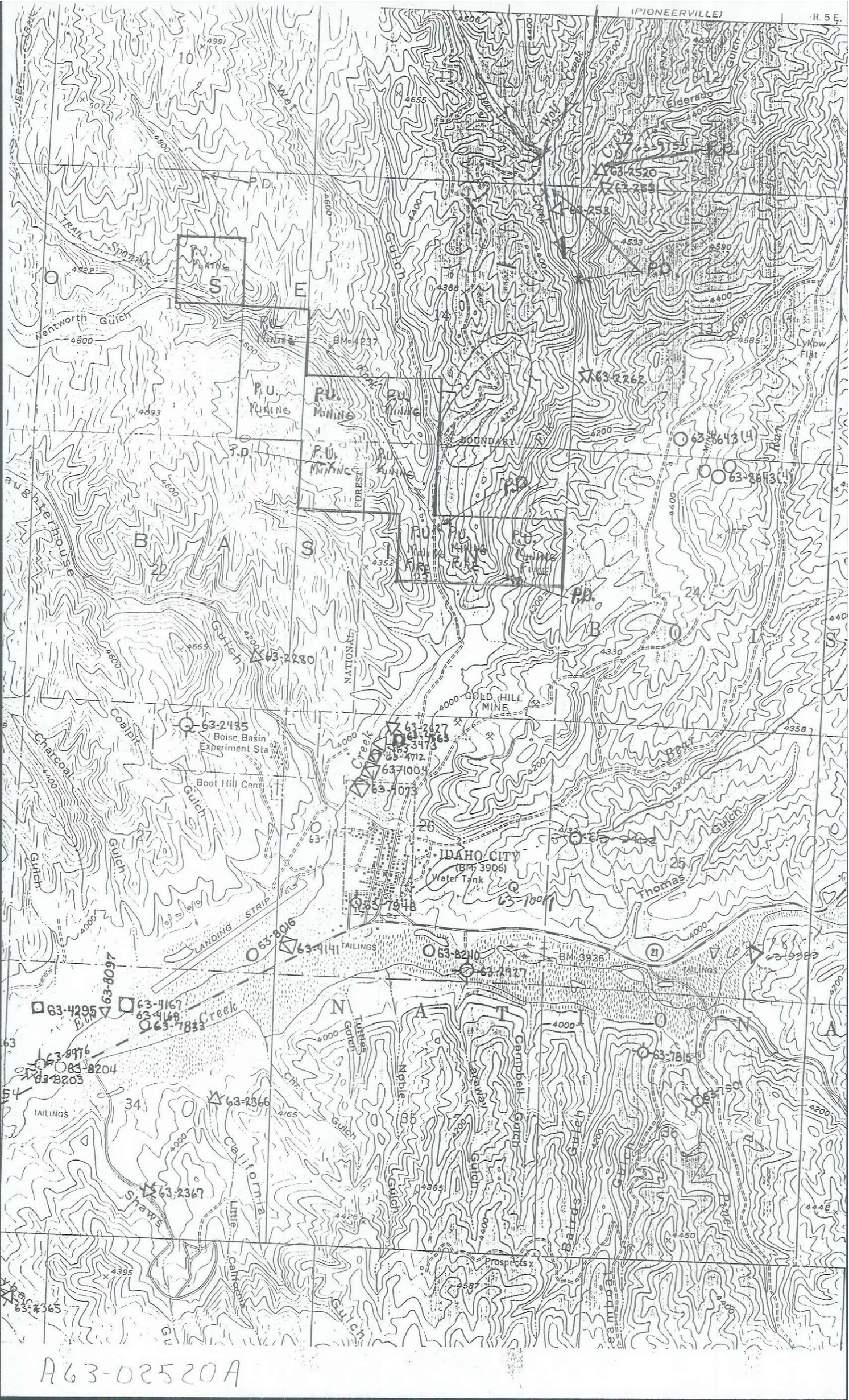
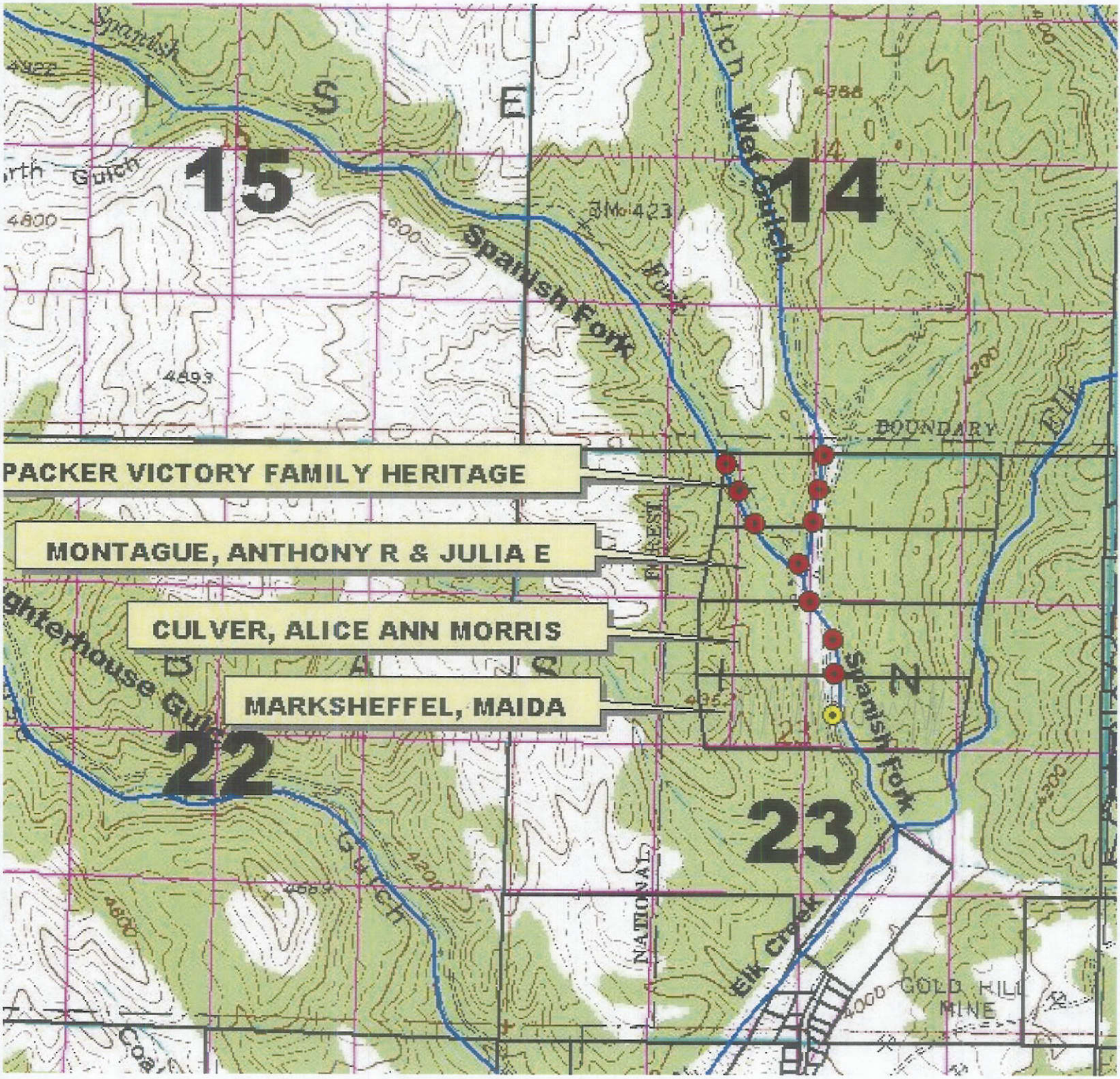

