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Documents
In File

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A65-02706
Date Received: 8/23/1988
Receipt No: X999999
Received By: _____

RECEIVED

NOV 09 1988

Department of Water Resources

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BOISE CASCADE CORP.
Address: C/O BOISE CASCADE CORP.
P.O. BOX 50
BOISE, ID

83728-0000

2. Date of Priority: DEC 23, 1961

3. Source: PAYETTE RIVER

Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07N	02E	26	SW	SW	SW	5	BOISE

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
INDUSTRIAL	01/01	12/31	0.120		10.50

7. Total Quantity Appropriated is:
0.120 C.F.S. (and/or)

10.50 A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	02E	27	NE	SE		INDUST	
			SE	SE		INDUST	

11. Place of use in counties: BOISE

A65-02706

Page 1

Date: 08/23/88

MICROFILMED

SEP 21 1992

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: DECREED
Water Right Number: 30336
Case Number:
Court :
Decree date:

STATE OF IDAHO

Decree Plaintiff

vs

A & C CORP., ET AL.

Decree Defendant

16. Signature(s)

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

Number of attachments:

For Organizations:

I do solemnly swear or affirm that I am Chief Region Forester of
Boise Cascade Corporation, that I have signed the foregoing
Organization document in the space below as Chief Region Forester of
Boise Cascade Corporation and that the statements contained in the
Organization foregoing document are true and correct.

Herbert S. Maleny
Signature of Authorized Agent
Chief Region Forester
Boise Cascade Corporation
Title and Organization

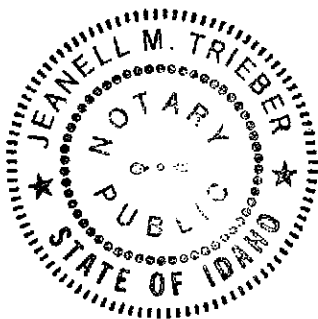
November 8, 1988
Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 8th day
of November 19 88

Jeanell M. Trieber
Notary Public

Seal



Residing at Boise

My Commission Expires 10/1/91

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

01/04/2002

WATER RIGHT NUMBER: 65-2706

NAME AND ADDRESS: BOISE CASCADE CORP
REGION ENVIRONMENTAL ENGINEER
PO BOX 476
EMMETT ID 83617

SOURCE: PAYETTE RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 0.12 CFS
10.5 AFY

PRIORITY DATE: 12/23/1961

POINT OF DIVERSION:

T07N R02E S26 SWSW Lot 5 Within BOISE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
INDUSTRIAL	1/01 12/31	0.120 CFS 10.50 AFY

PLACE OF USE: INDUSTRIAL Within BOISE County

T07N R02E S27 NESE T07N R02E S27 SESE

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: Decreed

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

In Re SRBA	)	SUBCASE NO. 65-585, 65-586,
	)	65-587, 65-2622, 65-2706 & 65-2950
	)	
Case No. 39576	)	
	)	NOTICE OF COMPLETED
_____	)	ADMINISTRATIVE PROCEEDING

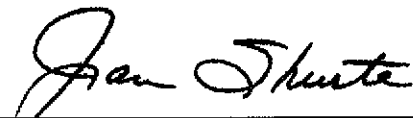
IDWR has completed the following Administrative proceeding: **CHANGE OF ADDRESS**

Name and New Address of Claimant:
Boise Cascade Corp
Region Environmental Engineer
PO Box 476
Emmett ID 83617

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

Dated: January 4, 2002

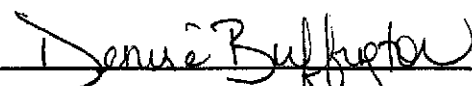


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on January 4, 2002, I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls ID 83303-2707
2. One Copy to:
Claimant or attorney of record:
Boise Cascade Corp
Region Environmental Engineer
PO Box 476
Emmett ID 83617
3. One Copy to:
Each party in the subcase or attorney of record:
Bruce M Smith
Moore, Smith, Buxton & Turcke, Chartered
225 N 9th St, Suite 420
Boise ID 83702
4. One Copy to:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449
5. One Copy to:
United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724



Signature of person or attorney mailing the form

SNAKE RIVER BASIN ADJUDICATION
CHANGE IN ADDRESS OF NOTICE OF CLAIM

RECEIVED

DEC 24 2001

WATER RESOURCES
WESTERN REGION

Claim Number(s):

See attached sheet.

