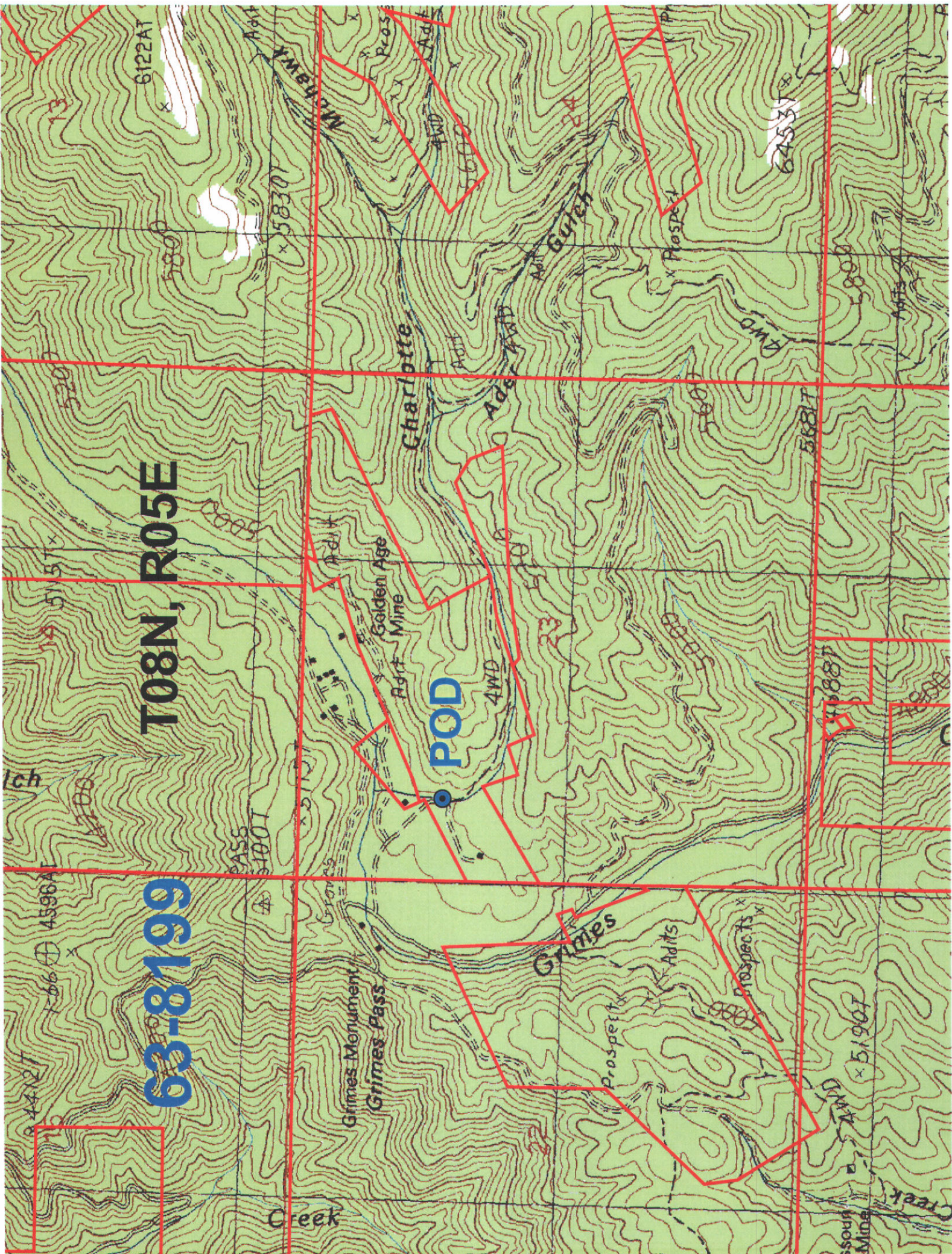


63-8199

T08N, R05E

POD



14
23

T8N R5E B.M.