(PIONEERVILLE)
R. 5 E.
Elderado
Creek
63-2520
63-2519
63-2518
63-2517
P.D.
Gulch
Spanish
Trail
Wentworth Gulch
P.U. Mining
BM 4237
BOUNDARY
FOREST
NATIONAL
63-2262
Lykow Flat
63-8643(4)
63-8643(5)
63-2280
Gulch
Coalpit
Charcoal
Boise Basin Experiment Sta
Boot Hill Cem.
63-2485
63-2627
63-3473
63-4712
63-1004
63-4073
GOLD HILL MINE
IDAHO CITY
(BM 3906)
Water Tank
63-7948
63-1001
Thomas
LANDING STRIP
63-8016
63-4141
TAILINGS
63-8240
63-4127
BM 3926
63-9369
63-8097
63-4295
63-4167
63-4168
63-7833
Creek
63-8976
63-8204
63-8203
63-2566
63-2367
California
Lime
Shaws
Gulch
Turners
Nevada
Lakeview
Campbell
Prospects
63-7815
63-7365
A63-02520A


PACKER VICTORY FAMILY HERITAGE
MONTAGUE, ANTHONY R & JULIA E
CULVER, ALICE ANN MORRIS
MARKSHEFFEL, MAIDA
15
14
22
23
Spanish Fork
West Gulch
Elk Creek
GOLD HILL MINE
BOUNDARY
NATIONAL FOREST

State of Idaho

License and Certificate of Water Right

Permit
Water License No. 18302
Water District No.

Amount 8.0 c. f. s.
Priority May 25, 1936

THIS IS TO CERTIFY that LOUIE L. PACKER of Idaho City, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated May 25, 1936 19 ; that Permit No. 18302 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 8.0 second feet, was issued thereunder on February 25, 1942 19 , showing that said works were completed on the 24th day of July , 19 41 ; and that on the 24th day of July , 19 41 .

LOUIE L. PACKER of Idaho City , State of Idaho, made proof to the satisfaction of the Commissioner of Reclamation of Idaho, of the right to use the waters of Elk Creek, and Right Fork and Left Fork tributary of Moore's Creek for the purpose of Mining , under Use Permit No. 18302 ; and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the Commissioner of Reclamation of Idaho and entered of record in Volume 7 of Licenses, at page 4099 , on the 25th day of February , 19 42;

The right hereby confirmed dates from May 25, 1936 , 19 ;

The Point of Diversion is located No. 1, SW¼NE¼ Sec. 13; No. 2, SW¼NE¼, Sec. 15; No. 3, SW¼SE¼, Sec. 15, Twp. 6 N., Rge. 5 E. B. M. in the ¼ ¼, Sec. , Twp. , R. , B. M. Boise County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 8.0 cubic feet per second. (4 c.f.s. from Elk Creek; 2 c.f.s from Right fork Spanish Gulch; and 2 c.f. s. from Left fork Spanish Gulch

Description and location of use: SW¼NE¼, E½SE¼ Sec.15; S½SW¼ Sec.14; N½NW¼ Sec.23; T. 6 n., R.5 E B M

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

63 2520

WITNESS, the seal and signature of the Commissioner of Reclamation, affixed at Boise, Idaho, this 25th day of February , 19 42

E. V. BIBG.
Commissioner of Reclamation

(SEAL)

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

CERTIFICATE OF CHANGE OF POINT OF DIVERSION OF LICENSED WATER RIGHT

No. 183

THIS IS TO CERTIFY THAT LOUIE L. PACKER, of Idaho City, Idaho, is the owner of and using a certain water right for Four (4) cubic feet per second of the waters of Elk Creek, County of Boise, State of Idaho, obtained by virtue of Permit to appropriate the public waters of the State of Idaho, No. 18302, and license issued thereunder by the Department of Reclamation of the State of Idaho, said License being dated February 25, 1942, and bearing date of priority of May 25, 1936, for the purpose of mining in the N½ NW¼ Section 23, Township 6 North, Range 5 East, B.M., Boise County, Idaho.

That said License is recorded in the Department of Reclamation of the State of Idaho, in Volume 7 of Licenses, at page 4099.

That now, upon the application of said applicant, LOUIE L. PACKER, for a Certificate of Change of Point of Diversion, made before the State Reclamation Engineer of the State of Idaho, and said application having been granted, the right to change such point of diversion is hereby confirmed.

That said change in point of diversion shall not modify in effect said license, water right, or place of use. Said water to be limited at any time to an amount actually needed and beneficially used for such purposes, and shall not exceed the following amount, to-wit:

Four (4) cubic feet per second
of the waters of Elk Creek,
with priority of May 25, 1936.

That said water right is to be used for mining purposes upon the N½ NW¼ Section 23, Township 6 North, Range 5 East, B.M.

That the water right above described is now described as being diverted from a point located in the SW¼ NW¼ Section 13, Township 6 North, Range 5 East, B.M.

That said water right will hereafter be described as being diverted from a point located in the SW¼ SW¼ Section 12, Township 6 North, Range 5 East, B.M.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed, at Boise, Idaho, this 27th day of August, 1945.

Mark R Kulp

MARK R. KULP
State Reclamation Engineer

520

NOTICE OF PROPOSED CHANGE IN POINT OF DIVERSION

Notice is hereby given that Louie L. Packer, of Idaho City, Idaho, has applied to the State Reclamation Engineer of the State of Idaho for a certificate authorizing him to change the point of diversion of 4.00 cubic feet per second of the waters of Elk Creek, from the SW¼ NW¼ Section 13, Township 6 North, Range 5 East, B.M., to the SW¼ SW¼ Section 12, Township 6 North, Range 5 East, B.M.

