^{\circ}00'$ W. 1.30 chains.

Thence N. $8^{\circ}00'$ E

along grassy hillside, through scattering Yellow Pines.

11.65 To corner No. 7, a granite boulder 6"x 10"x 16" set in a mound of earth 2' high and chiseled $\frac{H}{7}$ on SW face. Whence a Douglas Fir tree 14" in diameter carved $\frac{WH}{7}$ in blaze bears N. $83^{\circ}00'$ W. 0.50 chains. A Yellow Pine tree 10" in diameter carved $\frac{WH}{7}$ in blaze bears N. $16^{\circ}30'$ W. 1.33 chains.

Thence N. $52^{\circ}30'$ W.

4.50 line crosses wagon road.

5.90 line crosses Indian Creek.

6.30 To corner No. 8, a granite boulder 10"x 12"x 18" set in a mound of rocks 20" high and chiseled $\frac{H}{8}$ on south face. Whence a Douglas Fir tree 20" in diameter carved $\frac{WH}{8}$ in blaze bears S. $30^{\circ}00'$ E. 0.11 chains. A Douglas Fir tree 16" in diameter carved $\frac{WH}{8}$ in blaze bears S. $65^{\circ}00'$ W. 0.48 chains.

Thence S. $56^{\circ}15'$ W.

along rocky hillside.

23.05 to corner No. 9, a granite boulder 8"x 14"x 16" set in a mound of rocks 28" high and chiseled $\frac{H}{9}$ on south face. Whence a Yellow Pine tree 10" in diameter carved $\frac{WH}{9}$ in blaze bears N. $69^{\circ}00'$ W. 0.46 chains. A Yellow Pine tree 18" in diameter carved $\frac{WH}{9}$ in blaze bears N. $89^{\circ}00'$

-4-

N. O. Marsing.

chains. E. 0.54 chains.

Thence N. 81° 00' W.

4.60 along rocky hillside, to corner No. 10, a granite bowl-
der 16"x 18"x 24" set in a mound of rocks 20" high and
chiseled H on S.E. face. Whence a Douglas Fir tree
12" in diameter carved WH 10 in blaze bears N. 15° 50' W.

.42 chains. A cottonwood tree 10" in diameter carved
WH 10 in blaze bears S. 85° 00' W. 0.48 chains.

Thence S. 25° 50' E.

2.60 line crosses Cow Gulch

5.90 to Corner No. 1, place of beginning, containing ~~42.71~~
acres of land, be the same more or less. 46.02 3

Surveyor,

Richard D. Brown
Assistant Forest Ranger.

Description of plat compared and approved by

James H. Evans
Forest Supervisor.

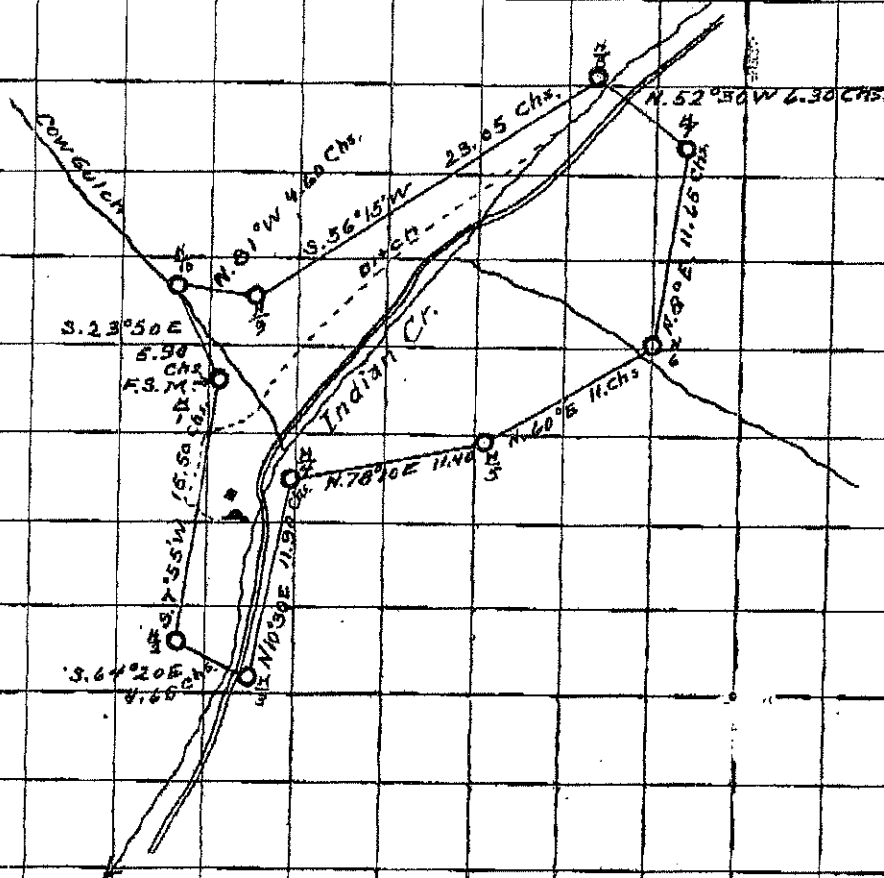
Form 230

UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE

MAP SHEET

Application No. 117 Salmon National Forest.
Division _____ District _____ Block _____
T. 24 N., R. 20 E., Boise M., Section 7, Quarter UNS.
Mapped by _____ Scale: 0 inches = 1 mile.

NIELS O. MAKING
Variation $20^{\circ}50'E$
Area 43.023 Acres



FROM: Tim Jones

Salmon-Challis National Forest



50 Highway 93 South
Salmon, Idaho 83467
Telephone 208-756-5100
FAX 208-756-5151

Fax Transmission Form

Fax# 208-756-5151

DATE: 8/3/05

TO: Kathy Farrell

FAX#: 850 877-5681

MESSAGE: Homestead establishment records

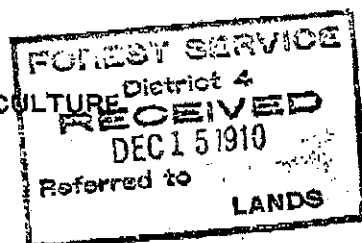
HES 197

If you had any problems in receiving this fax, please call 208 756-5100 or fax Mail Room

Killie

195-16 pgs.

Exhibit C-3

Form 110
(Revised July 1, 1908)UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE

REPORT ON AGRICULTURAL HOMESTEAD APPLICATIONS.

Application No. 172, Salmon National Forest.Land District Hailey November 15, 1910
(Date of examination.)1. Name and address of applicant Martin A Fletcher
(The county should always be given.)Ulysses, Lemhi County, Idaho.2. Settlement Applicant has lived on land since December 1906.
(Is applicant living on land? Give date of settlement.)3. Location Approximately in Township 25 North, Range 19 East, Sec. 36
(Legal subdivision, or by metes and bounds. Relation to highways, rivers, railroads, etc. Proximity and importance of towns, settlements, etc.)Unsurveyed. Situated on Indian Creek 1 1/2 miles south of Ulysses,
Idaho on the Salmon-Ulysses wagon road.Applied for "About 20 acres."4. Area 14.71 33.21 acres, which includes all agricultural land that the
(Applied for, and recommended.)

application covers.

To be returned to District 4

5. Topography Bar land and creek flat. Possessing a southern aspect.
(Topography of tract applied for, and relation to surrounding territory. Topography should be considered particularly in its bearing on agricultural possibilities, altitude, slope, aspect, etc.)

with steep timbered mountains rising from the eastern and western sides of tract. Land is very suitable to the production of fruits and vegetables, if irrigated. Altitude about 3,700 feet.

6. Formation The bar land is a decomposed granite soil, thickly strewn
(Nature and extent of soil, rock, etc., particularly their influence on agricultural possibilities. Presence of water for irrigation and domestic use.

with rocks, while the creek flats are a rich alluvial deposit.
(Possibilities for developing water.)

Indian Creek furnishes an abundance of water for irrigation and domestic use.

7. Climate Precipitation is too light to mature crops. Climate is
(Precipitation, temperature, occurrence of killing frosts. Will it be possible to maintain a home throughout the year?)

mild. No killing frosts until late in September. No difficulty about maintaining a home throughout the year.

8. Cover There is a scattering growth of Yellow Pine and Douglas Fir
(Nature and extent of cover, with estimate of amount and value. Accessibility and distance to market. Is cover needed for protective or seeding purposes?)

on the tract. all the merchantable timber has been culled out prior to the creation of the National Forest. Estimated to be 30,000 ft. B.M. on tract. Value \$2.00 per M. Cover is not needed for protective or seeding purposes.

9. Claims. There are no conflicting claims to land or improvements.
(Conflicting claims to land or existing improvements—by whom and on what grounds. Examiner is not to pass upon claims—merely to furnish all

claimant is the first one to make use of the tract. Improvements
available information. Use in the past, and by what means. Existence of mining claims. Give any information available affecting qualifications of applicant to make a

consist of 2 acres of cleared land and a log house 12'x 16' and out
homestead entry. Show what improvements have been made, and their present state of repair.)

buildings in good repair.

10. Economic possibilities The reason for application is to get the land in
(Reason for application, and opinion as to success of applicant's plans. State fully agricultural possibilities. Value, if any,

shape so that patent may be obtained and so that applicant will feel
to Forest Service for Ranger's Quarters or other administrative purposes. If withdrawal of tract for administrative use is desired, submit separate report on Form 271.

more free to go ahead with farther improvements. From what land has
Distance and market price per acre of nearby farms. Transportation facilities.)

been cultivated very good crops have been obtained. Price per acre
of adjacent farm land is \$25. to \$50. Tract is not needed for admin-
istrative purposes. Transportation facilities by wagon road is good.

Nearby mining camps furnish abundant market for produce.

11. Recommendations I respectfully recommend that this tract be listed.
(Specific recommendation for or against listing of land, with summary of reasons for recommendation.)

The opening to settlement of such tracts will not only help the
home builder, but will tend greatly toward the development of the
Forest and the community at large. No power sites are included within
this tract. Right of way across tract is established.

12. Photographs No photographs.
(Give numbers of negatives which go with this report. Photographs should be taken in adverse cases of doubt.)

Richard W. Young
(Signature of examining officer.)

Asst. Forest Ranger
(Title.)

Approved Dec 10, 1904.