Previous Mailing Address:

Boise Cascade Corp.

P.O. Box 50

Boise, Idaho 83707

New Mailing Address:

Boise Cascade Corp.

Region Environmental Engineer

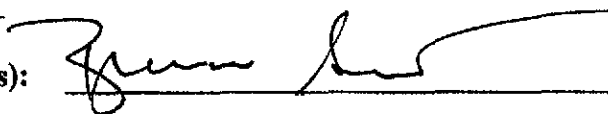
P.O. Box 476

Emmett, Idaho 83617

Telephone Number:

(208) 365-4431

Signature of Claimant(s):



Please return this completed form to:

Adjudication Bureau
Idaho Dept. of Water Resources
1301 N. Orchard St.
Boise, ID 83706-2237
Ph. 1/800/451-4129 or
FAX 208/327-5400

Adjudication Bureau
Idaho Dept. of Water Resources
2735 Airport Way
Boise, ID 83705-5082
Ph. 208/334-2190 or
FAX 208/334-2348

Adjudication Bureau
Idaho Dept. of Water Resources
1341 Fillmore St., Ste. 200
Twin Falls, ID 83301-3380 or
FAX 208/736-3037

Adjudication Bureau
Idaho Dept. of Water Resources
900 N. Skyline, Ste. A
Idaho Falls, ID 83402-3653 or
FAX 208/525-7177

Claim Number(s):

RECEIVED

DEC 24 2001

WATER RESOURCES
WESTERN REGION

63-04062 shelf
63-04063 "
63-04064 "
63-04065 "
63-04066 decreed
63-07664 shelf
63-05335 mel
63-05336 not found on bc
63-05337 mel
63-05338 not on bc
63-05339 " "
63-05340 mel
63-05342 mel
63-15291 mel
63-15292 mel
67-00081AB shelf
67-02053AB "
67-04009 "
67-04086 "
67-04087 "
67-04570 "
67-04571 "
67-04572 "
67-04573 "
67-04574 "
67-04576 "
67-04577 "
78-04294 "
78-04295 "
78-04296 "
78-04297 "
78-04298 "
78-04298A "
78-04299 "
78-04300 "
78-04301 "
78-04302 "
78-04303 "
78-04304 "
78-04305 "
78-04306 "
65-00585 Ron
65-00586 Ron
65-00587 sue
65-02950 sue
65-02622 sue
65-02706 sue

} NCAP required



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

January 4, 2002

BOISE CASCADE CORP
REGION ENVIRONMENTAL ENGINEER
PO BOX 476
EMMETT ID 83617

RE: Water Right No. 65-585, 65-586, 65-587, 65-2622, 65-2706 & 65-2950

Dear Property Owners:

Enclosed is a copy of the above referenced water right, which reflects the change in address. Also enclosed is a copy of the Notice of Completed Administrative Proceedings, which has been sent to the Snake River Basin Court as notification of the change.

Thank you for your patience and cooperation, as we have had several water right changes to process. If you have any questions concerning the enclosed water rights, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Denise Buffington".