And that on the 30th day of June, 1945, at Room 107 State House, Boise, Idaho, before the State Reclamation Engineer, or his authorized agent, the opportunity will be given to any and all persons to appear and present for his consideration any reason or reasons why a certificate should not be issued authorizing such change in point of diversion.

MARK R. KULP

State Reclamation Engineer

63 2520

Form 13

Affidavit for Change of Point of Diversion of Water Right

Permit No. 18302

STATE OF IDAHO,
County of Ada } ss.

Louie L. Packer, being first duly sworn, deposes and says: That his postoffice address is Idaho City, Idaho. That he is the owner of and using a certain water right, for 4.0 cubic feet per second of the water of Elk Creek, County of Boise, State of Idaho, obtained by virtue of Permit to appropriate the public waters of the State of Idaho, No. 18302, issued by the Dept. of State Reclamation, dated February 25, 1942, bearing date of priority of May 25, 1936 for the purpose of ~~irrigating the following described lands, situate, lying and being in Water District No.~~ mining, in the County of Boise, and State of Idaho, to-wit: in the NW¼NW¼ Section 23, Twp. 6 North, Range 5 East, B.M.

and is the person (~~or representative of the person or persons~~) to whom such right was so issued, (~~or has become the owner thereof in the following manner:~~)

That said waters are now diverted from said stream in the SW ¼ of NW ¼ of Sec. 13, Twp. 6 N., Range 5 E., and conducted to the above-described lands through the ditch, as per map filed herewith and of this affidavit made a part;

That affiant desires to change the point of diversion of said waters from the point above described to a point located in SW ¼ of SW ¼ of Sec. 12, Twp. 6 N., Range 5 E., and thereafter conduct same to the above described land through the ditch, as per map above referred to;

That his reasons for desiring to make such change are as follows: ~~It is impracticable to obtain a higher point of diversion~~ To correct an error in the original map and filing

That no one will be injured by such change and that such change will be made at affiant's own risk.

Louie L Packer
Affiant.

Subscribed and sworn to before me this 5th day of May, 1945.

Nels Elsvog
Notary Public residing at Boise Idaho

NOTE:—If this water right has heretofore been carried jointly in a ditch with other water, affiant should secure written consent of other owners or users to removal from its original carrier and file such consent with this affidavit.

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

In the Matter of the Application of

LOUIE L. PACKER
Idaho City, Idaho

For a change of Point of Diversion on
Elk Creek, Boise County, Idaho

ORDER GRANTING CHANGE

NO. 183

WHEREAS, On the 30th day of June, 1945, at the Department of Reclamation of the State of Idaho, at Boise, Idaho, the application of Louie L. Packer, of Idaho City, Idaho, for a change of point of diversion on Elk Creek, came on regularly for hearing, pursuant to published notice, in due and statutory form; and,

WHEREAS, No protest has been filed against the application, and the evidence filed by the applicant with the application shows that it became necessary to change the point of diversion, and that no other water right or water user will be injured thereby; and

WHEREAS, The proposed change in point of diversion is applied for in order to correct an error in the original filing and map in connection therewith;

NOW, THEREFORE, IT IS HEREBY ORDERED That the said application be and the same is hereby granted, and that Certificate of Change of Point of Diversion be issued to the applicant herein, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed, at Boise, Idaho, this 27th day of August, A. D. 1945.

Mark R. Kulp

MARK R. KULP
State Reclamation Engineer

63 2520

Form 21

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. [illegible]

This proof is for [illegible] Beneficial use. In Water District No.

1. Name of applicant [illegible]

2. Source of water supply [illegible] Left Fork of Spanish Gulch, 2 sec. ft.

3. Location of point of diversion: Is in the [illegible] SW¼NE¼ of 15; S. SW¼SE¼, Sec 15 of Section

T. 6 N. R. 5 E. County of [illegible] County of Boise.

4. Describe works as they exist, giving dimensions and capacities of same: The Elk Creek diversion includes an earth and rock dam 35Ft. long X 4Ft. high diverting through Headgate 4Ft. wide X 3Ft. deep X 4Ft. long, to a ditch 3Ft. wide X 1½Ft. deep. The Spanish Fork diversion has a rock and earth check 10Ft. long X 2Ft. high; Headgate 12"X 12"X 6Ft long, and a ditch of 2Ft. width X 1 Ft. depth.

5. Water is used for: mining and milling.

6. State whether or not water has been turned into works of diversion: Yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if for other than irrigation):

(Submit map on attached plat, showing location and details of above description.

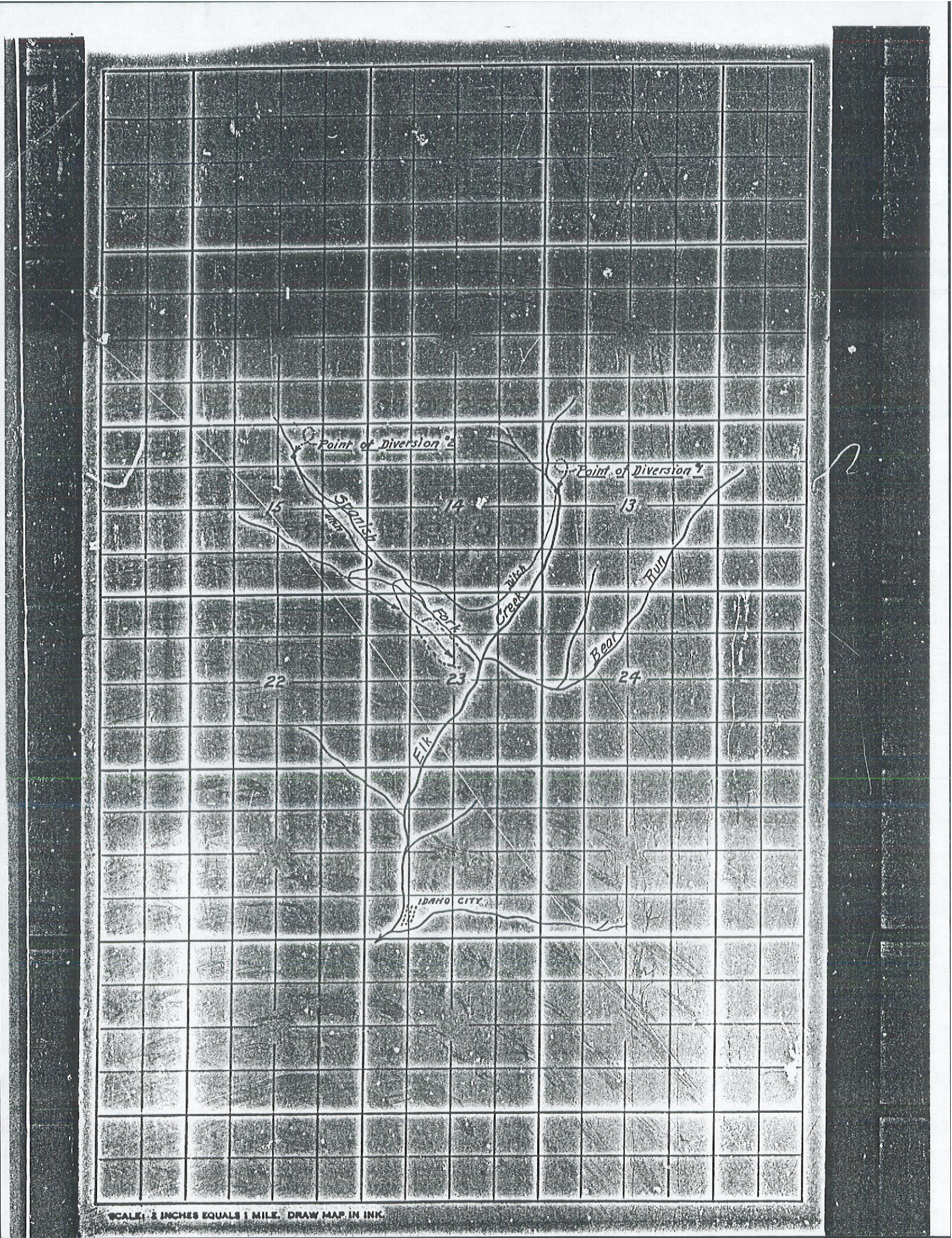
8. What large stream would the water here appropriated finally reach? Boise River