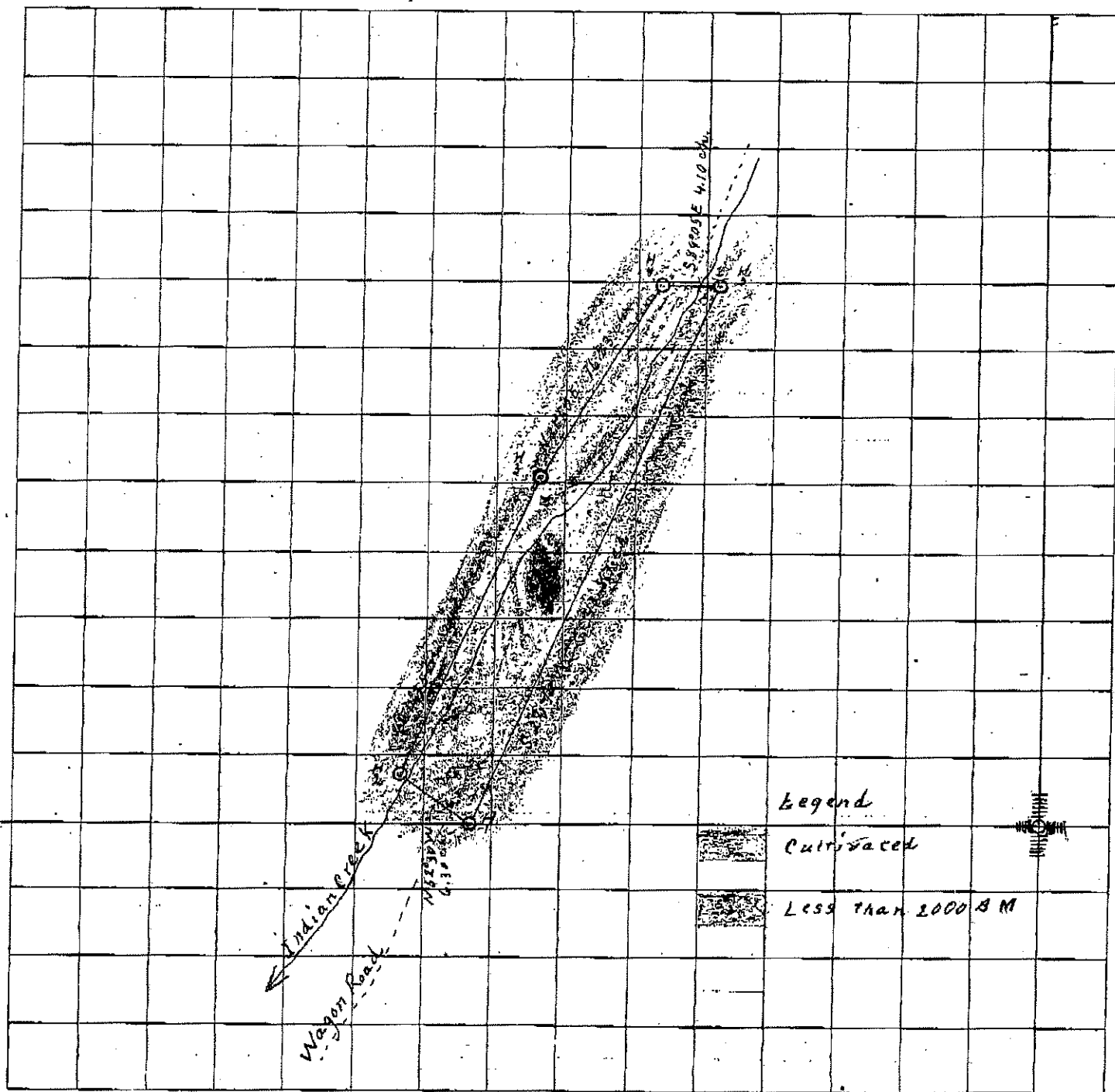
James M. Ryan
(In charge, Examinations.)

Approved Dec 17, 1904

F. W. Reed
Chief, Office of Occupancy.

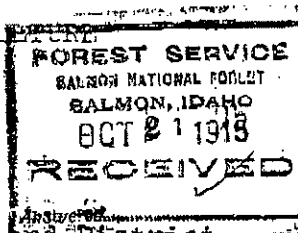
MAP SHEET.

Topographic Map, Section, Quarter Scale: inches = 1 mile.



Sketch map, in colored pencil, of the area applied for on a scale of 8 inches to the mile, showing topography, cover, roads, trails, agricultural land, and improvements. A small amount of the surrounding country should be sketched in.

UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE
SALMON NATIONAL FOREST



L
Salmon-Claims
Fletcher, Martin A,
Serial # 010783.
List # 4-697.

Hailey Land District
Salmon National Forest

Report submitted in response to a "notice of intention to make Final Three Year Proof," (dated at U.S. Land Office, Hailey, Idaho. September 13. 1915.) to be submitted November 11. 1916. before Allen C. Merritt, U.S. Commissioner, Salmon, Idaho.

1. Claimant.

Martin A. Fletcher. of Ulysses, Idaho. Claimant has no family, but resides on the land continuously to the exclusion of a home elsewhere.

2. Description of Claim.

The claim is located on Indian Creek about 2 1/2 Miles from the confluence of Indian Creek and Salmon River. in approximate section 1 Township 24, North. Range 19, East. and section 6, Township 24, North, Range 20, East. the land is held as a homestead. List # 4-697 H.E.S. # 197.

3. Topography and Surface.

The land consists of a narrow strip on each side of Indian Creek the greater part being Bar land, with Eastern and Western exposures respectively. Altitude about 3700, about 15 acres of the area is tillable when cleared.

4. Settlement and Residence.

Claimant alleges settlement in 1905, having located the land as a placer claim, having resided thereon at different times until 1910, when a permanent home was established to the exclusion of a home elsewhere; He filed on the land January 17, 1912.

During his absense from the claim he was employed part of the time as a Miner at Ulmases, Idaho. and part of the time as a brick moulder, near Salmon, Idaho.

Approximately three acres of the land has been cleared and cultivated, Claimant has no farming implements, the furniture consists of the ordinary such as a Bachelor would have.

5. Improvements.

The dwelling is a two room log cabin, 14x18 feet at a probable cost of \$ 125.00 and is habitable at all seasons. Also a Henhouse built of logs cost about \$ 75.00, also a good cellar cost \$ 150.00 Also about $\frac{1}{4}$ mile of fence that possibly cost \$ 75.00 All the improvements were made by the Claimant.

6. Cultivation.

At the time of this examination there is about three acres under cultivation, of which about $1\frac{1}{2}$ acres is actually producing an agricultural crop, part of the remainder is planted to orchard while the rest is idle, About $1\frac{1}{2}$ acres are under ditch; none of the remaining area has been slashed.

The probable cost of clearing the land would be \$30. per acre and would be worth \$ 40. to \$ 50. per acre when cleared.

Martin A Fletcher.

6. Cultivation, continued.

The entire crop consists of vegetables and Straw Berries, for which he receives from \$ 175. to \$ 200.00 each year. all the land cultivated, and all improvements were done by Claimant.

There is no hay raised on the claim.

7. Grazing.

Claimant has no Cattle or Horses, but keeps about 3 dozen domestic fowls.

8. Timber.

Prior to the location of the land by the claimant it contained a good stand of Yellow Pine and Douglas Fir timber, which was cut into cordwood and used by the Company at Ulysses, Idaho.

The timber on the land at present would not exceed 15000. feet BM, principally Douglas Fir from 12" to 16" DBH. Claimant has not sold, or negotiated for the sale of any timber.

9. Additional Information.

The Claim is not used in any way for trade or business, or for any purpose not contemplated by the Homestead law.

Claimant has never made a homestead entry elsewhere, he now owns 24.96 acres of the area of this survey. The claim has not been sold or mortgaged, and was not made at the instance of, or in the interest of any other person. The claim is valueless for other than agricultural purposes. This examination was made October 1. 1915.

Martin A. Fletcher.

10. Good Faith.

While the claimant is not rushing the improvements, he is comfortably located and has no other home.

11. Recommendations.

I respectfully recommend that a hearing shall not be ordered to determine the validity of this claim for the following reasons from my own observations while Ranger in the District. viz"

The Claimant has resided on the land continuously since 1910. has made all the improvements that are now on the land, and the house is habitable at all seasons of the year, and he actually maintains his home by the sales of Straw-Berries and vegetables raised on the claim.

Respectfully Submitted October 4. 1915.

R. E. Allan
Assistant Forest Ranger

Approved *Oct. 8* 1915.

S. S. Stewart
Acting Supervisor.

~~14.71~~

-Description of Survey-
Martin A. Fletcher. Homestead.
Salmon National Forest

November 15, 1910. ³¹
Township ~~25~~ N. R. ~~19~~ E. Boise Meridian. Section ~~36~~, unsurveyed.
Number 172, List ~~4-697~~ Area ~~18.91~~ acres.

14.71

Variation: This survey was run and platted on a variation of 20° 50' E obtained by solar observation.

Forest Service Monument, consists of a point of granite rock 40"x40"x12' situated 4.50 chains northwest from where the Salmon to Ulysses wagon road crosses Cow Gulch, FSM/E chiseled on the north face, whence the confluence of Cow Gulch and Indian Creek bears S 46° E 6 chains, NW/E carved in blaze on a Douglas Fir tree 24 inches in diameter bears N 45° 15' W 1.92 chains, NW/E chiseled on a granite boulder 2'x3'x3' above ground bears S 8° W 1.57 chains.

Beginning at corner No. 1, whence the above described Forest Service Monument bears S 62° 34' W 29.60 chains, WH/1 carved in blaze on a Fir tree 14 inches in diameter bears N 89° W .50 chains, WH/1 carved in blaze on a Yellow Pine tree 10 inches in diameter bears W 16° 30' W 1.13 chains.

Chains	Thence N. 52° 30' W
4.50	line crosses wagon road.
5.90	line crosses Indian Creek.
6.30	to corner No. 2, a granite rock 10"x12"x18" set in a mound of rocks and chiseled E/2 on northeast face. Whence a Douglas Fir tree 20" in diameter carved WH/2 in blaze bears S 30° E .11 chains. A Douglas Fir tree 16" in diameter carved WH/2 in blaze bears S 65° W .48 chains.

	Thence N. 24° 35' E.
24.20	along rocky hillside to corner No. 3, a granite stone 12"x14"x18" set in a mound of rocks and chiseled E/3 on east face. Whence a Yellowpine stump 40" in diameter carved WH/3 in blaze bears N 2° W .09 chains. No other witness object available.