Denise Buffington
Office Specialist 1
Adjudication Section
Western Region

DB: db

Enclosures

cc: Bruce M Smith @ Moore, Smith, Buxton & Turcke, Chartered

RECEIVED

DEC 17 2001

Department of Water Resources

Bruce M. Smith, ISB #3425
MOORE SMITH BUXTON & TURCKE, CHARTERED
Attorneys at Law
225 North 9th Street, Suite 420
Boise, ID 83702
Telephone: (208) 331-1800
Facsimile: (208) 331-1202

RECEIVED

JAN 04 2002

WATER RESOURCES
WESTERN REGION

Attorney for Boise Cascade Corporation

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

In Re: SRBA,

Case No. 39576

) NOTICE OF APPEARANCE

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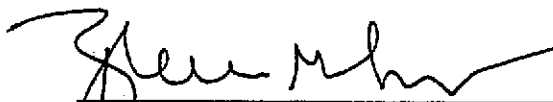
)

Subcases: 63-04066, 65-00585, 65-
00586, 65-00587, 65-00593, 65-
00594, 65-00595, 65-00597, 65-
02622, 65-02706, 65-02950, 65-
05787, 65-07094, 65-07884, 65-
08003, 65-12755

COMES NOW Bruce M. Smith of the firm Moore Smith Buxton & Turcke,
Chartered, and gives Notice of Appearance on behalf of Boise Cascade Corporation in the
above subcases.

DATED this 12 day of December, 2001.

MOORE SMITH BUXTON & TURCKE,
CHARTERED



BRUCE M. SMITH

Attorney for Boise Cascade Corporation

COPY

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 12 day of December, 2001, I caused to be served a true and correct copy of the foregoing Notice of Appearance by the method indicated below, and addressed to the following:

1. Original to:

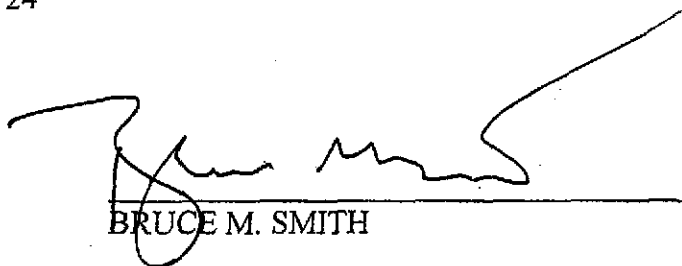
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

2. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
PO Box 44449
Boise, ID 83711-4449

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724



BRUCE M. SMITH

AJ0749NP
No. R65-02706

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 06/22/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	BOISE CASCADE CORP PO BOX 50 BOISE ID 83707	12/23/1961	INDUSTRIAL	01-01 12-31	0.120 CFS	10.50 AFA
TOTAL DIVERSION:					0.120 CFS	10.50 AFA

Water Source: PAYETTE RIVER

Tributary to: SNAKE RIVER

Stage: DECREED

Point(s) of Diversion: T07N R02E S26 Lot05(SWSW)

BOISE County

Place of use Legal Description for: INDUSTRIAL

NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
07N	02E	27	:													:

POU County: BOISE

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 65

Field Inspection Flag:
Presumption Flag:

Audit: 00/00/00

WR5809NP
No. 65-02706

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 06/10/00
PAGE: 23

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	BOISE CASCADE CORP. C/O BOISE CASCADE CORP. P.O. BOX 50 BOISE ID 837280000	12/23/1961	INDUSTRIAL	01/01 12/31	0.120 CFS	10.50 AFA
TOTAL DIVERSION:					0.120 CFS	10.50 AFA

Water Source: PAYETTE RIVER

Tributary to: SNAKE RIVER

Stage: DECREED

Point(s) of Diversion:

T07N R02E S26 Lot 05(SWSW)

BOISE County

Place of use Legal Description for: INDUSTRIAL

NE				NW				SW				SE								
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
07N	02E	27	:																	:

Pou County: BOISE

Dates: App. Received:
Proof Due Date:
Exam Made Date:
Licensed Date: 05/21/1971

Priority Date: 12/23/1961
Proof Made Date:
Exam Sent to S.O.:

Misc: Water District Number: 65 Field Exam fee:



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 334-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

August 23, 1988

Gretchen Hoy
Boise Cascade Corp.
P.O. Box 8328
Boise, Idaho 83707

Dear Ms. Hoy,

In response to your telephone request of August 22, 1988, I have researched our computer database for all records of water rights in the Snake River Basin in the name of Boise Cascade.