Remarks:

The operation plant includes 1200 feet of steel slip joint pipe, and one hydraulic giant.

This examination was made on the 12th. day of October, 19 41

(Signed) Fred L. Holman Examiner.



SCALE: 2 INCHES EQUALS 1 MILE. DRAW MAP IN INK.

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

CERTIFICATE OF CHANGE OF POINT OF DIVERSION OF LICENSED WATER RIGHT

No. 183

THIS IS TO CERTIFY THAT LOUIE L. PACKER, of Idaho City, Idaho, is the owner of and using a certain water right for Four (4) cubic feet per second of the waters of Elk Creek, County of Boise, State of Idaho, obtained by virtue of Permit to appropriate the public waters of the State of Idaho, No. 18302, and license issued thereunder by the Department of Reclamation of the State of Idaho, said License being dated February 25, 1942, and bearing date of priority of May 25, 1936, for the purpose of mining in the N½ NW¼ Section 23, Township 6 North, Range 5 East, B.M., Boise County, Idaho.

That said license is recorded in the Department of Reclamation of the State of Idaho, in Volume 7 of Licenses, at page 4099.

That now, upon the application of said applicant, LOUIE L. PACKER, for a Certificate of Change of Point of Diversion, made before the State Reclamation Engineer of the State of Idaho, and said application having been granted, the right to change such point of diversion is hereby confirmed.

That said change in point of diversion shall not modify in effect said license, water right, or place of use. Said water to be limited at any time to an amount actually needed and beneficially used for such purposes, and shall not exceed the following amount, to-wit:

Four (4) cubic feet per second
of the waters of Elk Creek,
with priority of May 25, 1936.

That said water right is to be used for mining purposes upon the N½ NW¼ Section 23, Township 6 North, Range 5 East, B.M.

That the water right above described is now described as being diverted from a point located in the SW¼ NW¼ Section 13, Township 6 North, Range 5 East, B.M.

That said water right will hereafter be described as being diverted from a point located in the SW¼ SW¼ Section 12, Township 6 North, Range 5 East, B.M.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed, at Boise, Idaho, this 27th day of August, 1945.

MARK N. KULP
State Reclamation Engineer

18302

State of Idaho
License and Certificate of Water Right

Water License No. 18478 Amount 5 second feet

Water District No. Priority July 2, 1937

THIS IS TO CERTIFY that LOUIE L. PACKER

of Route 3, Boise, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated July 2, 1937; that Permit No. 18478 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 5(five) second feet, was issued thereunder on June 25, 1942, showing that said works were completed on the 10th day of June, 1942; and that on the 28th day of June, 1948,

LOUIE L. PACKER

of Boise, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of Elk Creek & Wolf Creek, a tributary of More's Creek, for the purpose of power (2 second feet from Elk Creek) & 4 mining (2 second feet from Elk Creek and 1 second foot from Wolf Creek), under Use Permit No. 18478 of the Department of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 8 of Licenses at page 4575, on the 25th day of April, 1950;

The right hereby confirmed dates from July 2, 1937;

The Point of Diversion is located in the SW¼ SW¼ Section 12, and the NE¼ NE¼ Section 14, ~~in the~~ ~~¼ ¼~~, Tp. 6 N., R. 5 E., B. M. Boise County.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed five (5) cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
Place of use is in Sections 14, 15 and 23, Township 6 North, Range 5 East, B.M.					

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this 25th day of April, 1950.

MARK R. KULP
State Reclamation Engineer

(SEAL)

63 2501

Form 23

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 18478

This proof is for Beneficial use In Water District No.

1. Name of applicant Louie L. Packer, Route 3, Boise, Idaho
2. Source of water supply: Elk Creek and Wolf Creek, tributaries of More's Creek
3. Location of point of diversion: Is in the SW¼SW¼ Section 12, and NE¼NE¼ of Section 14
   T. 6 N. R. 5 E. County of Boise
4. Describe works as they exist, giving dimensions and capacities of same:
   Control Headgate 8' wide x 8' long x 3' deep, Headgate of ditch 3' wide x 7' long x 2' high. Ditch 3' wide and 1½' deep. Flume crossing below junction of Wolf Creek and Dear Cr., 230' long, 2' wide, 2' deep, and has a Max. bent 30'. High Pipe line, 1000' of steel pipe from 24" to 9" at Pelton wheel. 200' of head. Pelton wheel 68" diameter, weight 2000 lbs., speed 280 R.P.M.
5. Water is used for: Saw mill and mining (Power for saw mill)
6. State whether or not water has been turned into works of diversion: Yes
7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):
   Place of use is in Sections 14, 15 and 23, Twp. 6 North, Range 5 East, B. M.

(Submit map on attached plat, showing location and details of above description.)