	Thence N 31° 50' E
16.85	across rocky bar to corner No. 4, a granite stone 14"x16"x18" set in a mound of rocks and chiseled E/4 on southeast face. Whence a granite rock 36"x36"x36" above ground, chiseled WH/4 bears N 61° 30' W .48 chains. A granite rock 60"x72"x48" above ground, chiseled WH/4 bears S 64° 32' W .51 chains.

	Thence S 89° 05' E
3.00	line crosses Indian Creek.
4.10	to corner No. 5, a granite stone 12"x14"x18" set in a mound of rocks and chiseled E/5 on southwest face. Whence a Douglas fir tree 6" in diameter carved WH/5 in blaze bears S 57° 15' W .12 chains. A Douglas fir tree 20" in diameter carved WH/5 in blaze bears S 64° 55' E 1.70 chains.

Continuation of Survey Cont'd. Fletcher Homestead.

Thence S 24°10' W
along rocky hillside to corner No. 1 place of beginning,
containing ~~15.91~~ acres of land be the same more or less.

Richard W. Young
Assistant Forest Ranger-Surveyor.

Description of plat compared and approved, by

James M. Ryan
Forest Supervisor.

FOR

THE DISTRICT ENGINEER

WATER RESOURCES DIVISION

MAP SHEET

Section 178

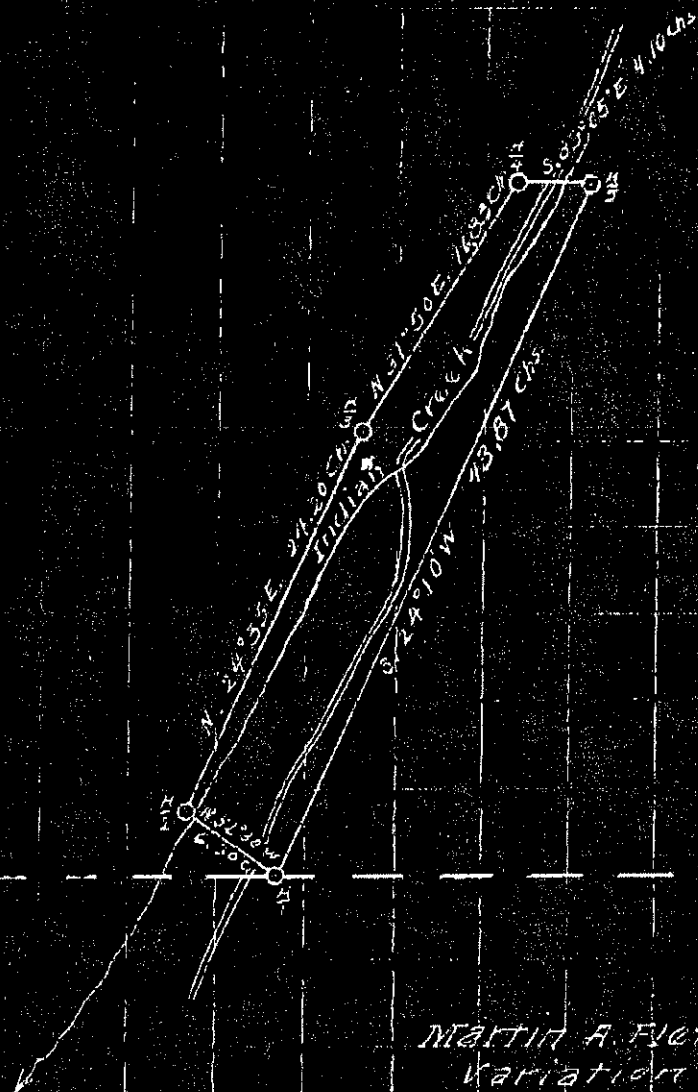
Salmon

National Forest

25 00 20 00

Base Line 31 Un. Cont.

8



MARTIN A. Fletcher
Variation 20° 50' E
Area 14.71 ACRES

Township 21 Range 19

SYMS-YORK CO., PRINTERS & BINDERS, BOISE 45960

REAL PROPERTY ASSESSMENT ROLL, YEAR

No. of Assessment List	No. of Tax- payer's Receipt	NAME AND ADDRESS OF OWNER, REPUTED OWNER OR UNKNOWN OWNER	SUBDIVISION OR TAX NUMBER	Section	Township N.	CLASSIFICATION OF LANDS AND IMPROVEMENTS										TOTAL VALUE OF REAL PROPERTY	Imp. on G. L.	Equity in S. L.	CATTLE			CALVES		COWS		GRADED HORSES		RANGE HORSES		No.																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																							
						IRRIGATED LAND		GRAZING LAND		WASTE LAND		MINERAL LAND		IMPROVE- MENTS	No.				K	Value	No.	Value	No.	Value	No.	Value	No.	Value																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																									
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Exhibit D

STATE OF IDAHO
COUNTY OF LEMHI

JACK BRIGGS, being first duly sworn, deposes and states as follows:

1. I make this Affidavit based on my own personal knowledge.
2. From 1965 until 1994, I owned Homestead Entries 194, 195, 196 and 197 in Lemhi County, Idaho. In 1994, I sold HES 194, 196 and 197 (a/k/a Indian Creek Guest Ranch), and kept HES 195, which is where I live today.
3. I have personally irrigated these homesteads for 38 years. I have met and talked with two former owners, Wally Yule and Jack Becker, who also irrigated this ground in the 1950s and early 1960s.
4. Years ago I met with Shorty Randolph and his family, who lived on Homestead 194, which is connected to Homestead 195 on the north side. Shorty irrigated all four homesteads. Shorty worked for the owner, Margaret Perry, and received a wage and home to live in for his work. Shorty put up 26 tons of hay one year off these homesteads. As I recall, the year was 1941.
5. Some years ago, I looked at aerial photos in the Lemhi County Assessor's Office of Indian Creek Ranch which showed all four homesteads. Each homestead had orchards and hay fields which were irrigated. Those photos were taken in the early 1930s. When I recently tried to get a copy of the photos, Lemhi County admitted to having lost them.
6. These homesteads are all long, narrow, relatively flat pieces of land that run along either side of Indian Creek for approximately 3 miles up canyon from the Salmon River. The four Homestead records indicate that these homesteads were settled between 1905-1908. In order to prove up and gain title to these homesteads, (which they did in 1917) a portion had to be irrigated. From my personal knowledge and experience, it was and is common ditch irrigating practice to irrigate all the flat land down gradient of the irrigation ditches.
7. In 1983 I filed papers with Idaho Department of Water Resources regarding water rights on all four of these homesteads (copies of which are attached).
8. Based on the above, it is my opinion that this ground has been irrigated continuously since it was homesteaded.
9. FURTHER AFFIANT SAYETH NOT.

SUBSCRIBED and SWORN to before me this 20th day of August, 2005.



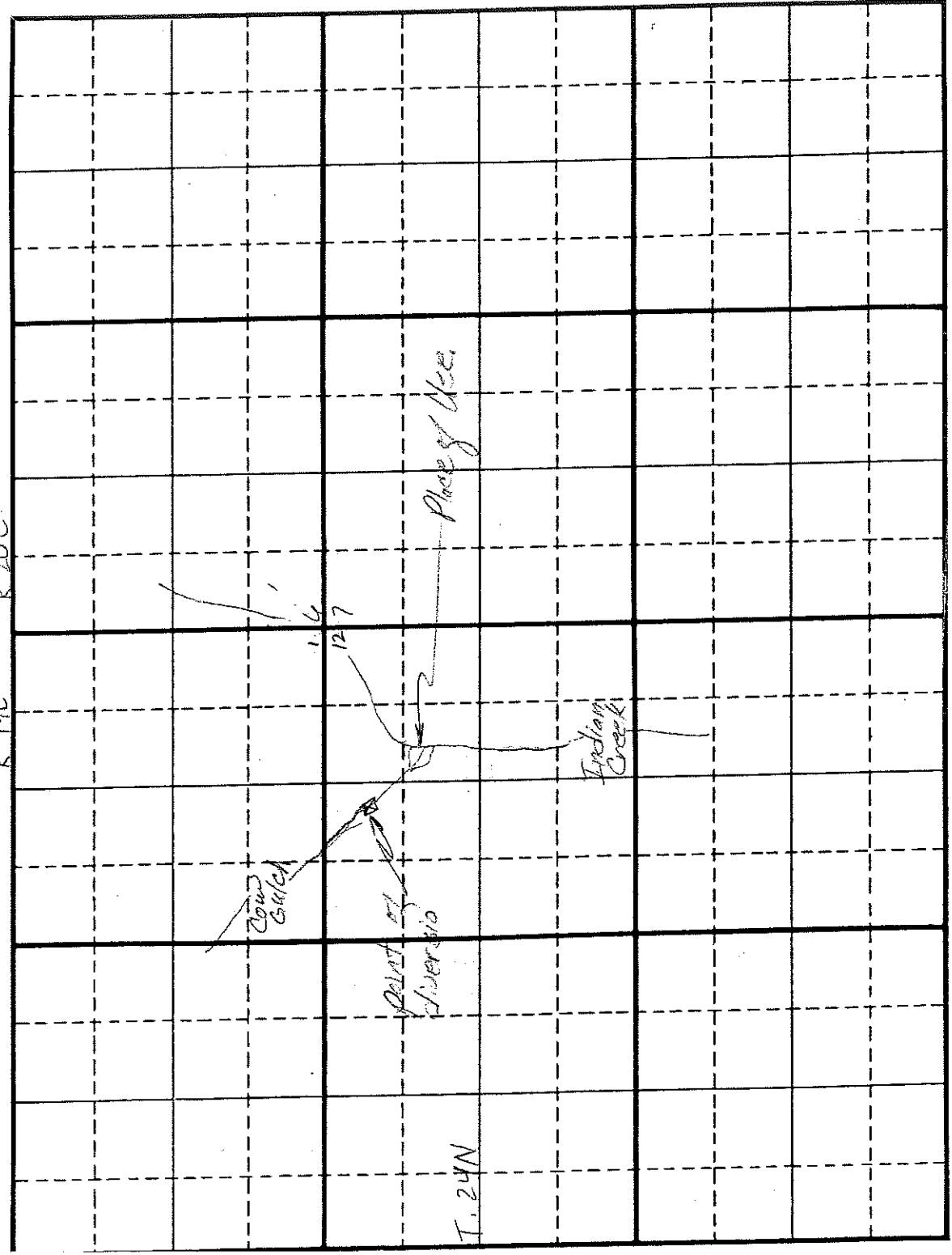
JACK BRIGGS
JACK BRIGGS

Claudia Maxwell
NOTARY PUBLIC FOR IDAHO
My Commission Expires: 03/07/06

Exhibit E

(8) Remarks *Priority Idaho is based on date point it was issued and land was placed in county tax rolls.*

R 19E R 10E



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) 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.

