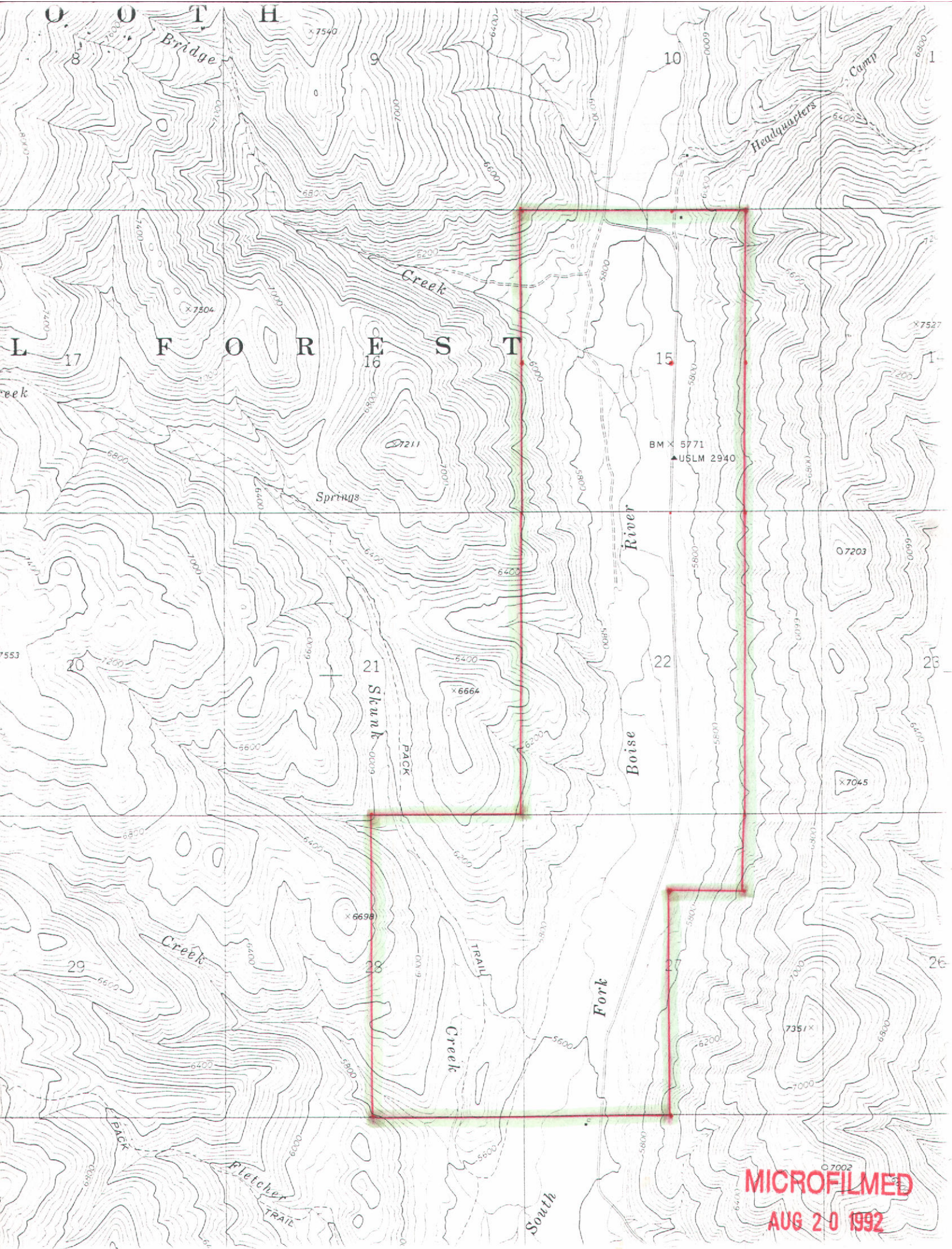
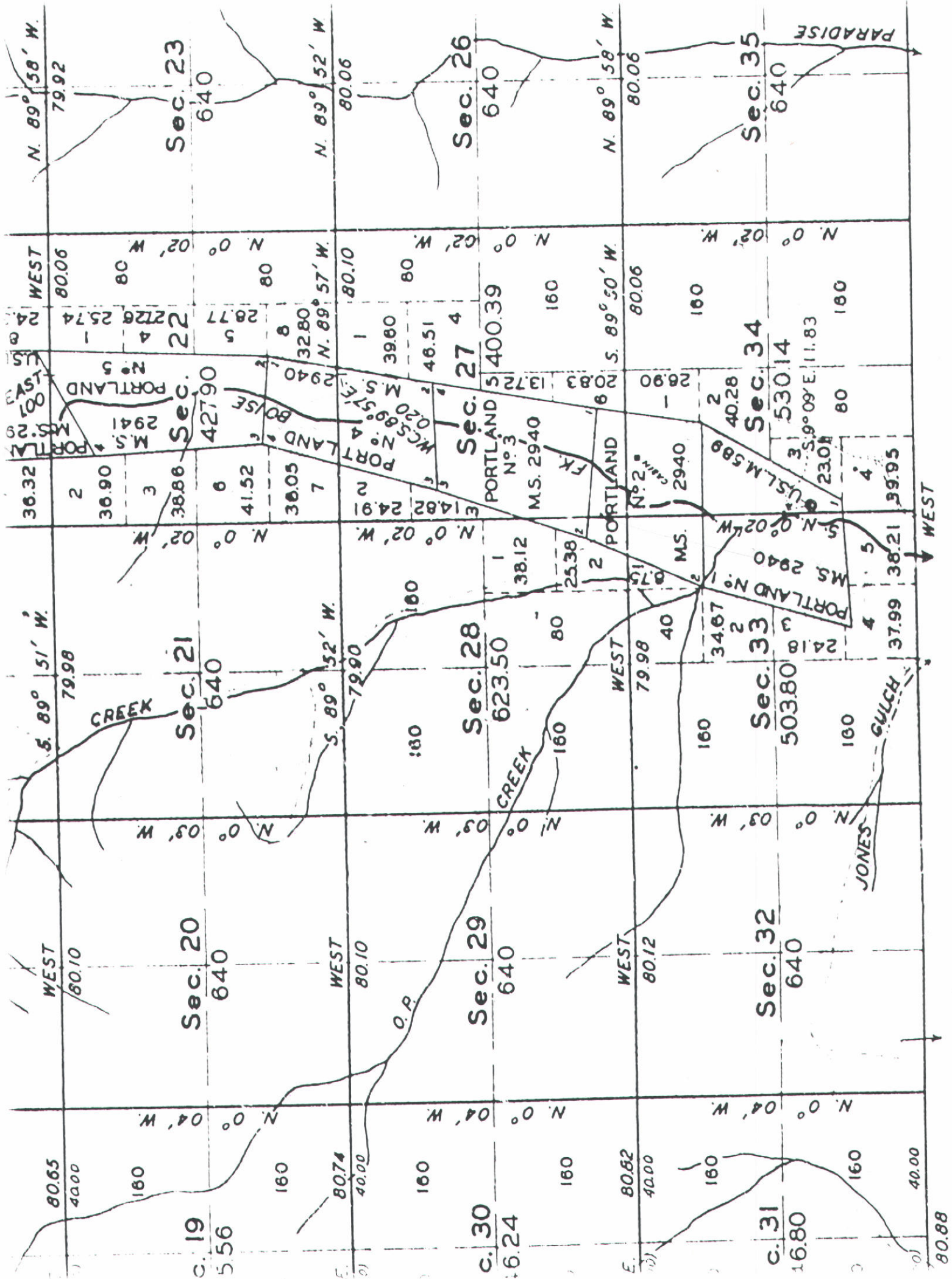






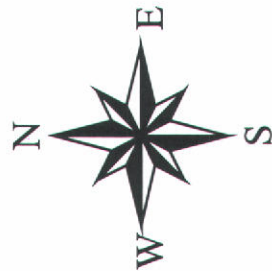
IDAHO DEPARTMENT OF WATER RESOURCES

Claim: 63-4278b

Date Prepared: 07-03-03

Prepared By: Gene Gibson

T04N, R13E
S22,27,28,33,34



● Point of Diversion

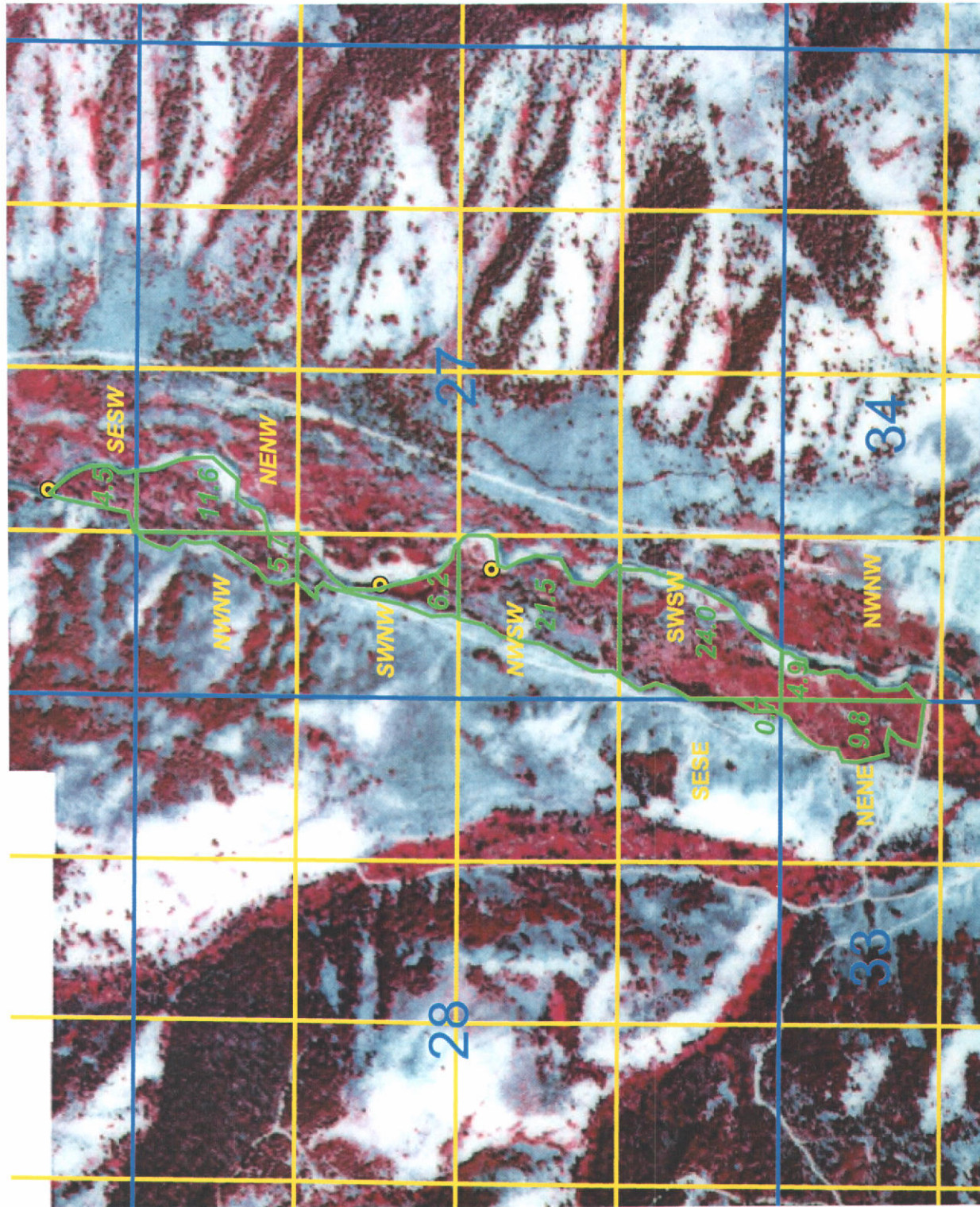
Place of use

Section

1/4 1/4

88.8 acres

1987 NAPP



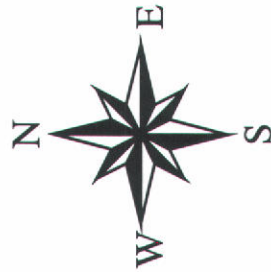
IDAHO DEPARTMENT OF WATER RESOURCES

Claim: 63-4278b

Date Prepared: 07-03-03

Prepared By: Gene Gibson

T04N, R13E
S22,27,28,33,34



● Point of Diversion

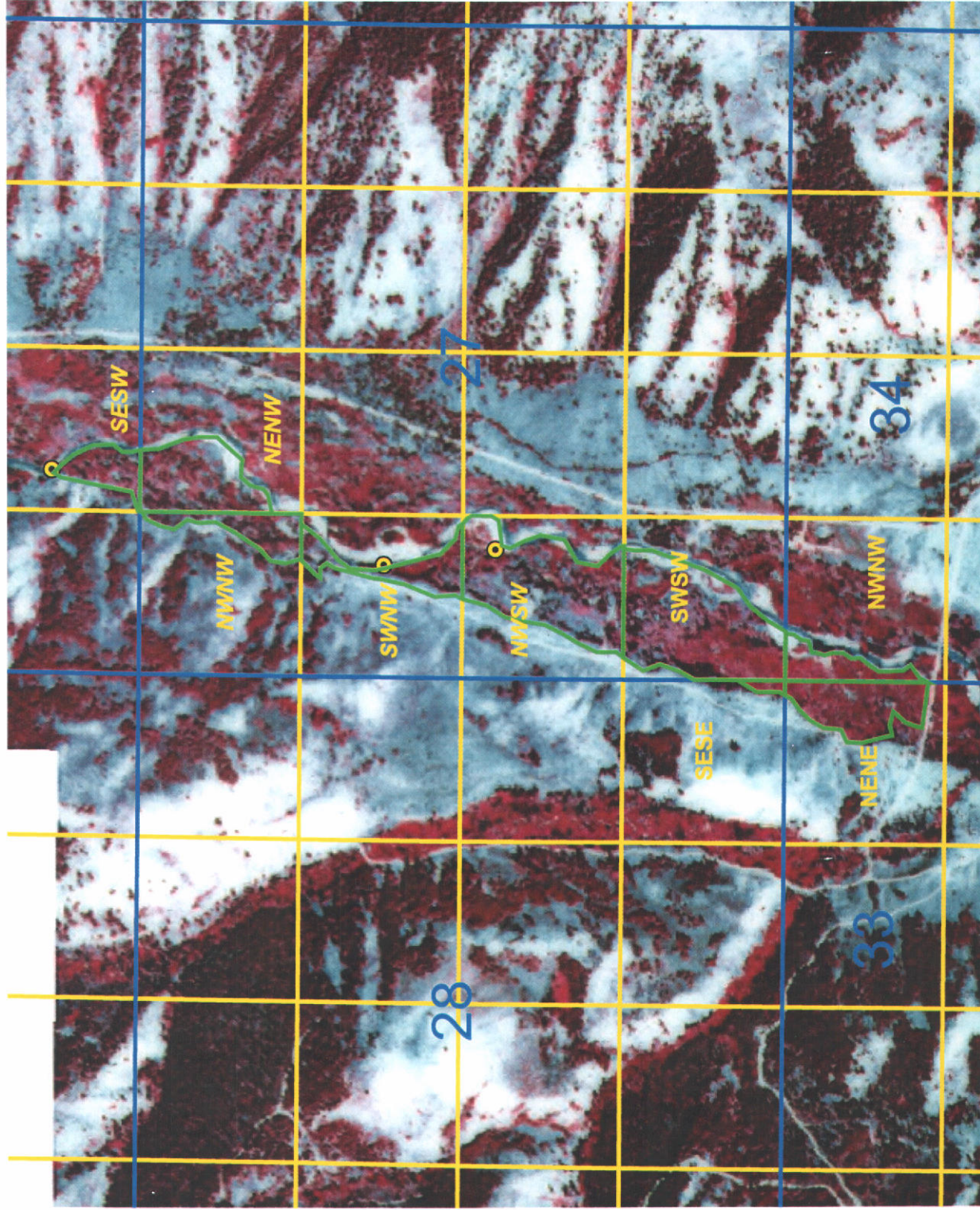
Place of use

Section

1/4 1/4



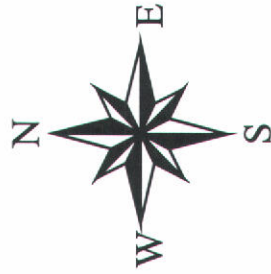
1987 NAPP



0 0.2 0.4 0.6 0.8 1 1.2 1.4 1.6 Miles

Prepared By: Gene Gibson

T04N, R13E
S22,27,28,33.34



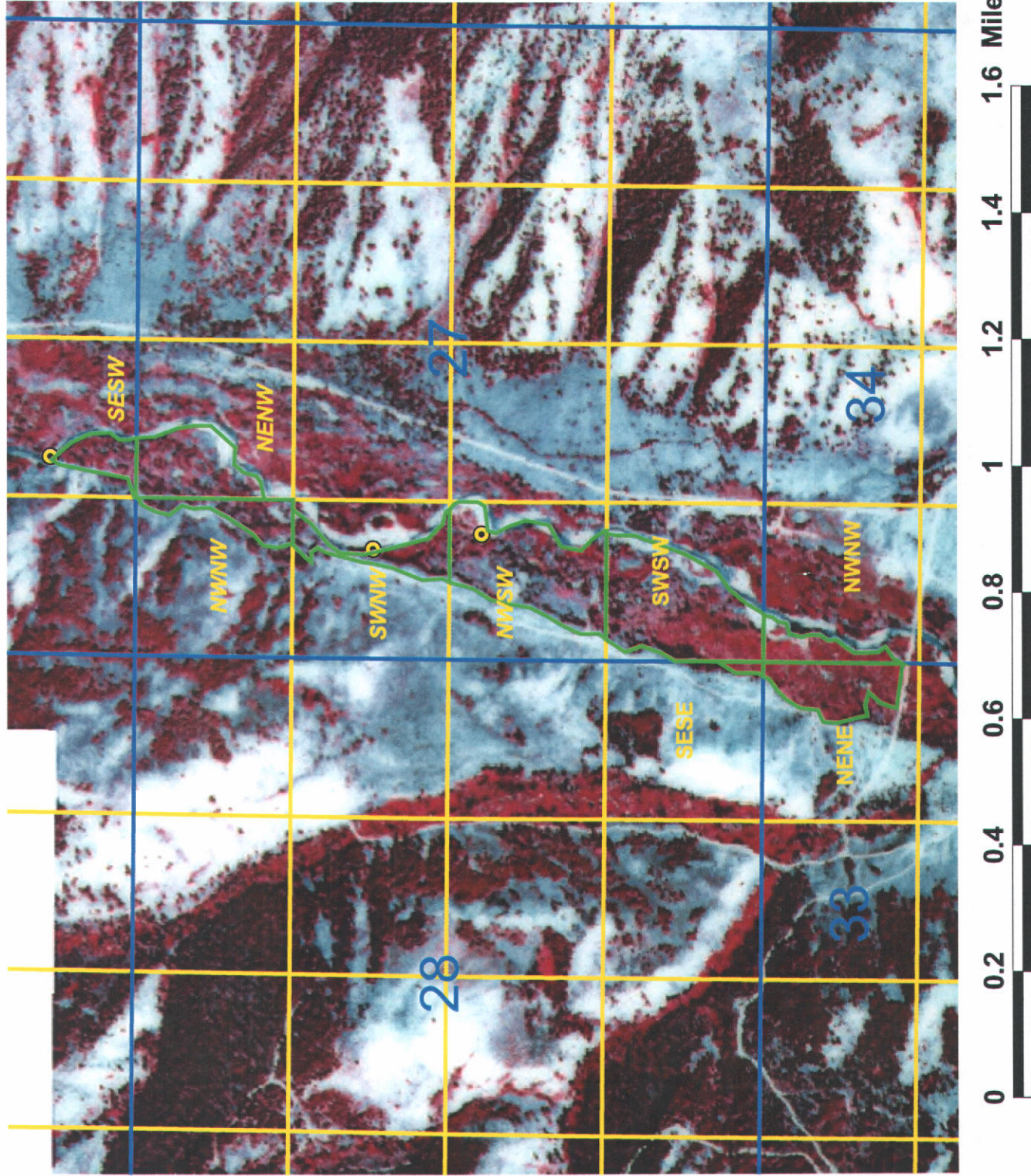
Point of Diversion

Place of use

Section

1/4 1/4

1987 NAPP



Claim No(s): 63-4278b
T04N, R13E, S 22,
27, 28

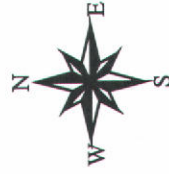
Prepared by: Sue Bock
Date: 7/25/2001

 Place of Use

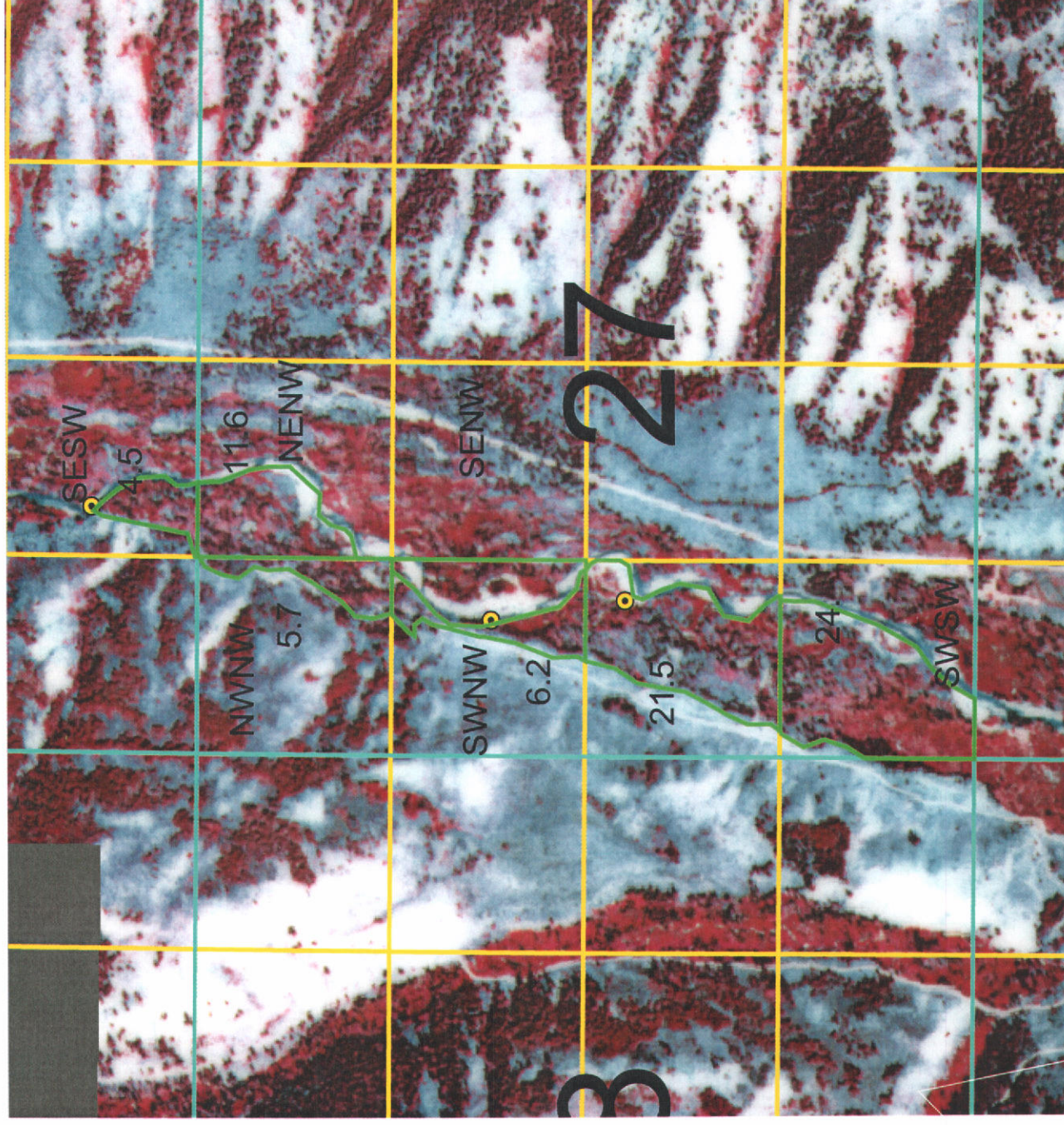
 Point of Diversion

 Section lines

 1/4 1/4 lines



600 0 600 1200 Feet

Claim No(s): 63-4278b

T04N, R13E, S 22,

27, 28 *see point of diversion*

Prepared by: Sue Bock

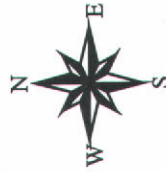
Date: 7/25/2001

 Place of Use

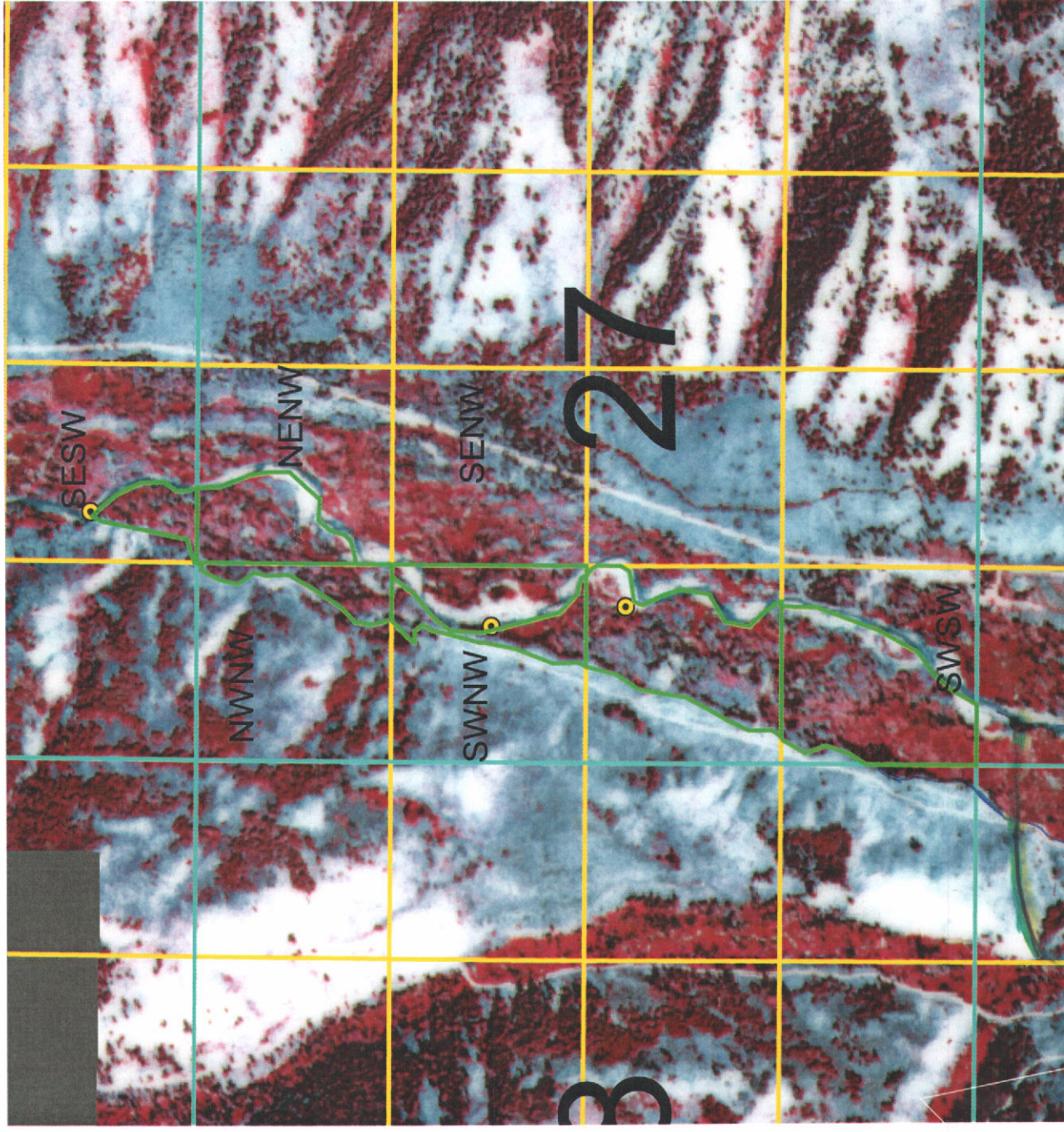
 Point of Diversion

 Section lines

 1/4 1/4 lines



600 0 600 1200 Feet



1987 NAPP Photo

Skunk Creek Rel.
10-20 acre my land.

RECEIVED

OCT 14 2001

WESTERN REGION

OCT 23 1927

IN TESTIMONY WHEREOF, I, Warren G. Harding, President of the United States of America, have caused these letters to be made Patent, and the seal of the General Land Office to be hereunto affixed.

GIVEN under my hand, in the District of Columbia, the EIGHTH day of MARCH in the year of our Lord one thousand nine hundred and TWENTY-TWO and of the Independence of the United States the one hundred and FORTY-SIXTH. 1922

By the President:
(U.S. Land Office Seal).

Warren G. Harding.
By Viola B. Pugh, Secretary.
M. P. LeRoy, Recorder of the General Land Office.

RECORDED: Patent Number 853976

Recorded at request of Richard A. Hansell at 11:30 A.M. October 23, 1922.

Clayton Strain, Recorder.

Fees \$1.00

By Audrey Haynie, Deputy

2P475

Hailey 019018

No. 7430
4-1043

PROOF READ

THE UNITED STATES OF AMERICA, TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETING.

WHEREAS, a Certificate of the Register of the Land Office at Hailey, Idaho, has been deposited in the General Land Office, whereby it appears that, pursuant to the act of Congress of May 20, 1862, "To Secure Homesteads to Actual Settlers on the Public Domain," and the acts supplemental thereto, the claim of Frederick Fries has been established and duly consummated, in conformity to law, for the L. & E. Survey No. 182, embracing a portion of, approximately, Sections thirteen and twenty-five in Township three north of Range thirteen east and Sections eighteen and nineteen in Township three north of Range fourteen east of the Boise Meridian, Idaho, more particularly bounded and described as follows:

Beginning at corner No. 1, from which the U.S. Location Monument No. 1162 bears north forty-seven degrees two minutes west eleven and sixteen hundredths chains to corner No. 2, thence south fifty-one degrees fifty-nine minutes east thirty-four and eight hundredths chains to corner No. 2, thence south forty-two degrees thirty-four minutes west sixteen and eighty-one hundredths chains to corner No. 3, thence south twenty-eight degrees eleven minutes east forty-one and ten hundredths chains to corner No. 4, thence south forty-three degrees four minutes west ten and sixty-one hundredths chains to corner No. 5, thence north thirty-five degrees fifty-six minutes west eighty and sixty-three hundredths chains to corner No. 6, thence north fifty-seven degrees twenty minutes east twenty-two and eighty-nine hundredths chains to corner No. 1, the place of beginning, containing one hundred fifty-six acres and eighty-three hundredths of an acre, according to the Official Plat of the Survey of the said Land, returned to the GENERAL LAND OFFICE by the Surveyor-General.

NOW KNOW YE, That there is, therefore, granted by the UNITED STATES unto the said claimant, the Tract of Land above described, TO HAVE AND TO HOLD the said Tract of Land, with the appurtenances thereof, unto the said claimant, and to the heirs and assigns of the said claimant, forever; subject to any vested and accruing water rights for mining, agricultural, manufacturing, or other purposes and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws, and decisions of courts; and there is reserved from the land hereby granted a right of way thereon for ditches or canals constructed by the authority of the United States.