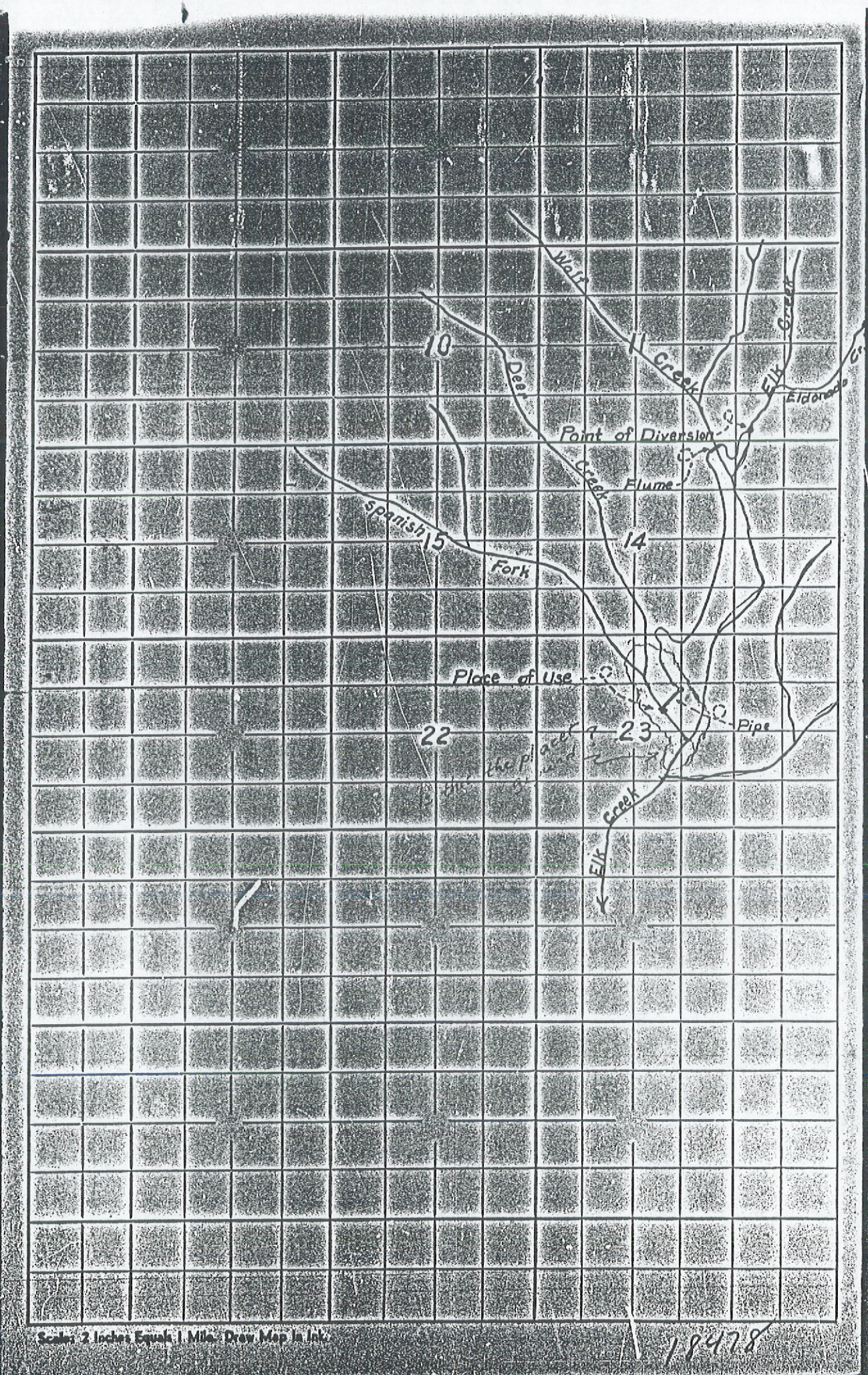
8. What large stream would the water here appropriated finally reach? Boise, River

Remarks: Placer ground 500' wide and 4500' long, under #1 giant nozzle.

This examination was made on the 9th day of June, 1942.

(Signed) F. A. Johnson
Examiner.

18478


Wolf
Creek
Deer
Creek
Elk
Creek
Eldorado
Point of Diversion
Flume
Spanish
Fork
10
11
14
15
22
23
Place of Use
Pipe
Elk
Creek
Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.
18478

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 63-31492
Date Received: 4/19/1989
Receipt No: X777777
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

MAIDA MARKSHEFFEL Phone: (907) 247-4969
PO BOX 9322
KETCHIKAN AK USA 99901-4322

2. Date of Priority: 05/25/1936

3. Source: SPANISH FORK Trib. to: MORES CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County	Type
06N	05E	23	SW SW NE		BOISE	

5. Description of diverting works:

1 1/2 hp pump and also sluice box. Pump used for fire protection also.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
MINING	01/01	12/31	0.25	
FIRE PROTECTION	01/01	12/31	3.25	

7. Total Quantity Appropriated is:
3.2 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
06N	05E	23	SW	NE		MINING	
			SE	NW		MINING	
			SE	NW		FIRE PROTECTION	
			SW	NE		FIRE PROTECTION	

11. Place of use in counties: BOISE

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

13. Other Water Rights Used:

14. Remarks:

CLAIM 63-2520A SPLIT INCORRECTLY IN 1995. DEED PROVIDED BY DARJANY SHOWS THAT DARJANY OWNS SENW PORTION OF ORIGINAL PROPERTY ALSO. REMOVED T6N, R5E, S23, SENW FROM FIRE PROTECTION AND MINING FROM 63-2520E AND ADDED TO 63-2520F (csaxton 5/8/02).

THIS CLAIM IS A RESULT OF A CHANGE IN OWNERSHIP FOR A PORTION OF CLAIM NO. A63-2520A. FEE PAID UNDER RECEIPT NO. C006426. KW 6/12/1995

15. Basis of Claim: License

RECEIVED

MAY 24 2002

WATER RESOURCES
WESTERN REGION

SNAKE RIVER BASIN ADJUDICATION
CHANGE IN ADDRESS OF NOTICE OF CLAIM

Claim Number(s): 63-02520F

Previous Mailing Address: Maida Derjany
c/o Candice Kelley
Box 215
Idaho City, ID 83631

New Mailing Address: Maida Marksheffel (married)
P.O. Box 9322
Ketchikan, AK
99901-4322

Telephone Number: (907) 247-4969

Signature of Claimant(s): Maida Marksheffel

Please return this completed form to:

Attn: Craig Saxton

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

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

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

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

SS
ADDRESS FM
Revised 12/13/1999

IDWR Use Only:
Data Entry: _____ Date: _____

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
Renumbered to 63-31492
Ident. Number 63-2520F
Date Received: 4/19/1989
Receipt No: X777777
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