Sworn to before me this _____ day of _____, 19____, (Claimant)

Notary Public
Residing at _____

My commission expires _____

FOR DEPARTMENT USE ONLY

Received by _____ Date _____
Prelim. check by _____ Date _____
\$20.00 fee received by _____ Date _____
Published in _____ Date _____
Exception filed by: _____ Forwarded to claimant by: _____
Date _____

The back of the 1 acre claim

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
CLAIM TO A WATER RIGHT

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 INDIAN CREEK RANCH, Inc. JACK W. BRIGGS, President
(Name of Claimant)

(Mailing Address)

(Zip Code)

Telephone No.

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) Aug 14, 1917

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) tributary to Indian Creek
Cabin Creek

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

Quantity	(cfs, gpd, AFA)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
			(Mo., Day)	(Mo., Day)
Quantity	0.12 cfs	Use	Period of Use From	To
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To
TOTAL QUANTITY USED.				
0.19 cfs				

- (5) A) Point of diversion: (Location of point where water is diverted from its source)
SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 12 Twp. 24N Rge. 19E B.M., County of LeMhi.
 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. Warden diversion, pipeline & sprinkler system.

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

[illegible]

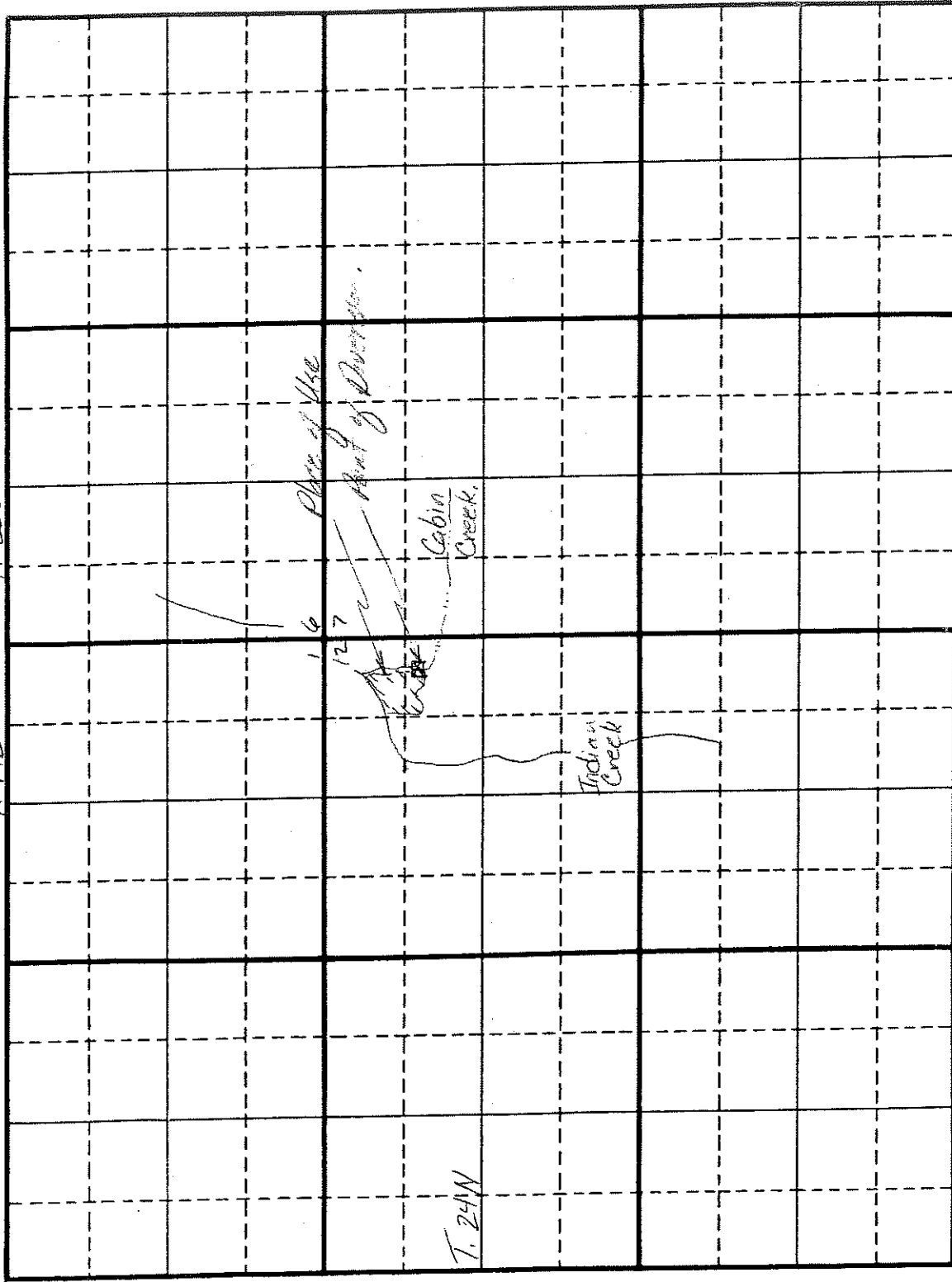
- B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

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

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

(8) Remarks *Priority date is based on date patent was issued and land was placed on county tax rolls.*

R 19E R 20E



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) 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.

Sworn to before me this _____ day of _____, 19____ (Claimant)

Notary Public
Residing at _____

My commission expires _____

FOR DEPARTMENT USE ONLY

Received by _____ Date _____
Prelim. check by _____ Date _____
\$20.00 fee received by _____ Date _____
Published in _____ Date _____
Exception filed by: _____ Forwarded to claimant by: _____
Date _____

(Cabin Creek)

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT



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 INDIAN SECK KRAMA INC. of JACK BRUBBS PRESIDENT
(Name of Claimant)

RT2 BOX 105 NORTH FORK IDAHO Telephone No. 24F211
(Mailing Address) (Zip Code) SALMON OP.

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) August 17th March 26th 1977 Oct 2 1976
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)
Indian Creek tributary to SALMON RIVER

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

- (4) Quantity 1.62 C.F.S. Use IRRIGATION (Both dates inclusive)
Quantity 0.02 C.F.S. Use Stock (Mo., Day) (Mo., Day)
Quantity _____ Use _____ Period of Use From APRIL 1st To NOV. 1st
Quantity _____ Use _____ Period of Use From JAN 1st To JAN. 1st
Quantity _____ Use _____ Period of Use From _____ To _____
Quantity _____ Use _____ Period of Use From _____ To _____
Quantity 1.64 C.F.S. TOTAL QUANTITY USED.

- (5) A) Point of diversion: (Location of point where water is diverted from its source) _____
_____ % _____ Sec. _____ Twp. _____ Rge. _____ B.M., County of LEMHI
Additional points of diversion: See Attached sheet No. 1 for point 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. IRRIGATION DITCHES, DIVERTED DIRECT FROM STREAM DITCHES ONLY 1 MILE LONG FROM 1/4 mile to 1 mile. APPROXIMATE SIZE 2 TO 3 FEET WIDE & 1 FT DEEP.

- (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.

11 OK JUN 13

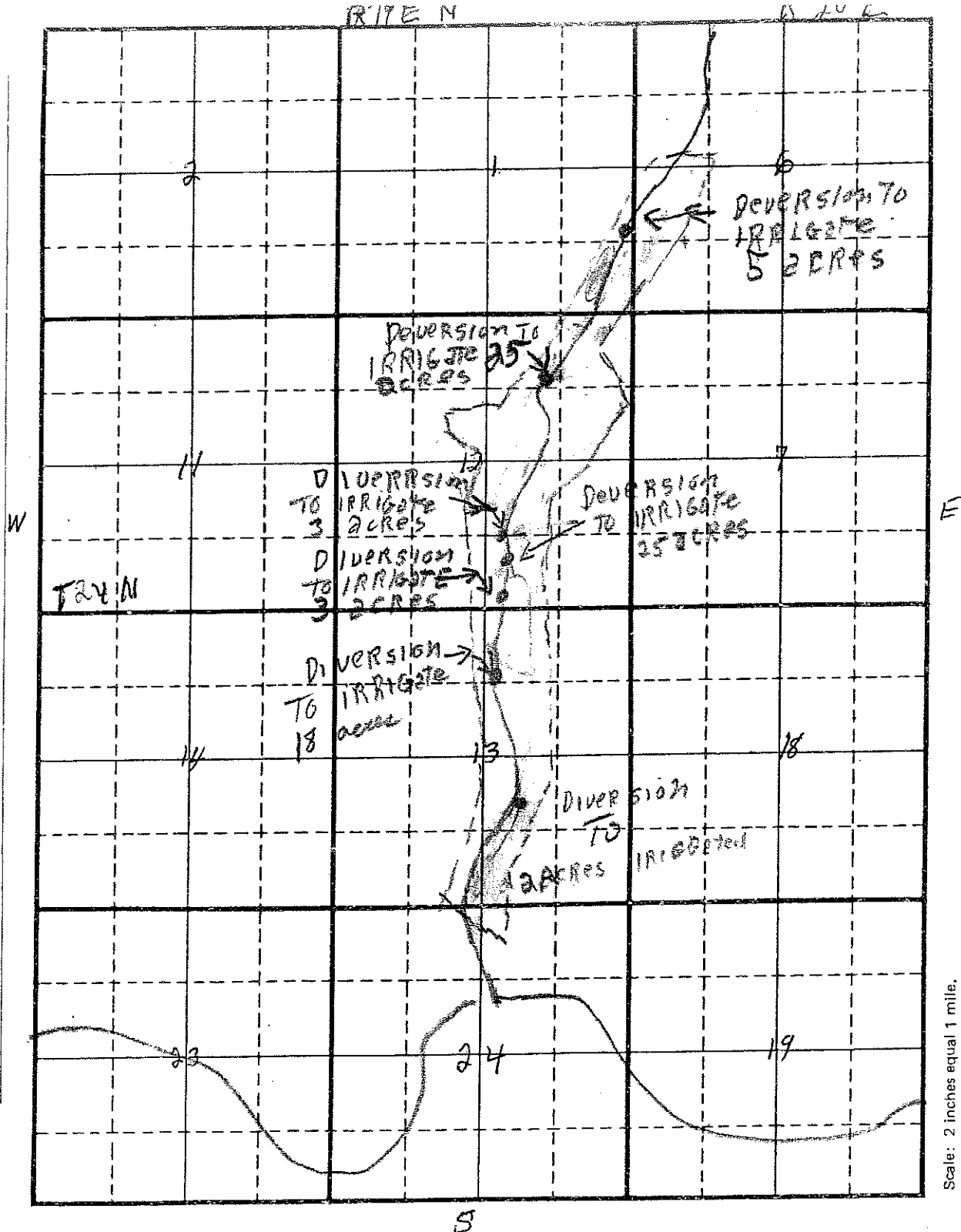
T	R	SEC.	NE 1/4		NW 1/4		SW 1/4		SE 1/4		TOTAL	
			NE 1/4	NW 1/4	NE 1/4	NW 1/4	NE 1/4	NW 1/4	NE 1/4	NW 1/4	SE 1/4	SE 1/4
24N 19E	12	1									5	5
24N 19E	12	1								7	3	25
24N 19E	12	1									4	4
24N 19E	12	1									21	21
24N 19E	12	1									3	3
24N 19E	12	1									18	18
24N 19E	12	1									1	1
24N 19E	12	1									1	1

No. of acres 81

- B) If water is used for other than irrigation, fully describe that use, being as specific as possible: WATER IS USED FOR STOCK WHICH HOLDS FROM YEAR TO YEAR TO KEEN, AVERAGE 40 HEAD.