IN TESTIMONY WHEREOF, I, Warren G. Harding, President of the United States of

IDWR FIELD EXAM

63-4278B

7/18/01

SUE BOCK/MEL SCHULTE

3rd pod From the
S. Fork

3rd weepoint
Reading

• 96 cfs



upstream
Reading
for 3rd pod
quite a distance
from pod.
Does not
take into
account
entire channel
capacity



IDWR FIELD EXAM
63-4278B
7/18/01
SUE BOCK/MEL SCHULTE

Downstream
Reading
for 2nd
pod.
Waypoint #4



IDWR FIELD EXAM
63-4278B
7/18/01
SUE BOCK/MEL SCHOLTE

Upstream
mannings
on the
1st pod
About 100' gas
from pod
18.44 of S



Pod #1
Facing East
Waypoint #1



IDWR FIELD EXAM
63-4278B
7/18/01
SUE BOCK/MEL SCHULTE

Downstream
manner's from
the 1st pod
about 100'
From 1st reading



Send
Second pod
off of S. Fork
Waypoint #2
Facing East
13.97 AS



IDWR FIELD EXAM
63-4278B
7/18/01
SUE BOCK/MEL SCHULTE



upstream reading for 2nd
pod. About 70'
From the pod



downstream reading
for 2nd pod
mannings reading

21

22

23

Byram's pod for 63-4278b

Pod #1

SESW

Pod #2

SWNW

Pod #3

NWSW

27

26

28

SWSW

Mannings location for #3

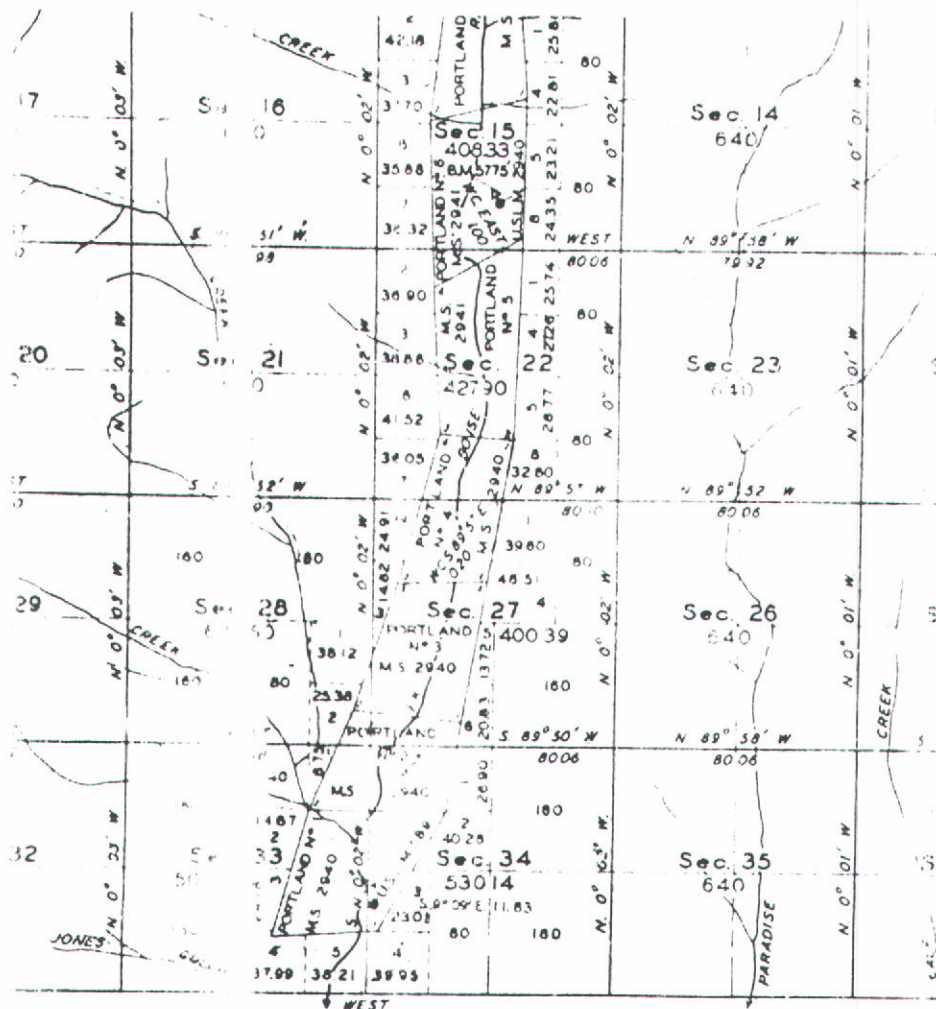
Pod for new filing

NWNE

33

34

35

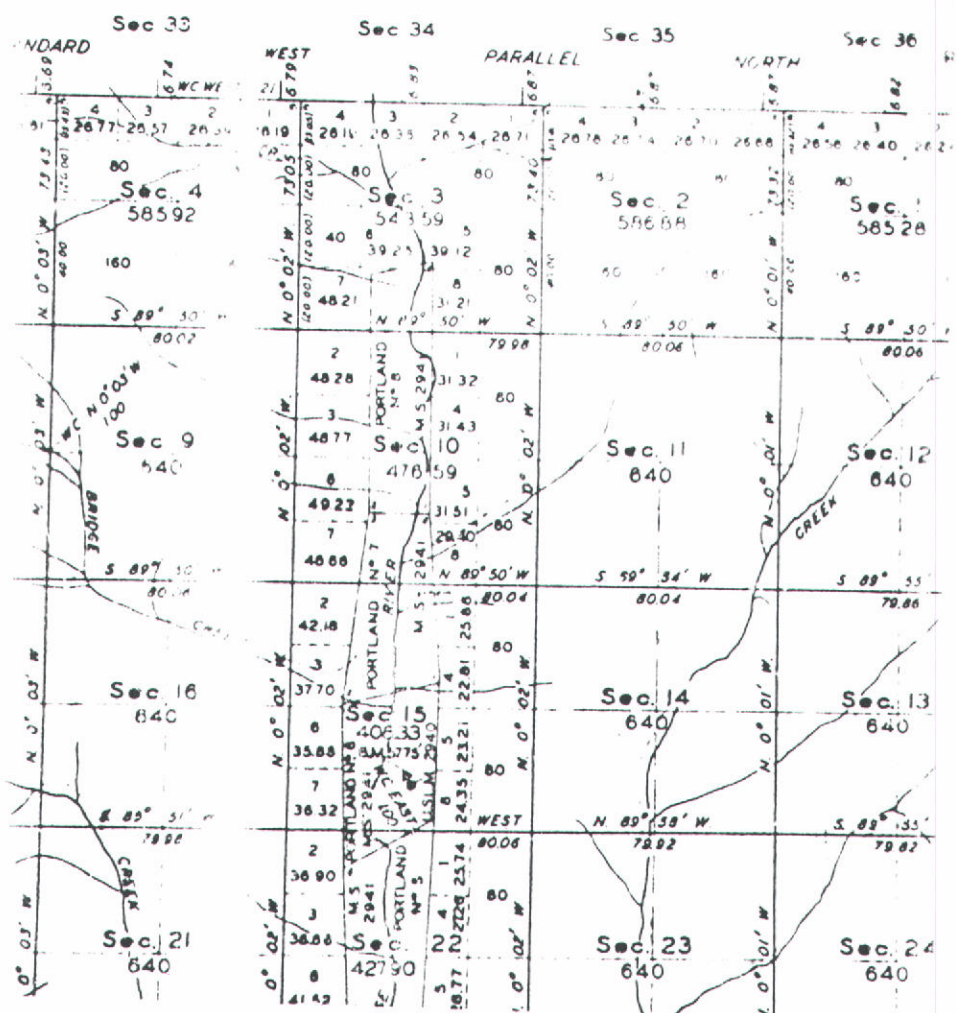


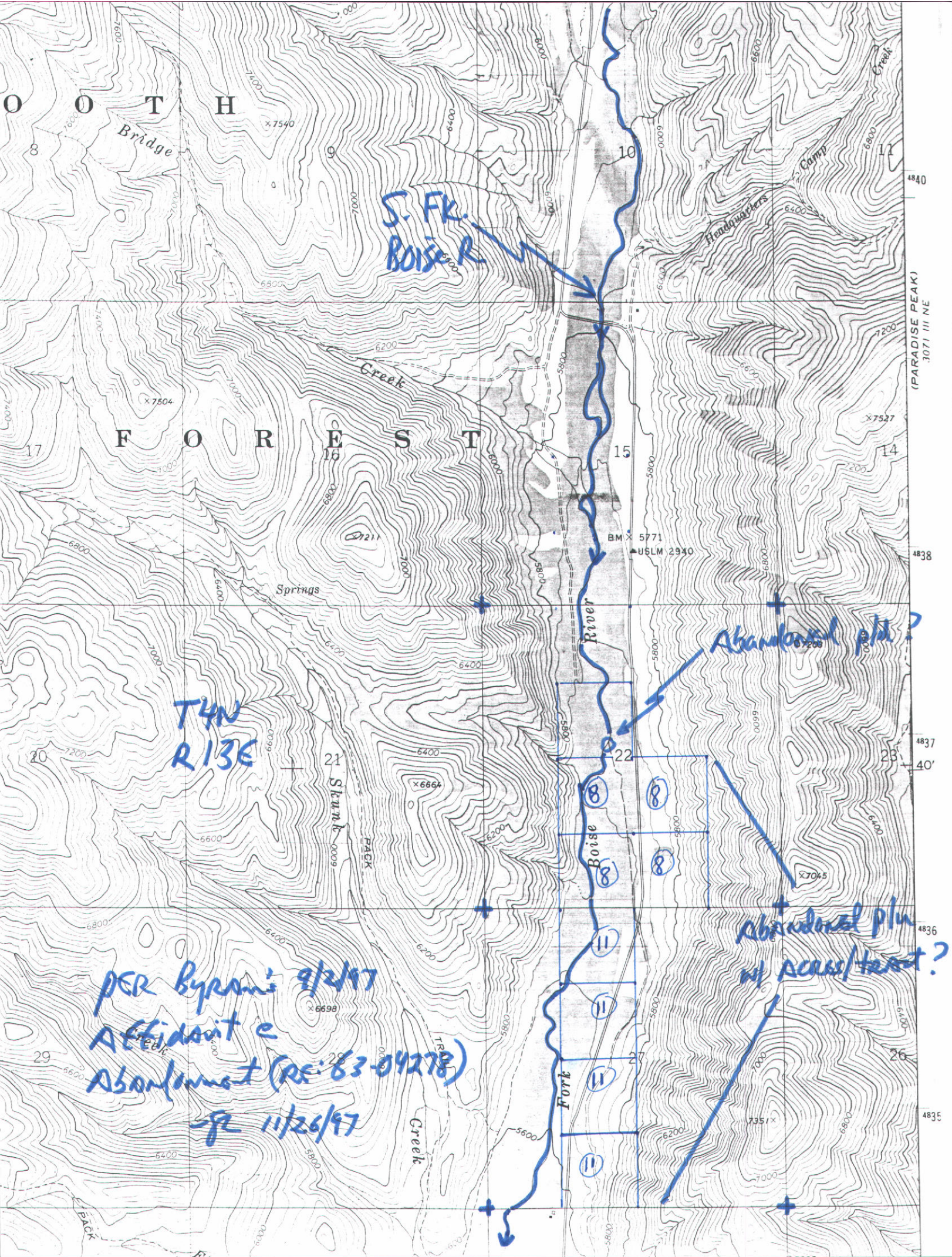
OFFICE OF THE SUPERVISOR OF SURVEYS
 Denver, Colorado, June 17, 1937

2159985 ACRES
 IN SURVEYED
 COMPLETED

The above plat of Township No. 4 North, Range No. 13 East of the Boise Meridian, Idaho, is strictly conformable to the field notes of the survey thereof which have been examined

RANGE NO 3 EAST OF THE BOISE ME





16

15

21

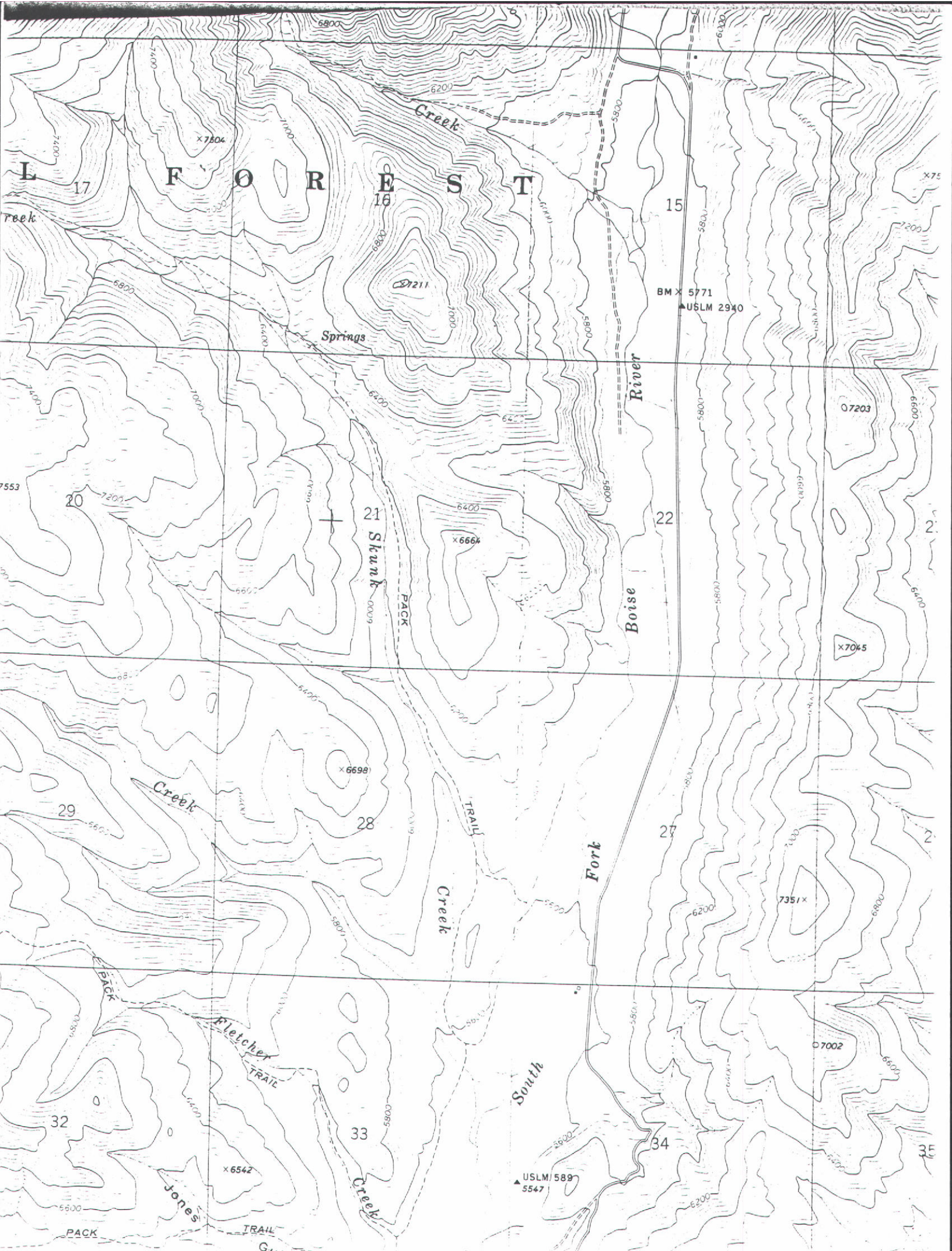
22

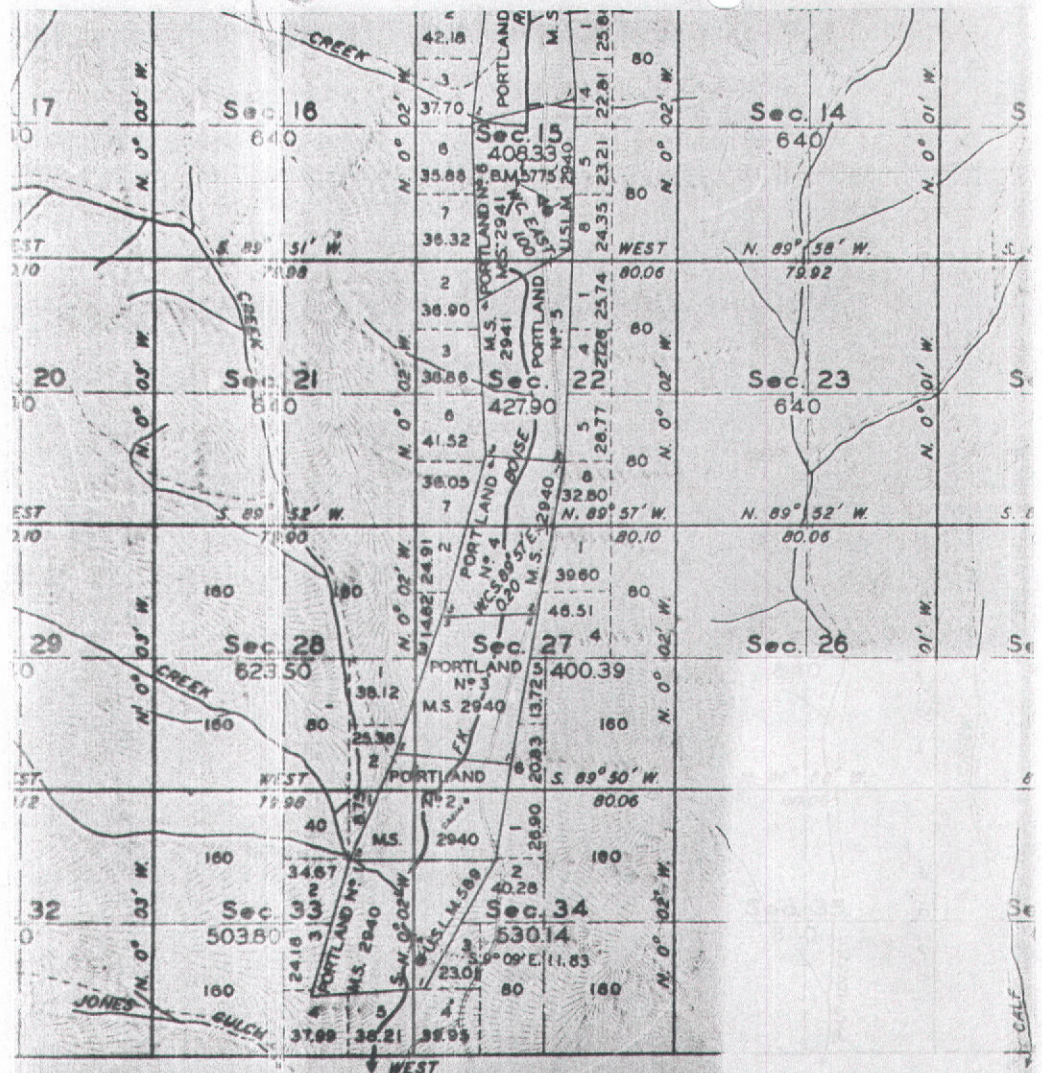
28

27

→ dained

Abandoned





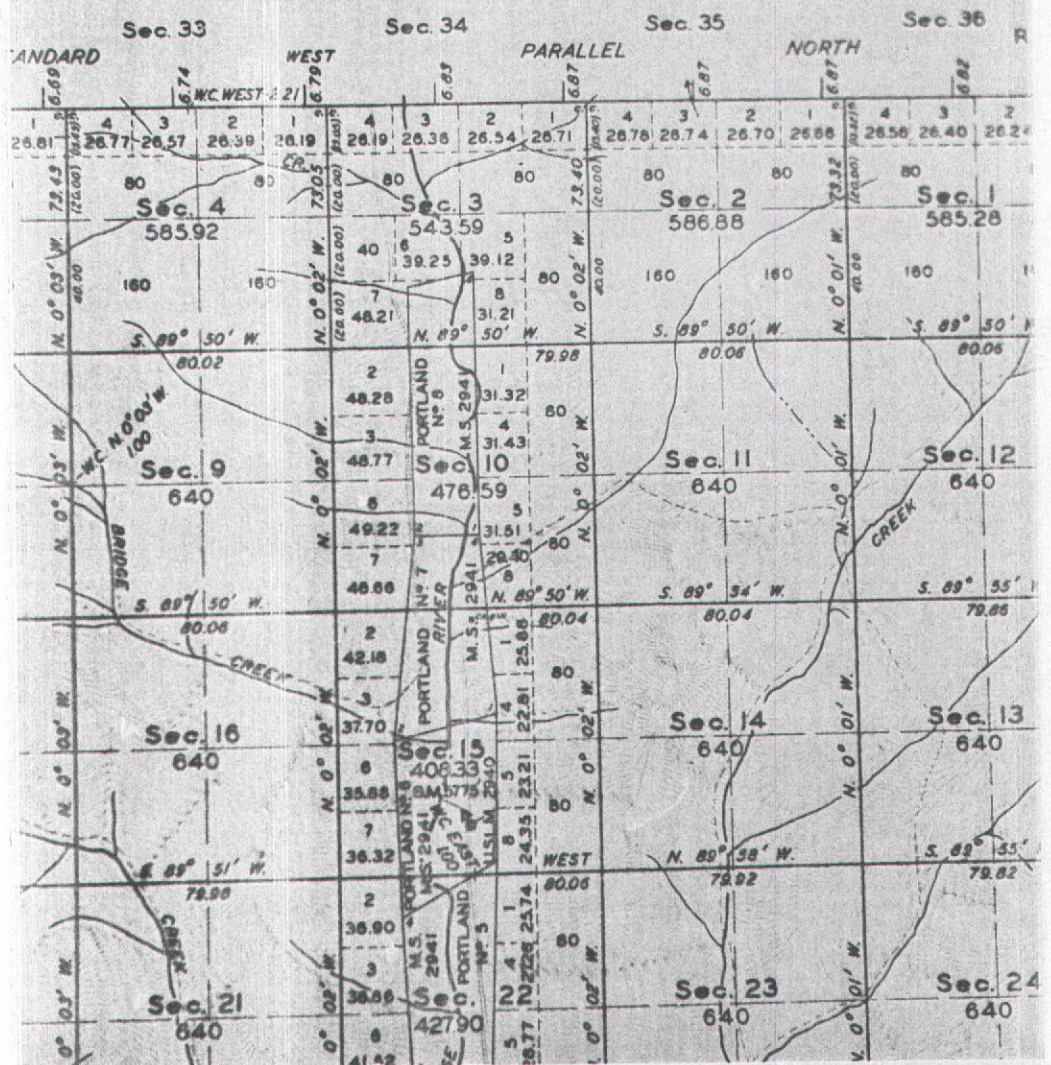
OFFICE OF THE SUPERVISOR
Denver, Colorado, June

ED 21599.85 ACRES
HEN SURVEYED
COMPLETED

The above plat of Township No. 4
of the Boise Meridian, Idaho, is stri
field notes of the survey thereof whi

MICROFILMED

ANGE N° 13 EAST OF THE BOISE ME



MICROFILMED

AFFIDAVIT , PUBLICATION

State of Idaho, }
County of Gooding } SS.

OCT 15 1974

GORDON O. GLASMANN

, being first duly sworn, deposes and says that he is the printer (publisher) of the Gooding County Leader, a newspaper published every week in Gooding, County of Gooding, State of Idaho, that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once

each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication

of said advertisement was on the 26 day of September

19 74, and the date of the last publication was on the 3

day of October, 1974

Subscribed and sworn to before me this 15

day of October, 1974

(SEAL)

Gamer Hui

NOTARY PUBLIC

GOODING COUNTY LEADER

Gooding, Idaho

COST OF PUBLICATION

Number of Lines in Notice 44 44

Number of Insertions 2 2

Lines tabular at 315c

44 Lines straight at 44 21c 9.24

44 Subsequent lines at 44 15c 6.60

TOTAL COST 15.84

COPY OF NOTICE

NO. 63-4278

NOTICE OF CLAIM TO A WATER RIGHT

Notice is hereby given that Gary and/or Erle Byram 625 Colorado St., Gooding, Id. has filed a claim to a water right established by diversion and application to beneficial use of 15.0 cubic feet per second of water from S. Fk. of Boise River, trib. to Boise River with the point of diversion in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 15, NW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$ (2 points) Sec. 10, SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 22, T. 4 N, R. 13E, B.M. Camas County.

The water is claimed to be used from June 1 to Oct. 1 for irrigation of 600 acres with a priority of 1943 the place of use is within the W $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 10, W $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 15, W $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 22, NW $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$, Sec. 27, NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 34, NE $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 33, T. 4 N, R. 13E, B.M.

Any exception to this claim of water right may be filed with the Idaho Department of Water Resources, Statehouse, Boise, Idaho, 83720.

R. KEITH HIGGINSON
Director

Pub: 9-26: 10-3.

PUBLICATION RATES

(Idaho Code, Rev. Statutes 1971)
7 pt. per line, straight 21c
7 pt. per line, tabular 315c
7 pt. per line, successive
insertions 15c

Whiz # 2830

No 199

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 63-4278B
Date Received: 12/6/1989
Receipt No: S010596
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

ERLE B BYRAM
PO BOX 204
GOODING ID USA 83330

Phone: (208)934-4379

CYNTHIA C BYRAM
PO BOX 204
GOODING ID USA 83330

Phone: (208)934-4379

2. Date of Priority: 08/16/1916

3. Source: BOISE RIVER SOUTH FORK Trib. to: BOISE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot		County	Type
04N	13E	15	SW	NW	CAMAS	
04N	13E	22	SE	NW	CAMAS	

5. Description of diverting works:

DIVERSION DAMS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	6/01	10/01	7.5	
STOCKWATER	1/01	12/31	0.04	

7. Total Quantity Appropriated is:
7.5 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of	1/4 Lot	Use	Acres
04N	13E	15	NW	NE	IRRIGATION	8.3
			SW	NE	IRRIGATION	8.3
			NE	NW	IRRIGATION	8.3
			NW	NW	IRRIGATION	8.3
			SW	NW	IRRIGATION	8.3
			SE	NW	IRRIGATION	8.3
			NE	SW	IRRIGATION	8.3
			NW	SW	IRRIGATION	8.3
			SW	SW	IRRIGATION	8.4
			SE	SW	IRRIGATION	8.4
			NW	SE	IRRIGATION	8.4
			SW	SE	IRRIGATION	8.4
					Section Acres	100
04N	13E	22	NW	NE	IRRIGATION	8.3
			SW	NE	IRRIGATION	8.3
			NE	NW	IRRIGATION	8.3
			NW	NW	IRRIGATION	8.3
			SW	NW	IRRIGATION	8.3
			SE	NW	IRRIGATION	8.3
			NE	SW	IRRIGATION	8.3
			NW	SW	IRRIGATION	8.3
			SW	SW	IRRIGATION	8.4
			SE	SW	IRRIGATION	8.4
			NW	SE	IRRIGATION	8.4
			SW	SE	IRRIGATION	8.4
					Section Acres	100
04N	13E	27	NW	NE	IRRIGATION	11.1
			NE	NW	IRRIGATION	11.1
			NW	NW	IRRIGATION	11.1
			SW	NW	IRRIGATION	11.1
			SE	NW	IRRIGATION	11.1
			NE	SW	IRRIGATION	11.1
			NW	SW	IRRIGATION	11.1
			SW	SW	IRRIGATION	11.1
			SE	SW	IRRIGATION	11.2
					Section Acres	100
04N	13E	28	NE	NE	IRRIGATION	12.5
			NW	NE	IRRIGATION	12.5
			SW	NE	IRRIGATION	12.5
			SE	NE	IRRIGATION	12.5

NE	SE	IRRIGATION	12.5
NW	SE	IRRIGATION	12.5
SW	SE	IRRIGATION	12.5
SE	SE	IRRIGATION	12.5

Section Acres 100

Total Acres 400

11. Place of use in counties: CAMAS

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

13. Other Water Rights Used:

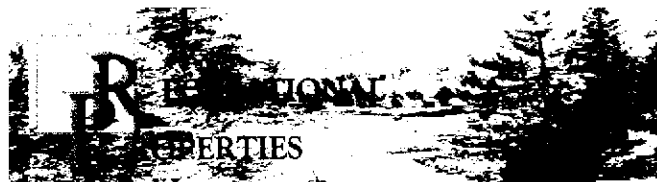
14. Remarks:

Priority date amended per claimant request. 10/15/01 SB.

Middle initial of Cynthia added per claimant request. DB 4/2/2002

ORIGINALLY CLAIMED 600 ACRES ON STATUTORY CLAIM...ACRES NOT SPECIFIED (SEE ATTACHED). THIS CLAIM REPRESENTS SECTIONS 15, 22 & 27 OF THE ORIGINAL STATUTORY CLAIM, WHICH IS A 300/600 PORTION OR 7.5 CFS. CLAIMANT ALSO ADDED 100 ACRES IN SECTION 28, WHICH SHOULD HAVE BEEN INCLUDED IN THE ORIGINAL STATUTORY CLAIM, AS WELL AS INSTREAM STOCK USE. ACTUAL LOCATION OF THE 400 ACRES WITHIN THOSE SECTIONS IS UNDETERMINED...ACRES DIVIDED EQUALLY AMONG QTRS INVOLVED. CLAIMANT WANTS ACRES DETERMINED IN FIELD EXAM.

15. Basis of Claim: Statutory Claim



ERLE B. BYRAM

P.O.BOX 204

GOODING, IDAHO 83330

www.idaholand4u.net

E-MAIL AT US2U4US@LTLINK.COM

(208) 934-4379



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 63-4278B
Date Received: 12/6/1989
Receipt No: S010596

Received By:

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

ERLE B BYRAM Phone: (208)934-4379
PO BOX 204
GOODING ID USA 83330

CYNTHIA BYRAM Phone: (208)934-4379
PO BOX 204
GOODING ID USA 83330

2. Date of Priority: 08/16/1916

3. Source: BOISE RIVER SOUTH FORK Trib. to: BOISE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot		County	Type
04N	13E	15	SW	NW	CAMAS	
04N	13E	22	SE	NW	CAMAS	

5. Description of diverting works:

DIVERSION DAMS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	6/01	10/01	7.5	
STOCKWATER	1/01	12/31	0.04	

7. Total Quantity Appropriated is:
7.5 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04N	13E	15	NW	NE	IRRIGATION	8.3
			SW	NE	IRRIGATION	8.3
			NE	NW	IRRIGATION	8.3
			NW	NW	IRRIGATION	8.3
			SW	NW	IRRIGATION	8.3
			SE	NW	IRRIGATION	8.3
			NE	SW	IRRIGATION	8.3
			NW	SW	IRRIGATION	8.3
			SW	SW	IRRIGATION	8.4
			SE	SW	IRRIGATION	8.4
			NW	SE	IRRIGATION	8.4
			SW	SE	IRRIGATION	8.4
04N	13E	22	NW	NE	IRRIGATION	8.3
			SW	NE	IRRIGATION	8.3
			NE	NW	IRRIGATION	8.3
			NW	NW	IRRIGATION	8.3
			SW	NW	IRRIGATION	8.3
			SE	NW	IRRIGATION	8.3
			NE	SW	IRRIGATION	8.3
			NW	SW	IRRIGATION	8.3
			SW	SW	IRRIGATION	8.4
			SE	SW	IRRIGATION	8.4
			NW	SE	IRRIGATION	8.4
			SW	SE	IRRIGATION	8.4
04N	13E	27	NW	NE	IRRIGATION	11.1
			NE	NW	IRRIGATION	11.1
			NW	NW	IRRIGATION	11.1
			SW	NW	IRRIGATION	11.1
			SE	NW	IRRIGATION	11.1
			NE	SW	IRRIGATION	11.1
			NW	SW	IRRIGATION	11.1
			SW	SW	IRRIGATION	11.1
			SE	SW	IRRIGATION	11.2
					Section Acres	100
04N	13E	28	NE	NE	IRRIGATION	12.5
			NW	NE	IRRIGATION	12.5
			SW	NE	IRRIGATION	12.5
			SE	NE	IRRIGATION	12.5
			NE	SE	IRRIGATION	12.5
			NW	SE	IRRIGATION	12.5
			SW	SE	IRRIGATION	12.5
			SE	SE	IRRIGATION	12.5
					Section Acres	100
					Total Acres	400

11. Place of use in counties: CAMAS

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

13. Other Water Rights Used:

14. Remarks:

Priority date amended per claimant request. 10/15/01 SB.