Enclosed are 11 notices of claims to water rights from the Payette River Drainage in Valley County (65-0589, 65-0590, 65-0591, 65-0592, 65-0593, 65-0595, 65-0596, 65-0597, 65-5787, 65-8003, and 65-7884). These water rights were decreed in the Payette River Adjudication, so no filing fee is required if they are claimed as decreed. Notices of claims for these water rights are required to be filed by November 23, 1988.

Also enclosed are 5 notices of claims to water rights from the Payette River Drainage in Gem County (65-7094, 65-2950, 65-0585, 65-0586, and 65-0587) and two notices of claims to water rights from the Payette River Drainage in Boise County (65-2706 and 65-2622). These water rights were also decreed in the Payette River Adjudication, so no filing fee is required if they are claimed as decreed. First round service has not been done in Gem and Boise Counties yet, so notices of claims for these water rights are not required to be filed at this time. They will have to be filed later, though, so you may want to go ahead and file them when you do your Valley County notices of claims.

Enclosed is one notice of claim to a water right from the Payette River Drainage in Valley County (65-12755). This water right was established subsequent to the Payette River Adjudication, so the filing fee will apply. If the water right is claimed as described in the notice of claim enclosed, the filing fee will be \$168.00. A notice of claim for this water right is required to be filed by November 23, 1988.

Also enclosed is one notice of claim to a water right in Cassia County (45-2760). First round service has not been done in Cassia County yet, so a notice of claim for this water right is not required to be filed at this time. It will have to be filed later, though, so you may want to go ahead and file it when you do your Valley County claims. If the water right is claimed as described in the notice of claim enclosed, the filing fee will be \$70.00

MICROFILMED

AUG 03 1994

I also found records of water rights in the name of Boise Cascade in Adams County, numbered 78-4294 through 78-4306. Notices of claims to water rights in Adams County were already filed by Herb Malaney on behalf of Boise Cascade.

There are four other records as to filings by Boise Cascade in IDWR records. One is for a water right claim that was disallowed by the decree in the Payette River Adjudication (65-0588). Two are for permits that have lapsed and have not been reinstated (65-12695 and 65-7865). One is for an application for permit that has not yet been approved (65-12563.) A notice of claim may not be filed based solely upon an application for permit until the application has been approved.

There are also records of water rights from the Boise and Weiser River Drainages in the name of Boise Cascade. As I explained on the phone, an appeal of the commencement order was filed seeking to exclude the Boise and Weiser River Drainages from the SRBA. An order was entered staying the SRBA in those drainages pending the outcome of the appeal, so we cannot accept notices of claims to water rights from those drainages until a decision affirming the commencement order is issued. Argument was held in May, 1988, and we expect a decision any time.

Please note that my research extended only to records in the name of Boise Cascade. IDWR may have records as to water rights appurtenant to land owned by Boise Cascade which are not in the name of Boise Cascade. The only way to identify such records is by using a legal description (by 40 acre tract) of the place of use of the water rights. Boise Cascade may also have beneficial use water rights (established by diversion and beneficial use of the water) of which there is no record at IDWR.

Finally, a document is enclosed entitled "How You Will Receive Notices in the SRBA." The person filing the notices of claims on behalf of Boise Cascade will be asked to indicate that they have read and understood the document, and whether the claimant wishes to subscribe to the docket sheet (described in the document). Herb Malaney of Boise Cascade already has a subscription to the docket sheet.

My suggestion is that you review the notices of claims enclosed, determine if there are any changes you wish to make or any additional claims you wish to file, and then call and make an appointment with Don Shaff. He will be able to assist you with the actual filing.

Sincerely,

A. Lynne Krogh-Hampe

A. Lynne Krogh-Hampe
Deputy Attorney General

MICROFILMED