- NOTE: Include here the type and number of stock watered: 40 HEAD HORSES
If you are claiming water as a member of an organization, list name of organization: INDIAN SECK KRAMA INC. JACK BRUBBS PRES.

(8) Remarks PRIORITY date is Based on date patent was issued
and Land placed on tax rolls



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) 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.

Sworn to before me this _____ day of _____, 19____, (Claimant)

My commission expires _____

Notary Public
Residing at _____

FOR DEPARTMENT USE ONLY

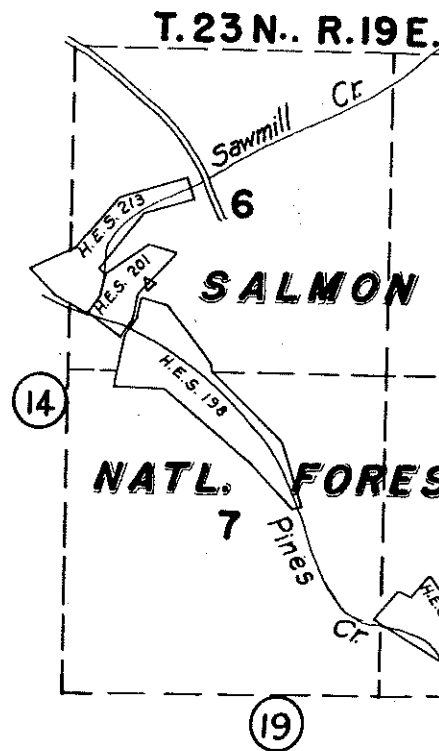
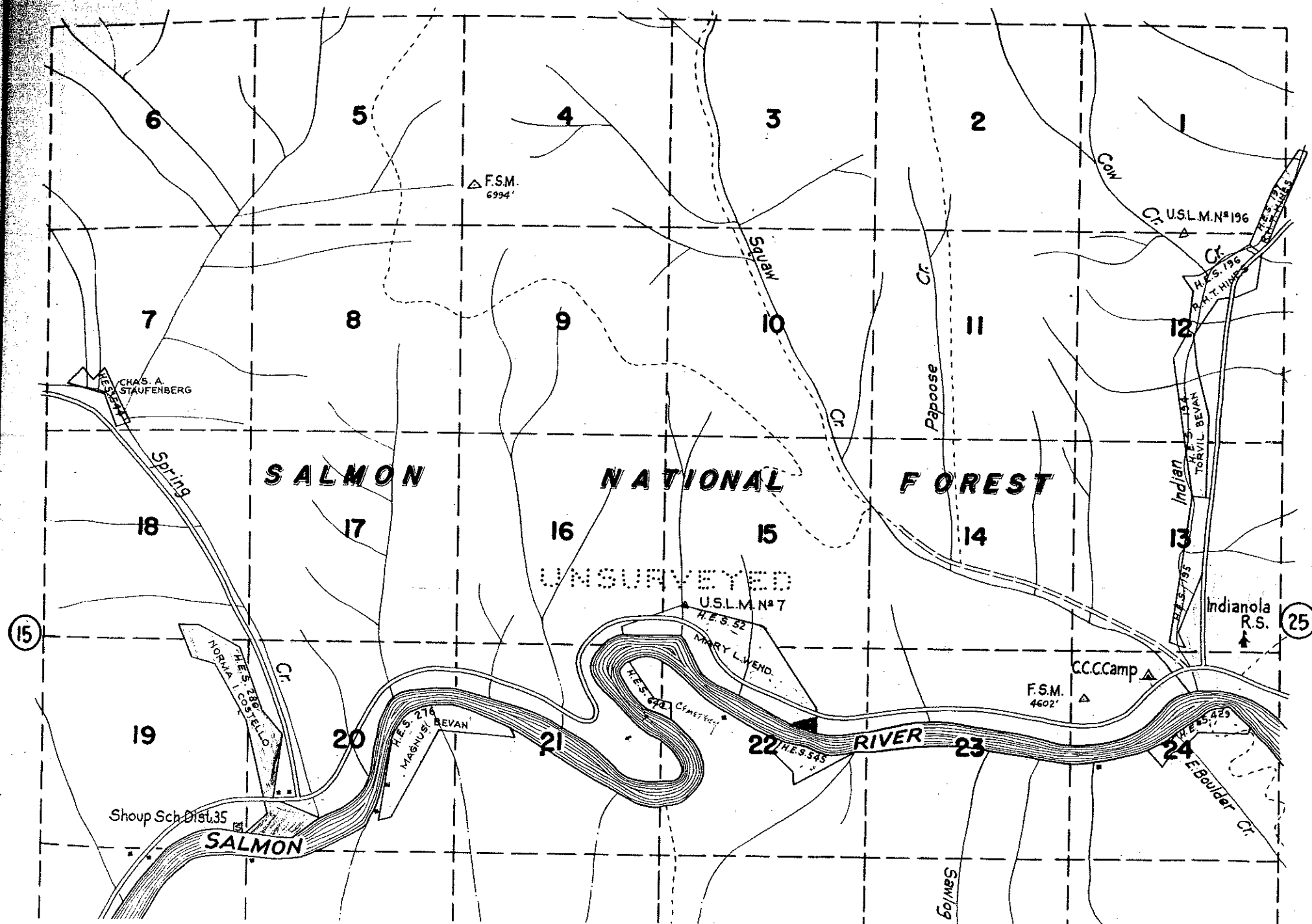
Received by _____	Date _____	Exception filed by: _____	Forwarded to _____	Date _____
Prelim. check by _____	Date _____		claimant by: _____	
\$30.00 fee received by _____	Date _____			
Published in _____	Date _____			
Dates _____				

The back of the 81 acres claimed

FOR SALE BY
CHAS. F. METSKER
294 E. W. OAK STREET, PORTLAND, OREGON
211 SOUTH 10TH ST., TACOMA, WASHINGTON
1020 THIRD AVE., SEATTLE, WASHINGTON

TOWNSHIP 24 N., RANGE 19 E. B. M. LEMHI COUNTY, IDAHO

PAGE



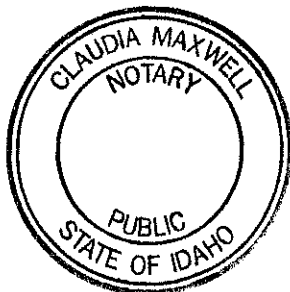
STATE OF IDAHO
COUNTY OF LEMHI

CLIFFORD WAYNE ENGLAND, being first duly sworn, deposes and states as follows:

1. I make this Affidavit based on my own personal knowledge.
2. I am 82 years old. I have been a resident of Lemhi County, Idaho for 74 years.
3. I am familiar with Indian Creek Road, and the property that runs through that canyon. I have "neighbored" with the property owners that have lived along Indian Creek Road since 1932.
4. In 1932, my family homesteaded a place at the mouth of Hale Gulch off the Salmon River; about two or three miles south of Indian Creek Road. For a couple of years, I went to school in the schoolhouse that was located up Indian Creek Road. During the Depression my Dad would load us kids up in the back of the pickup and we would grouse hunt up Indian Creek Road through the property that is today Indian Creek Guest Ranch.
5. From 1958-1962, I was part owner in the property know as Indian Creek Guest Ranch. From 1967-1980 I owned property above Indian Creek Guest Ranch.
6. It is my recollection that 50% of the four original homesteads were in apple orchards. Livestock including cattle, sheep and horses were watered on Indian Creek during that time. One year the Winn Ranch (down river) property burned and they bought 100 tons of hay that came off the four homesteads.
7. The Indian Creek irrigation ditches that exist today are the same ditches that existed when I first started coming to Indian Creek in 1932. The land has been irrigated continuously since that time.
8. FURTHER AFFIANT SAYETH NOT.

Clifford Wayne England
CLIFFORD WAYNE ENGLAND

SUBSCRIBED and SWORN to before me this 17 day of August, 2005.



Claudia Maxwell
NOTARY PUBLIC FOR IDAHO
My Commission Expires: 03/07/06

Exhibit F

SCHEDULE A

COPY

Farm machinery, equipment, household furniture and miscellaneous personal property located upon H. E. Surveys Nos. 194, 195, 196 and 197, in the County of Lemhi, State of Idaho, more particularly described as follows, to-wit:

One (1) Davenport
Nineteen (19) Chairs
One (1) Rug
One (1) Round Table
Three (3) Small Stands
One (1) Cabinet
One (1) Double Bed & Mattress
Two (2) Single Beds & Mattress
One (1) Dresser & Glass-
One (1) Clothes Press
One (1) Long Table
One (1) Butane Stove
One (1) Butane Refrigerator
One (1) Water Heater
One (1) Steel Sink & Cabinets
One (1) Writing Desk
One (1) Wood Stove
One (1) Coal Oil Refrigerator
Several Camp Cots
One (1) Hay Stacker
One (1) Horse Sweep Rake
One (1) Lawn Mower
One (1) Wheelbarrow
Camp Equipment
One (1) Oil Stove & Water Heater
Lamps
Two (2) Light Plants
One (1) Cream Separator
Tile for one floor
Stain for Shingles on house
Five (5) Old Garden Hoses
Five (5) Painted Benches
One (1) Springtooth Harrow
One (1) Mowing Machine
Two (2) Wood Saws - Gasoline
One 1

Dyke
J.B.