ORIGINALLY CLAIMED 600 ACRES ON STATUTORY CLAIM...ACRES NOT SPECIFIED (SEE ATTACHED). THIS CLAIM REPRESENTS SECTIONS 15, 22 & 27 OF THE ORIGINAL STATUTORY CLAIM, WHICH IS A 300/600 PORTION OR 7.5 CFS. CLAIMANT ALSO ADDED 100 ACRES IN SECTION 28, WHICH SHOULD HAVE BEEN INCLUDED IN THE ORIGINAL STATUTORY CLAIM, AS WELL AS INSTREAM STOCK USE. ACTUAL LOCATION OF THE 400 ACRES WITHIN THOSE SECTIONS IS UNDETERMINED...ACRES DIVIDED EQUALLY AMONG QTRS INVOLVED. CLAIMANT WANTS ACRES DETERMINED IN FIELD EXAM

15. Basis of Claim: Statutory Claim

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

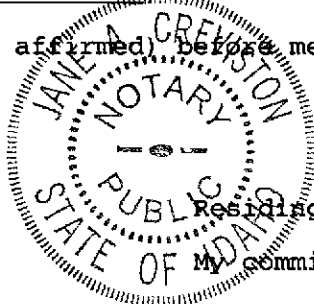
I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Cynthia C. Byrnes Date: 10-25-01
Cynthia C. Byrnes Oct 25, 2001 Date:

State of Idaho

County of Blaine

Subscribed and sworn (or affirmed) before me this 25th
of Oct, 2001



Jane A. Crewston
Notary Public

Residing at Hailey
My Commission Expires 3-22-05

1273

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: A63-04278B

Date Received: 11/16/1989

Receipt No: S010596

Received By:

RECEIVED

DEC 08 1989

Department of Water Resources
Western Regional Office

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name: ERLE B. BYRAM 208-934-4379
Address: P.O. BOX 204
GOODING, ID 83330

AND/OR

Name: CYNTHIA BYRAM 208-934-4379
Address: P.O. BOX 204
GOODING, ID 83330

2. Date of Priority: JUN 01, 1943

3. Source: BOISE RIVER, SOUTH FORK Trib. to: BOISE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
04N	13E	15	SW	NW			CAMAS
		22	SE	NW			CAMAS

5. Description of diverting works:
DIVERSION DAMS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	06/01	10/01	7.500		
STOCKWATER	01/01	12/31	0.040		

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

8. Total consumptive use is 1000.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/100 BEEF STOCK (INSTREAM STOCK USE)

A63-04278B

Page 1

Date: 12/06/89

MICROFILMED

AUG 20 1989

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
04N	13E	15	NW		NE		IRR	8.3
			SW		NE		IRR	8.3
			NE		NW		IRR	8.3
			NW		NW		IRR	8.3
			SW		NW		IRR	8.3
			SE		NW		IRR	8.3
			NE		SW		IRR	8.3
			NW		SW		IRR	8.3
			SW		SW		IRR	8.4
			SE		SW		IRR	8.4
			NW		SE		IRR	8.4
			SW		SE		IRR	8.4
Section Acres								100.0
		22	NW		NE		IRR	8.3
			SW		NE		IRR	8.3
			NE		NW		IRR	8.3
			NW		NW		IRR	8.3
			SW		NW		IRR	8.3
			SE		NW		IRR	8.3
			NE		SW		IRR	8.3
			NW		SW		IRR	8.3
			SW		SW		IRR	8.4
			SE		SW		IRR	8.4
			NW		SE		IRR	8.4
			SW		SE		IRR	8.4
Section Acres								100.0
		27	NW		NE		IRR	11.1
			NE		NW		IRR	11.1
			NW		NW		IRR	11.1
			SW		NW		IRR	11.1
			SE		NW		IRR	11.1
			NE		SW		IRR	11.1
			NW		SW		IRR	11.1
			SW		SW		IRR	11.1
			SE		SW		IRR	11.2
Section Acres								100.0
		28	NE		NE		IRR	12.5
			NW		NE		IRR	12.5
			SW		NE		IRR	12.5
			SE		NE		IRR	12.5

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	13E	28	NE	SE		IRR	12.5
			NW	SE		IRR	12.5
			SW	SE		IRR	12.5
			SE	SE		IRR	12.5
						Section Acres	100.0
						Total Acres	400.0

11. Place of use in counties: CAMAS

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

13. Other Water Rights Used:
NONE

14. Remarks:
ORIGINALLY CLAIMED 600 ACRES ON STATUTORY CLAIM...ACRES NOT SPECIFIED (SEE ATTACHED). THIS CLAIM REPRESENTS SECTIONS 15, 22 & 27 OF THE ORIGINAL STATUTORY CLAIM, WHICH IS A 300/600 PORTION OR 7.5 CFS. CLAIMANT ALSO ADDED 100 ACRES IN SECTION 28, WHICH SHOULD HAVE BEEN INCLUDED IN THE ORIGINAL STATUTORY CLAIM, AS WELL AS INSTREAM STOCK USE. ACTUAL LOCATION OF THE 400 ACRES WITHIN THOSE SECTIONS IS UNDETERMINED...ACRES DIVIDED EQUALLY AMONG QTRS INVOLVED. CLAIMANT WANTS ACRES DETERMINED IN FIELD EXAM.

15. Basis of Claim: STATUTORY CLAIM

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

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

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

16. Signature (s)

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

Number of attachments _____

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

Signature of Claimant (s) E. B. By

Date 11-15-89

Date _____

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

Title

of _____, that I have signed the foregoing

Organization

document in the space below as _____

Title

of _____

Organization

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

Signature of Authorized Agent _____

Title and Organization _____

Date _____

State of Idaho/or _____)

County of TF)

SS.

Subscribed and sworn (or affirmed) before me this

15th

day of

Nov

19

89

SEAL

Notary Public

Lois White

Residing at

TF

My Commission Expires

3/54

Please Print Name

17. Notice of Appearance:

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

Signature

E. B. By

Address _____

Date _____

Last Name _____

Ident. Number _____

Copies Microfilm 1

AUG 20 1992

Rec. 9-10-74 27

Claim No. 63-4278

Adj # A63-04278
6-6-88STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Section 42-225a, Idaho Code

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. The filing of this claim does not confirm the water right but will serve for information purposes only. It may, however, become the basis for future adjudication of the water right by the Court.

Notice is hereby given that Gary &/or Erle Byram
(name of claimant)
of 625 Colorado St., Gooding, Idaho, 83330
(mailing address), claims a right to the diversion and beneficial use of
the public water of the State of Idaho

The extent and nature of said claim is as follows:

- (1) Describe source of water: (name of stream, lake, spring, etc., or ground water) South Fork of Boise River
tributary to, Boise River
- (2) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

Amount	<u>15.0</u>	Use	<u>Irrigation</u>	Period of Use: From	<u>June 1</u>	To	<u>Oct. 1</u>
Amount		Use		Period of Use: From		To	
Amount		Use		Period of Use: From		To	
	(cfs, gpm or a/f)		(dom., irri., stock, etc.)				(both dates inclusive)

- (3) Total quantity of water claimed: 15.0 cubic feet per second, or _____ acre feet per annum, and/or _____ gallons per minute.

- (4) Priority claimed: (the date water was first applied to beneficial use) 1943

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 to this rule is that a claim may be filed on domestic use from a ground-water source.

- (5) A) Point of diversion: (give location of point where water is diverted from its source)

SW 1/4 NW 1/4, Sec. 15 Twp. 4 N Rge. 13 E B. M. County of Camas
Additional points of diversion: NW 1/4 SE 1/4, SE 1/4 NW 1/4 (2 points), Sec. 10 and SE 1/4 NW 1/4, Sec. 22,
Twp. 4 N, Rge. 13 E, B. M.

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. Diversion dams

- (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.

T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
4 N	13 E	10		X	X		X			X	X		X	X		X	X		100
		15		X	X		X	X	X	X	X	X	X	X		X	X		100
		22		X	X		X	X	X	X	X	X	X	X		X	X		100
		27		X			X	X	X	X	X	X	X	X					100
		34					X	X	X	X		X							100
		33	X		X	X									X	X	X	X	100

Total No. of acres 600

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

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AUG 20 1992

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT CLAIMS PROOF READING REPORT
(REGIONAL)

WR0728NP
(OD-124)

Water Right Number - 63-04278 Adj. Flag Translation: Standard Water Right Number Old (D) Number -
+ - - - - Last Name - - - - + + - First Name - - - + + - - - - Address - - - - - +
*** C - CURRENT OWNER ***
BYRAM GARY
1 - 625 COLORADO ST.
2 -
3 -
City- GOODING State- ID Zip- 83330
Phone -
1 - 625 COLORADO ST.
2 -
3 -
City- GOODING State- ID Zip- 83330
Phone -

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - - +
06/01/1943 14 S - STATUTORY CLAIM
+ - - Source - - - - - + + - - - - Tributary - - - - - +
BOISE RIVER, SOUTH FORK BOISE RIVER

Twn	Rng	Sec	Tract	Lot	Rflg	County	Point of Diversion	Diversion Rate	Diversion Volume
04N	13E	10	SE NW	(25)	CAMAS				
04N	13E	10	NW SE	(25)	CAMAS				
04N	13E	15	SW NW	(25)	CAMAS				
04N	13E	22	SE NW	(25)	CAMAS				

+ - - Code Description Period From Period To Water Use Diversion Rate Diversion Volume
01 - IRRIGATION 06/01 10/01 15.000
+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
15.000

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Code	Description	County
04N	13E	10	NW NE			01	IRRIGATION	(25)	CAMAS
04N	13E	10	SW NE			01	IRRIGATION	(25)	CAMAS
04N	13E	10	NE NW			01	IRRIGATION	(25)	CAMAS
04N	13E	10	SE NW			01	IRRIGATION	(25)	CAMAS
04N	13E	10	NE SW			01	IRRIGATION	(25)	CAMAS
04N	13E	10	SW SW			01	IRRIGATION	(25)	CAMAS
04N	13E	10	SE SW			01	IRRIGATION	(25)	CAMAS
04N	13E	10	NW SE			01	IRRIGATION	(25)	CAMAS
04N	13E	10	SW SE			01	IRRIGATION	(25)	CAMAS
04N	13E	15	NW NE			01	IRRIGATION	(25)	CAMAS
04N	13E	15	SW NE			01	IRRIGATION	(25)	CAMAS
04N	13E	15	NE NW			01	IRRIGATION	(25)	CAMAS

Water right number - 63-04278 Adj. flag translation: Standard Water Right Number

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Description	County
04N	13E	15	NW NW	01	01	IRRIGATION	(25) CAMAS	(25) CAMAS
04N	13E	15	SW NW	01	01	IRRIGATION	(25) CAMAS	(25) CAMAS
04N	13E	15	SE NW	01	01	IRRIGATION	(25) CAMAS	(25) CAMAS
04N	13E	15	NE SW	01	01	IRRIGATION	(25) CAMAS	(25) CAMAS
04N	13E	15	NW SW	01	01	IRRIGATION	(25) CAMAS	(25) CAMAS
04N	13E	15	SW SW	01	01	IRRIGATION	(25) CAMAS	(25) CAMAS
04N	13E	15	SE SW	01	01	IRRIGATION	(25) CAMAS	(25) CAMAS
04N	13E	15	NW SE	01	01	IRRIGATION	(25) CAMAS	(25) CAMAS
04N	13E	15	SW SE	01	01	IRRIGATION	(25) CAMAS	(25) CAMAS
04N	13E	15	NE NE	01	01	IRRIGATION	(25) CAMAS	(25) CAMAS
04N	13E	15	SW NE	01	01	IRRIGATION	(25) CAMAS	(25) CAMAS
04N	13E	22	NW NE	01	01	IRRIGATION	(25) CAMAS	(25) CAMAS
04N	13E	22	SW NE	01	01	IRRIGATION	(25) CAMAS	(25) CAMAS
04N	13E	22	NW NW	01	01	IRRIGATION	(25) CAMAS	(25) CAMAS
04N	13E	22	SW NW	01	01	IRRIGATION	(25) CAMAS	(25) CAMAS
04N	13E	22	NE SW	01	01	IRRIGATION	(25) CAMAS	(25) CAMAS
04N	13E	22	NW SW	01	01	IRRIGATION	(25) CAMAS	(25) CAMAS
04N	13E	22	SE SW	01	01	IRRIGATION	(25) CAMAS	(25) CAMAS
04N	13E	22	NW SE	01	01	IRRIGATION	(25) CAMAS	(25) CAMAS
04N	13E	22	SW SE	01	01	IRRIGATION	(25) CAMAS	(25) CAMAS
04N	13E	27	NW NE	01	01	IRRIGATION	(25) CAMAS	(25) CAMAS
04N	13E	27	SW NE	01	01	IRRIGATION	(25) CAMAS	(25) CAMAS
04N	13E	27	NW NW	01	01	IRRIGATION	(25) CAMAS	(25) CAMAS
04N	13E	27	SW NW	01	01	IRRIGATION	(25) CAMAS	(25) CAMAS
04N	13E	27	NE SW	01	01	IRRIGATION	(25) CAMAS	(25) CAMAS
04N	13E	27	NW SW	01	01	IRRIGATION	(25) CAMAS	(25) CAMAS
04N	13E	27	SE SW	01	01	IRRIGATION	(25) CAMAS	(25) CAMAS
04N	13E	27	NW SE	01	01	IRRIGATION	(25) CAMAS	(25) CAMAS
04N	13E	27	SW SE	01	01	IRRIGATION	(25) CAMAS	(25) CAMAS
04N	13E	33	NE NE	01	01	IRRIGATION	(25) CAMAS	(25) CAMAS
04N	13E	33	SW NE	01	01	IRRIGATION	(25) CAMAS	(25) CAMAS
04N	13E	33	SE NE	01	01	IRRIGATION	(25) CAMAS	(25) CAMAS
04N	13E	33	NW SE	01	01	IRRIGATION	(25) CAMAS	(25) CAMAS
04N	13E	33	SW SE	01	01	IRRIGATION	(25) CAMAS	(25) CAMAS
04N	13E	33	NE NW	01	01	IRRIGATION	(25) CAMAS	(25) CAMAS
04N	13E	34	SW NW	01	01	IRRIGATION	(25) CAMAS	(25) CAMAS
04N	13E	34	NE NW	01	01	IRRIGATION	(25) CAMAS	(25) CAMAS
04N	13E	34	NW NW	01	01	IRRIGATION	(25) CAMAS	(25) CAMAS
04N	13E	34	SW NW	01	01	IRRIGATION	(25) CAMAS	(25) CAMAS
04N	13E	34	SE NW	01	01	IRRIGATION	(25) CAMAS	(25) CAMAS
04N	13E	34	NW SW	01	01	IRRIGATION	(25) CAMAS	(25) CAMAS

Total Acres:

+ - - Diversion Means -

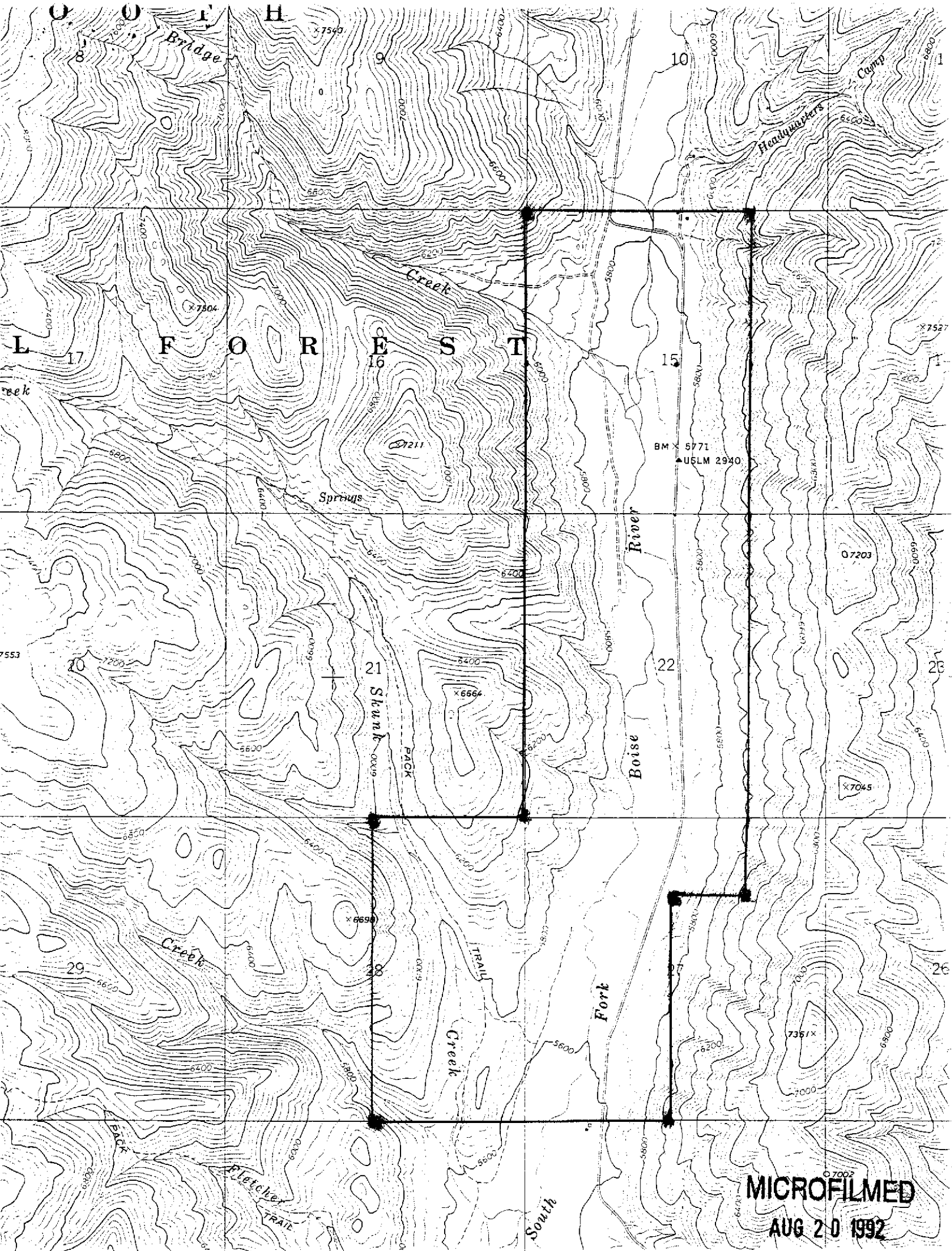
MICROFILMED

AUG 26 1992

• + - - - Non-Irrigation Use -

MICROFILMED
AUG 20 1992

Water right number - 63-04278	Adj. flag translation: Standard Water Right Number
+ - - Other Rights for Same Use -	
+ - - - - -	Remarks - - - - -
	AC. IRR.=600.
	2 P/U IN SENW, S 10, T4N, R13E.
+ - - - - -	Conditions of Approval - - - - -
	No Conditions of Approval found.
+ - - - - Decree Plaintiff - - - +	+ - - - - Decree Defendant - - - +
	+ - - Decree Date - +
	00/00/0000
+ - - Audit Fields -	
+ - - - - -	Water Rights Dates and Flags Area - - - - -
	Proof Due Date - 00/00/0000
	Approved/Denied - 00/00/0000
	Proof Made Date - 00/00/0000
	Start Work Date - 00/00/0000
	Order Show Cause - 00/00/0000
	Licensed Date - 00/00/0000
	Decree Date - 00/00/0000
	Field Exam Made - 00/00/0000
	Protested Date - 00/00/0000
	Hearing Date - 00/00/0000
	Verified Date - 01/28/1985
	Receipt Number -
	Appl Received - 00/00/0000
	Field Exam Fee -
	Swan Falls -
	Temporary Right - P
	DLE/Carey Act -
	Water District -
	Transfer/Amended -



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)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 63-04278B

2003 OCT 15 PM 1:00

DISTRICT COURT-SREA
TWIN FALLS CO. IDAHO
FILED

NAME AND ADDRESS: CYNTHIA C BYRAM
ERLE B BYRAM
PO BOX 204
GOODING, ID 83330

SOURCE: SOUTH FORK BOISE RIVER TRIBUTARY: BOISE RIVER

QUANTITY: 1.81 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE SHALL
NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 08/16/1916

POINT OF DIVERSION: T04N R13E S22 SESW Within Camas County
S27 SWNW
NWSW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-15 TO 10-31	1.78 CFS
	Stockwater	01-01 TO 12-31	0.03 CFS

PLACE OF USE:	Irrigation		Within Camas County
	T04N R13E S22	SESW 4.5	
	S27	NENW 12.0	NWNW 5.7
		SWNW 6.2	NWSW 21.0
		SWSW 24.0	
	S28	SESE 0.7	
	S33	NENE 9.8	
	S34	NWNW 4.9	
	88.8 Acres Total		

Stockwater	Within Camas County
Same as Irrigation	

ALL PLACES OF USE ARE ON PRIVATE LAND WITHIN MINERAL SURVEY (MS)
2940.

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL
USE.

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. I.C. SECTION 42-1412(6).

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

RIGHT NUMBER: 63-4278B

NAME AND ADDRESS:

CYNTHIA C BYRAM
PO BOX 204
GOODING ID 83330

ERLE B BYRAM
PO BOX 204
GOODING ID 83330

SOURCE: BOISE RIVER SOUTH FORK Tributary: BOISE RIVER

QUANTITY: 1.810 CFS ~~1.460 CFS~~

The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.

PRIORITY DATE: 08/16/1916

POINT OF DIVERSION:

T04N R13E S22 SESW
Within CAMAS County

T04N R13E S27 SNNW
Within CAMAS County

T04N R13E S27 NWSW
Within CAMAS County

PURPOSE AND PERIOD OF USE:	Purpose of use	Period of use:	Quantity:
IRRIGATION		04/15 10/31	<u>1.780 CFS</u>
			~~1.460 CFS~~
STOCKWATER		01/01 12/31	0.030 CFS

PLACE OF USE: IRRIGATION within CAMAS County

T04N R13E S22 SESW 4.5
T04N R13E S27 NENW 12.0
T04N R13E S27 NNNW 5.7
T04N R13E S27 SNNW 6.2
T04N R13E S27 NWSW 21.0
T04N R13E S27 SWSW 24.0
T04N R13E S28 SESE 0.7
T04N R13E S33 NENE 9.8
T04N R13E S34 NNNW 4.9

STOCKWATER Same As IRRIGATION

88.8 ACRES TOTAL

~~73.4 ACRES TOTAL~~

All places of use are on private land within Mineral Survey (MS) 2940.

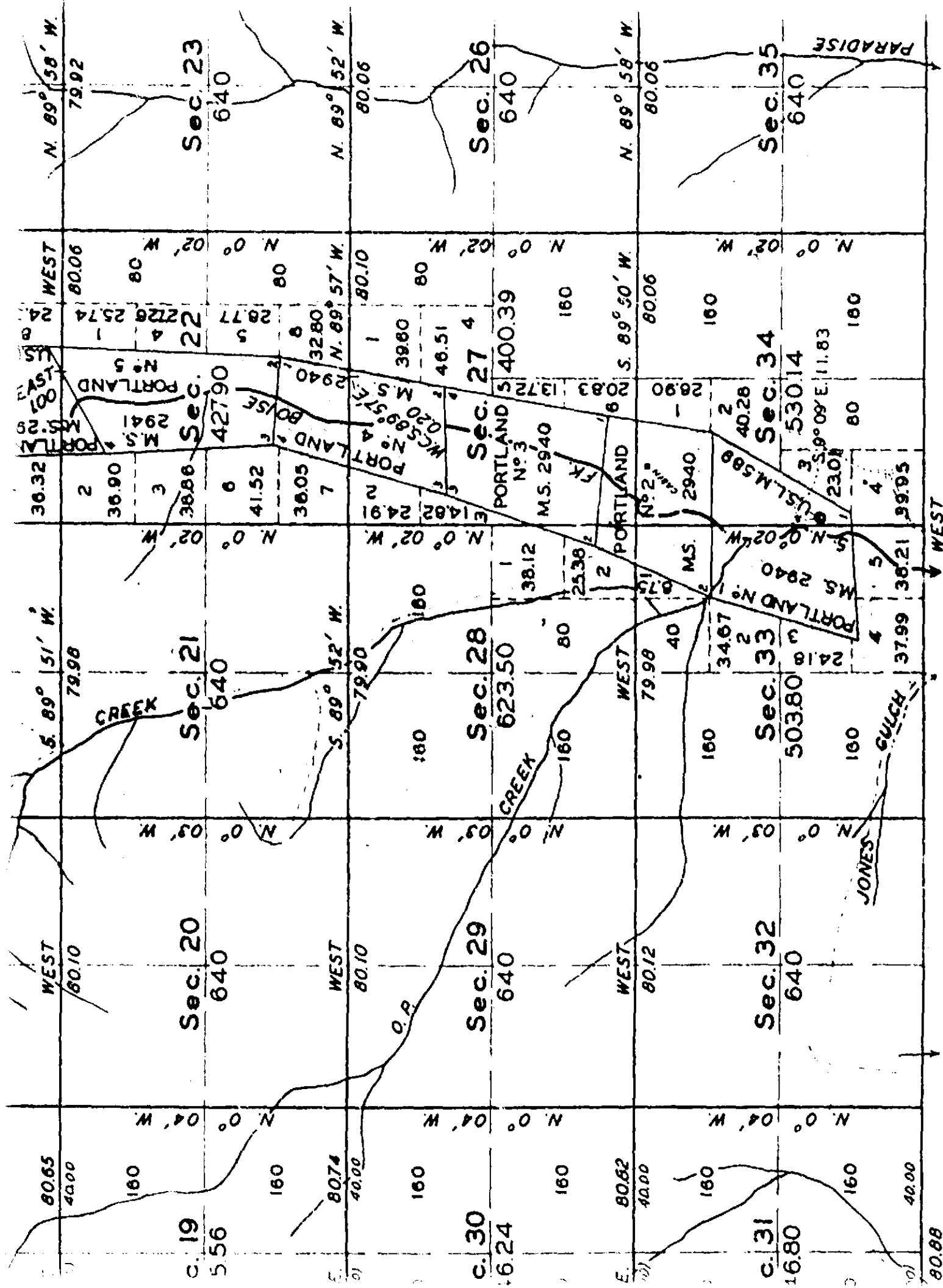
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

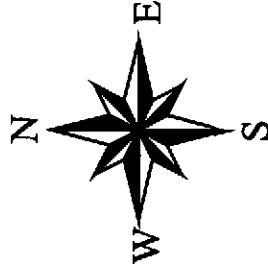
Stockwater is for 100 range cattle.



IDAHO DEPARTMENT OF WATER RESOURCES

Claim: 63-4278b
Date Prepared: 07-03-03
Prepared By: Gene Gibson

T04N, R13E
S22,27,28,33,34



③ Point of Diversion

Place of use

Section

1/4 1/4

88.8 acres

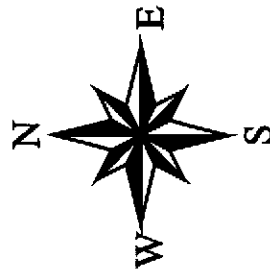
1987 NAPP



IDAHO DEPARTMENT OF WATER RESOURCES

Claim: 63-4278b
Date Prepared: 07-03-03
Prepared By: Gene Gibson

T04N, R13E
S22,27,28,33,34



● Point of Diversion

Place of use

Section

1/4 1/4

1987 NAPP

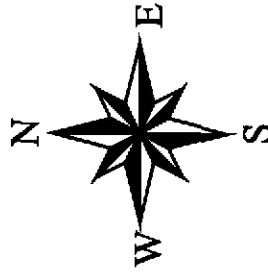


0 0.2 0.4 0.6 0.8 1 1.2 1.4 1.6 Miles

IDAHO DEPARTMENT OF WATER RESOURCES

Claim: 63-4278b
Date Prepared: 07-03-03
Prepared By: Gene Gibson

T04N, R13E
S22,27,28,33,34



① Point of Diversion

Place of use

Section

1/4 1/4

1987 NAPP



0 0.2 0.4 0.6 0.8 1 1.2 1.4 1.6 Miles



RECEIVED

JAN 30 2003

Department of Water Resources

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

A. Subcase _____

(insert water right number)

Case No. 39576

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: ERIK B BYRAMAddress: P.O. Box 204Goodway, Idaho 83330Daytime Phone: (208) 934-4379

Name & Address of Attorney, if any:

ME!

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: ERIK B BYRAMAddress: SAME AS ABOVE

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address**
Should be: _____
2. ☐ **Source**
Should be: _____
3. ☒ **Quantity**
Should be: 165" of water
4. ☐ **Priority Date**
Should be: _____
5. ☐ **Point(s) of Diversion**
Should be: _____
6. ☐ **Instream Flow Description**
Should be: _____
7. ☐ **Purpose(s) of Use**
Should be: _____
8. ☐ **Period of Year**
Should be: _____
9. ☐ **Place of Use**
Should be: _____

11. I object because:

- ☐ This water right should not exist.
- ☐ This water right was not recommended, but should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTION(S):

will show cause
@ trial

F.

VERIFICATION (Must be Completed)

State of Idaho)

County of Twin Falls) ss.

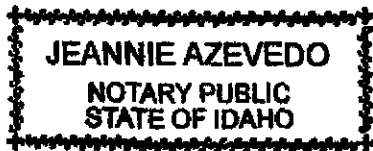
Erk B. Byram, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

Erk B. Byram
(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: 1-28-03



Jeannie Azevedo
Notary Public for Idaho
Residing at: Buhl
My Commission Expires: 5/26/06

RECEIVED

JAN 30 2003

Department of Water Resources

**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)

A. Subcase _____

(insert water right number)

Case No. 39576)

**STANDARD FORM 1
OBJECTION**

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTINGName: ERIK B BYRAMAddress: P.O. Box 204Gooding, Idaho 83330Daytime Phone: (208) 934-4379

Name & Address of Attorney, if any:

ME!

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORTName: ERIK B BYRAMAddress: SAME AS ABOVE

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address**
Should be: _____
2. ☐ **Source**
Should be: _____
3. ☐ **Quantity**
Should be: _____
4. ☐ **Priority Date**
Should be: _____
5. ☐ **Point(s) of Diversion**
Should be: _____
6. ☐ **Instream Flow Description**
Should be: _____
7. ☐ **Purpose(s) of Use**
Should be: _____
8. ☐ **Period of Year**
Should be: _____
9. ☐ **Place of Use**
Should be: _____

11. I object because:

- ☐ This water right should not exist.
- ☐ This water right was not recommended, but should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTION(S): _____

F.

VERIFICATION (Must be Completed)

State of Idaho

County of Twin Falls)ss.

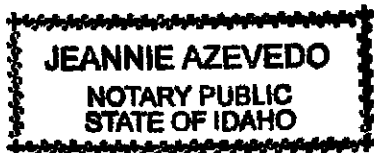
Erk B. Pyrami, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

Erk B. Pyrami
(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: 1-28-03



Jeannie Azevedo
Notary Public for Idaho
Residing at: Bur
My Commission Expires: 5/26/06

RECEIVED
JAN 30 2003

INSTRUCTIONS FOR MAILING

Department of Water Resources

You must mail the objection, to the Clerk of the Court. **FAX filings will not be accepted.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on 1-28-03, 1993, I mailed the original and copies of this objection, including all attachments, to the following persons:

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. One copy to the claimant of the water right at the following address:

Name:

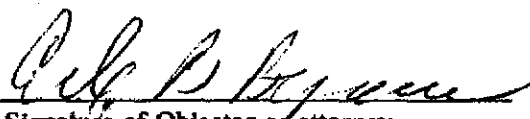
Address:

3. 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


Signature of Objector or attorney
mailing on Objector's behalf

owner

04/02/2002

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

RIGHT NUMBER: 63-4278B
NAME AND ADDRESS: ERLE B BYRAM
PO BOX 204
GOODING ID 83330

CYNTHIA C BYRAM
PO BOX 204
GOODING ID 83330

SOURCE: SOUTH FORK BOISE RIVER TRIBUTARY: BOISE RIVER

QUANTITY: 1.46 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE SHALL NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 08/16/1916

POINT OF DIVERSION:

T04N R13E S22 SESW Within CAMAS County

T04N R13E S27 SWNW Within CAMAS County

T04N R13E S27 NWSW Within CAMAS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	1.460 CFS
STOCKWATER	01/01 12/31	0.030 CFS

PLACE OF USE: IRRIGATION Within CAMAS County

T04N R13E S22	SESW	4.5	T04N R13E S27	NENW	12.0
T04N R13E S27	NWNW	5.7	T04N R13E S27	SWNW	6.2
T04N R13E S27	NWSW	21.0	T04N R13E S27	SWSW	24.0

STOCKWATER same as IRRIGATION

73.4 ACRES TOTAL

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. THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: Beneficial Use

STOCKWATER IS FOR 100 RANGE CATTLE.

Claim No(s): 63-4278b
T04N, R13E, S 22,
27, 28

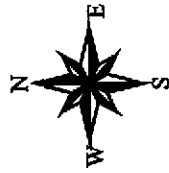
Prepared by: Sue Bock
Date: 7/25/2001

☐ Place of Use

☒ Point of Diversion

☐ Section lines

☐ 1/4 1/4 lines



600 0 600 1200 Feet



1987 NIAPP Photo

contest, see attach letter

02/28/2002

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: April 5, 2002

Water right number: 63-4278B

ERLE B BYRAM
PO BOX 204
GOODING ID 83330
Telephone Number: (208) 934-4379

CYNTHIA BYRAM
PO BOX 204
GOODING ID 83330
Telephone Number: (208) 934-4379

RECEIVED

APR 02 2002

WATER RESOURCES
WESTERN REGION

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

enclosed

2. Describe the changes you wish to make in the proposed recommendation:

enclosed

3. Give a brief explanation as to why you disagree with these portions:

enclosed

☐ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 3-25-2002 SIGNATURE: *Erle B Byram*

Please print your name: ERLE B BYRAM

Claim No(s): 63-4278b

T04N, R13E, S 22,

27, 28 *see point of diversion*

Prepared by: Sue Bock

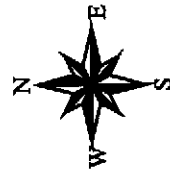
Date: 7/25/2001

☐ Place of Use

☒ Point of Diversion

☐ Section lines

☐ 1/4 1/4 lines



1987 NAPP Photo

Skunk Creek Rd.
10-20 acre my land.

02/28/2002

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER S

RECEIVED
APR 02 2002
WATER RESOURCES
WESTERN REGION

RIGHT NUMBER: 63-4278B
NAME AND ADDRESS: ERLE B BYRAM
PO BOX 204
GOODING ID 83330
CYNTHIA BYRAM
PO BOX 204
GOODING ID 83330

SOURCE: SOUTH FORK BOISE RIVER TRIBUTARY: BOISE RIVER

QUANTITY: 1.460 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE SHALL NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 08/16/1916

POINT OF DIVERSION:

T04N R13E S22 SESW Within CAMAS County
T04N R13E S27 SNNW Within CAMAS County
T04N R13E S27 NWSW Within CAMAS County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/15 10/31	1.460 CFS
STOCKWATER	01/01 12/31	0.030 CFS

PLACE OF USE: IRRIGATION Within CAMAS County

T04N R13E S22	SESW	4.5	T04N R13E S27	NENW	12.0
T04N R13E S27	NWNW	5.7	T04N R13E S27	SNNW	6.2
T04N R13E S27	NWSW	21.0	T04N R13E S27	SWSW	24.0

STOCKWATER same as IRRIGATION

73.4 ACRES TOTAL

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.