MAIDA DARJANY Phone: (713)465-1030

1500 WITTE #19
HOUSTON TX USA 77080

2. Date of Priority: 05/25/1936

3. Source: SPANISH FORK Trib. to: MORES CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
06N	05E	23	SW SW NE	BOISE	

5. Description of diverting works:

1 1/2HP PUMP AND ALSO SLUICE-BOX.PUMP USED FOR FIRE PROT.ALSO.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
MINING	1/01	12/31	0.25	
FIRE PROTECTION	1/01	12/31	3.25	

7. Total Quantity Appropriated is:
3.2 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
06N	05E	23	SW	NE		MINING	
			SE	NW		MINING	
			SW	NE		FIRE PROTECTION	
			SE	NW		FIRE PROTECTION	

11. Place of use in counties: BOISE

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

13. Other Water Rights Used:

14. Remarks:

Claim 63-02520A split incorrectly in 1995. Deed provided by Darjany shows that Darjany owns SENW portion of original property also. Removed T6N, R5E, S23, SENW from fire protection and mining from 63-02520E and added to 63-02520F (csaxton 5/8/02).

THIS CLAIM IS A RESULT OF A CHANGE IN OWNERSHIP FOR A PORTION OF CLAIM NO. A63-02520A, FEE PAID UNDER RECEIPT NO. C006426.
KW 6/12/1995

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: _____

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)
) SS.
County of _____)

Subscribed and sworn (or affirmed) before me this

of _____ 20__ _____

Notary Public

Residing at _____

My commission Expires _____

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: **A63-02520F**
Date Received: 4/19/1989
Receipt No: X777777
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MAIDA DARJANY 713-465-1030
   Address: 1500 WITTE #19
   HOUSTON TX 77080

2. Date of Priority: MAY 25, 1936

3. Source: SPANISH GULCH(SPANISH FORK) Trib. to: MOORES CREEK

4. Point of Diversion:

Township	Range	Section	1/4	of 1/4	of 1/4	Lot	County
06N	05E	23	SW	SW	NE		BOISE

5. Description of diverting works:
   1 1/2HP PUMP AND ALSO SLUICE-BOX.PUMP USED FOR FIRE PROT.ALSO.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
MINING	01/01	12/31	0.250		
FIRE PROTECTION	01/01	12/31	3.250		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
   MINING FOR DEEDED CLAIMS AND FIRE PROTECTION.

10. Place of Use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
06N	05E	23	SW	NE		FIRE	
			SW	NE		MINING	

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OCT 0 2 1996

11. Place of use in counties: BOISE

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

13. Other Water Rights Used:
N/A

14. Remarks:
THIS CLAIM IS A RESULT OF A CHANGE IN OWNERSHIP FOR A PORTION OF CLAIM NO. A63-02520A, FEE PAID UNDER RECEIPT NO. C006426.
KW 6/12/1995

15. Basis of Claim: LICENSE

Water Right Number: 18302

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)
) SS.
County of _____)

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

of _____ 19 _____

_____
Notary Public

Seal

Residing at _____

My Commission Expires _____

MICROFILMED
OCT 0 2 1996

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: **A63-02520A**
Date Received: 4/19/1989
Receipt No: C006426
Received By: [illegible]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MARY LOUISE WATSON 208-343-3772
   Address: 240 PROVIDENT DRIVE
   BOISE, ID 83706
   OR
   Name: LYNN C. WATSON 208-343-3772
   Address: 240 PROVIDENT DRIVE
   BOISE, ID 83706

2. Date of Priority: MAY 25, 1936

3. Source: ELK CREEK Trib. to: MOORES CREEK
   SPANISH GULCH(SPANISH FORK) MOORES CREEK
   WOLF CREEK(WET GULCH)(WOOF ELK CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	05E	12		SW	SW		BOISE
		13		SW	NW		BOISE
		15		NW	NE		BOISE
				SW	SE		BOISE
		23	SW	SW	NE		BOISE
			SW	SE	NE		BOISE

5. Description of diverting works:
   1 1/2HP PUMP AND ALSO SLUICE-BOX.PUMP USED FOR FIRE PROT.ALSO.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
MINING	01/01	12/31	1.000		
FIRE PROTECTION	01/01	12/31	13.000		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
MINING FOR DEEDED CLAIMS AND FIRE PROTECTION.

10. Place of Use:

Township	Range	Section	1/4 of 1/4		Lot	Use	Acres
06N	05E	14	SW	SW		MINING	
			SE	SW		MINING	
		15	SW	NE		MINING	
			NE	SE		MINING	
			SE	SE		MINING	
		23	SW	NE		FIRE	
			SW	NE		MINING	
			SE	NE		FIRE	
			SE	NE		MINING	
			NE	NW		MINING	
			NW	NW		MINING	

11. Place of use in counties: BOISE

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

13. Other Water Rights Used:
N/A

14. Remarks:
SOURCES ARE ELK CK. & SPANISH GULCH, ALSO MOORE'S CREEK.

15. Basis of Claim: BENEFICIAL USE
Water Right Number: 18302

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: 1

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): [signature] Date: April 19 1989

_____ Date: _____

State of Idaho)
) SS.
County of Ada)