Dyke Powers
Alice B. Powers
Jack Becker
Rose D. Becker

STATE OF IDAHO)
County of Lemhi) ss

Recorded at the request of J. W. Herndon July 22nd 1958 at 31 minutes past 2
clock P. M. in Book D of Agreements Pages 601-2-3, Records of Lemhi County, Idaho.

W. W. Simmonds
County Recorder
By *Opal Reddington* Deputy

Fees, \$6.50 Paid
Assigned Book E
Page 36-37

Instrument No. 89732
SALE AGREEMENT

THIS SALE AGREEMENT, Made and entered into this 18th day of July, 1958, by and between JACK BECKER and ROSE D. BECKER, husband and wife, hereinafter termed "SELLERS" and WAYNE ENGLAND, a married man, FRANK PACHMAYR, a married man, EARL SCHEIB, a married man, and ALBERT BORCHARD, a married man, as a Limited Partnership, hereinafter termed "PURCHASER",

WITNESSETH:

THAT, WHEREAS, Sellers are now purchasing certain property from Dyke Powers and Alice B. Powers on a ranch sale agreement, made and entered into the 6th day of November, 1953, upon which there is a balance due the said Dyke Powers and Alice B. Powers in the sum of TWELVE THOUSAND and NO/100 DOLLARS (\$12,000.00), payable at the rate of TWO THOUSAND and NO/100 DOLLARS (\$2,000.00) per year, together with interest thereon at the rate of five per cent (5%) per annum from the 10th day of November, 1957; and

WHEREAS, the said Dyke Powers and Alice B. Powers are purchasing the same said property from Harry D. Frueauff and Ruth D. Frueauff under a purchase agreement, dated November 10, 1952, under which the legal title to such property shall remain in said Sellers until full payment of the purchase price; and

WHEREAS, Purchaser wishes to buy all right, title and interest of the Sellers herein in and to the herein described property and to pay, at their convenience, the said Dyke Powers and Alice B. Powers contract balance,

NOW, THEREFORE, for and in consideration of the sum of ONE and NO/100 DOLLARS (\$1.00) paid by Purchaser to Sellers, and in further consideration of all of the covenants, conditions and agreements hereinafter set forth, the Sellers do hereby agree to sell to Purchaser and Purchaser hereby agrees to purchase from the Sellers all of the following described property situate in the County of Lemhi, State of Idaho, to wit:

TRACT #1

H. E. Survey No. 194, embracing a portion of the unsurveyed Public Domain. Beginning at Corner No. 1, from which U. S. Location Monument No. 196 bears North 3° 35' West 36.67 chains distant; thence South 18° 52' West 13.17 chains to Corner No. 2; thence South 7° 44' East 51.14 chains to Corner No. 3; thence South 87° 47' East 5.15 chains to Corner No. 4; thence North 57' West 10.93 chains to Corner No. 5; thence North 4° 40' East 20.06 chains to Corner No. 6; thence North 16° 1' West 22.02 chains to

Exhibit G

Corner No. 7; thence North 2° 32' East 9.2 chains to Corner No. 8; thence North 63° 22' West, 4.14 chains to Corner No. 1, the place of beginning, containing 48.92 acres.

TRACT #2

Homestead Entry Survey No. 195, being a portion of the Unsurveyed Public Domain and more particularly bounded and described as follows: Beginning at Corner No. 1 from which U. S. Location Monument No. 196 bears N. 2° 49' W. 99.86 chains distant; thence S. 9° W. 57 chains to Corner No. 2; thence S. 70° 58' E. 5.8 chains to Corner No. 3; thence N. 12° 49' W. 7.39 chains to Corner No. 4; thence North 9° 45' E. 4.18 chains to Corner No. 5; thence N. 21° 30' E. 19.2 chains to Corner No. 6; thence N. 7° 20' E. 28.9 chains to Corner No. 7; thence N. 87° 47' W. 6.27 chains to Corner No. 1, the place of beginning, containing 32.48 acres.

TRACT #3

H. E. Survey No. 196, embracing a portion of the unsurveyed Public Domain, more particularly described as follows: Beginning at Corner No. 1, from which U. S. Location Monument No. 196 bears North 58° East 15.5 chains distant; thence South 38° East 7.3 chains to Corner No. 2; thence South 8° 43' West 15.34 chains to Corner No. 3; thence South 63° 22' East 4.57 chains to Corner No. 4; thence North 27° 22' East 14.94 chains to Corner No. 5; thence North 78° 34' East 10.86 chains to Corner No. 6; thence North 59° 45' East 5.63 chains to Corner No. 7; thence North 9° East 12.48 chains to Corner No. 8; thence North 51° 35' West 7.04 chains to Corner No. 9; thence South 54° 36' West 22.6 chains to Corner No. 10; thence North 80° 54' West 6.7 chains to Corner No. 1, the place of beginning, containing 45.36 acres.

TRACT #4

H. E. Survey No. 197, embracing a portion of the unsurveyed Public Domain, more particularly bounded and described as follows: Beginning at Corner No. 1, from which U. S. Location Monument No. 196 bears North 82° 2' West 25.02 chains distant; thence South 51° 35' East 7.04 chains to Corner No. 2; thence North 22° 45' East 44.1 chains to Corner No. 3; thence North 89° 12' West 3.97 chains to Corner No. 4; thence South 31° 50' West 16.8 chains to Corner No. 5; thence South 24° West 24.1 chains to Corner No. 1, the place of beginning, containing 24.96 acres.

Together with all water and water rights, ditches and ditch rights, range and range rights appurtenant thereto or used in connection therewith.

Together with, all and singular, the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining.

Together with any and all hunting, fishing, outfitting and stock grazing rights of the Sellers, including all outfitter and guide business rights and privileges owned by the Sellers to the date hereof, deposits for future services, the name "INDIAN CREEK GUEST RANCH", any customer lists and good will attributable to the business heretofore operated by Sellers on said premises, together with all personal property located on or about said premises as of June 29, 1958, including the property described in schedule "A" attached, and excluding only property used in the ordinary course of operations from that date, and one piano and one set of personal dishes heretofore designated by the parties.

AN UNDIVIDED ONE-HALF INTEREST IN AND TO: The unpatented "ROCKY BLUFF" Placer mining claim, the location notice thereof being recorded in Book 79 of Mining Claims, at page 147 thereof, of the records of Idaho County, Idaho, the possessory right to such property being subject to the paramount title of the United States of America.

THE SELLERS AND PURCHASERS HEREBY MUTUALLY AGREE TO THE FOLLOWING TERMS AND CONDITIONS:

1. The purchase price for the property herein agreed to be sold by the Sellers to Purchaser shall be the sum of THIRTY-TWO THOUSAND, FIVE HUNDRED and NO/100 DOLLARS (\$32,500.00), payable as follows, to wit:

\$20,500.00 In escrow upon execution of this agreement, to be released to Sellers upon evidence of satisfactory title by Sellers and within ten (10) days from the execution of this agreement by the Sellers.
12,000.00 By assumption of the contract balance of Dyke Powers and Alice B. Powers; provided that Purchaser shall pay interest on said balance for the period from November 10, 1957, to and including November 10, 1958, without proration to Sellers.

If said sum of TWENTY THOUSAND, FIVE HUNDRED and NO/100 (\$20,500.00) is paid in accordance herewith, no interest shall be payable, otherwise interest at five per cent (5%) per annum from the date hereof shall accrue to Sellers.

2. Purchaser will pay and discharge all taxes and assessments of whatsoever nature, which may be levied and assessed against the herein described property during the term of this agreement, when the same become due, beginning with the taxable year 1958, the Sellers paying all such taxes and assessments prior to and including the taxable year 1957.

3. Purchaser shall insure and keep insured against loss by fire the buildings of the herein described premises in a company or companies satisfactory to the Sellers in an amount of at least \$14,600.00, with such insurance payable to the parties hereto, in case of loss, as their interest then appears.

4. Purchaser shall take possession of the herein described premises as of the date hereof but after filing its Certificate of Limited Partnership with the County Clerk of Lemhi County, State of Idaho, and shall return the net profit from the operation thereof, if any, during the period of possession, to Sellers without interest if this sale is not consummated. Purchaser shall bear any necessary cash expenses during said period if this sale is not consummated. In the event of consummation, all profits during the possession of Purchaser shall belong to Purchaser free of any

Rose
Becker
Jack
Becker

Jack Becker
Rose Becker

claim in Sellers, and their predecessors, except for payments on the purchase price hereunder.

5. Sellers shall, upon full payment of the purchase price as herein specified, execute, acknowledge and deliver to the Purchaser a good and sufficient assignment of their rights in the said ranch sale agreement by and between them and Dyke Powers and Alice B. Powers, dated November 6, 1953, together with such rights as they may have in the ranch sale agreement by and between Harry D. Frueauff and Ruth D. Frueauff and Dyke Powers and Alice B. Powers, dated November 10, 1952, together with a quitclaim deed to the real property herein described and a good and sufficient bill of sale to the name "Indian Creek Guest Ranch", goodwill, if any and the personal property of the Sellers, not described in said Dyke Powers and Alice B. Powers agreement of November 6, 1953, free and clear of all liens and encumbrances, together with a good and sufficient mining deed to an undivided one-half interest in the unpatented Rocky Bluff Placer Mining Claim, subject to the paramount title of the United States of America, and will further make such conveyances and instruments as shall be necessary to fully carry out the purposes and intents of this agreement, excluding always from the assets transferred hereunder any accounts receivable of the Sellers, but including any and all deposits for future services. Title to the ranch premises shall be reasonably satisfactorily merchantable and shall be evidenced to the satisfaction of Purchaser's attorneys.

Pending evidence of satisfactory title, deposit of documents of transfer by Sellers and cash payments by Purchaser on the purchase price shall be made in escrow with C. Walker Lyon, Salmon, Idaho, to be released on consummation to the respective parties upon the written direction of party or parties depositing said documents or cash in escrow, or their attorneys.

6. Time is the essence of this agreement and if Purchaser shall neglect and refuse to tender the full balance of the purchase price under this agreement to the Sellers on or before the due date thereof, and the Sellers have tendered the property and title as agreed, Purchaser shall forfeit only the sum of THREE THOUSAND and NO/100 DOLLARS (\$3,000.00) earnest money heretofore deposited in escrow and shall forfeit all right, title and interest in and to the premises and the right to purchase the same, and this agreement shall forthwith be terminated, the Sellers retaining the premises described herein and all right, title and interest thereto.