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use
STOCKWATER IS FOR 100 RANGE CATTLE.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

April 2, 2002

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Erle B Byram
PO Box 204
Gooding, Idaho 83330

Re: Contest of water rights

Dear Erle:

I received the copies of letters that you want submitted to the court and your notice of error reply letters. As I had mentioned to you, the department will not send out the recommendations to the court until mid to late May. Before that time, there is nothing for you to object to. Once the court has received the department's recommendation, you will receive another packet of information from the court showing the departments recommendation. At that time you can file an objection, I have included the objection form for your review. You will need a separate form for every objection you wish to make.

When you file your objection, you need not send in any additional information, as the court will not be reviewing it, rather our staff will contact you to set up a preliminary meeting to attempt to resolve the objection. If after meeting we are unable to come up with a solution that you feel is beneficial, a date will be set with an officer from the court and you will present any information pertinent to your claims.

At this time we will be able to add the middle initial of "C" to Cynthia's name. When showing the source and tributary, we must follow the nomenclature set forth by the USGS; I have enclosed a copy of the map showing their spelling of Little Smoky Creek.

Let me know if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read 'Sue Bock', written in a cursive style.

Sue Bock
Sr. Water Resource Agent

Please Refer to the Court!!

I contest!

Erle B. Byram 3-25-1002

September 26, 2001

RECEIVED

APR - 1 2002

RE: Adjudication of Water Rights

Dear Sir or Madam:

Department of Water Resources

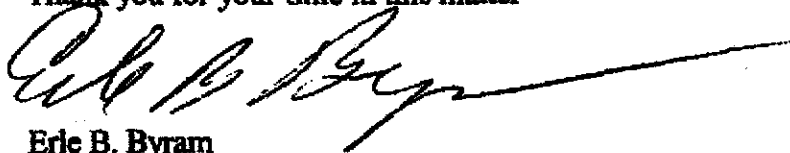
I am writing this letter to ask that the Affidavit signed by myself be rescinded and my water rights be restored back to me. The Affidavit was prepared in me and my wife, Cindy's names. The copy I have has only been signed by myself and there is no dated date on the Affidavit. Idaho is a community property state and the fact that Cindy did not sign the Affidavit may void said Affidavit, even though Melvin Gene Gibson signed and sealed his notary stamp saying he witnessed both signatures.

I am enclosing letters dated August 14, 1997 from the State of Idaho, Department of Water Resources and also from Department of the Army, Corps of Engineers. My discussion with the Department of Water Resources was the liability of the water and that my water rights probably dated back in the 1940's and were not worth much. At that time, they suggested that I give up my rights. They also felt that if I would remove the dams that have been used since 1916, they would not fine me the \$10,000.00 per day and let the issue die. Since that time I have done some research in the County records and found that the water rights date back as far as the early 1900's.

It is no secret that John Faulkner has dammed up Little Smokey for his use and this issue is still being debated. I had a conversation with Gene Gibson and was told that I could probably have diverted water in the same or similar way that John Faulkner has and not given up my water rights. I feel that all options were not presented to me at the time we were asked to sign the Affidavit giving up the water rights. I also feel that Mr. Gregory J. Martinez, Regulatory Project Manager of the Department of the Army made an error in his letter dated August 14, 1997 since I have an aerial photo that shows the river where it has been for the last 90 years or so. I am, therefore, asking that my water rights be reinstated and I would like to transfer those water rights over to the Boise Valley.

I would appreciate a meeting with your counsel in your office at your earliest convenience to discuss the contents of this letter and also to figure out a resolution.

Thank you for your time in this matter



Erle B. Byram

Enclosures

RECEIVED

APR 02 2002

WATER RESOURCES
WESTERN REGION



REPLY TO
ATTENTION OF:

DEPARTMENT OF THE ARMY
WALLA WALLA DISTRICT, CORPS OF ENGINEERS
LUCKY PEAK PROJECT OFFICE
HC-33 BOX 1020
BOISE, IDAHO 83706-9302
August 14, 1997

Operations Division

SUBJECT: NWW No. 972101680

Mr. Erle Byram
P.O. Box 160
Fairfield, Idaho 83327

Dear Mr. Byram:

This is to confirm what was agreed to today during the meeting held at Idaho Department of Water Resources regarding the fill that was placed at the point of diversion on the South Fork Boise River.

On or about early June of this year, you called me by telephone and asked if a permit was needed for you to back fill the head of an irrigation ditch. You stated you wanted to give up your water right because of the liability it posed during spring high flows. I told you if this was a constructed irrigation ditch that you could back fill it without any approval from the Corps of Engineers. You stated as far as you knew this was a constructed ditch.

On July 23, 1997, I met with you and we inspected the work you had done at the head of the irrigation ditch. After looking at the ditch, I was not sure if this was indeed an irrigation ditch or a natural channel which had been modified to carry irrigation water. I told you I would do some checking by reviewing as many aerial photographs as I could find. I found a 1959 aerial photo of the project site from the City of Fairfield and a 1977 and 1992 aerial photo from the Fairfield Ranger District. Based on a review of these photo's, I have determined that the irrigation ditch in which fill was placed was the main channel of the South Fork Boise River in 1959. Sometime prior to 1977, the river started to change it's course and by 1992 the river had completed it's course change. This left the original channel as a side channel and therefore, a jurisdictional natural channel. The work that was done, therefore, required a permit from this office prior to conducting the work.

Because of the circumstances involving this work, i.e., confusion about it being an irrigation ditch and informing you if it was an irrigation ditch a permit was not required, I do not think it's appropriate to pursue this as an enforcement action.

Furthermore, since you have agreed to remove the fill, there is definitely no reason to take an enforcement action.

As we agreed to today, I will meet you on-site on August 18, 1997, around 12:30 pm at which time the fill will be removed. Once this has been accomplished, this matter will be resolved.

I appreciate your cooperation in resolving this matter. If you have any questions, please contact me by writing to the above address or phone 208-343-0671.

Sincerely,

A handwritten signature in cursive script, reading "Gregory J. Martinez".

Gregory J. Martinez
Regulatory Project Manager

RECEIVED

APR - 1 2002

Department of Water Resources

September 26, 2001

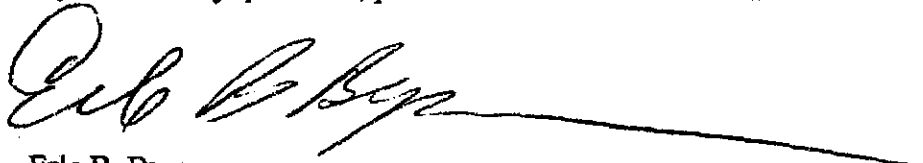
RE: Water Transfer

To Whom It May Concern:

I would like to transfer all my water rights that I have acquired on the South Fork of the Boise River. At this time, my water rights are being adjudicated, so I have no idea where, when and who will purchase said water rights.

I have enclosed all of the legal documentation that is needed to complete this transfer.

If you have any questions, please do not hesitate to contact me.

A handwritten signature in cursive script, appearing to read "Erle B. Byram", followed by a long horizontal line extending to the right.

Erle B. Byram
P.O. Box 204
Gooding, Idaho 83330
(208) 934-4379



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

October 4, 2001

Erle B. Byram
PO Box 204
Gooding ID 83330

*Steve's letter
in response to
9-26-2001 letter
for transfer of
rights to the Boise
Valley*

Re: Application for Transfer

Dear Mr. Byram:

Your application for transfer is returned. It is not acceptable as filed. Enclosed is an information package to help you file an acceptable transfer application.

Department staff can answer your questions about the transfer process but cannot help you complete the application. Due to the backlog of existing work to complete, staff must focus on processing water right filings such as your transfer instead of preparing and then processing the applications. Please refer to the list of consultants if you need assistance in preparing an acceptable transfer filing. A filing fee based on the amount of water to be transferred is also required.

A transfer applicant must identify the specific changes proposed in the application. Normal transfer approval includes a condition requiring the proposed change to be completed within one year of the approval date of the transfer. Perhaps your situation is not suitable for a transfer application at this time.

Please contact this office if you have any questions about the transfer process.

Sincerely,

Steve Lester
Water Rights Supervisor

Enclosure

September 26, 2001

See beneficial use dates on the South Fork of the Boise River. All of these same times and dates, the land was used for horse pasture and mining. Dated August 16, 1916 and all land is situated in Portland Group of Placer Mining Claims embracing Portland No. 1 thru 8.

Sincerely,

A handwritten signature in cursive script, appearing to read "Erle B. Byram", followed by a long horizontal flourish line extending to the right.

Erle B. Byram

Enclosures

September 25, 2001

RE: Water Rights

Please find enclosed copies of Deeds from patent forward per your request. It looks as though the beneficial use of the water may go back as far as August 16, 1916. The enclosed copies of Deeds are from the Camas County Courthouse and show the transfer of water rights from Deed to Deed.

Deed into Universal Engineering Construction & Power Company -- 8/16/16

Deed into W. R. Morris -- 6/17/22

Deed into W. R. Teller -- 2/23/43

Deed into Harry C. Byram -- 5/12/44

If you have any questions, please do not hesitate to contact me.

Thank you.



Erle B. Byram

P.O. Box 204

Gooding, Idaho 83330

(208) 934-4379

02/20/2002

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

RIGHT NUMBER: 63-4278B
NAME AND ADDRESS: ERLE B BYRAM
PO BOX 204
GOODING ID 83330

CYNTHIA BYRAM
PO BOX 204
GOODING ID 83330

SOURCE: SOUTH FORK BOISE RIVER TRIBUTARY: BOISE RIVER

QUANTITY: 1.46 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE SHALL NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 08/16/1916

POINT OF DIVERSION:

T04N R13E S22 SESW Within CAMAS County
T04N R13E S27 SWNW Within CAMAS County
T04N R13E S27 NWSW Within CAMAS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	1.460 CFS
STOCKWATER	01/01 12/31	0.030 CFS

PLACE OF USE: IRRIGATION Within CAMAS County

T04N R13E S22	SESW	4.5	T04N R13E S27	NENW	12.0
T04N R13E S27	NWNW	5.7	T04N R13E S27	SWNW	6.2
T04N R13E S27	NWSW	21.0	T04N R13E S27	SWSW	24.0

STOCKWATER same as IRRIGATION

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. THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: Beneficial Use

STOCKWATER IS FOR 100 RANGE CATTLE.

September 26, 2001
RECEIVED

OCT 04 2001

**WATER RESOURCES
WESTERN REGION**

RE: Adjudication of Water Rights

Dear Sir or Madam:

I am writing this letter to ask that the Affidavit signed by myself be rescinded and my water rights be restored back to me. The Affidavit was prepared in me and my wife, Cindy's names. The copy I have has only been signed by myself and there is no dated date on the Affidavit. Idaho is a community property state and the fact that Cindy did not sign the Affidavit may void said Affidavit, even though Melvin Gene Gibson signed and sealed his notary stamp saying he witnessed both signatures.

I am enclosing letters dated August 14, 1997 from the State of Idaho, Department of Water Resources and also from Department of the Army, Corps of Engineers. My discussion with the Department of Water Resources was the liability of the water and that my water rights probably dated back in the 1940's and were not worth much. At that time, they suggested that I give up my rights. They also felt that if I would remove the dams that have been used since 1916, they would not fine me the \$10,000.00 per day and let the issue die. Since that time I have done some research in the County records and found that the water rights date back as far as the early 1900's.

It is no secret that John Faulkner has dammed up Little Smokey for his use and this issue is still being debated. I had a conversation with Gene Gibson and was told that I could probably have diverted water in the same or similar way that John Faulkner has and not given up my water rights. I feel that all options were not presented to me at the time we were asked to sign the Affidavit giving up the water rights. I also feel that Mr. Gregory J. Martinez, Regulatory Project Manager of the Department of the Army made an error in his letter dated August 14, 1997 since I have an aerial photo that shows the river where it has been for the last 90 years or so. I am, therefore, asking that my water rights be reinstated and I would like to transfer those water rights over to the Boise Valley.

I would appreciate a meeting with your counsel in your office at your earliest convenience to discuss the contents of this letter and also to figure out a resolution.

Thank you for your time in this matter



Erle B. Byram

Enclosures

IN THE MATTER OF:)
ABANDONMENT OF A PORTION)
WATER RIGHT NO. 63-04278)
BY ERLE B. BYRAM AND)
CYNTHIA BYRAM)

AFFIDAVIT

State of Idaho)
County of Ada)

ERLE B. BYRAM AND CYNTHIA BYRAM, being first duly sworn,
depose and say:

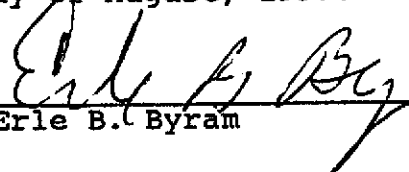
We once owned portions of Sections 22 and 27, T04N, R13E,
Boise Meridian. The lands are adjacent to the South Fork of the
Boise River.

We subdivided and sold portions of the property in Sections 22
and 27 located on the east side of the main river channel. When we
conveyed the property, we reserved all water rights to ourselves.

The lands that we sold were irrigated by a diversion from a
side channel of the South Fork of the Boise River, located in the
SE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 22, T04N, R13E, Boise Meridian. We no longer
need to divert water from the point of diversion upon lands that we
sold and withheld the water rights at the time of sale.

By this affidavit, we abandon that portion of water right no.
63-04278 diverted from a point of diversion at the SE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ of
Sec. 22, T04N, R13E, and all the lands irrigated by this diversion
on the east side of the South Fork of the Boise River, located in
the E $\frac{1}{2}$ SW $\frac{1}{4}$, the W $\frac{1}{2}$ SE $\frac{1}{4}$, Section 22, and the E $\frac{1}{2}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, Section 27,
all located within T04N, R13E, Boise Meridian.

DATED THIS _____ day of August, 1997.


Erle B. Byram

Cynthia Byram

Erle B. Byram and Cynthia Byram appeared before me this day,
and acknowledged that the above is true and correct.


(Notary Public)

Residing at _____
My Commission Expires _____

Melvin Gene Gibson, Notary Public
Residing at Boise, Idaho
My Commission Expires September 23, 2000



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

August 14, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

Erle B. Byram
P.O. Box 204
Gooding, Idaho 83330

*Page 1/2 for
Affidavit*

RE: Notice of Violation #63-S-1273
Violation of Section 42-3813, Idaho Code.

Dear Mr. Byram:

The Idaho Department of Water Resources (IDWR) has determined that you are in violation of Idaho's Stream Protection Act Idaho Code, Section 42-3801 et seq. The violation is associated with (1) the degradation of the bed and banks by blocking natural flow of a high flow channel of the South Fork of the Boise River, Tributary to Boise River, within Section 22, Twp. 04N, Rge. 13E, and (2) alteration of a stream channel without a permit. The above described action(s) constitutes a violation of I.C. § 42-3803.

Under Idaho Code, Section 42-3813, the director of IDWR may commence an administrative enforcement action to obtain restoration, mitigation and a civil penalty not to exceed \$10,000.00 to remedy the damage caused by the violation.

However, due to the minimal damage to the stream channel and your agreement to the restoration plan and time frame offered by the Corp of Engineers during the meeting at IDWR's Western Regional Office with yourself, IDWR, and COE on August 14, 1997. IDWR intends not to seek a civil penalty at this time if you comply with all the mitigation measures to restore the stream channel and in the time frame required by COE.

If you object to any provision in this notice, you have the opportunity to schedule a compliance conference to discuss the violation with IDWR. Your written request must be received at this office within 15 days of receipt this notice. Failure to comply with the requirements of this notice will be cause for IDWR to initiate a civil enforcement action through the Attorney General in district court.

Page 2
63-S-1273

If you have any questions, please contact Gene Gibson at 334-2266 extension 109 or Western Regional office, 2735 Airport Way, Boise, Idaho 83705-5082.

Sincerely,


Gary Spackman

GS:gg

cc: IDFG, C of E (Boise), John Holman, Ervin Ballou

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OCT 04 2001

WATER RESOURCES
WESTERN REGION

September 26, 2001

See beneficial use dates on the South Fork of the Boise River. All of these same times and dates, the land was used for horse pasture and mining. Dated August 16, 1916 and all land is situated in Portland Group of Placer Mining Claims embracing Portland No. 1 thru 8.

Sincerely,

A handwritten signature in cursive script, appearing to read "Erle B. Byram", followed by a long horizontal flourish line extending to the right.

Erle B. Byram

Enclosures

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-4278B

WATER RIGHT NUMBER: 63-4278B

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WATER RESOURCES
WESTERN REGION

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ERLE B BYRAM PO BOX 204 GOODING, ID 83330 (208)934-4379
Current Owner	CYNTHIA BYRAM PO BOX 204 GOODING, ID 83330 (208)934-4379

Priority Date: 06/01/1943

Basis: Statutory Claim

Status: Active

<u>Source</u>	<u>Tributary</u>
SOUTH FORK BOISE RIVER	BOISE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	6/01 to 10/01	7.500 CFS	
STOCKWATER	1/01 to 12/31	0.040 CFS	
	<u>Total Diversion:</u>	7.500 CFS	

Location of Point(s) of Diversion

SOUTH FORK BOISE RIVER	SW1/4NW1/4	Sec. 15, Twp 04N, Rge 13E, B.M.
CAMAS County		

SOUTH FORK BOISE RIVER	SE1/4NW1/4	Sec. 22, Twp 04N, Rge 13E, B.M.
CAMAS County		

Place of UseIRRIGATION Within CAMAS County

T04N R13E S15	NWNE	8.3	T04N R13E S15	SWNE	8.3
T04N R13E S15	NENW	8.3	T04N R13E S15	NWNW	8.3
T04N R13E S15	SWNW	8.3	T04N R13E S15	SENE	8.3
T04N R13E S15	NESW	8.3	T04N R13E S15	NWSW	8.3
T04N R13E S15	SWSW	8.4	T04N R13E S15	SESW	8.4
T04N R13E S15	NWSE	8.4	T04N R13E S15	SWSE	8.4
T04N R13E S22	NWNE	8.3	T04N R13E S22	SWNE	8.3
T04N R13E S22	NENW	8.3	T04N R13E S22	NWNW	8.3
T04N R13E S22	SWNW	8.3	T04N R13E S22	SENE	8.3
T04N R13E S22	NESW	8.3	T04N R13E S22	NWSW	8.3
T04N R13E S22	SWSW	8.4	T04N R13E S22	SESW	8.4
T04N R13E S22	NWSE	8.4	T04N R13E S22	SWSE	8.4
T04N R13E S27	NWNE	11.1	T04N R13E S27	NENW	11.1
T04N R13E S27	NWNW	11.1	T04N R13E S27	SWNW	11.1
T04N R13E S27	SENE	11.1	T04N R13E S27	NESW	11.1
T04N R13E S27	NWSW	11.1	T04N R13E S27	SWSW	11.1
T04N R13E S27	SESW	11.2	T04N R13E S28	NENE	12.5
T04N R13E S28	NWNE	12.5	T04N R13E S28	SWNE	12.5
T04N R13E S28	SENE	12.5	T04N R13E S28	NESE	12.5
T04N R13E S28	NWSE	12.5	T04N R13E S28	SWSE	12.5
T04N R13E S28	SESE	12.5			

Total Acres: 400

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-4278B

STOCKWATER same as IRRIGATIONConditions of Approval:Remarks:

1. General ORIGINALLY CLAIMED 600 ACRES ON STATUTORY CLAIM...ACRES NOT SPECIFIED (SEE ATTACHED). THIS CLAIM REPRESENTS SECTIONS 15, 22 & 27 OF THE ORIGINAL STATUTORY CLAIM, WHICH IS A 300/600 PORTION OR 7.5 CFS. CLAIMANT ALSO ADDED 100 ACRES IN SECTION 28, WHICH SHOULD HAVE BEEN INCLUDED IN THE ORIGINAL STATUTORY CLAIM, AS WELL AS INSTREAM STOCK USE. ACTUAL LOCATION OF THE 400 ACRES WITHIN THOSE SECTIONS IS UNDETERMINED...ACRES DIVIDED EQUALLY AMONG QTRS INVOLVED. CLAIMANT WANTS ACRES DETERMINED IN FIELD EXAM.^^^

Dates and Other Information:

Claim Received Date: 12/6/1989
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector: AND
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-31282

WATER RIGHT NUMBER: 63-31282

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CYNTHIA BYRAM PO BOX 204 GOODING, ID 83330 (208)934-4379
Current Owner	ERLE B BYRAM PO BOX 204 GOODING, ID 83330 (208)934-4379

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WATER RESOURCES
WESTERN REGION

Priority Date: 12/31/1947
 Basis: Beneficial Use
 Status: Active

<u>Source</u>	<u>Tributary</u>
O P CREEK	SOUTH FORK BOISE RIVER
SKUNK CREEK	SOUTH FORK BOISE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/15	to 10/31	0.500 CFS	
	<u>Total Diversion:</u>		0.500 CFS	

Location of Point(s) of Diversion

SKUNK CREEK	NW1/4NE1/4	Sec. 33, Twp 04N, Rge 13E, B.M.
CAMAS County		
O P CREEK	NW1/4NE1/4	Sec. 33, Twp 04N, Rge 13E, B.M.
CAMAS County		

Place of UseIRRIGATION Within CAMAS County

T04N R13E S33	NENE	20.0	T04N R13E S34	NWNW	5.0
Total Acres: 25					

Conditions of Approval:Remarks:Comments:Dates and Other Information:

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OCT 04 2001

WATER RESOURCES
WESTERN REGION

September 25, 2001

RE: Water Rights

Please find enclosed copies of Deeds from patent forward per your request. It looks as though the beneficial use of the water may go back as far as August 16, 1916. The enclosed copies of Deeds are from the Camas County Courthouse and show the transfer of water rights from Deed to Deed.

Deed into Universal Engineering Construction & Power Company – 8/16/16
Deed into W. R. Morris – 6/17/22
Deed into W. R. Teller – 2/23/43
Deed into Harry C. Byram – 5/12/44

If you have any questions, please do not hesitate to contact me.

Thank you.



Erle B. Byram
P.O. Box 204
Gooding, Idaho 83330
(208) 934-4379

**SAFECO**

Copyright 1970 American Land Title Association
ALTA Single Form Policy-1970 with
ALTA Indorsement-Form 1 coverage

POLICY OF TITLE INSURANCE

Issued from the office of
CAMAS ABSTRACT COMPANY
Center Street, P.O. Box 245
Fairfield, Idaho 83327

RECEIVED**OCT 04 2001**

**WATER RESOURCES
WESTERN REGION**

**SAFECO TITLE INSURANCE COMPANY
OF IDAHO**

SUBJECT TO THE EXCLUSIONS FROM COVERAGE, THE EXCEPTIONS CONTAINED IN SCHEDULE B AND THE PROVISIONS OF THE CONDITIONS AND STIPULATIONS HEREOF, SAFECO TITLE INSURANCE COMPANY OF IDAHO, an Idaho corporation, herein called the Company, insures, as of Date of Policy shown in Schedule A, against loss or damage, not exceeding the amount of insurance stated in Schedule A, and costs, attorneys' fees and expenses which the Company may become obligated to pay hereunder, sustained or incurred by the insured by reason of:

1. Title to the estate or interest described in Schedule A being vested otherwise than as stated therein;
2. Any defect in or lien or encumbrance on such title;
3. Lack of a right of access to and from the land; or
4. Unmarketability of such title;

and in addition, if a mortgage is referred to in Schedule A as the insured mortgage, by reason of:

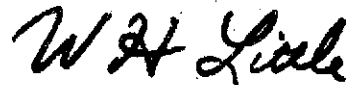
5. The invalidity or unenforceability of the lien of the insured mortgage upon said estate or interest except to the extent that such invalidity or unenforceability, or claim thereof, arises out of the transaction evidenced by the insured mortgage and is based upon
 - a. usury, or
 - b. any consumer credit protection or truth in lending law;
6. The priority of any lien or encumbrance over the lien of the insured mortgage;
7. Any statutory lien for labor or material which now has gained or hereafter may gain priority over the lien of the insured mortgage, except any such lien arising from an improvement on the land contracted for and commenced subsequent to Date of Policy not financed in whole or in part by proceeds of the indebtedness secured by the insured mortgage which at Date of Policy the insured has advanced or is obligated to advance;
8. Any assessments for street improvements under construction or completed at Date of Policy which now have gained or hereafter may gain priority over the insured mortgage; or
9. The invalidity or unenforceability of any assignment, shown in Schedule A, of the insured mortgage or the failure of said assignment to vest title to the insured mortgage in the named insured assignee free and clear of all liens.

In Witness Whereof, SAFECO Title Insurance Company of Idaho has caused its corporate name and seal to be hereunto affixed by its duly authorized officers as of Date of Policy shown in Schedule A.

COUNTERSIGNED:

CAMAS ABSTRACT COMPANYBy: 

SAFECO TITLE INSURANCE COMPANY
OF IDAHO



President



Secretary

SCHEDULE A

Order No. 5354

Amount of Insurance: \$ 50,000.00

Date of Policy: March 17th, 1982
at 5 o'clock P.M.

1. Name of Insured:

ERLE B. BYRAM, an unmarried man.

2. The estate or interest in the land described herein and which is covered by this policy is:

Fee Simple Estate.

3. The estate or interest referred to herein is at Date of Policy vested in:

ERLE B. BYRAM, an unmarried man.

4. The land referred to in this policy is described as follows:

Tract No. 1.

That portion of Sections 18 and 19, Township 3 North, Range 14 East, Boise Meridian, Camas County, State of Idaho, described as follows:

Beginning at Corner No. 4 of said Homestead Entry No. 496, the True point of beginning, thence;
North 28° 11' West, 1949.43 feet, to a point, thence;
North 56° 29' West, 353.99 feet, to a point, thence;
South 54° 04' West, 814.38 feet, to a point, thence;
North 43° 04' East, 700.26 feet, to a Corner 4 of H. E. Survey No. 496, the True point of beginning.

Tract No. 2.

That portion of the Portland Group Placer Claims, Mineral Surveys No. 2940 and No. 2941, Township 4 and 5 North, Range 13 East, Boise Meridian, Camas County, Idaho, described as follows:

That portion of Portland No. 1, described as follows:
Beginning at the Northeast corner of Portland No. 1, the

SCHEDULE A, Con't.

True point of beginning, thence;

South $89^{\circ} 53'$ West, 694.28 feet along the North line of Portland No. 1, to a point, thence;

South $79^{\circ} 09'$ East, 504.63 feet, to a point, thence;

South $52^{\circ} 32'$ East, 124.97 feet to a point on the East line of Portland No. 1, thence;

North $29^{\circ} 39'$ East, 182.07 feet along the East line of Portland No. 1, to the True point of beginning.

All of Portland No. 2, EXCEPT that portion described as follows:

Beginning at the Southwest corner of Portland No. 2, also described as Corner No. 2, of Portland No. 2, the True point of beginning, thence;

North $89^{\circ} 53'$ East, 2295.22 feet along the South line of Portland No. 2, to a point, thence;

North $79^{\circ} 09'$ West, 1449.87 feet to a point, thence;

Along a 5° curve to the right through a $29^{\circ} 17'$ Central angle for 585.67 feet, thence;

North $49^{\circ} 52'$ West, 121.72 feet to a point on the West line of Portland No. 2, thence;

South $22^{\circ} 56'$ West, 651.67 feet along the West line of Portland No. 2, to the Southwest corner of Portland No. 2, the True point of beginning.

All of Portland No. 3.

All of Portland No. 4.

All of Portland No. 5, EXCEPT that portion described as follows:

Beginning at the Northeast corner of Portland No. 5, the True point of beginning, thence;

South $02^{\circ} 11'$ West, 705.78 feet to a point on the East line of Portland No. 5, thence;

North $87^{\circ} 49'$ West, 1157.02 feet to a point on the North line of Portland No. 5, thence;

North $60^{\circ} 48'$ East, 1355.3 feet along the North line of Portland No. 5 to the Northeast corner of Portland No. 5, the True point of beginning.

"Except all minerals in or under said land including but not limited to metals, oil, gas, coal, stone and mineral rights, mining rights and easement rights or other matters relating thereto whether expressed or implied.:

END SCHEDULE A.

SCHEDULE B (Standard)

This policy does not insure against loss or damage by reason of the following:

1. Rights or claims of persons in possession or claiming to be in possession, easements, liens or encumbrances including material or labor liens, which are not shown by the public records; reservations in patents or state grants; or in acts authorizing the issuance thereof, mineral rights, water rights, claims or title to minerals or water.

2. Questions of location, boundary and areas; overlaps and encroachments by improvements belonging to these or adjoining premises; all dependent upon actual survey for determination.

3. Assessments which are not shown as existing liens by the public records; taxes not yet payable; pending proceedings for vacating, opening or changing streets or highways preceding entry of the final ordinance or order therefor.

4. General taxes for the year 1932 are a lien, payable on or before December 20th of said year, and not delinquent until after said date.

5. Right of Way over Tract No. 2, executed by W. R. Morris and wife, Charity, and W. R. Teller to United States of America, dated September 12th, 1932, recorded in Book 15 Deeds, page 192 on October 21st, 1932 at 10:00 A.M., as Recorder's instrument No. 15056, records of Camas County, Idaho, which recites: An easement and right of way over the following tracts of land, situate, lying and being in the County of Camas, State of Idaho, known as the Portland Group of Placer Claims, situated in unsurveyed Townships 4 and 5 North, Range 13 East, Boise Base and Meridians;

The said right of way hereby granted is for the maintenance, and full, free and quiet use and enjoyment by the United States of America for any and all purposes by them desired or deemed necessary or beneficiary, and by the general public as a public highway of a certain road or way, being 60 feet in width, and traversing the above described premises according to the following general courses and direction, to-wit:

Commencing at a point 205.3 feet S. 29° 30' W. from Corner No. 4 of claim known as Portland No. 1, running thence N 43° 20' W., 383 feet, thence N. 3° 25' E., 2391 feet, thence N 18° 37' E., 4349 feet, thence N 2° 49' W., 4687 feet, thence N 1° 39' E., 5023 feet, thence N 27° 07' W. 453 feet, thence N 80° 03' W. 1158 feet, thence N 7° 03' E., 5308 feet, thence N. 9° 23' W 1535 feet to the north boundary line of placer claim known as Portland No. 8, whence corner No. 3 of said claim, Portland No. 8, bears S 80° 13' W., 3391 feet.

The grantors expressly reserve all mineral deposits beneath the right of way herein granted and also the right to carry on mining development work on the Portland Group of Placer Mining Claims, and it further expressly provided that, within thirty days after the grantors herein shall have given a notice to the United States Forest Supervisor at Hailey, Idaho, that a change in the location of said road is necessary and desired by the grantors for such mining operations, the grantee will at its expense change the location of said road for such purposes and the grantors will

SCHEDULE B, Con't.

execute a supplementary right of way deed to cover such changes as are found necessary.

This grant shall be effective only so long as said easement shall be actually used for some of the purposes above specified, but all rights hereunder shall revert to the owners of the land after the said use thereof shall be abandoned and discontinued for a term of seven years or more.

The grantee shall at all reasonable times have the right to enter for the purposes of constructing, repairing and patrolling said right of way, doing as little damage as possible.

6. Easement deed dated November 6th, 1975, executed by Pauline R. Byram, a widow, Erle B. Byram, a single man and Gary B. Byram, a single man to the United States of America over Trant No. 1, recorded November 13th, 1975 at 1:30 P.M., in Book 22 Deeds, page 305, as Recorder's instrument No. 43173, records of Camas County, Idaho, which recites: Two parcels of land, Parcel "A" and Parcel "B", for road easement purposes, being portions of Homestead Entry Survey No. 496-Idaho, in Sections 18 and 19, Township 3 North, Range 14 East, Boise Meridian, Camas County, Idaho, more particularly described, by metes and bounds, as follows: Parcel "A". Commencing at corner No. 1 of H.E.S. 496 thence South 57° 05' 33" West along the land between corners 1 and 6 of H.E.S. 496, for a distance of 828.15 feet to the True point of beginning;

Thence South 21° 42' 17" East, for a distance of 856.57 feet;

Thence along a 685 foot radius curve to the left, with an arc length distance of 478.08 feet, said curve having a long chord bearing and distance of South 41° 41' 56" East and 468.44 feet respectively;

Thence South 61° 41' 35" East, for a distance of 44.22 feet;

Thence along a 665 foot radius curve to the right with an arc length distance of 207.90 feet, said curve having a long chord bearing and distance of South 52° 44' 13" East and 207.05 feet respectively;

Thence South 43° 46' 50" East, for a distance of 353.63 feet;

Thence along a 1380 foot radius curve to the right, with an arc length distance of 327.01 feet, said curve having a long chord bearing and distance of South 36° 59' 32" East and 326.24 feet respectively;

Thence South 30° 12' 13" East, for a distance of 78.82 feet;

Thence along a 765 foot radius curve to the left with an arc length distance of 349.07 feet, said curve having a long chord bearing and distance of South 43° 16' 33" East and 346.05 feet respectively;

Thence South 56° 20' 53" East, for a distance of 480.82 feet;

Thence along a 675 foot radius curve to the right, with an arc length distance of 411.18 feet, said curve having a long chord bearing and distance of South 38° 53' 49" East and 404.85 feet, respectively;

Thence South 21° 26' 45" East for a distance of 1524.02 feet;

Thence along a 765 foot radius curve to the left, with an arc length distance of 236.85 feet, said curve having a long chord

bearing and distance of South 30° 18' 54" East and 235.90 feet respectively;

Thence North 43° 04' 00" East for a distance of 101.06 feet;

Thence along a 665 foot radius curve to the right, with an arc length distance of 192.25 feet, said curve having a long chord bearing and distance of North 29° 43' 41" West and 191.58 feet; respectively;

Thence North 21° 26' 45" West for a distance of 997.07 feet;

Thence North 28° 09' 51" West for a distance of 806.55 feet;

Thence North 56° 29' 23" West for a distance of 661.34 feet;

Thence North 40° 18' 07" West for a distance of 337.48 feet;

Thence North 28° 57' 26" West for a distance of 301.41 feet;

Thence North 42° 49' 26" West for a distance of 352.51 feet;

Thence North 47° 11' 12" West for a distance of 209.60 feet;

Thence North 59° 17' 07" West for a distance of 282.51 feet;

Thence North 36° 12' 57" West for a distance of 302.22 feet;

Thence North 22° 13' 43" West for a distance of 794.73 feet;

Thence North 19° 37' 43" West for a distance of 79.37 feet;

Thence South 57° 05' 33" West, for a distance of 61.62 feet, to the True point of beginning.