BRUISER-69
M.S. 3512

1500
MILLS PICKER STATION 305

CHARLIE CREEK

NOBLE ENTERPRISE
MILL SITE

LADY
MILLSITE

NW 1/4 SEC. 23

1. LADY MILLSITE
2. SITUATED IN
3. M.W. 1/4 SEC. 23
4. PIONEER MINING DIST.
5. IDAHO LAND DIST.
6. BOISE COUNTY
- 30 SCALE
- T.8N. R.5E. B.M.

NOTE.
EASEMENT ATTACHED TO
LOCATE MY WATER SYSTEM
ON RED FLAG MILLSITE.
PIPELINE IS SHOWN
BY HEAVY DOTTED LINES.
NOBLE ENTERPRISE (FORMERLY
FOX) MILLSITE IS ALSO
MY PROPERTY.

1. LADY CLAIM
2. SITUATED IN
3. SEC. 22 & 23 - T8N R5E B.M.
4. PIONEER MINING DIST.
5. IDAHO LAND DIST.
6. BOISE COUNTY

LADY CLAIM

CHARLIE CREEK

RED FLAG MILLSITE

PIONEER M.D. 11
M.S. 3516

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: A63-08199
Date Received: 9/27/1990
Receipt No: W012750
Received By: LW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CLIFFORD MC ELHANON 208-342-8889
Address: 4414 CLINTON ST.
BOISE, ID 83706

2. Date of Priority: AUG 29, 1975

3. Source: CHARLOTTE GULCH CREEK Trib. to: GRIMES CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08N	05E	23	SW	NW			BOISE

5. Description of diverting works:
DAM, DITCH & PIPELINE.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
MINING	01/01	12/31	0.120		
DOMESTIC	01/01	12/31	0.040		1.20

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
MINING/HARD ROCK; DOMESTIC/1 MOBILE W/LAWN

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08N	05E	23	NW	NW		MINING	
			SW	NW		MINING	

A63-08199

Page 1

Date: 09/27/90

MICROFILMED
AUG 24 1992

11. Place of use in counties: BOISE

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:
NONE

14. Remarks:
SEE ATTACHMENT IN REGARD TO LAND OWNERSHIP.

15. Basis of Claim: LICENSE

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: 3

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): Clifford M. Elhonen Date: 9-27-90
Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 27 day
of Sept. 19 90

Linda Werner
Notary Public

Seal

Residing at LINDA WERNER
RESIDING AT EAGLE, IDAHO
My Commission Expires MY COMMISSION EXPIRES DEC. 8, 1994

Water Right Number - 63-08199 Adj. Flag Translation: Standard Water Right Number Old (D) Number -
+ - - - - Last Name - - - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
MC ELHANON

CLIFFORD

1 - 4414 CLINTON ST.

2 -

3 -

City- BOISE
Phone -

State- ID Zip- 83704

+ - - Priority Date - - + + - - - Region - - - + + - - Stage - - - + + - - Status - - - +
08/29/1975 14 L - LICENSE

+ - - Source - - - - - + + - - - - Tributary - - - - - +
CHARLOTTE GULCH CREEK GRIMES CREEK

+ - - - - - - - - - - - Point of Diversion - - - - - Stream Index (Blank if no Index Code) - - - - - +
Twn Rng Sec Tract Lot Rflg County

08N 05E 23 SW NW (15) BOISE 272.0 312.0 84.0 17.0 47.0 0.2

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

13 - MINING 01/01 12/31 0.120
43 - DOMESTIC 01/01 12/31 0.040 1.20

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

+ - - - - - - - - - - - Place of Use - - - - - Description - - - - - County - - - - - +
Twn Rng Sec Tract Lot Acres Code

08N 05E 23 NW NW 13 MINING (15) BOISE
08N 05E 23 SW NW 13 MINING (15) BOISE

Total Acres:

+ - - Diversion Means - DAM, DITCH & PIPELINE.

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - - - - - - - - Remarks - - - - - +
No Remarks found.

+ - - - - - - - - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.