7. Sellers hereby warrant and represent that they are legally entitled to sell the real and personal properties herein described and that said properties are not subject to any liens or encumbrances, including liens for income or estate taxes, and excepting only liens for current county real and personal property taxes for the years 1957 and 1958. Notwithstanding the foregoing, the parties agree that legal title to said real property is vested in Harry D. Frueauff and Ruth D. Frueauff, subject to the rights Sellers derived through Dyke Powers and Alice B. Powers, predecessors in interest of Sellers, who purchased said property from Harry D. Frueauff and Alice D. Frueauff under a land contract dated November 10, 1952, and on which there is an unpaid balance of TWELVE THOUSAND and NO/100 DOLLARS (\$12,000.00) Purchaser acquiring said real property subject to such unpaid balance.

8. The parties agree that Sellers shall furnish an abstract of title to the date of close of escrow and a policy of title insurance, if available, insuring title of the within real property in Purchaser upon payment of the contract, balance due Harry D. Frueauff and Ruth D. Frueauff at Sellers' expense. Expenses of escrow shall be divided equally between Sellers and Purchaser. Documentary Stamp taxes and costs of preparing all agreements and documents of transfer shall be paid by Sellers.

9. All of the provisions hereof shall be binding upon and inure to the benefit of the executors, administrators, heirs and assigns of the respective parties hereto.

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

Jack Becker
Jack Becker
Rose D. Becker
Rose D. Becker

SELLERS

INDIAN CREEK GUEST RANCH
a limited Partnership,
Wayne England
Wayne England, General Partner
Limited Partners:
Frank Pachmayr
Frank Pachmayr
Earl Scheib
Earl Scheib
Albert Borchard
Albert Borchard

PURCHASER

STATE OF IDAHO)
COUNTY OF LEMHI) ss

On this 18th day of July, in the year 1958, before me, the undersigned, a Notary Public in and for said State, personally appeared JACK BECKER, ROSE D. BECKER and WAYNE ENGLAND, 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.

(SEAL)

C. Walker Lyon
Notary Public for the State of Idaho,
residing at Salmon, Idaho.

STATE OF IDAHO)
COUNTY OF LEMHI) ss

On this 18th day of July, in the year 1958, before me, the undersigned, a Notary Public in and for said State, personally appeared FRANK PACHMAYR and ALBERT BORCHARD, 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.

C. Walker Lyon
Notary Public for the State of
California,
residing at Los Angeles, California

(SEAL)
STATE OF IDAHO)
COUNTY OF LEMHI) ss

On this 18th day of July, in the year 1958, before me, the undersigned, a Notary Public in and for said State, personally appeared EARL SCHEIB, known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he 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.

C. Walker Lyon
Notary Public for the State of
California
residing at Los Angeles, California

(SEAL)

SCHEDULE A

FRONT ROOM

1 Desk
1 Davene
2 Foot Stools
3 Overstuffed Chairs
1 Magazine Stand
1 Small Table
1 Mirror
1 Rug
1 Coffee Table

PORCH

1 Day Bed
1 Sewing Machine
2 Coffee Tables
4 Chairs

DINING ROOM

1 Large Table
8 Chairs
1 Sewing Cabinet
1 Heater

BATHROOM

1 Hot Water Tank
1 Chest
1 Stand

KITCHEN

1 Small Table
1 Butane Stove
1 Refrigerator
Kitchen Cabinet and Sink

BEDROOM

1 3/4 Bed Mattress
1 Full Size Bed
1 Dresser
1 Antique Chest

PORCH

1 Table
1 Wash Machine
Twin Tubs

RANCH EQUIPMENT

1 Drag Saw
1 Weed Burner
1 Burner (Gas)
1 Light Plant
1 Lawn Mower (Power)

GUEST ROOM

1 Green Overstuffed Chair
6 Pieces Western Living Room Set
2 Twin Beds..Mattresses
1 Desk
1 Braded Rug
1 Day Bed
Drapes

CABINS

2 3/4 Size Beds
2 Tables
2 Dressers
1 Overstuffed Chair
3 Rugs
1 Double Burner Gas Stove

SHOWER ROOMS

1 Hot Water Heater
1 Butane Heater

CARETAKER'S HOUSE

2 Ranges
1 Butane Frigidaire
1 Coal Oil Frigidaire
2 Tables
2 Beds and Mattresses
1 Heater

BUNKHOUSE

11 Beds in Bunkhouse	1 Electric fence
6 Gas Lanterns	7 Tents
40 Mantys	6 Black Boxes
1 Table	4 Desk Boxes
3 Wire Chairs	6 Green Boxes
8 Benches	12 Nose Bags
1 Barrell Stove	2 Axes & Sheathes
3 Folding Cots	1 Wheelbarrow

RANCH EQUIPMENT

1 Wagon
1 Marker
1 Mower
1 Set Harness
1 Large Griddle
2 Wood Heaters
2 Hackamores
1 Pair Chaps
23 Pack Blankets
15 Riding Blankets
22 Halters
25 Deckers
25 Riding Saddles
18 Bridles

Enough cooking utensils
for 25 people (plates-
cups flatware - Dutch
ovensets)

No.	Head	Description	Brands	Location	Name
1		Blue Roan Mare	X 3	Left Thigh	Nancy
1		Grey Gelding	U.S.	Left Thigh	Medicine Lodge
1		Blue Horse		Left Stifle	Blue
1		Bay Horse			Bugs
1		Bay Horse		Left Stifle	Big Red
1		Smokey Colored Horse	K	Left Shoulder	Smokey
1		Black Horse		Left Thigh	Kirby
1		Bay Horse	CP	Left Thigh	Paul
1		Brown Horse		Right Shoulder	Walter
1		Palamine Horse	HC	Left Shoulder	Powder
1		Bald face bay Mare	Blotched	Left Thigh	Suzie
1		Palamine Mare	No Brand		Ora
1		Bay Horse	No Brand		Archie
1		Bay Horse		Left Stifle	Buddie
1		Brown Horse	P	Right Shoulder	Bill
1		Buckskin Horse		Right Shoulder	Andy
1		Baldface Sorrel Horse		Left Thigh	Longfellow
1		Black Horse		Right Shoulder	Chaney
1		Smokey Colored Horse	I.C.R.	Left Hip	Mack
1		Brown Horse	I.C.R.	Left Hip	Chubby
1		Bay Mare	B Y1	Left Hip	Green
1		Dapple Grey Mare	1-1	Left Hip	Lucy
1		Black yearling Mare	I.C.R.	Left Hip	No Name (Dolly)
1		Molly Mule	404 U. S.	Left Stifle	Joy
1		Bay Molly Mule	449 U. S.	Left Stifle	Orma
1		Brown Molly Mule		Left Stifle	Maude
1		Black Molly Mule		Left Stifle	Millie
1		Buckskin Mule		Left Stifle	Skipper
1		Black jack Mule		Right Shoulder	Dee
1		Brown Molly Mule		Left Jaw	Katie
1		Brown Molly Mule	I.C.R.	Left Hip	Jessie
1		Grey Molly Mule	I.C.R.	Left Hip	Lela
1		Brown Molly Mule	I.C.R.	Left Hip	Rattler
1		Bald Face Molly Mule		Right Shoulder	June
1		Black Molly Mule	I.C.R.	Left Hip	Tootsie
1		Blue Roan Jack Mule		Right Shoulder	Curly
1		Black Horse Mule	K.	Left Jaw	Sam
1		Black Jack, 4 white legs 8		Left Jaw	Boots
1		Buckskin Horse Mule		Left Thigh	Buck
1		Stocking legged mousejack 8		Left Jaw	Sox
1		Black Molly Mule	1-1	Left Shoulder	Tillie
1		Black Molly Mule	1-1	Left Shoulder	Nora
1		Red Roan Jack Mule		Right Shoulder	Brock

STATE OF IDAHO) ss
County of Lemhi)

Recorded at request of J. W. Herndon, July 22nd, 1958 at 32 minutes past 2 o'clock P.M. in Book D of Agreements Pages 603-4-5-6-7, Records of Lemhi County, Idaho.

Fees \$8.50 Paid

W. W. Simmonds
County Recorder
By *Opal Reddington* Deputy

Instrument No. 89922
ROAD EASEMENT AND RIGHT OF WAY

For valuable consideration each to the other paid, the receipt whereof is hereby acknowledged, the undersigned DALE ZIEMER and WILMA ZIEMER, husband and wife, parties of the first part herein, hereby grant to ERNEST WATERMAN and ESTHER WATERMAN, husband and wife, the parties of the second part herein, a right of way for road purposes across the mining property of the parties of the first part on Little Deer Creek in Lemhi County, Idaho, which said right of way shall not exceed 25 feet in width and shall cross the lower mining claim of said parties of the first part which said claim is near the said Little Deer Creek and said road shall run parallel with said creek and within 100 feet of the creek; and, any trees cut in the construction of this road shall be trimmed and the brush piled;

As a further consideration for the right of way the said parties of the second part herein grant to the parties of the first part herein the right to use the road crossing the mining claim known as Deer Haven No. 3 which is of record in Book 8 of Mining Claims at Page 30 in the Office of the County Recorder of Lemhi County, Idaho.

The rights hereby conveyed to each of the parties herein shall extend to any of the heirs or assigns of the respective parties hereto.

It is the intention of the parties hereto that the parties of the second part and their heirs or assigns shall have the right to construct a 25 foot road across any mining claims owned by the parties of the first part near Little Deer Creek in Lemhi County, Idaho, and that the parties of the first part herein, or their heirs or assigns, shall have the right to use any road that crosses any of the mining claims owned by the parties of the second part on or near Little Deer Creek in Lemhi County, Idaho.

IN WITNESS WHEREOF, The said parties have hereunto set their hands this 15th day of July, 1958.