PARCEL "B"; Beginning at corner No1 1 of H.E.S. 496; thence South 57° 05' 33" West, to the line between corners 1 and 6 of H.E.S. 496, for a distance of 726.21 feet; thence South 24° 42' 17" East, for a distance of 246.82 feet to the True poing of beginning;

Thence South 21° 42' 17" East for a distance of 428.58 feet;

Thence South 21° 42' 17" East for a distance of 200.98 feet;

Thence along a 585 foot radius curve to the left, with an arc length distance of 116.78 feet, said curve having a long chord of bearing and distance of South 27° 25' 29" East and 116.58 feet respectively;

Thence along a 585 foot radius curve to the left, with an arc length distance of 291.51 feet, said curve having a long chord bearing and distance of South 47° 25' 02" East and 288.50 feet, respectively;

Thence South 61° 41' 35" East for a distance of 44.22 feet;

Thence along a 765 foot radius curve to the right, with an arc length distance of 75.88 feet, said curve having a long chord bearing and distance of South 58° 51' 04" East and 75.85 feet, respectively;

Thence along a 765 foot radius curve to the right, with an arc length distance of 163.29 feet, said curve having a long chord bearing and distance of South 49° 53' 53" East and 162.98 feet, respectively;

Thence South 43° 46' 50" East for a distance of 94.52 feet;

Thence South 43° 46' 50" East for a distance of 259.11 feet;

Thence along a 1480 foot radius curve to the right, with an arc length distance of 109.26 feet, said curve having a long chord bearing and distance of South 41° 40' 04" East and 109.23 feet, respectively;

Thence along a 1480 foot radius curve to the right, with an arc length distance of 241.44 feet, said curve having a long chord bearing and distance of South 34° 52' 35" East and 241.17 feet, respectively;

SCHEDULE B, Con't.

Thence South 30° 12' 13" East for a distance of 78.82 feet;
Thence along a 665 foot radius curve to the left with an arc length distance of 152.91 feet, said curve having a long chord bearing and distance of South 36° 47' 23" East and 152.57 feet, respectively;

Thence along a 665 foot radius curve to the left with an arc length distance of 40.55 feet, said curve having a long chord bearing and distance of South 45° 07' 19" East and 40.54 feet, respectively;

Thence along a 665 foot radius curve to the left with an arc length distance of 109.99 feet, said curve having a long chord bearing and distance of South 51° 36' 38" East and 109.86 feet, respectively;

Thence South 56° 20' 53" East, for a distance of 533.58 feet to the line between corners 3 and 4 of H.E.S. 496;

Thence South 23° 09' 51" East, along said line for a distance of 126.98 feet;

Thence North 56° 29' 23" West for a distance of 661.34 feet;

Thence North 40° 18' 07" West for a distance of 337.48 feet;

Thence North 28° 57' 26" West for a distance of 301.41 feet;

Thence North 32° 49' 26" West for a distance of 352.51 feet;

Thence North 47° 11' 12" West for a distance of 209.60 feet;

Thence North 59° 17' 07" West for a distance of 282.51 feet;

Thence North 36° 12' 57" West for a distance of 302.22 feet;

Thence North 22° 13' 43" West for a distance of 632.11 feet;

Thence North 64° 11' 17" East for a distance of 41.05 feet to the True point of beginning;

- The boundary lines of the above described easement shall be prolonged or shortened to begin and end on, and conform to the Grantor's property lines.

Basis of Bearing: Oriented to the line between corner 4 and corner 5 of H.E.S. 496-Idaho, being South 43° 04' West, and assumed to be correct.

This conveyance is made subject to the following reservations by the Grantors, their heirs and assigns:

1. The right to cross and recross the easement at any point and for any purpose in such manner as will not materially interfere with the use of the road.
2. The right to all timber now growing or which may hereafter grow within the easement and the right to use any land therein not devoted to road use for grazing and the growing of crops; provided, the United States and its assigns shall have the right to cut timber upon the easement to the extent necessary for construction, reconstruction, improvement, and maintenance of the road, which timber, unless otherwise agreed, shall be cut into logs of standard lengths and decked along the easement for disposal by the Grantor.

SCHEDULE B (Standard). Con't.

3. The right to use the road to serve the Grantor's property to the extent permitted by the rules and regulations of the Secretary, as the same may be amended, in such manner as not unreasonably to interfere with its use by the United States, its authorized users, or assigns, or cause substantial injury thereto.

If for a period of five (5) years the Grantee shall cease to use or preserve for prospective future use, the road, or any segment thereto, or if at any time the Regional Forester determines that the road, or any segment thereof, is no longer needed, the easement traversed thereby shall terminate, In the event of such non-use or of such determination by the Regional Forester, the Regional Forester shall furnish to the Grantor a statement in recordable form evidencing termination.

6. Reservation in Quitclaim Deeds dated December 4th, 1981, and March 12th, 1982, executed by Gary G. Byram, a married man dealing with his sole and separate property to Erle B. Byram, an unmarried man, covering Tract No. 1, recorded January 27th, 1982 at 2:15 P.M., in Book 24 Deeds, page 66 as Recorder's instrument No. 47526 AND March 17th, 1982 at 3:25 P.M., in Book 24 Deeds, page 107 as Recorder's instrument No. 47590, records of Camas County, Idaho, which recites: SUBJECT to the reservation and right-of-way for buried pipeline for the conveyance of hot water over and across the above described real property.

7. Easement and right-of-way in Quitclaim deeds, dated December 4th, 1981 and March 12th, 1982 executed by Erle B. Byram, an unmarried man, dealing with his sole and separate property to Gary G. Byram, a married man, over Tract No. 2, recorded January 27th, 1982 at 2:05 P.M., in Book 24 Deeds, page 56 as Recorder's instrument No. 47524 AND March 17th, 1982 at 3:20 P.M., in Book 24 Deeds, page 103, as Recorder's instrument No. 47589, records of Camas County, Idaho, which recites: Together with an easement and right-of-way for existing irrigation ditches, for the conveyance of irrigation water over and across the real property described.

8. Mortgage dated March 10th, 1982, executed by Erle B. Byram, to the Idaho State Bank, an Idaho corporation, to secure the payment of \$50,000.00 together with interest and any other obligations secured thereby, recorded March 17th, 1982 at 4:05 P.M., in Book 17 of Mortgages, page 654, as Recorder's instrument No. 47594, records of Camas County, Idaho.

9. Lack of Right of Access to and from the land. Right of Access to and from the land, if any, is not established of record and assurance of such right of access is excluded from coverage under this policy.

"While this report does not cover any examination or not will the policy insure mineral rights, mining rights or easements incidental thereto, we note for your information only, the following expressly granted or reserved easements.

SCHEDULE B (Standard), Con't.

FIRST: That the grant hereby made is restricted in its exterior limits to the boundaries of the said mining premises, and to any veins or lodes or quartz or other rock in place bearing gold, silver, cinnabar, lead, tin, copper, or other valuable deposits which may have been discovered within said limits subsequent to and which were not known to exist on July 27th, 1927.

SECOND: That should any vein or lode of quartz or other rock in place bearing gold, silver, cinnabar, lead, tin, copper or other valuable deposits by claimed or known to exist within the above described premises at said last named date, the same is expressly excepted and excluded from these presents.

THIRD: That the premises hereby conveyed shall be held subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights as may be recognized and acknowledged by the local laws, customs and decisions of courts, and there is reserved from the lands hereby granted a right of way thereon for ditches or canals constructed by the authority of the United States.

FOURTH: That in the absence of necessary legislation by Congress the Legislature of Idaho may provide rules for working the mining claim or premises hereby granted, involving easements, drainage, and other necessary means to complete developments thereof.

END SCHEDULE B.

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WATER RESOURCES
WESTERN REGION

JUL 27 1927

042684

Fee \$ 10.00

Exam (Orig) \$ _____

Excess \$ _____

Comm (Fin.) \$ _____

Pur Men \$ _____

Test Fees \$ _____

Interest \$ _____

IN THE UNITED STATES LAND OFFICE, AT BLACKFOOT, IDAHO.

2922267

IN THE MATTER OF THE APPLICATION
OF WILLIAM ROY MORRIS AND CHARITY
MORRIS FOR PATENT FOR THE PORT-
LAND GROUP, PLACER MINING CLAIMS,
MINERAL SURVEYS NUMBERS 2940 AND
2941, IDAHO, being claims named Port-
land Nos. 1, 2, 3, 4, 5, 6, 7, and 8,
respectively, contiguous claims, all in
unorganized district in Camas County,
State of Idaho.

APPLICATION FOR
PATENT

TO THE REGISTER AND RECEIVER OF THE UNITED STATES LAND OFFICE,
BLACKFOOT, IDAHO:

STATE OF IDAHO |
County of Camas | ss

WILLIAM ROY MORRIS and CHARITY MORRIS, husband and
wife, being first duly sworn, each for himself and not one for
the other, deposes and says:

That by virtue of a compliance with the provisions of
the laws of the United States and the rules and regulations
thereunder prescribed by the Land Department of the United
States, and the laws of the State of Idaho governing the ac-
quisition of title to mineral lands on the public domain,
affiants William Roy Morris and Charity Morris, husband and
wife, are the owners, as tenants in common and are in actual,
quiet, and undisputed possession of those certain placer min-
ing claims, containing gold and other valuable minerals, sit-
uated in unsurveyed Townships Four (4) and Five (5) North, of
Range Thirteen (13) East, Boise Base and Meridian, in an un-
organized mining district in Camas County, State of Idaho,
known as the Portland Group, and called the Portland No. 1,

Portland No. 2, Portland No. 3, Portland No. 4, Portland No. 5, Portland No. 6, Portland No. 7, and Portland No. 8, placer mining claims, they together comprising Mineral Surveys Nos. 2940 and 2941.

That applicants' post office addresses and residences are Fairfield, Camas County, Idaho.

That the area and extent of said mining claims are particularly set forth and described in the official field notes of survey thereof, herewith filed, referred to, and made a part hereof, dated August 2, 1920, and in the official plats of each of said surveys, and notices of application for patent now posted conspicuously upon said placer mining claims, comprising Survey Nos. 2940 and 2941, respectively, a copy thereof being posted. Certified copy of plat of Mineral Survey No. 2940 and thereto attached, notice of application for patent, copy of which is attached to the affidavits of Barry Keown and Guy McCoy, the said witnesses, which is filed herewith, on the East front of a log building, used as a tool house, where the same can be readily seen and examined. Said point of posting plat and notice is about 25 feet West of the main road across said premises, within Claim No. 2, and about 1500 feet North of South end line of Claim No. 2, within said Survey No. 2940.

Certified copy of plat of Mineral Survey No. 2941, Idaho, and thereto attached, notice of application for patent, copy of which is attached to the affidavit of the witnesses Barry Keown and Guy McCoy and filed herewith, on a pine tree having diameter of about 16 inches and facing the travelled road, across said claims, where the same can be readily seen and examined. Said point being on the South side of said main road, about 25 feet from the road, and distant about 100 feet West, from the largest of the Five Bridges, opposite Bridge Creek, on Claim No. 7 and about 1000 feet South of the North end line of Claim No. 7, within said Survey No. 2941.

Affiant further states that the facts relative to the ownership and right of possession of claimants are substantially as follows:

That affiant, William Roy Morris, originally located said claims for himself and others, on August 16, 1916, as will

appear more fully in abstract filed herewith, and immediately thereafter performed the development work required by law, located the corners of said claims, posted notices of location, and performed all other acts in manner and form required by law, and on August 22, 1916, duly filed notices of location and proof of performance of all acts required by law to be performed by him as locator, on behalf of himself and associates, in the office of the Recorder of Blaine County, now Camas County, Idaho, and thereafter, from year to year, there was performed on behalf of the owners thereof the labor and development work, and proof thereof was duly filed, as required by law, and thereafter, on the 1st day of June, 1920, The Universal Engineering Construction & Power Company, then owner of said claims, made and posted an amended location of said claims with the same side and end lines as original claims, and for the purpose of appropriating all lands within the boundaries of said original and amended claims, as provided by law, at which time The Universal Engineering Construction & Power Company opened up new ground on each of said claims to the extent or depth required by the laws of Idaho and caused all stakes marking the boundaries of said claims to be in the proper place and condition.

That thereafter, on the 26th day of June, 1920, The Universal Engineering Construction & Power Company duly filed notice of said location and proof of labor for each of said placer claims, in the office of the Recorder of Camas County, Idaho, certified copies of which amended notices of location are filed herewith and by reference made a part hereof, as to the placer claims comprising Portland No. 1, Portland No. 2, Portland No. 3, Portland No. 4, Portland No. 5, Portland No. 6,

Portland No. 7, and Portland No. 8, comprised within Surveys Nos. 2940 and 2941.

That the said claims are contiguous, and are situate in Townships Four (4) and Five (5) North, of Range Thirteen (13) East, of Boise Base and Meridian, on both sides of, and along, and including the channel of, the South Fork of the Boise River, in said Camas County, Idaho.

That affiants, the said William Roy Morris and Charity Morris, owners thereof, hereby make application to the United States Land Office at Blackfoot, Idaho, for a patent for said mining claims, which are more fully described as to metes and bounds by the official plats herewith posted and by the field notes of survey thereof now in the office of the Register of the district, of lands subject to sale, at Blackfoot, Idaho, which field notes of surveys describe the boundaries and extent of said claims on the surface, with magnetic variation of twenty-one degrees East, set out in said field notes and plats, and a copy of which field notes of surveys and plats of said Mineral Surveys Nos. 2940 and 2941 aforesaid, are filed herewith and by reference made a part hereof.

Affiants, each for himself and not one for the other, further aver:

That on or about the 25th day of August, 1916, each of the associates of affiants, in the original location of said claims, conveyed all of his respective right, title, and interest of, in, and to all of said placer mining claims, to applicant William Roy Morris, but under the name of W. R. Morris, by deed, abstract of which is set forth in the abstract of title filed herewith and which deed is duly of record in Book 5 of Deeds at page 201, Records of Camas County, Idaho; that there-

after, by deed dated September 10, 1919, and which is duly of record in Book 11 of Deeds at page 475, Records of Camas County, Idaho, the applicant William Roy Morris, under the name of W. R. Morris, conveyed said claims, which comprise Mineral Surveys Nos. 2940 and 2941, to The Universal Engineering Construction & Power Company, an Idaho corporation; that thereafter said corporation made amended locations of said claims and performed all acts and work required by law in connection therewith, including a new discovery, new location, development work, and the filing of such amended location notices in the office of the Recorder of said Camas County, Idaho, within the time required by law, certified copies of which are filed herewith.

That this application for patent is based upon said amended notices of location and the development work done thereunder.

That thereafter, by deed dated June 17, 1922, and which is duly of record in Book 2 of Deeds at page 408, Records of Camas County, Idaho, said corporation, The Universal Engineering Construction & Power Company, duly conveyed the claims included in Mineral Surveys Nos. 2940 and 2941 to the affiant William Roy Morris, but under the name of W. R. Morris.

That thereafter, by deed dated July 7, 1923, and which is of record in Book 2 of Deeds at page 415, Records of Camas County, Idaho, the affiants William Roy Morris and Charity Morris, under the names of W. R. Morris and Charity Morris, sold and conveyed all of said claims comprising said Mineral Surveys Nos. 2940 and 2941 to one Guy Morris, an unmarried man; that thereafter, by deed dated July 24, 1923, said Guy Morris, an unmarried man, sold and conveyed said claims to the affiants William Roy Morris and Charity Morris, under the names of W. R.

Morris and Charity Morris, husband and wife.

That ever since said date, and now, the said William Roy Morris and Charity Morris, affiants and applicants herein, have been and are the owners of all possessory rights of, in, and to the placer mining claims known as the Portland Group, comprising Mineral Surveys Nos. 2940 and 2941; that the said affiants are co-owners as husband and wife, share and share alike, of the said claims, and each of them.

That at the time of making said application affiants and each of them were citizens of the United States, all of which will more particularly appear by their several affidavits of citizenship filed herewith, reference to which is made for further particulars.

That at the time of making said original locations, and at the time of making said amended locations, said locators hereinabove set forth, and their grantors, entered into the possession of said several placer mining claims, and ever since have been, and now are, in the exclusive possession of each and every of the said claims comprising said Portland Group, being Mineral Surveys Nos. 2940 and 2941, to-wit: Portland No. 1, Portland No. 2, Portland No. 3, Portland No. 4, Portland No. 5, Portland No. 6, Portland No. 7, and Portland No. 8, aforesaid.

That there are no miners' rules or regulations now in force in said unorganized mining district; that to the best knowledge and belief of affiants none have ever been in force or observed in said district.

That there are no ledge or ledges of rock in place within the boundaries of said several claims.

That the whole of the surface of the claims embodied in Mineral Surveys Nos. 2940 and 2941, comprising the

Portland Group, - except that portion over which the waters of the South Fork of Boise River flow, - has a surface of sand and gravel, with occasional small to medium-sized boulders therein; that the depth of the gravels to bed-rock is from 2 or 3 feet to 30 feet, nearly all being from 15 to 30 feet to bed-rock, and that there are more than 56,000,000 yards of pay-gravels on said claims; that in addition to placer gold, said gravels carry considerable quantities of black sand, having values of divers kinds.

Development of the Portland Group is as follows:
Construction of a double-compartment flume, 7 feet deep and each compartment 8 feet wide, and 200 feet long, and with intake 35 feet wide, having sufficient capacity to carry the flow of the South Fork of the Boise River; also excavated at lower end 50 feet wide, 5 feet deep, and 200 feet long, at cost of \$3,000.00, for placer development on said claims.

Headgate and excavation 8 by 12 feet and 600 feet long, for purpose of using water for development of Portland Group in placering said ground; also flume with battered bottom for under-current wheel, for generating power for use in developing claims; ditch 400 feet long and 12 feet wide, in connection; cost, \$4,000.00.

24 prospect holes, 3 x 6 feet and from 10 to 20 feet deep; cost, \$3,000.00.

Cabin used for boarding house, size 30 x 30 feet, and substantially constructed of logs; cost, \$1500.00. Storage house, tool house, and other outbuildings; cost, \$500.00.

Necessary roads and bridges for development of claims; cost, \$1500.00.

Final prospect of claims by diamond drill testing, now in process. Will cost when completed, \$10,000.00. An expense of \$1200.00 in opening prospect holes to bed-rock has already been incurred.

That the value of the labor done and improvements made upon said placer claims exceeds the sum of \$10,200.00.

IN CONSIDERATION OF SAID FACTS, and in conformity with the provisions of Chapter Six of Title Thirty-two of the Revised Statutes of the United States, application is hereby made by affiants William Roy Morris and Charity Morris, as husband and wife and equal co-owners thereof, in the behalf of each and both of them, for a patent from the United States for the said placer mining claims comprising the Portland Group, to-wit: Portland No. 1, Portland No. 2, Portland No. 3, Portland No. 4, Portland No. 5, Portland No. 6, Portland No. 7, and Portland No. 8, making up Mineral Surveys Nos.

2940 and 2941 of the United States

Surveyor General's Office for the State of Idaho, as officially surveyed and platted.

William Roy Morris
William Roy Morris

Charley Morris
Charley Morris

SUBSCRIBED AND SWORN to before me this 18th day of
July, 1927.

S. W. Struble
S. W. Struble
Notary Public for Idaho,
Residing at Fairfield, Idaho.

S. W. STRUBLE,
NOTARY PUBLIC FOR IDAHO
Fairfield, Idaho
My Commission Expires March 9th, 1930

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WATER RESOURCES
WESTERN REGION*water rights
page #4*

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

Harold Brooks (Seal)
Mae Brooks (Seal)

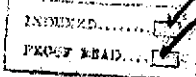
STATE OF IDAHO)
COUNTY OF CAMAS) SS

On this 13th day of April, in the year 1943, before me, Tom Wokorsien
a Notary Public in and for said State, personally appeared Harold Brooks and Mae Brooks,
Husband and wife known to me to be the persons whose names are subscribed to the within
instrument, and acknowledged to me that they executed the same.

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

(Notarial Seal)

Recorded at request of Harold Brooks
April 14th, 1943 at 11:55 A.M. Fee 1.00
John L. Edwards, Recorder.



Tom Wokorsien, Notary
Public for Idaho residing
at Fairfield, Idaho.
Commission Expires Oct. 11th,
1944.

17D216

No. 24421

SHERIFF'S DEED ON FORECLOSURE

THIS INDENTURE, Made this 23rd day of February, 1943, between John L.
Hirsch, the Sheriff of Camas County, State of Idaho, party of the firstpart, and W.R.
Teller, of the County of Ada, State of Idaho, the party of the second part, WITNESSETH:

WHEREAS, A Judgment and Decree of Foreclosure and Sale was rendered
in the District Court of the Fourth Judicial District of the State of Idaho, in and for
the County of Camas, on the 17th day of January, 1942, and thereafter entered on the 17th
day of January, 1942, in an action then pending in said Court in favor of W.R. Teller as
plaintiff and against Clara C. Morris, a spinster, and J.B. Gnewell, doing business as
the Hollywood Grocery; Robert Henry Morris and Jane Doe Morris, his wife, if married and
William Roy Morris and Jane Doe Morris, his wife, if married, Defendants;

And an Execution and Order of Sale issued out of and under the seal
of the said District Court reciting the material parts of said Judgment and Decree, duly
attested on the 17th day of January, 1942, and to the Sheriff of Camas County, State of
Idaho, directed and to as such Sheriff delivered on the 17th day of January, 1942, for
execution, commanding and requiring him as such Sheriff to proceed to notice for sale and
sell the premises in said writ mentioned and described in said Judgment and Decree, in the
manner prescribed by law and to apply the proceeds of such sale to the satisfaction of
said Judgment with interest thereon and costs, together with Sheriff's fees, and to execute
the usual certificate and deed to the purchaser or purchasers, and

WHEREAS, In compliance with said writ, and on the 21st day of February,
1943, between the hours of 9 o'clock in the morning and 5 o'clock in the afternoon, to-wit:
at the hour of 10:00 o'clock in the fore noon of that day in front of the front door of the
County Court House in Camas County, State of Idaho, and after due and legal notice having
been given in the said behalf as by the Statutes of Idaho in such case made and provided,
John L. Hirsch Sheriff, duly sold at public auction, all and singular the premises herein-
after described and in said writ mentioned and described, and by said Decree directed to be
sold to W.R. Teller who was the highest bidder therefor in the sum of Fourteen Thousand

two hundred forty two and 81/100 Dollars (\$14,242.81)

And whereupon the said purchaser paid to said Sheriff the said sum of \$14,242.81 so bidden by said purchaser and thereupon John L. Hirsch as such Sheriff made and issued such Certificate of Sale as by law directed in duplicate and delivered one to the said purchaser and filed the other in the office of the Recorder for said Camas County for record, and

WHEREAS, The period of one year has expired since the date of said sale and no Redemption of or for said premises has been made

NOW, THEREFORE, THIS INDENTURE WITNESSETH, That the said party of the first part, the said John L. Hirsch Sheriff as aforesaid, in order to carry into effect the sale so made by John L. Hirsch Sheriff, as aforesaid in pursuance of said writ and in conformity to the Statutes in such case made and provided, and also in consideration of the premises, and of the said sum of \$14,242.81 so bidden and paid by the said purchaser to John L. Hirsch Sheriff as aforesaid, the receipt whereof is hereby acknowledged, hath Bargained, Sold and Conveyed and by these presents doth Bargain, Sell and Convey unto the party of the second part and to his heirs and assigns forever, all and singular the following described lands and premises, to-wit:

The Portland Group, Embracing the Portland No. 1, Placer Claim, Portland No. 2 Placer Claim, Portland No. 3, Placer Claim, Portland No. 4, Placer Claim, Portland No. 5, Placer Claim, Portland No. 6, Placer Claim, Portland No. 7, Placer Claim, and Portland No. 8 Placer Claim, Placer Mining Claims, designated as Survey Nos. 2940 and 2941, respectively, embracing a portion of approximately Townships four and five north of Range thirteen East of the Boise Meridian, in Camas County, Idaho, and bounded, described and platted as follows:

Beginning for the description of the Portland No. 1 Placer claim, placer claim, Survey No. 2940 at Corner No. 1, porphyry stone 24x12x12 inches, marked 1-2940 with mound of stone, from which U.S. Location Monument No. 589, Idaho, bears north five degrees fifty four minutes west five hundred fifty-eight and two-tenths feet distant; Thence first course, south eighty six degrees twenty six minutes west two thousand two hundred thirty nine and four tenths feet to corner No. 2, a granite stone 24x12x10 inches, marked 2-2940 with mound of stone; thence second course, north fourteen degrees forty-two minutes east two thousand seven hundred ninety seven and six tenths feet to corner No. 3, a granite stone 24x12x8 inches, marked 3-2940 and 3; Thence third course, north eighty-nine degrees fifty three minutes east two thousand nine hundred eighty-nine and five tenths feet to corner No. 4, a porphyry stone 24x12x10 inches, marked 4-2940 and 1; Thence, fourth course, South twenty-nine degrees thirty nine minutes west two thousand nine hundred and sixty and five hundredths feet to corner No. 1, the place of beginning;

Beginning for the description of the Portland No. 2 Placer Claim, placer claim, Survey No. 2940, at corner No. 1, identical with corner No. 4 of said Portland No. 1, Placer Claim, placer claim, from which said U.S. Location Monument No. 589 bears south thirty seven degrees two minutes west two thousand five hundred twenty six and eight tenths feet; Thence first course, south eighty nine degrees fifty three minutes west two thousand nine hundred eighty nine and five tenths feet to corner No. 2, identical with corner No. 2 of said Portland No. 1 Placer Claim, placer Claim; Thence second course, north twenty two degrees fifty six minutes east two thousand three hundred sixty-five and eight tenths feet to corner No. 3, a porphyry stone 24x12x8 inches, marked 2-2940 and 3;

Thence third course, south eighty four degrees twenty-six minutes east two thousand three hundred sixty four and five tenths feet to corner No. 4 a porphyry stone 24x10x8 inches, marked 4-2940 and 1; Thence fourth course, south eight degrees twenty one minutes west one thousand nine hundred sixty four and thirty four hundredths feet to corner No. 1 the place of beginning;

Beginning, for the description of the Portland No. 3 Placer Claim, placer claim Survey No. 2940, at corner No.1, identical with corner No. 4 of said Portland No. 2 Placer Claim ^{Location} placer claim, from which said U.S. Monument No. 689, Idaho bears south twenty four degrees thirty two minutes west four thousand three hundred fifty three and five tenths feet distant; Thence first course, north eighty four degrees twenty six minutes west two thousand three hundred sixty four and five tenths feet to corner No. 2, identical with corner No.3, of said Portland No.2, Placer Claim, placer claim; Thence second course, north nineteen degrees east two thousand eight hundred fifty one and eight tenths feet to corner No.3, a granite stone 24x12x10 inches, marked 3-2940 and 3 with mound of stone; Thence third course, north eighty eight degrees seventeen minutes east one thousand nine hundred sixty six and seven hundredths feet to corner No. 4 a granite stone 24x12x8 inches marked 4-2940 and 2 with mound of stone; Thence fourth course, south ten degrees sixteen minutes west three thousand thirty three and two tenths feet to corner No.1, the place of beginning;

Beginning for the description of the Portland No.4, Placer Claim, placer claim Survey No. 2940 at corner No.1, a granite stone 24x12x10 inches, marked 1-2940 and 2 2941, from which U.S. Location Monument No. 2940 bears north three degrees twenty four minutes west five thousand and four and six tenths feet distant; Thence first course, south nine degrees forty one minutes west three thousand eighty two and six tenths feet to corner No.2, identical with corner No.4, of said Portland No.3, Placer Claim, placer claim; Thence second course, south eighty eight degrees seventeen minutes west one thousand nine hundred sixty six and seven hundredths feet to corner No. 3, identical with corner No. 3 of said Portland No. 3, Placer Claim, placer claim; Thence third course, north fifteen degrees thirty five minutes east three thousand three hundred nineteen and one tenth feet to corner No.4, a granite stone 24x12x8 inches, marked 3-2941 and 4-2940, with mound of stone; Thence fourth course, south eighty six degrees twenty five minutes east one thousand five hundred ninety four and seven tenths feet to corner No.1, the place of beginning;

Beginning, for the description of the Portland No. 5 Placer Claim, placer claim, Survey No. 2941 at Corner No.1, a porphyry stone 24x10x4 inches, marked 1-2941 and 1 from which said U.S. Location Monument No. 2940, Idaho bears north thirty-one degrees fifty seven minutes west eight hundred sixty seven and two tenths feet distant; Thence first course, south two degrees eleven minutes west four thousand two hundred sixty three feet to corner No.2, identical with Corner No.1 of said Portland No. 4 Placer Claim placer claim; Thence second course north eighty six degrees twenty five minutes west one thousand five hundred ninety four and seven tenths feet to corner No. 3, identical with corner No. 4 of said Portland No. 4 Placer Claim placer claim; Thence third course, north three degrees sixteen minutes west three thousand eighty six and forty four hundredths feet to corner No.4, a granite stone 24x12x8 inches, marked 2-2941 and 4 with mound of stone; Thence fourth course, north sixty degrees forty eight minutes east two thousand two hundred

eleven feet to corner No. 2, the place of beginning;

Beginning for the description of the Portland No. 6, Placer Claim placer claim, Survey No. 2941 at corner No. 1, identical with corner No. 1 of said Portland No. 5 Placer Claim Placer claim; Thence first course, south sixty degrees forty eight minutes west two thousand two hundred eleven feet to corner No. 2, identical with corner No. 4 of said Portland No. 5 Placer Claim placer claim; thence second course, north thirty seven minutes west three thousand five hundred seven and three tenths feet to corner No. 3, a granite stone 24x12x8 inches, marked 2-2941 and 3; thence, third course, north seventy-five degrees forty five minutes east two thousand and one hundred fourteen and seventy two hundredths feet to corner No. 4, a granite stone 24x14x10 inches marked 4-2941 and 1 with mound of stone; thence fourth course, south one degree thirty-six minutes west two thousand and nine hundred forty-one and eighty-four hundredths feet to corner No. 1, the place of beginning.

Beginning for the description of the Portland No. 7 Placer Claim placer claim, Survey No. 2941 at Corner No. 1, identical with corner No. 4, of said Portland No. 6 Placer claim placer claim, from which said U.S. Location Monument No. 2840/Idaho bears south thirteen degrees forty four minutes west two thousand two hundred seventy eight feet distant; thence first course, south seventy five degrees forty five minutes west two thousand one hundred fourteen and seventy two hundredths feet to corner No. 2 identical with corner No. 3 of said Portland No. 6, placer Claim placer claim; thence second course, north six degrees twenty five minutes east four thousand eighty six and fifty seven hundredths feet to corner No. 3, a granite stone 24x14x8 inches, marked 2-2941 and 3; thence third course, east one thousand two hundred eighty feet to corner No. 4, a granite stone 24x10x8 inches, marked 4-2941 and 1; thence fourth course, south five degrees three minutes east three thousand five hundred fifty four and twenty seven hundredths feet to corner No. 1, the place of beginning;

Beginning for the description of the Portland No. 8 Placer Claim Placer claim Survey No. 2941 at corner No. 1, identical with corner No. 4, of said Portland No. 7, Placer Claim placer claim, from which said U.S. Location Monument No. 2840, Idaho, bears south two degrees sixteen minutes west five thousand seven hundred fifty eight feet distant; thence first course, west one thousand two hundred eighty feet to corner No. 2, identical with corner No. 3 of said Portland No. 7 Placer Claim placer claim; thence second course, north forty eight minutes west five thousand forty-five and fifty eight hundredths feet to corner No. 3 a granite stone 24x12x8 inches, marked 3-2941; thence third course north eighty degrees thirteen minutes east one thousand three hundred eighty-two and eighty five hundredths feet to corner No. 4, on face of bank and not established, from which a witness corner, a granite stone 24x16x14 inches marked NO 4-2941 bears north sixty four degrees forty four minutes east two hundred sixty two and one tenth feet distant; thence fourth course, south eight minutes west five thousand two hundred eighty feet to corner No. 1 the place of beginning. Containing in all one thousand one hundred fifty one acres and two hundred eighty two thousands of an acre. (1151.282 acres)

Together with all water rights, water privileges, ditches and ditch rights thereunto belonging or in anywise appertaining and used in connection with the above described property and the mining thereof; together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining.