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

MICROFILMED

AUG 24 1992

Water right number - 63-08199 Adj. flag translation: Standard Water Right Number + - Decree Plaintiff - - - + + - Decree Date - +
00/00/0000

+ - Audit Fields - 06/18/85 05/01/88 CONVERT Water Rights Dates and Flags Area - - - - - +

| | | | | | |
|------------------|--------------|------------------|--------------|-----------------------|------|
| Proof Due Date | - 10/01/1980 | Field Exam Made | - 00/00/0000 | Field Exam Fee | - |
| Approved/Denied | - 10/28/1975 | Protested Date | - 00/00/0000 | Swan Falls | - |
| Proof Made Date | - 01/01/1900 | Hearing Date | - 00/00/0000 | Temporary Right | - P |
| Start Work Date | - 00/00/0000 | Verified Date | - 06/18/1985 | DLE/Carey Act | - |
| Order Show Cause | - 00/00/0000 | Receipt Number | - | Water District | - 63 |
| Licensed Date | - 07/03/1984 | Appl Received | - 00/00/0000 | Transfer/Amended | - |
| Decree Date | - 00/00/0000 | Presumption Flag | - | Microfilm Roll Number | - |

MICROFILMED
AUG 24 1992

02/26/2002

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

RIGHT NUMBER: 63-8199

NAME AND ADDRESS: CLIFFORD MC ELHANON
4414 CLINTON ST
BOISE ID 83706

SOURCE: CHARLOTTE GULCH

TRIBUTARY: GRIMES CREEK

QUANTITY: 0.12 CFS
1.2 AFY

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

PRIORITY DATE: 08/29/1975

POINT OF DIVERSION:

T08N R05E S23 SWNW Within BOISE County

PURPOSE AND
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| MINING | 01/01 12/31 | 0.120 CFS |
| DOMESTIC | 01/01 12/31 | 0.040 CFS |
| | | 1.20 AFY |

PLACE OF USE: MINING Within BOISE County

T08N R05E S23 NWNW T08N R05E S23 SWNW

DOMESTIC same as MINING

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
DOMESTIC USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL
USE.

EXPLANATORY MATERIAL: License

DOMESTIC USE IS FOR 1 HOME

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION ADJUDICATION SECTION
CLAIM VERIFICATION FIELD EXAM SHEET
(Use with the ECVR)

CLAIM NO(s). A03-8199

1. ☒ No Change NAME IS SAME
☐ NEW OWNER: _____
☒ No Change ADDRESS
☐ NEW ADDRESS: _____

2. ☒ No Change - DATE OF PRIORITY: Completed evidence submitted
☐ Incomplete - Claimant should be asked during the exam when was water first used and submit proof of date of priority.

Priority date, per claimant, is: 8-29-1975
(If the priority date, based on your exam, seems questionable, explain below.)

as licensed

3. ☒ No Change — SAME SOURCE
☐ Source is different than that claimed:

Source found: _____

4. ☒ No Change — POINT OF DIVERSION
☐ Point of diversion is different than the claim and/or new P/D's:

Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____ 1/4 _____
Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____ 1/4 _____

5. ☒ No Change - DESCRIPTION OF DIVERTING WORKS
☐ Incomplete description, list below:

6. ☒ No Change - WATER USES
☐ Different uses, (list uses found):

Use _____ From _____ To _____ Amount _____ CFS _____ AFA
Use _____ From _____ To _____ Amount _____ CFS _____ AFA
Use _____ From _____ To _____ Amount _____ CFS _____ AFA

7. ☒ No Change - TOTAL VOLUME

☐ Incomplete on claim, the total is, Amount _____ CFS _____ AFA

☐ Changes found, the new total is, Amount _____ CFS _____ AFA

8. ☒ No Change - NON-IRRIGATION USES:

☐ Changes Exam found:

Domestic # of homes: 1 Stock # _____ List types: Mining

Additional comments: _____

9. ☒ No Change — PLACE OF USE: (If changed, list below.)

Use: _____ Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____
Use: _____ Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____
Use: _____ Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____
Use: _____ Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____

Remarks: (Comments pertinent to field examination) See additional attachment

Recommended as licensed - copy of license
not available of micro-fiche

C18, N10, N12.