Subscribed and sworn (or affirmed) before me this 19th day of April 1989

[signature]
Notary Public

Seal

Residing at Boise, ID

My Commission Expires 11/08/1994

MEMO TO FILE A63-02520A

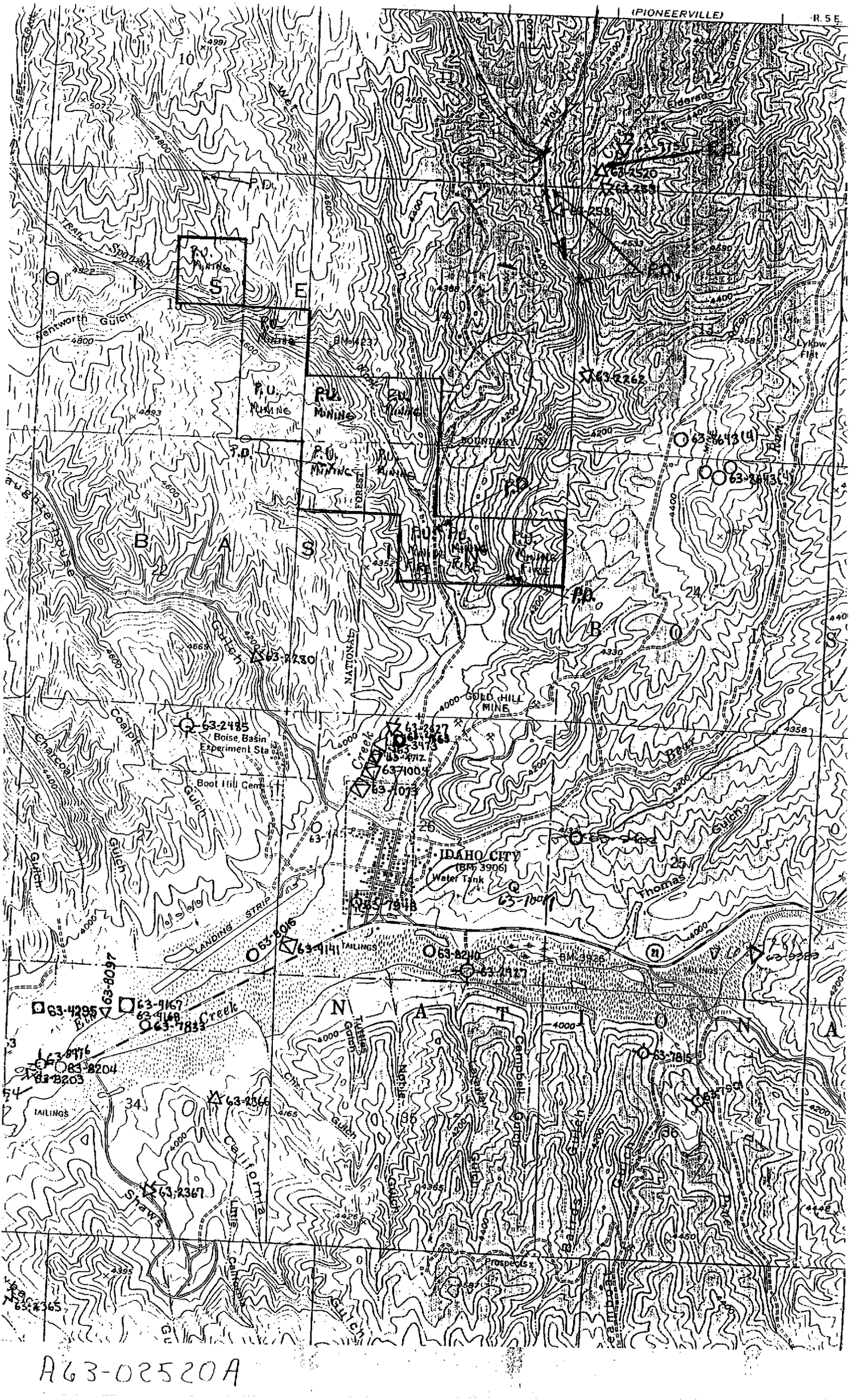
FROM: FORREST LUTHY

DATE: 04/19/1989

THIS CLAIM WAS FILED ON THE ABOVE DATE FOR 1.0 CFS FOR MINING AND 13.0 CFS FOR FIRE PROTECTION. CLAIMANTS FOR THE SPLITS A, B, AND C ON THIS RIGHT ARE THREE SISTERS WHO ARE BASING THE TOTAL FLOW CLAIMED ON THE SUM OF TWO LICENSES DEVELOPED FOR MINING AND POWER BY THEIR FATHER LOUIE L. PACKER. RIGHT 63-02520 WAS LICENSED FOR 8.0 CFS WITH A PRIORITY OF 05/25/1936 AND 63-02531 FOR 5.0 CFS AND A PRIORITY OF 07/02/1937.

ALTHOUGH FIRE PROTECTION IS ESSENTIALLY NON-CONSUMPTIVE IN NATURE AND THE AMOUNTS CLAIMED AGAINST THE ORIGINALLY LICENSED AMOUNTS FOR MINING ARE CONSIDERABLY BELOW THAT LICENSED FOR 63-2520 ALONE, IT WAS STRESSED TO THE THREE CLAIMANTS THAT UPON REVIEW, THE RECOMMENDATION FOR THE TOTAL CFS COULD VERY WELL BE SUCH THAT THE AMOUNTS FOR EACH CLAIM WOULD REFLECT 1/3 EACH OF THAT 8.0 CFS INITIALLY LICENSED FOR 63-02520.

FEL


(PIONEERVILLE)
R. 5 E.
P.U. Mining
P.D.
BOUNDARY
FOREST
NATIONAL
Boise Basin Experiment Sta
Boot Hill Cem.
IDAHO CITY
(BM 3906)
Water Tank
GOLD HILL MINE
LANDING STRIP
TAILINGS
Prospects
Wentworth Gulch
Lykow Flat
Thomas Gulch
Campbell Gulch
California Gulch
Shawe Gulch
Coalpit Gulch
Charcoal Gulch
Turkey Gulch
Nevada Gulch
Elderado Gulch
Trail
Spooner
Creek
Road
63-2520
63-2531
63-2559
63-2262
63-8643(4)
63-8643(5)
63-2280
63-2485
63-2627
63-3473
63-4712
63-7100
63-4073
63-7818
63-8016
63-9141
63-8240
63-8127
63-9383
63-4295
63-9167
63-4168
63-7833
63-8976
63-8204
63-8203
63-2566
63-2367
63-7815
63-4365

A63-02520A

Form 42-1409(7)

NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

RECEIVED
APR 1 1 1994
Department of Water Resources

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township 6 N Range 5 E
Section 23, _____ 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.
Lot _____, Block, _____, Subdivision/Townsite _____.
If you have additional legal descriptions, please attach separate sheet. - legal description Attached.

[ ] Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

RECEIVED
APR 1 2 1994
WATER RESOURCES WESTERN REGION

[ ] Water Right Number(s) Assigned by IDWR: A63-02520A, ~~63-02531~~

[ ] Name and Address of Former Owner/Claimant(s)(Seller): Watson, Mary Louise or Lynn C.
240 Provident Drive
Boise, ID 83706

[ ] New Owner/Claimant (Purchaser): MAIDA DARJANY

[ ] New Mailing Address: PO Box 215
IDAHO City ID 83631

[ ] New Telephone Number: (713) 578 - 1895

[ ] Does the change in ownership result in a splitting of the water right owned/claimed? ✓ yes ___ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:
1/4 interest in water rights as documented:
1/4 of 13 CFS for mining / Fire protection
Reference #s #18302, 18478 A63-02520A
#63-02520 NOT CLAIMED under #63-02531

[ ] Attach proof of ownership, describe proof attached: Copies attached

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

[ ] Signature of New Owner/Claimant(s) Maida Darjany Date 7/8/92
Date

[ ] Signature of Former Owner/Claimant(s): Date
Date

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:
Initial Review and Data-Entry
Date: 6-12-95 **By:** kw
Further Action Needed:

Further Action Taken
Date: **By:**
Final Review and Data-Entry
Date: **By:**
Claim Numbers of Split, if any:
A63-02520E &
A63-02520F

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

MICROFILMED
OCT 0 2 1996

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Section 42-1409(7), Idaho Code. This statute provides that new property owners notify the Department of Water Resources (IDWR) of any change in ownership of a water right during an adjudication of water rights, and if a claim for the water right has not been filed to file the needed claim(s).