TO HAVE AND TO HOLD All and singular the above mentioned and described premises hereby conveyed, or intended not to be, together with the appurtenances unto the said party of the second part his heirs and assigns forever.

IN WITNESS WHEREOF, I, the party of the first part to these presents, Sheriff as aforesaid, have hereunto set my hand the day and year first above written.

John L. Hirsch, Sheriff of Camas County,
State of Idaho.

STATE OF IDAHO)
) SS
COUNTY OF CAMAS.)

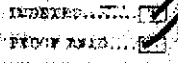
On this 7th day of April in the year 1943, before me S.W. Struble Notary Public in and for said County personally appeared John L. Hirsch, known to me to be the person whose name is subscribed to the within instrument as Sheriff of Camas County, State of Idaho, and acknowledged to me that he executed the same as such Sheriff of Camas County, State of Idaho.

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

(Notarial Seal)

S.W. Struble, Notary Public for
Idaho, Fairfield, Idaho My Comm.
expires April 6, 1946.

Recorded at request of Pasco B. Carter
April 17th, 1943 at 10:48 A.M. Fee 4.00
John L. Edwards, Recorder
By L.R. Roonce, Deputy



No. 24428

QUITCLAIM DEED

THIS INDENTURE, Made the 21st day of April in the year of our Lord one thousand nine hundred forty three, between Fred O. Reynolds of Fairfield, County of Camas, State of Idaho, the party of the first part, and Maude Reynolds of Fairfield, County of Camas, State of Idaho, the party of the second part:

WITNESSETH, That the said party of the first part, for and in consideration of the sum of One Dollars (\$1.00) Dollars, lawful money of the United States of America, to Fred O. Reynolds in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, do by these presents remise, release and forever QUITCLAIM unto the said party of the second part, and to her heirs and assigns, all certain lots, pieces or parcels of land, situate, lying and being in Camas County of Camas, State of Idaho, bounded and particularly described as follows, to-wit:

South West $\frac{1}{4}$ of Section Fourteen (14) in Township One (1) South Range Fourteen (14) East of Boise Meridian Containing one Hundred Sixty Acres more or Less, Lots 9, 10, 11, 12, Block One and Lots 3 & $\frac{1}{2}$ of Lot 4 in Block Eleven in the Village of Fairfield Idaho.

TOGETHER With all and singular, the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD, All and singular, the said premises, together with the appurtenances, unto the said party of the second part, and to her heirs and assigns forever.

IN WITNESS WHEREOF, The said party of the first part has hereunto set his hand and seal, the day and year first above written.

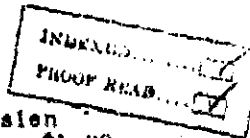
Witness, Sealed and Delivered in the Presence of

Fred O. Reynolds, (Seal)

State of Idaho executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal on the day and year last above written.

(Notary Seal)



Mildred C. Halley
Notary Public residing at Boise, Idaho

Filed at request of Tom Wokorsien
April 1, 1949 at 9:45 A.M. Fee \$1.00
John L. Edwards, Recorder.

No. 28233
QUITCLAIM DEED

18D376

THIS INDENTURE, MADE THE 21st day of January in the year of our Lord one thousand and nine hundred and forty-nine, between Nicholas J. Gordon and Esther Rose Gordon, husband and wife of Boise, County of Ada, State of Idaho, the parties of the first part, and H. C. Byram of Fairfield, County of Camas, State of Idaho, the party of the second part:

WITNESSETH, That the said parties of the first part, for and in consideration of the sum of One Dollar, lawful money of the United States of America, and other valuable considerations, to them in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, do by these presents remise, release and forever QUITCLAIM, unto the said party of the second part, and to his heirs and assigns, all those certain lots, peices or parcels of land, situate, lying and being in the County of Camas, State of Idaho, bounded and particularly described as follows, to-wit:

The Portland Group of Placer Mines embracing the Portland No. 1, Portland No. 2, Portland No. 3, Portland No. 4, Portland No. 5, Portland No. 6, Portland No. 7 and Portland No. 8 Placer Claims, designated as Mineral Surveys Nos. 2940 and 2941, respectively, embracing a portion of approximately townships Four and Five North, Range Thirteen East of the Boise Meridian; more particularly described in the Sheriff's deed issued to W. R. Teller, dated February 23, 1943, and recorded in Book 17 of Deeds at page 216 of the records of the county Recorder's Office of Camas County, Idaho on April 17, 1943, containing approximately 1157 acres. This is given to show of record that that certain "Option Contract for Sale and Purchase of Mineral Rights in Mining Property" dated September 15, 1945, between H. C. Byram and Pauline Byram, husband and wife, to Nicholas J. Gordon has heretofore been terminated and forfeited and that the buyer herein and the first parties in this deed have no right, title, or interest in these lands of any kind or nature.

TOGETHER With all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD, All and singular, the said premises, together with the appurtenances, unto the said party of the second part, and to his heirs and assigns forever.

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

Nicholas J. Gordon
Esther Rose Gordon

State of Idaho,)
) SS.
County of Ada)

On this 29th day of March, in the year 1949, before me, D. O. WILCOX, a Notary Public in and for said State, personally appeared Nicholas J. Gordon and Esther Rose Gordon, husband and wife known to me to be the persons whose names are subscribed

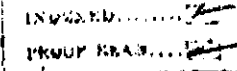
to the within instrument, and acknowledged to me that they executed the same.

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

(NOTARY SEAL)

Filed at request of Chas. O.S. Seeglin
April 2, 1949 at 9:30 A.M. Fee \$1.00
John L. Edwards, Recorder

D. O. Wilcox
Notary Public residing at Boise, Idaho



No. 28254
WARRANTY DEED

THIS INDENTURE, Made this 18th day of March in the year of our Lord, one thousand nine hundred and forty-seven, between E. F. Nielson and Edna Nielson, husband and wife at all times since acquiring any interest in the property conveyed; and Orvil Nielson and Marie Nielson, husband and wife at all times since acquiring title to the property hereby conveyed, of Gooding, County of Gooding, State of Idaho the parties of the first part, and Robert Edman, a bachelor of Wendell, County of Gooding, State of Idaho the party of the second part;

WITNESSETH, That the said parties of the first part, for and in consideration of the sum of Thirty-eight Thousand Four Hundred five and no/100 Dollars lawful money of the United States of America to them in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, have granted, bargained and sold, and by these presents do grant, bargain, sell, convey and confirm unto the said party of the second part, and to his heirs and assigns forever, all the following described real estate situate in Cunas County, State of Idaho, to-wit:

Government Lots 3 and 4, of Section 31, Township 1 South, Range 15 East Boise Meridian, and Lot 4, of Section 5, and Lots 1, 2 and 3 and the South Half of the Northeast Quarter, and the North Half of the Southeast Quarter, and the Southeast Quarter of the Northwest Quarter and the Northeast Quarter of the Southwest Quarter of Section 6, Township 2 South Range 15 East Boise Meridian.

Also the Northeast Quarter of Section Thirty-one, Township 1 South Range 15 East Boise Meridian.

Also the Southeast Quarter and the East Half of the Southwest Quarter of Section 31; and the West Half of the Southwest Quarter of Section 32, Township 1 South Range 15 East Boise Meridian.

Together with all water and water rights appurtenant thereto including 903 shares of the Capital Stock of the Twin Lakes Reservoir.

Subject to rights of way for canals, ditches and roads and all easements of record.

Subject also to the 1947 taxes.

(\$42.35 Documentary stamps cancelled)

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all estate, rights, title and interest in and to the said property, as well in law as in equity, of said parties of the first part;

TO HAVE AND TO HOLD, all and singular the above mentioned and described premises, together with the appurtenances, unto the party of the second part, and to his heirs and assigns forever. And the said parties of the first part, and their heirs,

do hereby warrant and defend the peaceful possession of the said party of the second

his wife; Orvil Nielson and Marie Nielson, his wife, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

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

My commission expires Dec. 8, 1947.

(Notary Seal)

M. P. Ryan

Notary Public in and for the State

of Idaho, residing at Gooding, Idaho.

Filed at request of Tom Wokorsien
April 2, 1949 at 2:00 P.M. Fee \$1.00
John L. Edwards, Recorder.

INDEXED.....	☒
PROOF READ....	☒

18D378

No. 28247
WARRANTY DEED

THIS INCENTURE, Made this 12th day of May, 1944, between W. R. Teller, a widower at all times since acquiring title to the hereinafter described property, of Boise, County of Ada, State of Idaho, the party of the first part, and Harry C. Byram of Gooding, County of Gooding, State of Idaho, the party of the second part.

WITNESSETH, That the said party of the first part, for and in consideration of the sum of Ten Dollars, lawful money of the United States of America, and other good and valuable considerations, to him in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, has granted, bargained and sold, and by these presents does grant, bargain, sell convey and confirm unto the said party of the second part, and to his heirs and assigns forever, all of the following described real estate, situated in the County of Camas, State of Idaho, to-wit:

The Portland Group of Placer Mining Claims embracing the Portland No. 1; Portland No. 2; Portland No. 3; Portland No. 4; Portland No. 5; Portland No. 6; Portland No. 7; and Portland No. 8 Placer Mining Claims, designated as Surveys Nos. 2940 and 2941 respectively, embracing a portion of approximately Townships Four (4) and Five (5), North of Range Thirteen (13) East Boise Meridian in Camas County, Idaho; all of which are more particularly and specifically described in that certain Sheriff's Deed on Foreclosure issued to W. R. Teller under date of February 23, 1943, and recorded in Book 17 of Deeds at page 216, Records of Camas County, Idaho, to which reference is hereby made.

Together with all water rights, water privileges, ditches and ditch rights thereunto belonging or in anywise appertaining, and used in connection with the above described property and the mining thereof. Subject however to all rights of way heretofore granted and all easements thereon.

(\$9.35 documentary stamps cancelled)

TOGETHER, With all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof; and all estate, right, title and interest in and to the said property, as well in law as in equity; of the said party of the first part.

TO HAVE AND TO HOLD, All and singular the above mentioned and described premises, together with the appurtenances, unto the party of the second part, and to his heirs and assigns forever, and the said party of the first part, and his heirs, the said premises in the quiet and peaceable possession of the said party of the second part, his heirs and assigns, against the said party of the first part, and his heirs, and against all and every person and persons whomsoever, lawfully claiming or to claim the same shall and will WARRANT and by these presents forever DEFEND, Subject to all taxes and assessments for the year 1944 and subsequent years.

IN WITNESS WHEREOF, The said party of the first part has hereunto set his hand and seal the day and year first above written.

Signed, Sealed and Delivered in Presence of
P. B. Carter

W. H. Teller

STATE OF IDAHO,)
) SS.
County of Ada.)

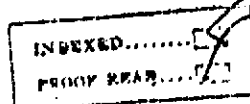
On this 13th day of May in the year 1944, before me Herbert H. Eberle a Notary Public in and for said State, personally appeared W. H. Teller known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

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

(Notary Seal)

Herbert H. Eberle
Notary Public for the State of Idaho, residing at
Boise, Idaho.

Filed at request of Tom Wokersien
April 11, 1949 at 1:20 P.M. Fee \$1.20
John L. Edwards, Recorder.



No. 28248
WARRANTY DEED

THIS INDENTURE, Made this 18th day of January, 1949, between H. C. Byram, also known as Harry C. Byram and also as Jack Byram, being one and the same person, and Pauline R. Byram, also known as Pauline Byram, being one and the same person, husband and wife continuously since prior to acquiring any title to the properties herein conveyed, of Fairfield, Camas County, Idaho, the parties of the first part, and Jasper D. Wilford, President of Filer, Twin Falls County, Idaho, W. W. DeBolt, Secretary, of Baker, Baker County, Oregon, L. B. Bailey of Ontario, Malheur County, Oregon, J. R. Crowe of Rupert, Minidoka County, Idaho, M. H. Greenlee of Cascade, Valley County, Idaho, and Don L. Smith of Burley, Cassia County, Idaho, all Trustees of the Conference Camping Properties and their successors of the Idaho Annual Conference, Methodist Church, the parties of the second part; WITNESSETH:

That the said parties of the first part for and in consideration of the sum of Four Thousand Dollars, lawful money of the United States of America, to them in hand paid by the said parties of the second part, the receipt whereof is hereby acknowledged, have granted, bargained and sold, and by these presents do grant, bargain, sell, convey and confirm unto the said parties of the second part, and to their heirs and assigns forever, all the following described real estate, situate in the County of Camas, State of Idaho, to-wit:

The North Forty (40) acres of Portland No. 8, being one of the claims of the Portland Group Mining Claims and also known as Mineral Survey Numbers 2940 and 2941 all being patented ground. The said Forty acres being more particularly described as follows:

Beginning at the northeast corner of said Portland No. 8 thence running south and along the east boundary line to a point 1270 feet south of said point of beginning; thence west and parallel with the north boundary line of Portland No. 8 and approximately 1270 feet to the west boundary line of said Portland No. 8; thence north and

OCT 23, 1922

IN TESTIMONY WHEREOF, I, Warren G. Harding, President of the United States of America, have caused these letters to be made Patent, and the Seal of the General Land Office to be hereunto affixed.

GIVEN under my hand, in the District of Columbia, the EIGHTE day of MARCH in the year of our Lord one thousand nine hundred and TWENTY-TWO and of the Independence of the United States the one hundred and FORTY-SIXTH.

By the President:
(U.S. Land Office Seal).

Warren G. Harding.
By Viola B. Fugh, Secretary.
M. P. Leboy, Recorder of the General Land Office.

RECORDED: Patent Number 553876

Recorded at request of Richard A. Hansell at 11:30 A.M. October 23, 1922.

Clayton Strain, Recorder.

Fees \$1.00

By Audrey Haynie, Deputy.

2P475

Hailey 019018

No. 7430
4-1043

PROOF READ

THE UNITED STATES OF AMERICA, TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETING.

WHEREAS, a Certificate of the Register of the Land Office at Hailey, Idaho, has been deposited in the General Land Office, whereby it appears that, pursuant to the act of Congress of May 20, 1862, "To Secure Homesteads to Actual Settlers on the Public Domain," and the acts supplemental thereto, the claim of Franklin B. Smith has been established and duly consummated, in conformity to law, for the following described portion of approximately Sections thirteen and twenty, Township thirteen north of Range thirteen east and Section eighteen and nineteen, Township thirteen north of Range thirteen east on the Boise Meridian, Idaho, more particularly described and ordered as follows:

Beginning at corner No. 1, where the U.S. Section line meets the Boise Meridian, thence south seven degrees two minutes west eleven and six-tenths chains to corner No. 2, thence south fifty-one degrees fifty-nine minutes east thirty-four and eight-tenths chains to corner No. 3, thence south forty-two degrees twenty-eight minutes west sixteen and eighty-one-hundredths chains to corner No. 4, thence south eight degrees eleven minutes east forty-one and ten-hundredths chains to corner No. 5, thence south forty-four degrees four minutes west ten and sixty-one-hundredths chains to corner No. 6, thence north thirty-five degrees fifty-six minutes west eight and sixty-three-hundredths chains to corner No. 7, thence north fifty-seven degrees twenty minutes east twenty-two and eighty-nine-hundredths chains to corner No. 1, the place of beginning, containing one hundred fifty-six acres and eighty-three-hundredths of an acre, according to the Official Plat of the Survey of the said Land, returned to the GENERAL LAND OFFICE by the Surveyor-General.

NOW KNOW YE, That there is, therefore, granted by the UNITED STATES unto the said claimant, the Tract of Land above described; TO HAVE AND TO HOLD the said Tract of Land, with the appurtenances thereof, unto the said claimant, and to the heirs and assigns of the said claimant, forever; subject to any vested and accruing water rights for mining, agriculture, manufacturing, or other purposes and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws, and decisions of courts; and there is reserved from the land hereby granted a right of way thereon for ditches or canals constructed by the authority of the United States.

IN TESTIMONY WHEREOF, I, Warren G. Harding, President of the United States of

RECEIVED

OCT 6 4 2001

WESTERN REGION

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

GIVEN under my hand, in the District of Columbia, the ~~TELEPH~~ day of JULY in the year of our Lord one thousand nine hundred and TWENTY-TWO and of the Independence of the United States the one hundred and FORTY-SEVENTH.

By the President:
U.S. Land Office Seal).

Warren G. Harding

By Viola B. Pugh, Secretary.

By M. P. LeRoy Recorder of the General Land Office.

Recorded Patent Number B71682

Recorded at request of Wm. Gould at 1:30 P.M. Nov. 3, 1922.

Clayton Strain, Recorder.

Fees \$1.00

By Audrey Haynie, Deputy.

No. 7482

PROOF READ

Hailey 010165

THE UNITED STATE OF AMERICA, TO ALL TO WHOM
THESE PRESENTS SHALL COME, GREETING:

WHEREAS, a Certificate of the Register of the Land Office at Hailey, Idaho, has been deposited in the General Land Office, whereby it appears that, pursuant to the Act of Congress of May 30, 1862, "To Secure Homesteads to Actual Settlers on the Public Domain," and the acts supplemental thereto, the claim of Jake Kirshner has been established and fully consummated, in conformity to law, for the Lots six and seven and the east half of the southwest quarter of Section six in Township two south of Range thirteen east of the Boise Meridian, Idaho, containing one hundred forty-eight and fifty-four hundredths acres, according to the Official Map of the Survey of the said land, returned to the GENERAL LAND OFFICE by the Surveyor-General:

Now KNOW YE, that there is, therefore, granted by the UNITED STATES unto the said claimant the tract of Land above described, TO HAVE AND TO HOLD the said tract of Land, with the appurtenances thereof, unto the said claimant and to the heirs and assigns of the said claimant forever, subject to any vested and accrued water rights for mining, agricultural, manufacturing or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws, and decisions of courts; and there is reserved from the lands hereby granted a right of way thereon for ditches or canals constructed by the authority of the United States.

IN TESTIMONY WHEREOF, I, Warren G. Harding, President of the United States of America, have caused these letters to be made Patent, and the seal of the General Land Office to be hereunto affixed.

GIVEN under my hand, in the District of Columbia, the ~~TWENTY-FOURTH~~ day of JUNE in the year of our Lord one thousand nine hundred and TWENTY-ONE and of the Independence of the United States the one hundred and FORTY-FIFTH.

By the President:

Warren G. Harding.

By M.P. LeRoy, Secretary.

By L.E.C. Lamar, Recorder of the General Land Office.

RECORDED Patent Number 811516.

(United States Land Office Seal).

Recorded at request of Jake Kirshner at 2:35 P.M. Nov. 18, 1922.

By Audrey Haynie, Deputy.

Fees \$1.00

Clayton Strain, Recorder.

No. 750

PROOF READ

Hailey 07521 and 015625

THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETING:

WHEREAS, a Certificate of the Register of the Land Office at Hailey, Idaho, has been deposited in the General Land Office, whereby it appears that, pursuant to the Act of

RECEIVED

OCT 04 2001

WATER RESOURCES
WESTERN REGION

Entry No. 14.

Sheet No. 15.

Articles of Incorporation of
Universal Engineering,
Construction & Power Company.

Articles of Incorporation.
Instrument No. 5306.

Filed October 6th, 1919 at 2:40 P. M.

NAME: "UNIVERSAL ENGINEERING, CONSTRUCTION & POWER COMPANY."

PURPOSE: That the purposes for which said corporation is formed are: To carry on any kind of engineering, construction, power, mining, manufacturing, agricultural and irrigation business, and to promote and develop industrial enterprises; to build, erect, promote, construct, superintend the construction of, provide, acquire, repair, equip, carry out, maintain, develop, improve, operate, control, own, take on lease or agreement, sell, lease, let, license to use, use, work, and dispose of plants, power plants, irrigation systems of all kinds, aqueducts, hydraulic works, water courses, canals, reservoirs, roads, ways railways, tramways, piers, wharfs, docks, viaducts, bridges, tunnels, dams, electrical works, manufacturing works, gas and water works, smelting works, refineries, factories, warehouses, mills and all other works and conveniences; to manufacture, acquire, and use, sell, lease or otherwise dispose of, or deal in, any and all kinds of machinery, engines, tools, implements and appliances necessary or useful for any business; to acquire, own, develop, improve, operate, manage, sell, exchange, lease or otherwise deal in mining, oil, timber, agricultural and irrigation properties and products, and real and personal estate of every description; to receive, acquire, purchase, hold, use, sell, assigns, lease, mortgage or otherwise dispose of, or deal in, letters patent of the United States, or any foreign country, patents, patent rights, licenses and privileges, inventions, improvements and processes, and to make, improve and invent anything or process on which a patent may be procured in the United States or any foreign country, and to obtain letters patent or similar privileges in this or any other country for any invention; to lease, let, demise, rent, bargain, sell, release, convey, mortgage and hypothecate land, tenements, hereditaments and easements; to acquire, by purchase or otherwise, bargain, contract, agree for, buy raise, exchange, mortgage, hypothecate, sell, and in every and anyway or manner deal in and with, goods, wares, merchandise, choses in action, promissory notes, mortgages, stocks, bonds, warrants, and other evidences of indebtedness, and personal property of every kind and description; to borrow money and to secure the repayment of the same, to execute the notes or bonds, or other evidences of indebtedness deemed essential in the premises, in the name of the Corporation, and to secure the same, or any thereof, by mortgage, pledge, deed of trust, or other Instrument; to carry on any business or operation deemed by the corporation necessary or advisable in

connection with any of the objects of its incorporation or in furtherance of any thereof, and also generally to do and transact any and all business necessary, usual, proper or lawful in carrying out any of the objects and purposes above set forth.

Principal Place of Business: Boise, Ada County, Idaho.

Term: Fifty years.

Number of Directors: Five.

Capital:: \$100,000.00 divided into Five Hundred Thousand shares of the par value of twenty cents each.

Dated April 21st, 1919.

Signed: W. R. Morris
E. F. Blain
R. E. Shelton
C. H. Westenhaver
George W. Smith
Charles A. Adams

Acknowledged in Ada County, Idaho, on April 21st, 1919,
by W. R. Morris, E. F. Blain, R. E. Shelton, C. H. Westenhaver,
Charles A. Adams and George W. Smith, before Alice C. Tierney,
Notary Public, Residence: Boise, Idaho. My commission expires
October 14th, 1922. Notarial seal attached.

4-024 b

042684

DEPARTMENT OF THE INTERIOR
UNITED STATES LAND OFFICE

Receiver's
Receipt No. 2922267

Blackfoot, Idaho,
(Place.)

July 27, 1927.
(Date.)

NOTICE OF FILING MINERAL APPLICATION.

MINERAL APPLICATION, Serial No. 042684

The Commissioner of the
General Land Office.

Sir:

On July 27, 1927, 19

(List alphabetically the names of all applicants.)

William Roy Morris and Charity Morris, husband and wife,

whose place of residence is Fairfield, Idaho

(Post-office address.)

filed Mineral Application, Serial No. 042684, Survey No. 2940 - 2941

for the Portland Group of Placer claims, comprising

(List alphabetically all locations applied for.)

Portland No. 1, Portland No. 2, Portland No. 3, Portland No. 4,

Portland No. 5, Portland No. 6, Portland No. 7 and Portland No. 8

Placer claims

, situate in the of Section
Township 4 & 5 North, Range 13 East, Boise Meridian,
Unorganized Mining District, Camas County,
containing an area of 924.124 acres
exclusive of conflict with HES. No. 589 & 590

Very respectfully,

AUG 2 1927

G. L. O.

P. J. Johnston

Register.

NOTE.—This notice must show Receiver's Receipt No.; Serial No.; date of filing; Survey No., if lode or surveyed placer; alphabetical list of all locations; name or names of applicant or applicants arranged alphabetically; description, if taken by legal subdivisions, section, township, range; mining district and county; and notation of exclusions.
(See reverse hereof for ADDITIONAL instructions.)

8/10/27 Pres. 270.57 1/2



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

August 15, 2001

ERLE B BYRAM
PO BOX 204
GOODING, ID 83330

Re: Claim No(s) 63-4277B

63-4278B, 63-31282

Dear Claimant(s):

In the past, you submitted the above referenced claim(s) in the Snake River Basin Adjudication. Enclosed is a computer generated print-out of the claim(s) for your reference only; this print-out is **NOT** to be returned or re-filed. You have indicated when this claim was filed that the water right(s) was based on either a "Statutory Claim" or "Beneficial Use" of the water. Water rights of this type are established by the historical use of water for a beneficial purpose, dating back to the time the water was first used, this date being the "**Priority Date**" as shown on the enclosed print-out. Your claim(s) has not been confirmed by a previous filing with the Department of Water Resources since there is no decree, license, or permit on file to verify the use of this water. For this reason, the Department is required to gather evidence from claimants supporting the date of priority for claims based on historical beneficial use of water. Any other claims you may have filed, that are not listed above, do not require evidence of priority be submitted at this time.

Enclosed is a pamphlet entitled "**Evidence of Priority**" which describes why evidence of the priority date is necessary along with examples of types of evidence that can be submitted to fulfill this requirement. If no evidence is submitted, or we do not hear from you within the time limit below, your priority date, as claimed, may not be recommended to the Court for decree. This could jeopardize your water use under this right(s), if water availability problems arise in the future. It is our goal to decree the historical water rights within the Snake River Basin as accurately as possible. ~~Field exams with~~ claims in this area are now being conducted by Department personnel. Please contact this office as soon as possible to schedule a field exam appointment convenient for you.

The required evidence supporting the priority date(s) must be submitted by **October 15, 2001**, referencing all documents with the corresponding claim number(s). If you have any questions not covered by this letter, or the enclosed pamphlet, please call the Western Region office shown above.

Adjudication Section
Department of Water Resources
Western Region Office

JS:lh
Enclosures

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-4278B V1

WATER RIGHT NUMBER: 63-4278B V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ERLE B BYRAM PO BOX 204 GOODING, ID 83330
Current Owner	CYNTHIA BYRAM PO BOX 204 GOODING, ID 83330

Priority Date: 06/01/1943

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
SOUTH FORK BOISE RIVER	BOISE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/15 to 10/31	1.460 CFS	
STOCKWATER	01/01 to 12/31	0.030 CFS	
	<u>Total Diversion:</u>	1.460 CFS	

Location of Point(s) of Diversion

SOUTH FORK BOISE RIVER CAMAS County	SE1/4SW1/4	Sec. 22, Twp 04N, Rge 13E, B.M.
SOUTH FORK BOISE RIVER CAMAS County	SW1/4NW1/4	Sec. 27, Twp 04N, Rge 13E, B.M.
SOUTH FORK BOISE RIVER CAMAS County	NW1/4SW1/4	Sec. 27, Twp 04N, Rge 13E, B.M.

Place of Use

IRRIGATION Within CAMAS County

T04N R13E S22	SESW	4.5	T04N R13E S27	NENW	12.0
T04N R13E S27	NWNW	5.7	T04N R13E S27	SWNW	6.2
T04N R13E S27	NWSW	21.0	T04N R13E S27	SWSW	24.0

Total Acres: 73.4

STOCKWATER same as IRRIGATION

Conditions of Approval:

1. C18 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.
2. N08 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
3. N05 THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES

1. General Stockwater use is for 100 range cattle.

Comments:

1. sbook 7/25/2001 general

Comment: Mel Schulte and I met with Byram on 7/18/01. He showed us his pods and the land irrigated. We discussed problems with diverting the water. Byram has abandoned his water rights on the east side of the river and blocked off the ditch that supplied these lands. See file for letter. I explained that I would only be able to recommend lands that were actually receiving water, nothing was being irrigated above Sec 22 sesw. Land that was irrigated ran from the river to the dirt 2-track road on the west in some locations. Other times the water could not make it out to the road as the gradient was too steep. I also told Byram that he would be getting 1 inch per acre unless he could show the need for more water, he said that was fine. The other part of this split now belongs to Bumgardner, he has yet to file a change of ownership and a field exam has not yet been conducted.

Dates and Other Information:

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Defendant:

Plaintiff:

Civil Case Number:

Judicial District:

Notice of Error Flag:

State or Federal: S

Owner Name Connector: AND

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

AJ5809NP
No. A63-042788

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/22/01
PAGE: 22

OWNER CODE NAME & ADDRESS PRIORITY DATE WATER USE DIVERSION RATE DIVERSION VOLUME
C ERLE B BYRAM 06/01/1943 IRRIGATION STOCKWATER 7.500 CFS
C CYNTHIA BYRAM PO BOX 204 01-01 10-01 0.040 CFS
GOODING ID 83330
(208) 934-4379
TOTAL DIVERSION: 7.500 CFS
CONSUMPTIVE USE: 1000.00 AFA

Water Source: BOISE RIVER, SOUTH FORK Tributary to: BOISE RIVER Stage: STATUTORY CLAIM

Point(s) of Diversion: T04N R13E S15 S22 SENW CANAS County
CANAS County

Place of use Legal Description for: IRRIGATION

		NE				NW				SW				SE				SUM	
T	R	S	NEME		SUNE		SENE		NENW		SUNW		SESW		SESE				
			Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
04N	13E	15	:	08	08	:	08	08	:	08	08	:	08	08	:	08	08	:	100.0
04N	13E	22	:	08	08	:	08	08	:	08	08	:	08	08	:	08	08	:	100.0
04N	13E	27	:	11	11	:	11	11	:	11	11	:	11	11	:	11	11	:	100.0
04N	13E	28	:	12	12	:	12	12	:	12	12	:	12	12	:	12	12	:	100.0
																	TOTAL ACRES		400.0

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

POU County: CANAS

Non-Irrigation Uses: S/100 BEEF STOCK (INSTREAM STOCK USE)

Other Rights: NONE

Remarks: GEN ORIGINALLY CLAIMED 600 ACRES ON STATUTORY CLAIM...ACRES NOT SPECIFIED (SEE ATTACHED). THIS CLAIM REPRESENTS SECTIONS 15, 22 & 27 OF THE ORIGINAL STATUTORY CLAIM, WHICH IS A 300/600 PORTION OR 7.5 CFS. CLAIMANT ALSO ADDED 100 ACRES IN SECTION 28, WHICH SHOULD HAVE BEEN INCLUDED IN THE ORIGINAL STATUTORY CLAIM, AS WELL AS INSTREAM STOCK USE. ACTUAL LOCATION OF THE 400 ACRES WITHIN THOSE SECTIONS IS UNDETERMINED...ACRES DIVIDED EQUALLY AMONG QTRS INVOLVED. CLAIMANT WANTS ACRES DETERMINED IN FIELD EXAM.

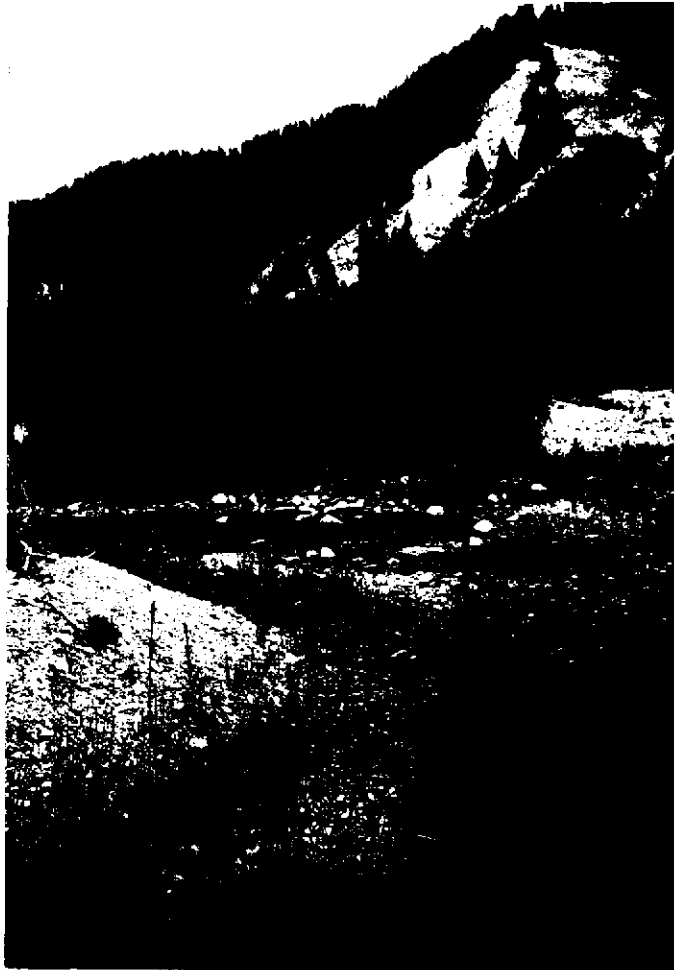
Dates: Exam Made Date: Verified Date: Objection Filed Date:
Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

The Acres on
Adjudicated
By County
Cge 22/2/2001

X.02
6.48
76 = 321

IDWR FIELD EXAM
63-4278B
7/18/01
SUE BOCK/MEL SCHULTE

3rd pad From the
S. Fork
3rd weep point
Reading
0.96 cfs



upstream
Reading
for 3rd pad
quite a distance
from pad.
Does not
take into
account
entire channel
capacity



IDWR FIELD EXAM
63-4278B
7/18/01
SUE BOCK/MEL SCHULTE

Downstream
Reading
for 3rd
pod.