Dale L. Ziemer
Wilma J. Ziemer
Parties first part

Ernest Waterman
Esther Waterman
Parties of second part

4J5808NP
(OD-26)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

04/02/01 10:19:30

Page 1

Water Right Number - A75-04377

Prefix Translation: ADJUDICATION CLAIM

Old (D) Number -

[illegible]

*** C - CURRENT OWNER ***

ROVER

JAMES H

1 - HC 64 BOX 105-A

2 -

3 -

City- NORTH FORK

State- ID Zip- 83466

Phone - 208-394-2126

*** D - ORIGINAL OWNER ***

INDIAN CREEK RANCH INC

1 - HC 64 BOX 105

2 -

3 -

City- NORTH FORK

State- ID Zip- 83466

Phone - 208-756-0070

+ - - Priority Date - - +	+ - - Region - - - +	+ - - Stage - - - +	+ - - Status - - - +
08/14/1917	15 EASTERN	S - STATUTORY CLAIM	

+-----Source-----+
 CABIN CREEK

+-----Tributary-----+
 INDIAN CREEK

Twn	Rng	Sec	Tract	Lot	Rflg	County	Point of Diversion	Diversion Name
24N	19E	12	SE NE			(59) LEMHI		

		Water Use			
Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
01 -	IRRIGATION	04/01	11/01	0.120	

+ - Total Div. Rate - +	+ - Total Div. Volume - +	+ - Total Div. Capacity - +	+ - Total Consumptive Use - +	+ - KW Usage - +
0.120			15.0	

Place of Use								County
Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	
24N	19E	12	NE NE		4.0	01	IRRIGATION	(59) LEMHI
24N	19E	12	SE NE		2.0	01	IRRIGATION	(59) LEMHI

Total Acres: 6.0

+ - - Diversion Means - DIVERSION, PIPELINE & SPRINKLER SYSTEM

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

Remarks	
---------	--

GEN CLAIM C/O JACK W. BRIGGS, PRES.
CHANGE OF WR OWNERSHIP 9 MARCH 1995,***ABR***

Exhibit H

AJ5808NP
(00-26)IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

04/02/01 10:20:16

Page 1

Water Right Number - A75-04379A

Prefix Translation: ADJUDICATION CLAIM

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***

SPLIT RIGHT

1 -

2 -

3 -

City- X

State- ID Zip- 0

Phone - 208-000-0000

*** O - ORIGINAL OWNER ***

INDIAN CREEK RANCH INC.

1 - HC 64 BOX 105

2 -

3 -

City- NORTH FORK

State- ID Zip- 83466

Phone - 208-756-0070

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
08/14/1917 15 EASTERN Z - SEE REMARKS+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
INDIAN CREEK SALMON RIVER
SPLIT RIGHT

Twn	Rng	Sec	Tract	Lot	Rftg	County	Point of Diversion	Diversion Name
24N	19E	1	SE SE		(59)	LEMHI		
		12	NE NE		(59)	LEMHI		
			SW SE		(59)	LEMHI		
		13	NW NE		(59)	LEMHI		
			SW SE		(59)	LEMHI		

Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
01 - IRRIGATION		04/01	11/01	1.540	
04 - STOCKWATER		01/01	12/31	0.020	

Total Div. Rate - +	Total Div. Volume - +	Total Div. Capacity - +	Total Consumptive Use - +	KW Usage - +
1.560			167.5	

Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
24N	19E	1	SE SE		5.0	01	IRRIGATION	(59) LEMHI
24N	19E	12	NE NE		1.0	01	IRRIGATION	(59) LEMHI
24N	19E	12	NW NE		1.0	01	IRRIGATION	(59) LEMHI
24N	19E	12	SW NE		15.0	01	IRRIGATION	(59) LEMHI
24N	19E	12	SE NE		1.0	01	IRRIGATION	(59) LEMHI
24N	19E	12	NW SE		7.0	01	IRRIGATION	(59) LEMHI
24N	19E	12	SW SE		7.0	01	IRRIGATION	(59) LEMHI
24N	19E	13	NW NE		20.0	01	IRRIGATION	(59) LEMHI
24N	19E	13	SW NE		18.0	01	IRRIGATION	(59) LEMHI
24N	19E	13	SW SE		1.0	01	IRRIGATION	(59) LEMHI
24N	19E	24	NW NE		1.0	01	IRRIGATION	(59) LEMHI

77 acres

IJ5808NP
(OD-26)IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

04/02/01 10:20:59

Page 2

Water right number - A75-04379A

Prefix Translation: ADJUDICATION CLAIM

+ - - Diversion Means - DITCHES

+ - - Non-Irrigation Use - S/40 HEAD HORSES

+ - - Other Rights for Same Use -

+ - - - - - Remarks - - - - - +

GEN PAID ON RECEIPT # M006753

THIS RIGHT IS SPLIT, DUE TO C/O 30 AUG 94.

A75-04379C(INDIAN CREEK) 1.28 CFS; 63 ACRES

A75-04379D(JACK BRIGGS) 0.28 CFS; 14 ACRES

TOTALS 1.56 CFS; 77 ACRES

+ - - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.+ - - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.+ - - - - Decree Plaintiff - - - + + - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

+ - - Audit Fields - 03/30/93 DCARLSON 08/31/94 RUBERRY

+ - - - - - Comments - - - - - +
No Comments Found

+ - - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 04/25/1990	Last Amended Date	- 00/00/0000	Temporary Right	- P
Proof Due Date	- 00/00/0000	Proof Made Date	- 00/00/0000	Water District	-
Licensed Date	- 00/00/0000	Receipt Number	- X777777	Federal/State Indicator	- S
		POU Ownership Flag	- Y	Presumption Flag	-
		Name Connector	-	Notice of Error Flag	-

AJ5808HP
(CD-26)IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

04/02/01 10:21:02

Page 1

Water Right Number - A75-04379C

Prefix Translation: ADJUDICATION CLAIM

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***

BOWER

JAMES H

1 - HC 64 BOX 105-A

2 -

3 -

City- NORTH FORK

State- ID Zip- 83466

Phone - 208-394-2126

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
08/14/1917 15 EASTERN S - STATUTORY CLAIM+ - - - - Source - - - - - + + - - - - - Tributary - - - - - +
INDIAN CREEK SALMON RIVER+ - - - - - - - - - - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County Diversion Name

24N	19E	1	SE SE		(59)	LEMHI
		12	NE NE		(59)	LEMHI
	13		SW SE		(59)	LEMHI
			NW NE		(59)	LEMHI
			SW SE		(59)	LEMHI

		Water Use			
Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
01 - IRRIGATION		04/01	11/01	1.260	
04 - STOCKWATER		01/01	12/31	0.020	

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
1.280 0.0+ - - - - - - - - - - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

24N	19E	1	SE SE		5.0	01	IRRIGATION	(59) LEMHI
24N	19E	12	NE NE		1.0	01	IRRIGATION	(59) LEMHI
24N	19E	12	NW NE		1.0	01	IRRIGATION	(59) LEMHI
24N	19E	12	SW NE		15.0	01	IRRIGATION	(59) LEMHI
24N	19E	12	SE NE		1.0	01	IRRIGATION	(59) LEMHI
24N	19E	12	NW SE		7.0	01	IRRIGATION	(59) LEMHI
24N	19E	12	SW SE		7.0	01	IRRIGATION	(59) LEMHI
24N	19E	13	NW NE		20.0	01	IRRIGATION	(59) LEMHI
24N	19E	13	SW NE		4.0	01	IRRIGATION	(59) LEMHI
24N	19E	13	SW SE		1.0	01	IRRIGATION	(59) LEMHI
24N	19E	24	NW NE		1.0	01	IRRIGATION	(59) LEMHI

Total Acres: 63.0

+ - - Diversion Means - DITCHES

+ - - Non-Irrigation Use - S/40 HEAD HORSES

AJ5808NP
(00-26)IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT04/02/01 10:29:18
Page 2

Water right number - A75-04379D

Prefix Translation: ADJUDICATION CLAIM

+ - - - - Remarks - - - - - +

 WATER RIGHT IS CLAIMED IN FULL. ABR 30AUG94.

+ - - - - Old Water Right Numbers - - - - - +
 A7504379A

+ - - - - Conditions of Approval - - - - - +
 No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +
 00/00/0000

+ - - Audit Fields - 08/30/94 RUBERRY 08/31/94 RUBERRY 03/30/95 POST-STD

+ - - - - Comments - - - - - +
 No Comments Found

+ - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 04/25/1990	Last Amended Date	- 08/30/1994	Temporary Right	- P
Proof Due Date	- 00/00/0000	Proof Made Date	- 00/00/0000	Water District	-
Licensed Date	- 00/00/0000	Receipt Number	- X777777	Federal/State Indicator	- S
		POU Ownership Flag	- Y	Presumption Flag	-
		Name Connector	-	Notice of Error Flag	-

AJ5808NP
(00-26)IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

04/02/01 10:28:42

Page 1

Water Right Number - A75-04379D

Prefix Translation: ADJUDICATION CLAIM

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***

JACK BRIGGS

1 - HC 64 BOX 105

2 -

3 -

City- NORTH FORK

State- ID Zip- 83466

Phone - 208-756-0070

+ - - Priority Date - - +
08/14/1917+ - - Region - - - +
15 EASTERN+ - - Stage - - - +
S - STATUTORY CLAIM

+ - - Status - - - +

+ - - Source - - - - +
INDIAN CREEK+ - - Tributary - - - - - +
SALMON RIVER+ - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot Rflg County Diversion Name

24N 19E 13 NW NE (59) LEMHI

+ - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION 04/01 11/01 0.280

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
0.280 0.0+ - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

24N 19E 13 SW NE 14.0 01 IRRIGATION (59) LEMHI

Total Acres: 14.0

+ - - Diversion Means - DITCHES

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - Remarks - - - - - +

GEN PAID ON RECEIPT # M006753
A75-04379A SPLIT AS FOLLOWS:
A75-04379C TO JIM BOWER
1.26 CFS IRRIG.
0.02 CFS STOCK

=====

1.28 CFS TOTAL

A75-04379D TO JACK BRIGGS

0.28 CFS IRRIG. (14 AC.)

AJ5808NP
(00-26)IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

04/02/01 10:21:46

Page 2

Water right number - A75-04379C

Prefix Translation: ADJUDICATION CLAIM

+ - - Other Rights for Same Use -

+ - - - - - Remarks - - - - - +

GEN PAID ON RECEIPT # M006753
A75-04379A SPLIT AS FOLLOWS:
A75-04379C TO JAMES H. BOWER
1.26 CFS IRRIG.
0.02 CFS STOCK

=====

1.28 CFS TOTAL

A75-04379D TO JACK BRIGGS
0.28 CFS IRRIG. (14 AC.)

WATER RIGHT IS CLAIMED IN FULL. ABR 30AUG94.

+ - - - - Old Water Right Numbers - - - - - +

A7504379A

+ - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - +

+ - - - - Decree Defendant - - - +

+ - Decree Date - +
00/00/0000

+ - - Audit Fields - 08/30/94 RUBERRY 08/31/94 RUBERRY 09/09/94 ARUBERRY 03/30/95 POST-STD

+ - - - - -Comments- - - - - +
No Comments found

+ - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 04/25/1990	Last Amended Date	- 09/09/1994	Temporary Right	- P
Proof Due Date	- 00/00/0000	Proof Made Date	- 00/00/0000	Water District	-
Licensed Date	- 00/00/0000	Receipt Number	- X777777	Federal/State Indicator	- S
		POU Ownership Flag	- Y	Presumption Flag	-
		Name Connector	-	Notice of Error Flag	-