☐ SYSTEM DIAGRAM INCLUDED ☐ NA

☐ Shown on GIS Layout

☒ CHECK IF IN OFFICE EXAM

DATE EXAM CONDUCTED: 1-3-2002

FIELD EXAMINER: _____

Print Name

Mel Schulte

Signature

65-08-02-08

W. J. W.

POD

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-8199

WATER RIGHT NUMBER: 63-8199

| <u>Owner Type</u> | <u>Name and Address</u> |
|-------------------|---|
| Current Owner | CLIFFORD MC ELHANON
4414 CLINTON ST
BOISE, ID 83704 |

Priority Date: 08/29/1975

Basis: License

Status: Active

| <u>Source</u> | <u>Tributary</u> |
|-----------------------|------------------|
| CHARLOTTE GULCH CREEK | GRIMES CREEK |

| <u>Beneficial Use</u> | <u>From</u> <u>To</u> | <u>Diversion Rate</u> | <u>Annual Volume</u> |
|-----------------------|-------------------------|-----------------------|----------------------|
| DOMESTIC | 1/01 to 12/31 | 0.040 CFS | 1.20 AF |
| MINING | 1/01 to 12/31 | 0.120 CFS | |
| | <u>Total Diversion:</u> | 0.120 CFS | |

Location of Point(s) of Diversion

| | | |
|-----------------------|------------|---------------------------------|
| CHARLOTTE GULCH CREEK | SW1/4NW1/4 | Sec. 23, Twp 08N, Rge 05E, B.M. |
| BOISE County | | |

Place of UseMINING Within BOISE County

T08N R05E S23 NWNW T08N R05E S23 SWNW

Total Acres: 0

DOMESTIC same as MININGConditions of Approval:Remarks:Comments:Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-8199

Dates and Other Information:

Licensed Date: 7/3/1984
Decreed Date:
Water Supply Bank Enrollment Accepted:
Water Supply Bank Enrollment Removed:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal:
Owner Name Connector:
Water District Number: 63
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant:
Decree Plaintiff:
Civil Case Number:
Judicial District:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Element Reviewed/Verified Dates:

| <u>Element</u> | <u>Last Reviewed Date</u> | <u>Reviewer</u> | <u>Last Verified Date</u> | <u>Verifier</u> | <u>Status</u> |
|----------------|---------------------------|-----------------|---------------------------|-----------------|---------------|
|----------------|---------------------------|-----------------|---------------------------|-----------------|---------------|

Verification Log:

| <u>Element</u> | <u>Date Time Stamp</u> | <u>Reviewer</u> | <u>Log text</u> |
|----------------|------------------------|-----------------|-----------------|
|----------------|------------------------|-----------------|-----------------|

#12

Red Flag Millsite + Blackbird Millsite
Mineral Survey No. 3636
Claim of James Lightfoot Anderson

We have a letter of agreement
dated June 28, 1985 that
permits McElhanon to
live and work from the
above property.

There is now an operating
Pilot Mill (ORE MASTER)
located on the property
that belongs to McElhanon.
It can remain there or
move it off if he so desires.
There is also a 1960 Kit
State Liner Model 50 XFD 14 C
under the same agreement

MICROFILMED

AUG 24 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

September 12, 1990

Clifford McElhanon
4414 Clinton St.
Boise, ID. 83704

Re: Snake River Basin Adjudication (SRBA)
Boise County - #A63-08199

Dear Mr. McElhanon:

Enclosed is the claim form we discussed during our telephone conversation on August 10, 1990. As you were told, this represents your water right as recorded with our department. You must now submit this information in order to have the right recognized by the court in the Snake River Basin Adjudication.

Please review the claim carefully. If you feel that it represents your current use of the waters of Charlotte Gulch Creek, sign the form, having the signature notarized, and return it to our office as quickly as possible. Note the appropriate fee in the instruction booklet and submit this amount with your claim, along with any necessary late fees. The fee for the enclosed claim would be \$62.00.

The filing deadline for Boise County was May 19, 1989. This deadline was noted on the Commencement Notice you received. The statutes governing the adjudication provide that late fees be assessed to encourage prompt filing of the Notices of Claims. Idaho Code §42-1409(8) sets these fees at \$50.00 or 15% whichever is greater. The late fees applicable to your claim would be \$50.00, for a total submittal of \$112.00. If you feel you have a compelling reason for not complying with this deadline you may request an extension of time and waiver of the fees. I have enclosed a form for your possible use in this matter.