Waypoint #4



IDWR FIELD EXAM
63-4278B
7/18/01
SUE BOCK/MEL SCHULTE

upstream
mannings
on the
1st pod
About 100 yds
from pod
18.44 E3



Pod #1
Facing East
Waypoint #1



IDWR FIELD EXAM
63-4278B
7/18/01
SUE BOCK/MEL SCHULTE

Downstream
mammals from
the 1st pod
about 100'
From 1st reading



Send
Second pod
off of S. Fork
Waypoint #2
Facing East
13.97 AS



IDWR FIELD EXAM
63-4278B
7/18/01
SUE BOCK/MEL SCHULTE



Upstream reading for 2nd
Pod. About 70'
From the Pod



Downstream reading
For 2nd pod
Mannings reading

MANNING EQUATION - DATA COLLECTION

Claim Number(s): 63-04278B

Name of Claimant(s): Byram Byram 1st POB

Name of Ditch, Canal, or Stream: ditch below upper POB - 100 yds below POB

Date of Measurement: 7-18-01 Data Collected By: AS + SB

Measurement Location: SE 1/4 SW 1/4 Section 22 T R

Cross Section Data

Basis: high water mark (X) maximum capacity ()

Note: minimum of five depth or rod readings; first and last must be equal or zero

<i>Upper section</i>		<i>Lower section</i>	
depth or rod reading	distance from initial point	depth or rod reading	distance from initial point
1. <u>0</u>	<u>0</u>	7. <u>0</u>	<u>0</u>
2. <u>1.05</u>	<u>1.0</u>	8. <u>.45</u>	<u>1.0</u>
3. <u>1.15</u>	<u>2.0</u>	9. <u>.85</u>	<u>2.0</u>
4. <u>1.12</u>	<u>3.0</u>	10. <u>1.15</u>	<u>3.0</u>
5. <u>.95</u>	<u>4.0</u>	11. <u>.95</u>	<u>4.0</u>
6. <u>1.0</u>	<u>5.0</u>	12. <u>1.0</u>	<u>5.0</u>
<u>.95</u>	<u>6.0</u>	<u>.95</u>	<u>6.0</u>
<u>.95</u>	<u>7.0</u>	<u>.65</u>	<u>7.0</u>
<u>0</u>		<u>0</u>	

Slope Data

Basis: high water mark () channel bottom () land surface ()

Level Readings:	upstream	downstream	
upper stadia	<u>7.30</u>	<u>9.23</u>	
center	<u>6.98</u>	<u>8.91</u>	
lower stadia	<u>6.68</u>	<u>8.59</u>	channel length
stadia difference	<u>(.62 + .64)</u>		<u>x 100 = 126</u>

Note: for elevations, the downstream rod reading must be higher than the upstream rod reading

Comments

Are maps and/or photos attached? yes ☒

MANNING'S "n" (roughness coefficient)

BASIC "n" CHANNEL MATERIAL				CHANNEL OBSTRUCTIONS			
earth	.020		(1)	negligible	.000		(1)
rock	.025	X	(2)	minor	.010		(2)
fine gravel	.024		(3)		.015	X	(3)
coarse gravel	.028		(4)	appreciable	.020		(4)
					.030		(5)
				severe	.040		(6)
					.050		(7)
					.060		(8)
				SURFACE IRREGULARITY			
smooth	.000		(1)	low	.005	X	(1)
minor	.005		(2)		.010		(2)
moderate	.010	X	(3)	medium	.015		(3)
severe	.020		(4)		.020		(4)
					.025		(5)
				high	.030		(6)
					.040		(7)
					.050		(8)
				very high	.060		(9)
					.075		(10)
					.100		(11)
				VARIATIONS IN SIZE AND SHAPE OF CROSS-SECTION			
gradual	.000	f	(1)	minor	1.00	X	(1)
occasional	.005		(2)	appreciable	1.15		(2)
frequent	.010		(3)	severe	1.30		(3)
	.015		(4)				

MANNING EQUATION CHANNEL CAPACITY RESULTS

07-20-2001

File Number: 63-4278b

Claimant: byram

Channel measured: s fork boise river

Date of measurement: 7/18/01

Measurement location:

pod #1

Calculation prepared by: sue bock

Comments about the measurement:

The results of the calculation are:

The length of the channel measured is 126 feet.

The upstream and downstream rod readings are 6.98 and 8.91 feet.

The channel cross section is 6.18 ft-sq.

The wetted perimeter is 7.38 feet.

The hydraulic radius is 0.84 feet.

The slope is 0.0153

The roughness coefficient is 0.0550

The flow velocity is 2.981 ft/sec.

The rate of flow is 18.44 cfs.

First

CROSS SECTION NUMBER 1

For File Number 63-4278b for the s fork boise river

Number	Rod Reading	Water Depth	Distance
1	0.00	0.00	0.00
2	1.05	1.05	1.00
3	1.15	1.15	2.00
4	1.12	1.12	3.00
5	0.95	0.95	4.00
6	1.00	1.00	5.00
7	0.95	0.95	6.00
8	0.95	0.95	7.00

The area for this cross section is 6.69 square feet
and the wetted perimeter is 7.47 feet.

1st pod

CROSS SECTION NUMBER 2

For File Number 63-4278b for the s fork boise river

Number	Rod Reading	Water Depth	Distance
1	0.00	0.00	0.00
2	0.45	0.45	1.00
3	0.85	0.85	2.00
4	1.15	1.15	3.00
5	0.95	0.95	4.00
6	1.00	1.00	5.00
7	0.95	0.95	6.00
8	0.65	0.65	7.00

The area for this cross section is 5.68 square feet
and the wetted perimeter is 7.28 feet.

MANNING EQUATION - DATA COLLECTION

Claim Number(s): 63-04283

Name of Claimant(s): Byron 2nd road

Name of Ditch, Canal, or Stream: 5 Fork Boise

Date of Measurement: 7/8/01 Data Collected By: SB MS

Measurement Location: SW 1/4 NW 1/4 Section 27 T R

Cross Section Data

Basis: high water mark (☒) maximum capacity ()

Note: minimum of five depth or rod readings; first and last must be equal or zero

depth or rod reading	distance from initial point	depth or rod reading	distance from initial point
1. <u>0</u>	<u>0</u>	7. <u>.6</u>	<u>1.0</u>
2. <u>.4</u>	<u>1.0</u>	8. <u>.8</u>	<u>2.0</u>
3. <u>.6</u>	<u>2.0</u>	9. <u>.95</u>	<u>3.0</u>
4. <u>.7</u>	<u>3.0</u>	10. <u>.9</u>	<u>4.0</u>
5. <u>1.10</u>	<u>4.0</u>	11. <u>1.0</u>	<u>5.0</u>
6. <u>1.15</u>	<u>5.0</u>	12. <u>.9</u>	<u>6.0</u>
<u>1.05</u>	<u>6.0</u>		<u>7.0</u>
<u>1.0</u>	<u>7.0</u>		<u>8.0</u>
<u>.9</u>	<u>8.0</u>		<u>9.0</u>
<u>.3</u>	<u>9.0</u>		<u>0</u>
<u>.20</u>	<u>10.0</u>		

Slope Data

Basis: high water mark (☒) channel bottom () land surface ()

Level Readings:	upstream	downstream	
upper stadia	<u>7.04</u>	<u>7.96</u>	
center	<u>6.8</u>	<u>7.74</u>	
lower stadia	<u>6.56</u>	<u>7.5</u>	channel length
stadia difference	<u>(.48 + .46) x 100 = 94'</u>		

Note: for elevations, the downstream rod reading must be higher than the upstream rod reading

Comments

Are maps and/or photos attached? yes (☒)

MANNING'S "n" (roughness coefficient)

BASIC "n" CHANNEL MATERIAL				CHANNEL OBSTRUCTIONS			
earth	.020		(1)	negligible	.000		(1)
rock	.025	✓	(2)	minor	.010		(2)
fine gravel	.024		(3)		.015	✓	(3)
coarse gravel	.028		(4)	appreciable	.020		(4)
					.030		(5)
				severe	.040		(6)
					.050		(7)
					.060		(8)
SURFACE IRREGULARITY				VEGETATION			
smooth	.000		(1)	low	.005		(1)
minor	.005	✓	(2)		.010		(2)
moderate	.010		(3)	medium	.015	✓	(3)
severe	.020		(4)		.020		(4)
					.025		(5)
				high	.030		(6)
					.040		(7)
					.050		(8)
				very high	.060		(9)
					.075		(10)
					.100		(11)
VARIATIONS IN SIZE AND SHAPE OF CROSS-SECTION				DEGREE OF MEANDERING			
gradual	.000	✓	(1)	minor	1.00	✓	(1)
occasional	.005		(2)	appreciable	1.15		(2)
frequent	.010		(3)	severe	1.30		(3)
	.015		(4)				

MANNING EQUATION CHANNEL CAPACITY RESULTS

07-20-2001

File Number: 63-4278b

Claimant: byram

Channel measured: s fork boise river

Date of measurement: 7/18/01

Measurement location:

pod #2

Calculation prepared by: sue bock

Comments about the measurement:

The results of the calculation are:

The length of the channel measured is 94 feet.

The upstream and downstream rod readings are 6.80 and 7.74 feet.

The channel cross section is 7.04 ft-sq.

The wetted perimeter is 9.85 feet.

The hydraulic radius is 0.71 feet.

The slope is 0.0100

The roughness coefficient is 0.0600

The flow velocity is 1.985 ft/sec.

The rate of flow is 13.97 cfs.

and pod
CROSS SECTION NUMBER 1

For File Number 63-4278b for the s fork boise river

Number	Rod Reading	Water Depth	Distance
1	0.00	0.00	0.00
2	0.40	0.40	1.00
3	0.60	0.60	2.00
4	0.70	0.70	3.00
5	1.10	1.10	4.00
6	1.15	1.15	5.00
7	1.05	1.05	6.00
8	1.00	1.00	7.00
9	0.90	0.90	8.00
10	0.30	0.30	9.00
11	0.20	0.20	10.00

The area for this cross section is 7.30 square feet
and the wetted perimeter is 10.36 feet.

2-rod

CROSS SECTION NUMBER 2

For File Number 63-4278b for the s fork boise river

Number	Rod Reading	Water Depth	Distance
1	0.00	0.00	0.00
2	0.60	0.60	1.00
3	0.80	0.80	2.00
4	0.95	0.95	3.00
5	0.90	0.90	4.00
6	1.00	1.00	5.00
7	0.90	0.90	6.00
8	0.75	0.75	7.00
9	0.75	0.75	8.00
10	0.25	0.25	9.00

The area for this cross section is 6.77 square feet
and the wetted perimeter is 9.34 feet.

MANNING EQUATION - DATA COLLECTION

Claim Number(s): 103-042783

Name of Claimant(s): Byram pod 3 From Fork

Name of Ditch, Canal, or Stream: St Fork Boise

Date of Measurement: 7-18-01 Data Collected By: SBMS

Measurement Location: SW 1/4 SW 1/4 Section 27 T R

Cross Section Data

Basis: high water mark ☒ maximum capacity()

Note: minimum of five depth or rod readings; first and last must be equal or zero

	depth or rod reading	distance from initial point		depth or rod reading	distance from initial point
1.	<u>.25</u>	<u>1</u>	7.	<u>.8</u>	<u>.5</u>
2.	<u>.6</u>	<u>2</u>	8.	<u>.9</u>	<u>1.0</u>
3.	<u>.45</u>	<u>3</u>	9.	<u>1.0</u>	<u>1.5</u>
4.	<u>.6</u>	<u>4</u>	10.	<u>1.8</u>	<u>2.0</u>
5.	<u>.7</u>	<u>5</u>	11.	<u>1.8</u>	<u>2.5</u>
6.	<u>.65</u>	<u>6</u>	12.	<u>1.16</u>	<u>3.0</u>
	<u>.4</u>	<u>7</u>		<u>1.0</u>	<u>3.5</u>
	<u>0</u>	<u>0</u>		<u>1.95</u>	<u>4.0</u>
				<u>.9</u>	<u>4.5</u>
				<u>0</u>	<u>0</u>

Slope Data

Basis: high water mark() channel bottom() land surface()

Level Readings:	upstream	downstream	
upper stadia	<u>5.7</u>	<u>6.7</u>	
center	<u>5.54</u>	<u>6.36</u>	
lower stadia	<u>5.34</u>	<u>6.02</u>	channel length
stadia difference	<u>(36 + 1.08) x 100 = 104'</u>		

Note: for elevations, the downstream rod reading must be higher than the upstream rod reading

Comments

Are maps and/or photos attached? yes ☒

MANNING'S "n" (roughness coefficient)

BASIC "n" CHANNEL MATERIAL				CHANNEL OBSTRUCTIONS			
earth	.020	X	(1)	negligible	.000		(1)
rock	.025		(2)	minor	.010		(2)
fine gravel	.024		(3)		.015		(3)
coarse gravel	.028		(4)	appreciable	.020		(4)
					.030		(5)
				severe	.040	X	(6)
					.050		(7)
					.060		(8)
SURFACE IRREGULARITY				VEGETATION			
smooth	.000		(1)	low	.005		(1)
minor	.005	✓	(2)		.010		(2)
moderate	.010		(3)	medium	.015		(3)
severe	.020		(4)		.020		(4)
					.025		(5)
				high	.030		(6)
					.040		(7)
					.050	X	(8)
				very high	.060		(9)
					.075		(10)
					.100		(11)
VARIATIONS IN SIZE AND SHAPE OF CROSS-SECTION				DEGREE OF MEANDERING			
gradual	.000		(1)	minor	1.00		(1)
occasional	.005		(2)	appreciable	1.15		(2)
frequent	.010	X	(3)	severe	1.30	X	(3)
	.015		(4)				

MANNING EQUATION CHANNEL CAPACITY RESULTS

07-20-2001

File Number: 63-4278b

Claimant: byram

Channel measured: s fork boise river

Date of measurement: 7/18/01

Measurement location:

pod #3 located 1/4 mile from the actual pod. There was no clear place to set up for reading. This reading did not take into account the full channel.

Calculation prepared by: sue bock

Comments about the measurement:

The results of the calculation are:

The length of the channel measured is 104 feet.

The upstream and downstream rod readings are 5.54 and 6.36 feet.

The channel cross section is 2.76 ft-sq.

The wetted perimeter is 9.87 feet.

The hydraulic radius is 0.28 feet.

The slope is 0.0079

The roughness coefficient is 0.1625

The flow velocity is 0.348 ft/sec.

The rate of flow is 0.96 cfs.

CROSS SECTION NUMBER 2

For File Number 63-4278b for the s fork boise river ^{3rd pod}

Number	Rod Reading	Water Depth	Distance
1	0.00	0.00	0.00
2	0.80	0.80	5.00
3	0.90	0.90	1.00
4	1.00	1.00	1.50
5	1.00	1.00	2.00
6	1.00	1.00	2.50
7	1.10	1.10	3.00
8	1.00	1.00	3.50
9	0.95	0.95	4.00
10	0.90	0.90	4.50

The area for this cross section is 2.08 square feet
and the wetted perimeter is 12.60 feet.

CROSS SECTION NUMBER 1 *3rd pod*

For File Number 63-4278b for the s fork boise river

Number	Rod Reading	Water Depth	Distance
1	0.00	0.00	0.00
2	0.25	0.25	1.00
3	0.60	0.60	2.00
4	0.45	0.45	3.00
5	0.60	0.60	4.00
6	0.70	0.70	5.00
7	0.65	0.65	6.00
8	0.40	0.40	7.00

The area for this cross section is 3.45 square feet
and the wetted perimeter is 7.15 feet.

21

22

23

Byram's pod for 63-4278b

Pod #1

SESW

Pod #2

SWNW

Pod #3

NWSW

27

26

SWSW

Mannings location for #3

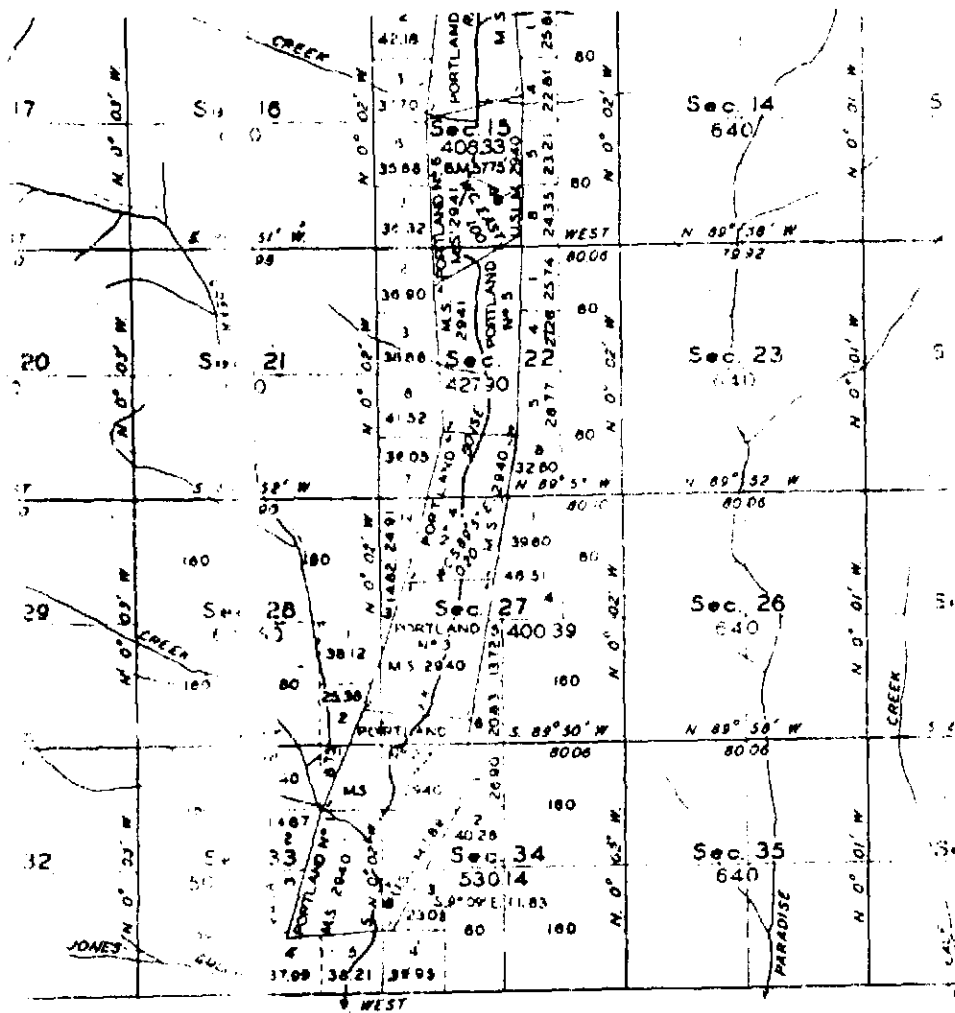
Pod for new filing

NWNE

33

34

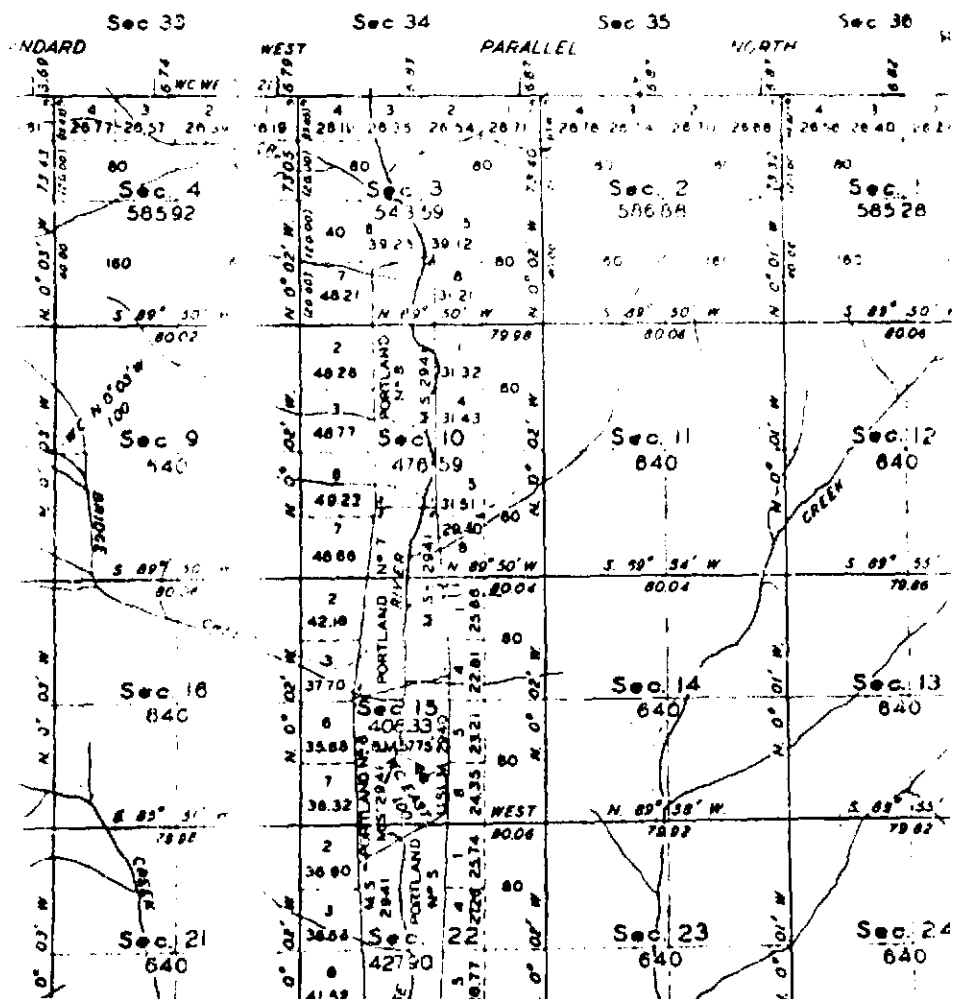
35



OFFICE OF THE SUPERVISOR OF SURVEYS
Denver, Colorado, June 17, 1937

21,596.85 ACRES
IN SURVEYED
COMPLETED

The above plat of Township No. 4 North, Range No. 13 East of the Boise Meridian, Idaho, is strictly conformable to the field notes of the survey thereof which have been examined



CONVERSATION MEMORANDUM

DATE 11/28/97
FILE A63-64278B

NAME OF PARTY Tom Wynn
EMPLOYEE JL

RE: Byram Abandonment, Continued.

Called Tom today to discuss what I found
on 11/26. Will send Tom copies of Byram's
affidavit plus map & records I came up with
on 11/26.

done ✓ Mail to T.W.
PO Box 1382
Haley ID 83333

Tom will use this info to remove Byram's
Easement from Wynn property.

Follow up needed - see attached?

cc: J.A. i Regis files 63-64278

CONVERSATION MEMORANDUM

DATE 11/26/97

FILE A63-04278B

NAME OF PARTY Tom Wynn 208-788-2121

EMPLOYEE JL

RE: ABANDONMENT BY ERIC BYRAM

MR. Wynn called to inquire if any notice of abandonment from So. Fr. Boone River by Eric Byram. Mentioned a dispute that Tom had become involved in earlier this year with of Fairfield (SCA?).

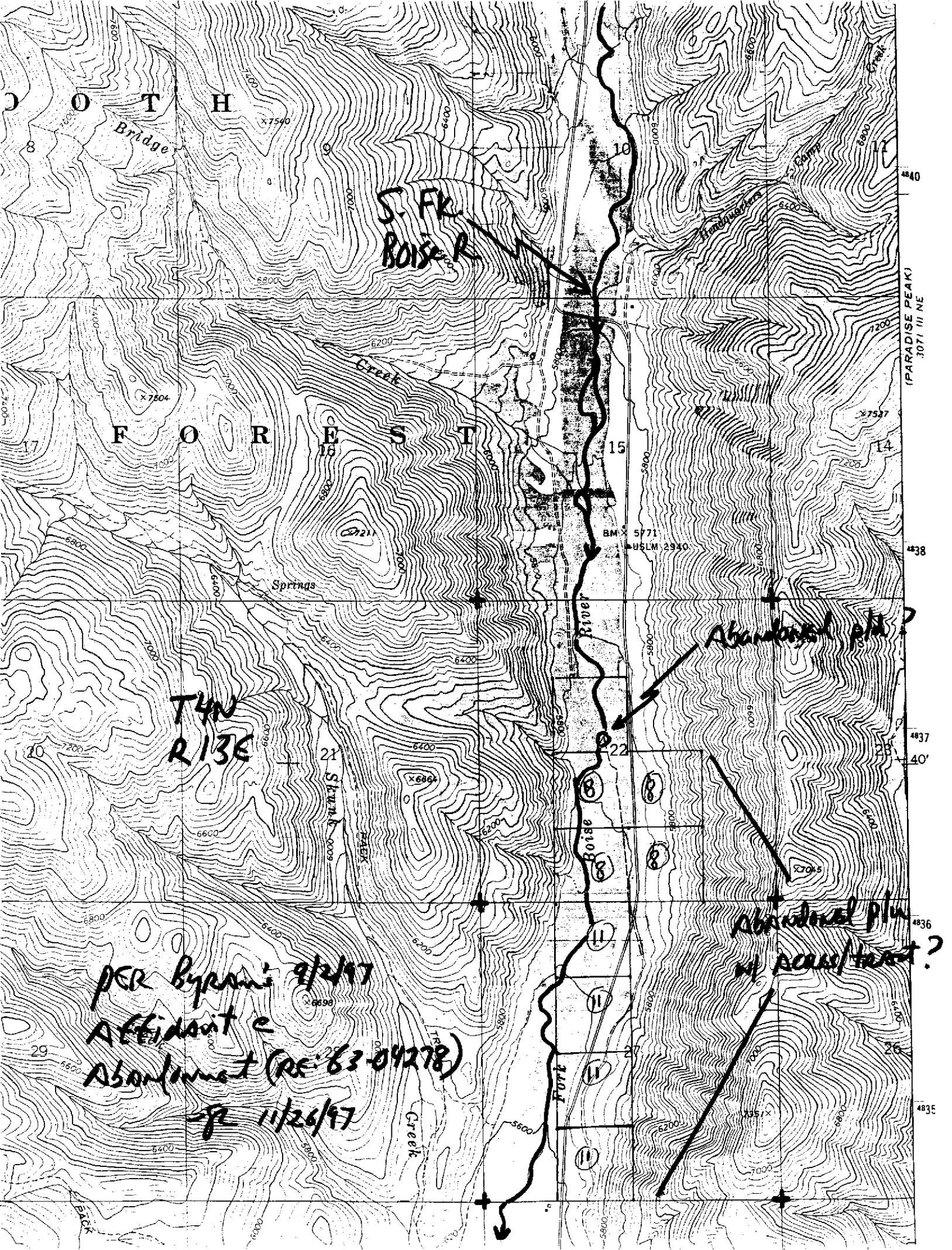
He was told that would be notified if Byram filed anything that indicated Byram ~~that~~ had abandoned all or portion of right(s).

PER database check (WR + AJ, Byram) - the only thing found is A63-04278B. See Byram's Affidavit received 9/5/97. Abandonment of 76 acres it appears in S.22 & S.27 T4N R13E.

? FOLLOW UP NEGOTIATED IN SRBA ?

Should claim A63-04278B be amended by Byram to show a 6.08 cfs for 324 remaining acres? Does Byram's statement in affidavit that "once owned portions of S.22 & S.27" imply anything a ownership of acres in S.15 & 28 in claim?

CC: S.O. & Region files 63-04278



COTTON

Bridge

S. FR
Boise R

FOREST

T4N
R13E

PER Byrnie 9/2/97
Affidavit e
Abandonment (RE: 83-04278)
-JR 11/26/97

Abandoned pit?

Abandoned pit
or access/road?

(PARADISE PEAK)
3071 III NE

AJ5809NP
No. A63-04278B

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 11/26/97
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ERLE B BYRAM	06/01/1943	IRRIGATION	06-01 10-01	7.50 CFS	
C	CYNTHIA BYRAM		STOCKWATER	01-01 12-31	0.04 CFS	
	PO BOX 204					
	GOODING ID 83330					
	(208) 934-4379					
TOTAL DIVERSION:					7.50 CFS	
CONSUMPTIVE USE:						1000.00 AFA

Water Source: BOISE RIVER, SOUTH FORK

Tributary to: BOISE RIVER

Stage: STATUTORY CLAIM

Point(s) of Diversion:

T04N R13E S15
S22

SWNW
SENW

CAMAS County
CAMAS County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE				
NENE NWNE SWNE SENE				NENW NWNW SWNW SENW				NESW NWSW SWSW SESW				NESE NWSE SWSE SESE				
T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	SUM		
04N	13E	15	: 08 08	: 08 08	: 08 08	: 08 08	: 08 08	: 08 08	: 08 08	: 08 08	: 08 08	: 08 08	: 08 08	100.0		
04N	13E	22	: 08 08	: 08 08	: 08 08	: 08 08	: 08 08	: 08 08	: 08 08	: 08 08	: 08 08	: 08 08	: 08 08	100.0		
04N	13E	27	: 11	: 11	: 11	: 11	: 11	: 11	: 11	: 11	: 11	: 11	: 11	100.0		
04N	13E	28	: 12 12	: 12 12	: 12 12	: 12 12	: 12 12	: 12 12	: 12 12	: 12 12	: 12 12	: 12 12	: 12 12	100.0		
TOTAL ACRES													400.0			

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

POU County: CAMAS

Non-Irrigation Uses: S/100 BEEF STOCK (INSTREAM STOCK USE)

Other Rights: NONE

Remarks: GEN ORIGINALLY CLAIMED 600 ACRES ON STATUTORY CLAIM...ACRES NOT SPECIFIED (SEE ATTACHED). THIS CLAIM REPRESENTS SECTIONS 15, 22 & 27 OF THE ORIGINAL STATUTORY CLAIM, WHICH IS A 300/600 PORTION OR 7.5 CFS. CLAIMANT ALSO ADDED 100 ACRES IN SECTION 28, WHICH SHOULD HAVE BEEN INCLUDED IN THE ORIGINAL STATUTORY CLAIM, AS WELL AS INSTREAM STOCK USE. ACTUAL LOCATION OF THE 400 ACRES WITHIN THOSE SECTIONS IS UNDETERMINED...ACRES DIVIDED EQUALLY AMONG QTRS INVOLVED. CLAIMANT WANTS ACRES DETERMINED IN FIELD EXAM.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

$$\frac{7.5 \text{ cfs}}{400 \text{ AC}} = .01875 \text{ cfs/AC}$$

$$\text{if } 324 \text{ AC Remain: } .01875 \text{ cfs/AC} \times 324 \text{ AC} = 6.075 \text{ cfs}$$
$$= 6.08 \text{ cfs (Rounded)}$$

REMAINS for BYRAM

* indicates acres
abandoned by Byram
per 9/2/97 affidavit

A63-04278B 400 ac.
abandoned 76 ac
Remaining 324 ac

-JL 11/26/97

WR5809NP
No. 63-04278

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 11/26/97
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	GARY BYRAM	06/01/1943	IRRIGATION	06/01 10/01	15.000 CFS	
C	ERLE BYRAM					
	625 COLORADO ST.					
	GOODING ID 83330					
TOTAL DIVERSION:					15.000 CFS	

Water Source: BOISE RIVER, SOUTH FORK

Tributary to: BOISE RIVER

Stage: STATUTORY CLAIM

Point(s) of Diversion:	T04N R13E S10	SENW	NWSE	CAMAS County
	S15	SWNW		CAMAS County
	S22	SENW		CAMAS County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE										
				WENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM		
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	
04N	13E	10	:			I	I	:	I			I	:	I		I	I	:	I	I			:			
04N	13E	15	:			I	I	:	I	I	I	I	:	I	I	I	I	:	I	I			:			
04N	13E	22	:			I	I	:	I	I	I	I	:	I	I	I	I	:	I	I			:			
04N	13E	27	:			I		:	I	I	I	I	:	I	I	I	I	:	I	I			:			
04N	13E	33	:	I			I	I	:				:					:	I	I	I	I	:			
04N	13E	34	:					:	I	I	I	I	:					:					:			

Pou County: CAMAS

Remarks: AC. IRR.=600.
2 P/U IN SENW, S 10, T4N, R13E.

Dates:	App. Received:	Priority Date:	06/01/1943
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:		

Misc: Water District Number: Field Exam Fee:

Audit: 01/28/85 05/01/88 CONVERT

ACRES in these tracts
abandoned (at least
those East of River)
per 9/2/97 affidavit.

11/26/97

$$\frac{15 \text{ cfs}}{600 \text{ ac}} = .025 \text{ cfs/acre}$$

SD-0601-2 Last Name: BYRAM

STATE

WR

S E L	First Name	O W N	Water Right No.	Priority Date	Source	Total Diversion	Use Code Desc
BYRAM							
	CINDY	C	63-11580	00/00/0000	spring, denied 1/30/97	0.00	
	ERLE	G	63-04277	06/01/1930	LITTLE SMOK	5.650	01 IRR
	ERLE	C	63-04278	06/01/1943	BOISE RIVER	15.000	01 IRR
	ERLE	C	63-08966	00/00/0000	spring, cancelled 8/17/93	0.00	
	ERLE	C	63-10276	00/00/0000	creek, lapsed 9/22/94	0.00	
	ERLE	C	63-11580	00/00/0000	✓	0.00	
	GARY	G	63-04277	06/01/1930	LITTLE SMOK	5.650	01 IRR
	GARY	C	63-04278	06/01/1943	BOISE RIVER	15.000	01 IRR
	SIDNEY	C	63-07817	00/00/0000		0.00	

Only S. Fr. Boise listing is 63-04278
A63-04278B
for Erle Byram

SD-0601-2 Last Name: BYRAM

STATE

AJ

S E L	First Name	O W N	Water Right No.	Priority Date	Source	Total Diversion	Use Code Desc
BYRAM							
	CYNTHIA	C	A63-04277B	06/01/1930	LITTLE SMOK	4.560	01 IRR 04 STOCK
	CYNTHIA	C	A63-04278B	06/01/1943	BOISE RIVER	7.500	01 IRR 04 STOCK
	ERLE	O	A63-08966	06/22/1977	SPRING	1.000	46 REC
	ERLE	C	A63-08966	06/22/1977	SPRING	1.000	46 REC
	ERLE B	C	A63-04277B	06/01/1930	LITTLE SMOK	4.560	01 IRR 04 STOCK
	ERLE B	C	A63-04278B	06/01/1943	BOISE RIVER	7.500	01 IRR 04 STOCK
	GARY	C	A63-04277A	06/01/1930	LITTLE SMOK	0.800	01 IRR
	JOY A	C	A63-04277A	06/01/1930	LITTLE SMOK	0.800	01 IRR

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

BS 63
NAME query
11/26/97

RECEIVED

SEP - 5 1997

WATER RESOURCES
WESTERN REGION

IN THE MATTER OF:)
ABANDONMENT OF A PORTION)
WATER RIGHT NO. 63-04278)
BY ERLE B. BYRAM AND)
CYNTHIA BYRAM)

AFFIDAVIT

State of Idaho)
County of Ada)

ERLE B. BYRAM AND CYNTHIA BYRAM, being first duly sworn,
depose and say:

We once owned portions of Sections 22 and 27, T04N, R13E, Boise Meridian. The lands are adjacent to the South Fork of the Boise River.

We subdivided and sold portions of the property in Sections 22 and 27 located on the east side of the main river channel. When we conveyed the property, we reserved all water rights to ourselves.

The lands that we sold were irrigated by a diversion from a side channel of the South Fork of the Boise River, located in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 22, T04N, R13E, Boise Meridian. We no longer need to divert water from the point of diversion upon lands that we sold and withheld the water rights at the time of sale.

By this affidavit, we abandon that portion of water right no. 63-04278 diverted from a point of diversion at the SE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 22, T04N, R13E, and all the lands irrigated by this diversion on the east side of the South Fork of the Boise River, located in the E $\frac{1}{2}$ SW $\frac{1}{4}$, the W $\frac{1}{2}$ SE $\frac{1}{4}$, Section 22, and the E $\frac{1}{2}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, Section 27, all located within T04N, R13E, Boise Meridian.

DATED THIS 2nd day of September, 1997.

Erle B. Byram
Erle B. Byram

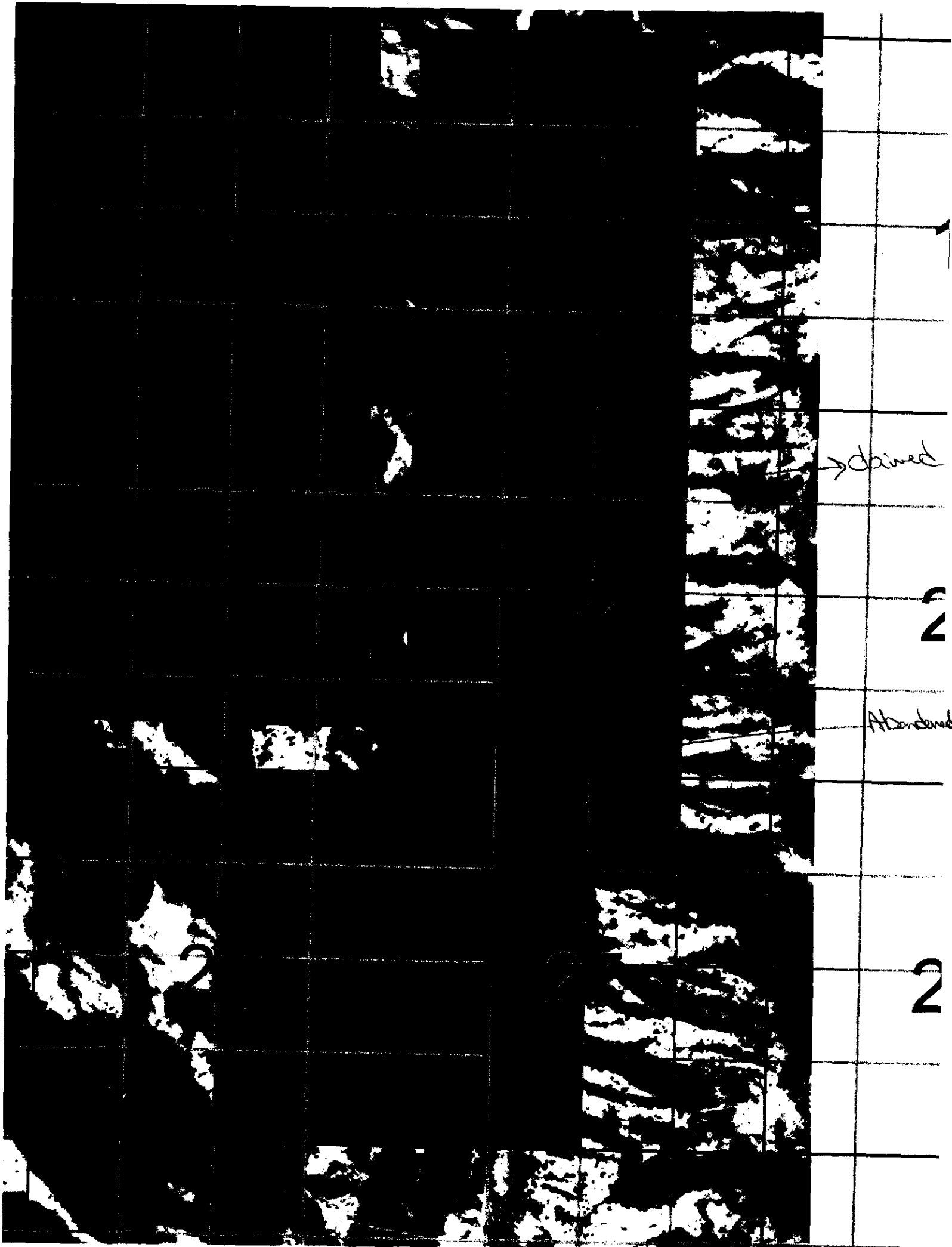
Cynthia C. Byram
Cynthia Byram

Erle B. Byram and Cynthia Byram appeared before me this day, and acknowledged that the above is true and correct.

Penny Watson

(Notary Public)

Residing at Gooding Idaho
My Commission Expires 12-2-99

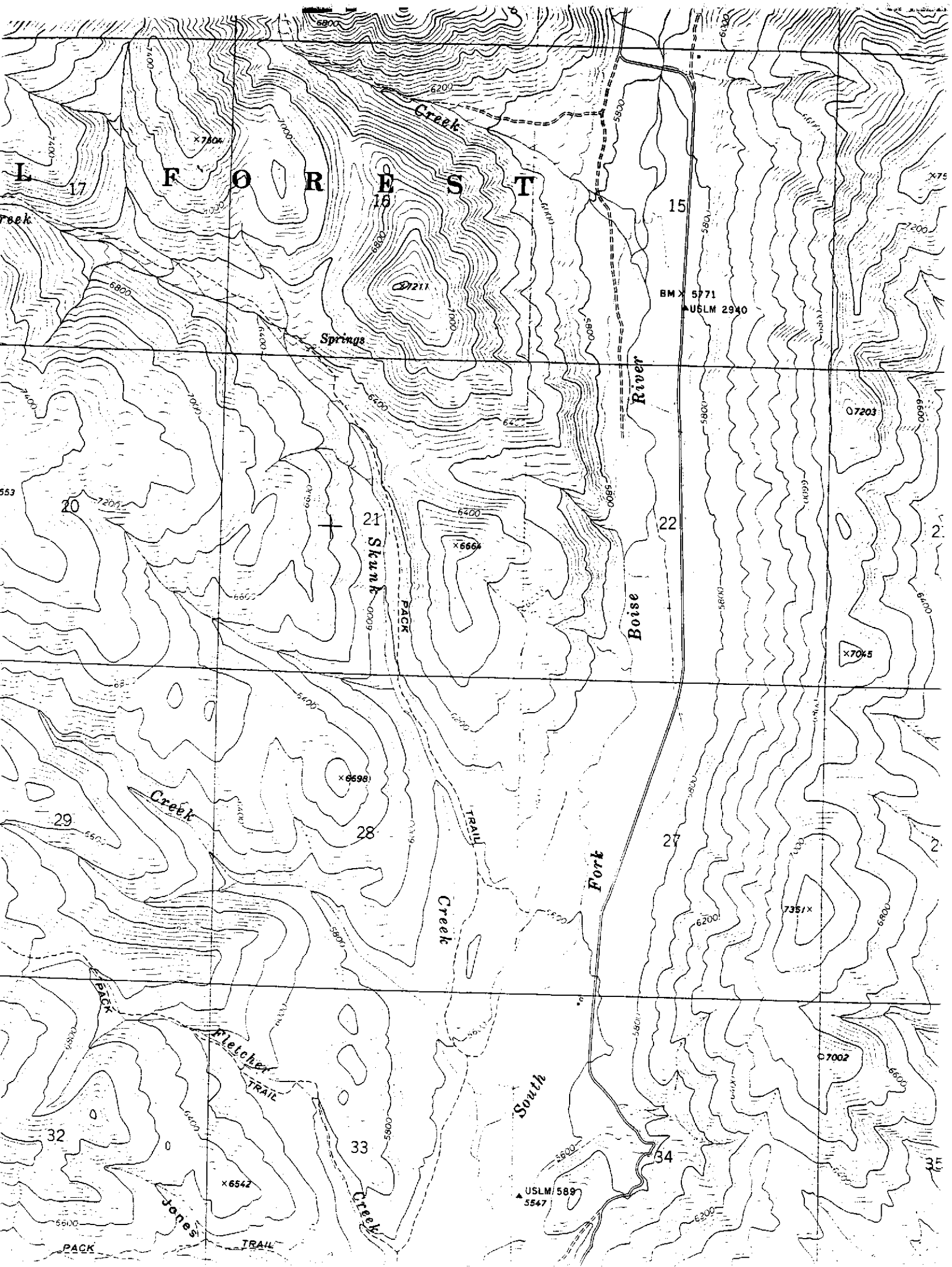


→ dained

2

Abandoned

2



CONVERSATION MEMORANDUM

DATE 2/16/94

FILE A63 4278B

NAME OF PARTY Eric Byram

EMPLOYEE Cindy Hodges

RE: Potential XFER

Mr. Byram inquired as to transfers of this right. He does not have a buyer yet - but if application is made, a field examination will have to be conducted. Hopefully this may be done in conjunction w/ SRBA fieldwork.

MICROFILMED

JUL 25 1994

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

Cecil D. Andrus
Governor
R. Keith Higginson
Director

Statehouse - Annex 2
Boise, Idaho 83707
(208) 384-2215
Western District Office



Water Rights Administration
Water Resource Investigation
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection

RECEIVED

FEB 20 2003

WATER RESOURCES
WESTERN REGION

September 20, 1974

Gooding County Leader
Box 56
Gooding, ID 83330

Re: Claim to a Water Right No. 63-4278

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

(signature of claimant)

Sincerely,

MICROFILMED

Bill submitted
10-16-74
CW

NOTICE OF CLAIM TO A WATER RIGHT

No. 63-4278

Notice is hereby given that CARY &/OR ERLE BYRAM
625 Colorado St., Gooding, ID
has filed a claim to a water right established by diversion and application
to beneficial use of 15.0 cubic feet per second XXXXXXX acre feet of water
from S. Fk. of Boise River, trib. to Boise River
with the point of diversion in the SW¹/₄, Sec. 15, NW¹/₄, SE¹/₄, NW¹/₄ (2 points)
Sec. 10, SE¹/₄, NW¹/₄, Sec. 22, T. 4 N, R. 13 E, B.M. Camas County
The water is claimed to be used from June 1 to Oct. 1
for irrigation of 600 acres

with a priority of 1943;
the place of use is within the W¹/₄, E¹/₄, NE¹/₄, SE¹/₄, Sec. 10,
W¹/₄, E¹/₄, NE¹/₄, SE¹/₄, Sec. 15, W¹/₄, E¹/₄, NE¹/₄, SE¹/₄, Sec. 22, NW¹/₄, E¹/₄, Sec. 27,
NW¹/₄, NW¹/₄, Sec. 34, NE¹/₄, E¹/₄, SE¹/₄, Sec. 33, T. 4 N, R. 13 E, B.M.

Any exception to this claim of water right may be filed with the Idaho
Department of Water Resources, Statehouse, Boise, Idaho, 83720.

R. KEITH HIGGINSON

Director

Published in the Gooding County Leader, Gooding, ID
on Sept. 26, 1974 and Oct. 3, 1974

MICROFILMED

October 31, 1974

Gary &/or Erle Byram
625 Colorado Street
Gooding, Idaho 83330

Gentlemen:

The Department of Water Resources has completed the processing of your claim to a water right, and no further action is authorized under Section 42-225a and 42-225b, Idaho Code. Your claim will be retained in our files and will be available at any time for use by you or the court.

As you are aware, the filing of your claim does not in itself guarantee you a water right; it only records and preserves the information and the evidence which you included in your claim.

If, at a later date, you find that you have additional information or supporting evidence that you would like to have included in your claim file, you may have that information or evidence added at any time. Please refer to your claim number when corresponding with this office.

We are enclosing for your records a copy of your claim. If you have any questions or if we can be of further assistance, please feel free to call upon us.

Sincerely,

D. DARLENE REICH
Water Rights Supervisor

DDR:jfr

Enclosure

MICROFILMED

SCANNED

OCT 03 2002

NO. 63-4278

**NOTICE OF CLAIM TO
A WATER RIGHT**

Notice is hereby given that Gary and/or Erle Byram 625 Colorado St., Gooding, Id. has filed a claim to a water right established by diversion and application to beneficial use of 15.0 cubic feet per second of water from S. Fk. of Boise River, trib. to Boise River with the point of diversion in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 15, NW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$ (2 points) Sec. 10, SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 22, T. 4 N, R. 13E, B.M. Camas County.

The water is claimed to be used from June 1 to Oct. 1 for irrigation of 600 acres with a priority of 1943 the place of use is within the W $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 10, W $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 15, W $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 22, NW $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$, Sec. 27, NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 34, NE $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 33, T. 4 N, R. 13E, B.M.

Any exception to this claim of water right may be filed with the Idaho Department of Water Resources, Statehouse, Boise, Idaho, 83720.

R. KEITH HIGGINSON

Director

Pub: 9-26; 10-3.

OK
9-27-74
G

CERTIFIED COPY

RECEIVED

SEP - 5 1997

WATER RESOURCES
WESTERN REGION

RECEIVED

SEP 15 1997

Department of Water Resources

IN THE MATTER OF:)
 ABANDONMENT OF A PORTION)
 WATER RIGHT NO. 63-04278)
 BY ERLE B. BYRAM AND)
 CYNTHIA BYRAM)

AFFIDAVIT

State of Idaho)
 County of Ada)

ERLE B. BYRAM AND CYNTHIA BYRAM, being first duly sworn,
 depose and say:

We once owned portions of Sections 22 and 27, T04N, R13E, Boise Meridian. The lands are adjacent to the South Fork of the Boise River.

We subdivided and sold portions of the property in Sections 22 and 27 located on the east side of the main river channel. When we conveyed the property, we reserved all water rights to ourselves.

The lands that we sold were irrigated by a diversion from a side channel of the South Fork of the Boise River, located in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 22, T04N, R13E, Boise Meridian. We no longer need to divert water from the point of diversion upon lands that we sold and withheld the water rights at the time of sale.

By this affidavit, we abandon that portion of water right no. 63-04278 diverted from a point of diversion at the SE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 22, T04N, R13E, and all the lands irrigated by this diversion on the east side of the South Fork of the Boise River, located in the E $\frac{1}{2}$ SW $\frac{1}{4}$, the W $\frac{1}{2}$ SE $\frac{1}{4}$, Section 22, and the E $\frac{1}{2}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, Section 27, all located within T04N, R13E, Boise Meridian.

DATED THIS 2nd day of September, 1997.

Erle B. Byram
 Erle B. Byram

Cynthia E. Byram
 Cynthia Byram

Erle B. Byram and Cynthia Byram appeared before me this day, and acknowledged that the above is true and correct.

Penny Watson
 (Notary Public)

Residing at Gooding Idaho
 My Commission Expires 12-2-99

SCANNED

OCT 03 2002

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Section 42-225a, Idaho Code

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. **The filing of this claim does not confirm the water right but will serve for information purposes only.** It may, however, become the basis for future adjudication of the water right by the Court.

Notice is hereby given that Gary &/or Erle Byram
 (name of claimant)
 of 625 Colorado St., Gooding, Idaho, 83330
 (mailing address), claims a right to the diversion and beneficial use of
 the public water of the State of Idaho

The extent and nature of said claim is as follows:

- (1) Describe source of water: (name of stream, lake, spring, etc., or ground water) South Fork of Boise River
 , tributary to, Boise River

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

Amount <u>15.0</u>	Use <u>Irrigation</u>	Period of Use: From <u>June 1</u> To <u>Oct. 1</u>
Amount _____	Use _____	Period of Use: From _____ To _____
Amount _____	Use _____	Period of Use: From _____ To _____
(cfs, gpm or a/f)	(dom., irri., stock, etc.)	(both dates inclusive)

- (3) Total quantity of water claimed: 15.0 cubic feet per second, or _____ acre feet per annum, and/or _____ gallons per minute.

- (4) Priority claimed: (the date water was first applied to beneficial use) 1943

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 to this rule is that a claim may be filed on domestic use from a ground-water source.

- (5) A) Point of diversion: (give location of point where water is diverted from its source)
SW ¼ NW ¼, Sec. 15 Twp. 4 N Rge. 13 E B. M. County of Camas
 Additional points of diversion: NW ¼ SE ¼, SE ¼ NW ¼ (2 points), Sec. 10 and SE ¼ NW ¼, Sec. 22,
Twp. 4 N, Rge. 13 E, B. M.

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. Diversion dams

- (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.

T	R	SEC.	NE ¼				NW ¼				SW ¼				SE ¼				TOTAL
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
4 N	13 E	10		X	X		X				X	X	X	X		X	X		100
		15		X	X		X	X	X	X	X	X	X	X		X	X		100
		22		X	X		X	X	X	X	X	X	X	X		X	X		100
		27		X			X	X	X	X	X	X	X	X					100
		34					X	X	X	X		X							100
		33	X		X	X									X	X	X	X	100

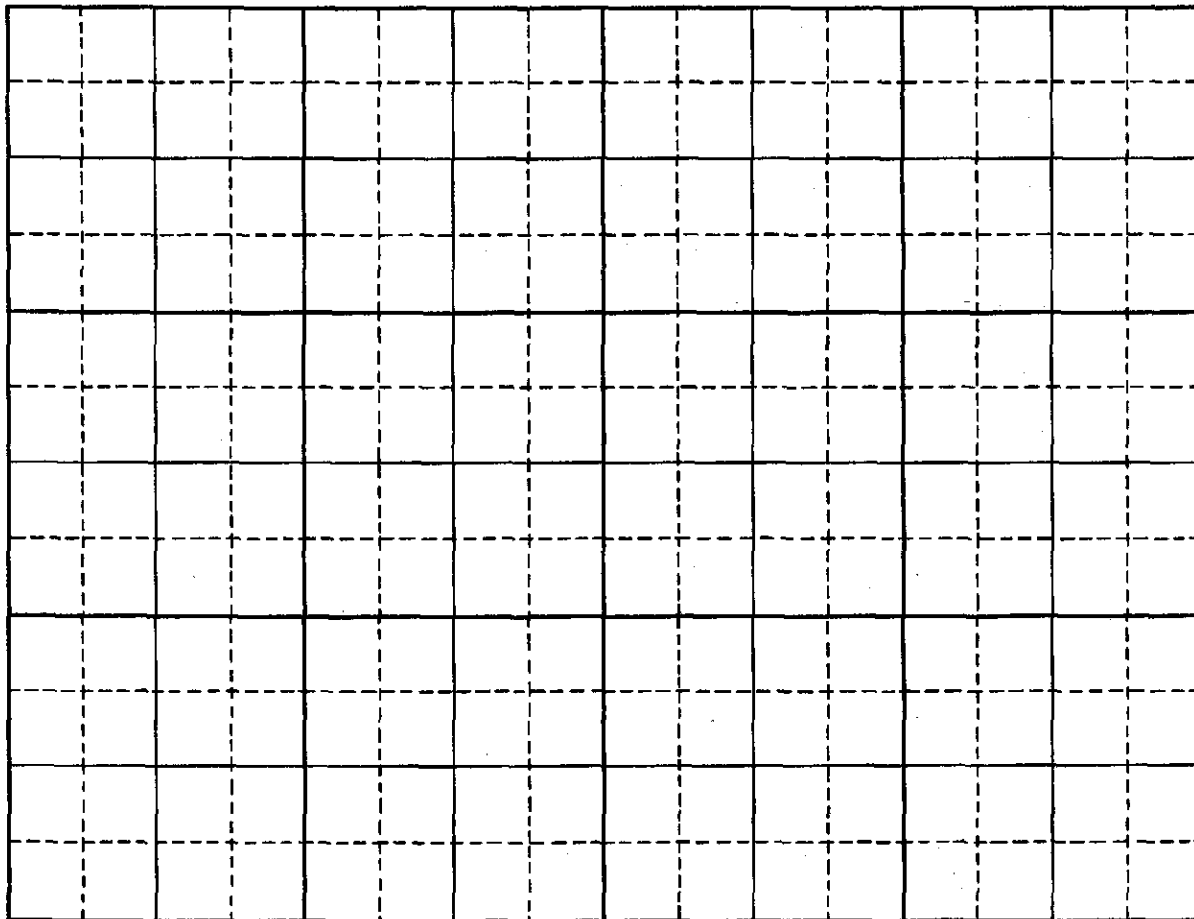
Total No. of acres 600

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

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

MICROFILMED

- (8) Remarks The land described includes Portland Mining Claims No.'s 1, 2, 3, & 4, being survey 2940 and Portland Mining Claim No.'s 5, 6, & 7, and Tax Lot No. 1127 of Portland No. 8 being part of survey 2941 in Twp. 4N, Rge. 13E.



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 Ada) 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 affiants knowledge.

Sworn to before me this 5th day of September, 1974.

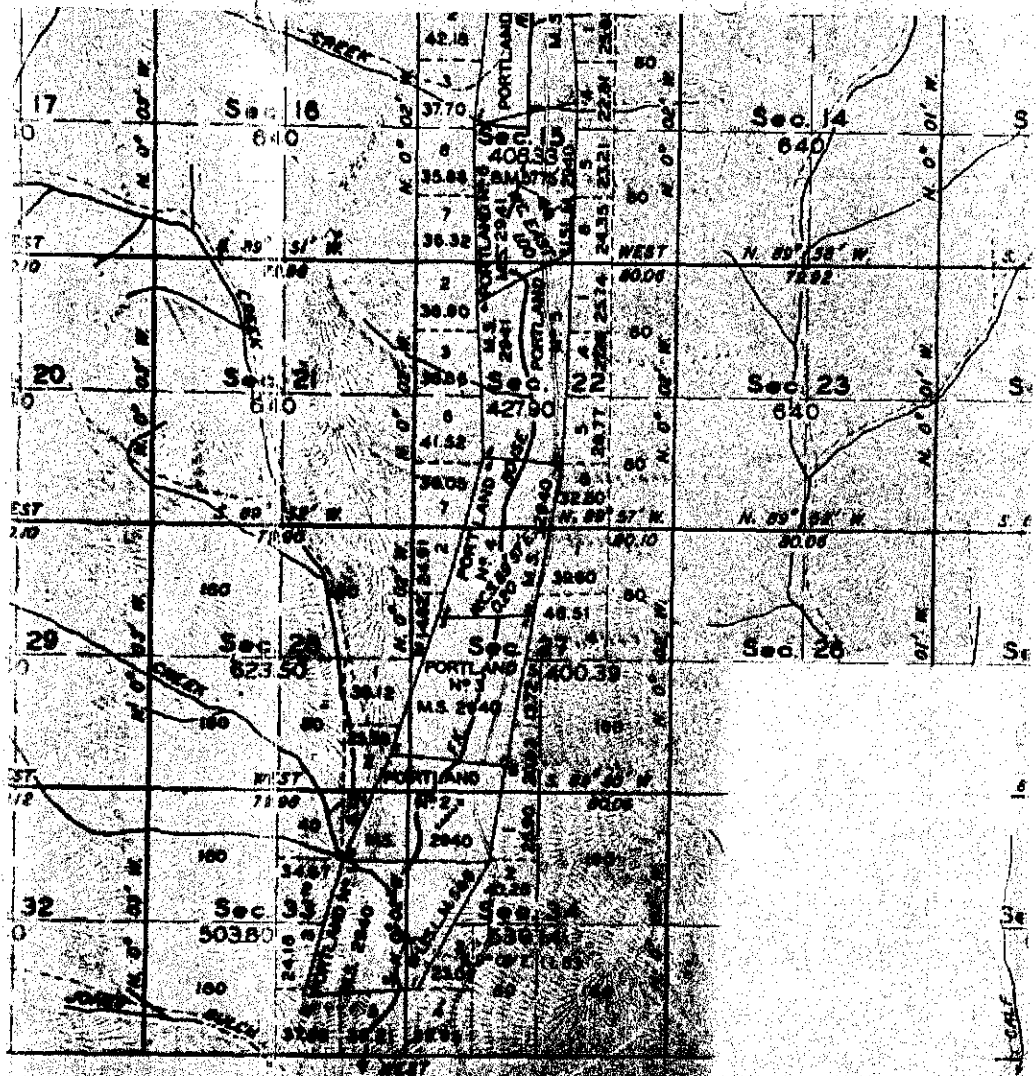
Elle B. Byram
(Claimant)
Notary Public
Residing at Boise, Idaho

My commission expires 5/14/78

Rec'd #33

For Department Use Only

Received by <u>if H/S</u>	Date <u>9-05-74</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>if H/S</u>	Date		claimant by:	
\$10.00 fee received by <u>if</u>	Date <u>9-05-74</u>			
Approved for publication by <u>Co 10-16-74</u>				
Published in <u>Boodey County Record 9-18-74</u>				
Dates <u>Sept 20 & Oct 3</u>				



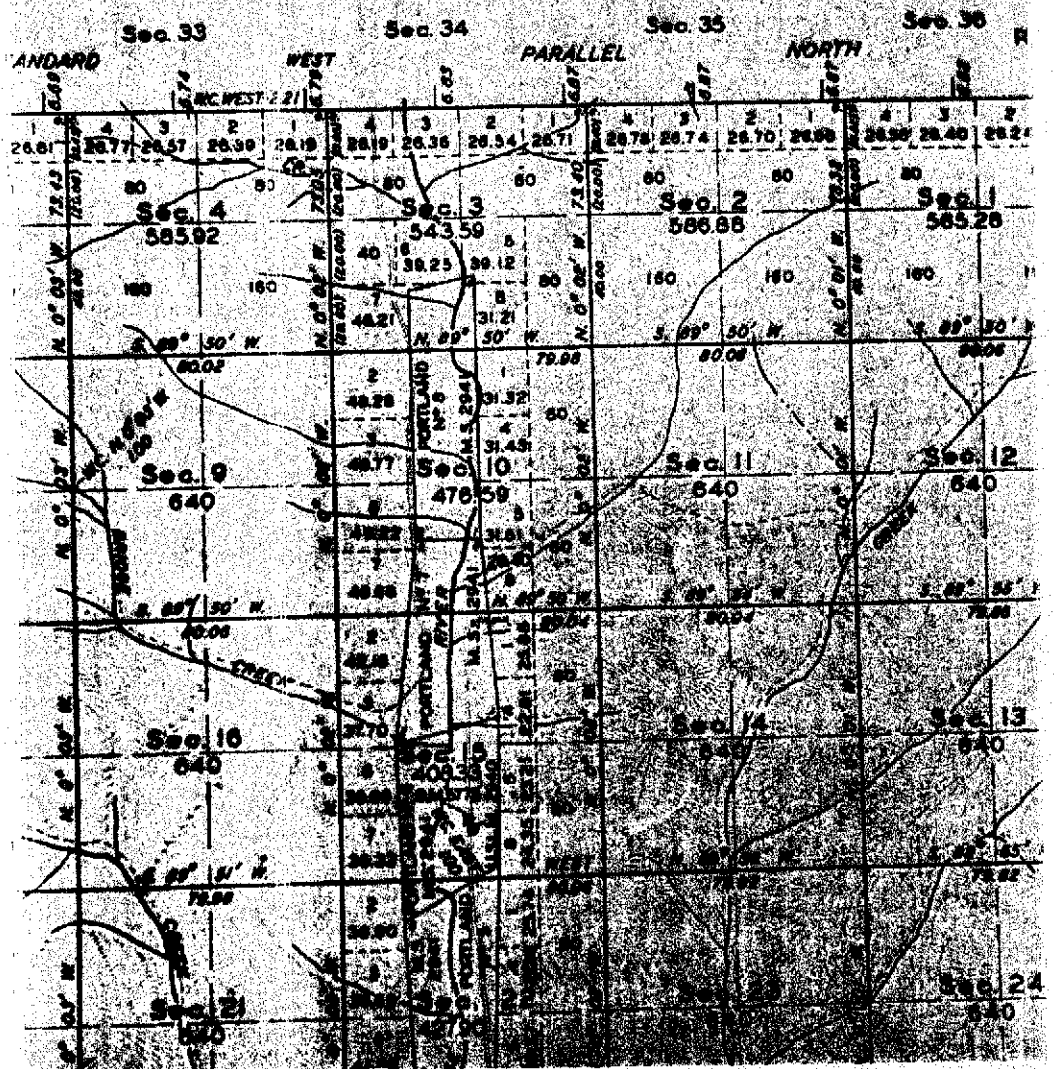
OFFICE OF THE SUPERVISOR
 DENVER, COLORADO, 1914

ED 21500.00 ACRES
 WHEN SURVEYED
 1914

The above plat of Township 21 N.,
 of the Boise Meridian, Idaho, is a
 final note of the survey thereof.

MICROFILMED

ANGE N° 13 EAST OF THE BOISE ME



MICROFILMED

AFFIDAVIT , PUBLICATION

State of Idaho, }
County of Gooding } SS.

OCT 15 1974

GORDON O. GLASLMANN, being first duly sworn, deposes and says that he is the printer (publisher) of the Gooding County Leader, a newspaper published every week in Gooding, County of Gooding, State of Idaho, that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 26 day of September 19 74 and the date of the last publication was on the 3 day of October 19 74

Subscribed and sworn to before me this 15 day of October 19 74
(SEAL)

Carmen W. Hall
NOTARY PUBLIC

GOODING COUNTY LEADER Gooding, Idaho COST OF PUBLICATION

Number of Lines in Notice 44 44
Number of Insertions 2 2
Lines tabular at 315c
44 Lines straight at 44 21c 9.24
44 Subsequent lines at 44 15c 6.60
TOTAL COST 15.84

COPY OF NOTICE

NOTICE OF CLAIM TO A WATER RIGHT

Notice is hereby given that Gary and/or Erle Byram 825 Colorado St., Gooding, Id. has filed a claim to a water right established by diversion and application to beneficial use of 15.0 cubic feet per second of water from S. Fk. of Boise River, trib. to Boise River in the point of diversion in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 15, NW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$ (2 points) Sec. 10, SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 22, T. 4 N, R. 13E, B.M. Camas County.

The water is claimed to be used from June 1 to Oct. 1 for irrigation of 600 acres with a priority of 1943 the place of use is within the W $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 10, W $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 15, W $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 22, NW $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$, Sec. 27, NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 34, NE $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 33, T. 4 N, R. 13E, B.M.

Any exception to this claim of water right may be filed with the Idaho Department of Water Resources, Statehouse, Boise, Idaho, 83720.

R. KEITH HIGGINSON
Director
Pub: 9-26: 10-3.

PUBLICATION RATES	
(Idaho Code, Rev. Statutes 1971)	
7 pt. per line, straight	21c
7 pt. per line, tabular	315c
7 pt. per line, successive insertions	15c

Wing #2830