MICROFILMED

AUG 24 1992

to 79 Ext. Reg. to ch
in Dave's folder

3-18-91
filed 9/27/90
for 6012750
late fee paid
Danni Smith

463-0819
Permanent file

Clifford McElhanon
September 12, 1990
Page 2 - Boise County

Do not hesitate to contact this office if you have any questions or if you wish to make any changes to your right.

Yours truly,

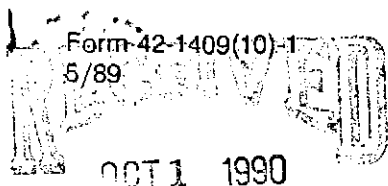


John D. Carlson
Adjudication Supervisor

JDC:RM:sf:state:tf
Enclosures:

Notice of Claim A63-08199
Long Form w/Instructions
Request for Extension

MICROFILMED
AUG 24 1992



Date Received 9-27-90

*Pd late fee
W012750*

Department of Water Resources

State of Idaho
Department of Water Resources
**REQUEST FOR EXTENSION OF TIME
TO FILE ADJUDICATION CLAIM(S)**

The Idaho Department of Water Resources will consider this form as a request by the claimant for an additional period of time in which to file claim(s) beyond the 90 days allowed by Section 42-1409(10), Idaho Code.

CLIFFORD McELHANON (208) 342-8889
Name of Claimant Phone Number
4414 CLINTON ST. BOISE ID. 83706
Mailing Address City State Zip
BOISE MAY 19, 1989
County(s) where place of use is located Date claim originally due
AG3 8199
Identify water right(s) for which extension is requested

State why an extension of time is requested explaining how a diligent effort has been made to meet the deadline:

X I HAD PLANNED TO COMPLY WITH THIS
REQUEST LAST YEAR, MY FILE
BY MISTAKE GOT MISPLACED UNTIL
LAST MONTH. I AM SORRY.

Claimant requests an extension to Sept. 27, 19 90
Clifford McElhanon Sept 27, 19 90
Signature Date of request
Owner
Title

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

The above request for extension of time is hereby [☐ granted] [☒ denied] for the following reasons:

and if granted the filing deadline is extended to _____, 19 ____
Signed this 26 day of October, 19 90

DAVID B. SHAW
Director or his designated agent

Mail to: Idaho Department of Water Resources
1301 N. Orchard St.
Boise, ID 83706

DAVID B. SHAW

MICROFILMED
AUG 24 1992

RECEIVED BY THE
NAVY DEPARTMENT
WASHINGTON, D.C.

NOV 10 1944

FROM: [illegible]

SUBJECT: [illegible]

RE: [illegible]

DATE: [illegible]

TIME: [illegible]

PLACE: [illegible]

BY: [illegible]

FOR: [illegible]

THROUGH: [illegible]

REFERENCE: [illegible]

NOTES: [illegible]

500

NOV 10 1944
NAVY DEPARTMENT
WASHINGTON, D.C.

RECEIVED BY THE
NAVY DEPARTMENT
WASHINGTON, D.C.

NOV 10 1944

FROM: [illegible]

SUBJECT: [illegible]

Clifford McElhanon

Water Line Easement

Jane L. Anderson, grantor of Boise County,
State of Idaho, do hereby grant and convey to Clifford
McElhanon, located at 4414 Clinton Street,
Boise, Idaho 83704, grantees, for One Dollar and other
valuable considerations, receipt of which is hereby acknowledged, a right of
way and easement for the erection and continued operation, maintenance, repair,
alteration, inspection and replacement of the pipe line, over, on, and across
the following premises, belonging to the said grantor in Boise
County, State of Idaho, in the following location, to-wit:

RED FLAG MILLSITE--M.S. 3635

Together with all right of ingress and egress necessary for the full and
complete use, occupation and enjoyment of the easement hereby granted, and all
rights and privileges incident thereto, including the right from time to time
to cut, trim and remove trees, brush, overhanging branches and other
obstructions which may injure or interfere with the Grantee's use, occupation,
or enjoyment of this easement and the operation, maintenance and repair of
Grantee's water system.

Executed and delivered this 23 day of September 19 80

WITNESSES:

Bernie J. White
Pete M. Davis

SIGNED:

Jane L. Anderson