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. If you would like any of these brochures or if you have questions about completing this form, please contact your nearest office of IDWR or you may call 1-800-451-4129 (toll-free).

The first line of the form asks for the date of closing so IDWR will have a record of the effective date of the property transfer.

The second line of information requires the legal description of the property being transferred. This information is **ESSENTIAL** and should be available from the documents that will be present at the time of closing. The first two lines of the legal description **MUST** be completed. IDWR's records are based upon legal descriptions using township, range, section and fractions of a section descriptions, and this information must be included on the form. If you also have available a legal description based upon a townsite or subdivision and lot and block number, please also include this additional information. A lot and block legal description is **NOT** a substitute for the township, range, section and fraction of a section description.

After completing the legal description, if all water is supplied by a public service water supply you may check the first box; complete the name, address and telephone information for yourself, the new owner; sign the form in the space provided and return the form to the IDWR office nearest you.

If there are water rights associated with the property, the seller should be able to provide you with the water right number(s). The water right number(s) for the property are to be put in the space provided at the second box on the form. If you or the seller believe there are water rights for the property but the numbers are unknown, then you may wish to call or come into an office of IDWR for assistance in identifying the water rights for the property involved. If claims for the property have not been filed you will be so advised by IDWR.

After the water right number(s) for the property has been entered on the form, complete the name and address information for **BOTH** the former owner/seller and for yourself, the new owner, in the spaces provided. Please also include your telephone number. If the property you have purchased is only part of the property owned by the former owner/seller, you may be purchasing only part of the total water right held by the seller. This means the water right held by the seller must be split so you get your proportionate share of the water right. Be sure to include a description of the portion of the water right you have purchased. The seller should be able to help you describe the portion of the water right for the property you have purchased.

If the former owner/seller will sign the form and the seller is shown as the claimant of the water right in IDWR's records, then you do not need to attach proof of ownership of the land or the water right. The seller should know if the original claim was filed by him, or if the seller has filed a change in ownership so the seller is shown as the claimant of the water right in IDWR's records. If the seller is not going to sign the form then you must attach some proof of ownership of the property described at the top of the form or proof of ownership referencing the specific water right(s) for the property.

The new owner must sign the form in the space provided. If the former owner/seller is available to sign the form please do so in the space provided.

When complete, the new owner and the former owner/seller should each retain one of the copies and return the original of the form to IDWR. You may return the form to the IDWR office nearest you or to: Idaho Department of Water Resources, Statehouse Mail, Boise, ID 83720-9000, Attention: Adjudication Bureau.

RECEIVED
APR 27 1992
Ans'd.....

A Pioneer Company
PIONEER TITLE COMPANY
OF ADA COUNTY
888 North Cole Road / Boise, Idaho 83704 / Telephone (208) 377-2700

P 1123666 KP|STH

WARRANTY DEED
(INDIVIDUAL)

FOR VALUE RECEIVED LYNN C. WATSON AND MARY LOUISE WATSON, HUSBAND AND WIFE

Grantor s , do hereby grant, bargain, sell and convey unto MAIDA J. DARJANY, AN UNMARRIED PERSON

the Grantee , whose current address is: 141 WISTERWOOD, HOUSTON, TX 77043
the following described real property in BOISE County, State of Idaho, more particulary described as follows, to-wit:
THE SOUTH HALF OF THE EAST HALF OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER; THE SOUTH HALF OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER, SECTION 23, TOWNSHIP 6 NORTH, RANGE 5 EAST, BOISE MERIDIAN, BOISE COUNTY, IDAHO.

BOISE COUNTY IDAHO SS
REQUEST OF
Pioneer
DATE TIME M.

143300

92 APR 23 PM 1:12

ARLENE C. KOLAR
BY Dale Yonker DEPUTY
FEE $3.00

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee , and Grantee heirs and assigns forever. And the said Grantor s do hereby covenant to and with the said Grantee , the Grantors are the owner s in fee simple of said premises; that said premises are free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee ; and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, (includes irrigation and utility assessments, (if any) for the current year, which are not yet due and payable, and that Grantors will warrant and defend the same from all lawful claims whatsoever.

Dated: April 15, 1992

Lynn C Watson
LYNN C. WATSON

Mary Louise Watson
MARY LOUISE WATSON

STATE OF IDAHO, County of ADA, ss.

On this 22nd day of April, in the year of 1992, before me THE UNDERSIGNED, a notary public, personally appeared LYNN C. WATSON AND MARY LOUISE WATSON, known or identified to me to be the person s whose name s are subscribed to the within instrument, and acknowledged to me that they executed the same.

NOTARY PUBLIC STATE OF IDAHO

Notary Public: Jackie Peterson
Residing at: BOISE
My Commission Expires: 11-2-1994

P112366 KP1371

THIS INDENTURE, Made the 15TH day of APRIL

in the year of our Lord one thousand nine hundred and NINETY TWO , between

MAIDA J. DARJANY, AN UNMARRIED PERSON

of WISTERWOOD ; County of , State of TEXAS ,

the part y of the first part, and

LYNN C. WATSON AND MARY LOUISE WATSON, HUSBAND AND WIFE

of BOISE , County of ADA , State of IDAHO ,

the part ies of the second part,

WITNESSETH: That the said part y of the first part, for and in consideration of the sum of TWENTY FOUR THOUSAND FOUR HUNDRED AND NO/100----------DOLLARS, lawful money of the United States of America, do es by these presents GRANT, BARGAIN, SELL and CONVEY, unto the said part ies of the second part, and to their heirs and assigns FOREVER, all that certain real property situate in the County of Boise , and State of Idaho, and bounded and particularly described as follows, to-wit:

THE FOLLOWING DESCRIBED TRACTS OF LAND LOCATED IN SECTION 23, TOWNSHIP 6 NORTH, RANGE 5 EAST, BOISE MERIDIAN, BOISE COUNTY, STATE OF IDAHO:
THE SOUTH HALF OF THE EAST HALF OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER;
THE SOUTH HALF OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER.

IF ALL OR ANY PART, OF THE SUBJECT REAL PROPERTY, OR AN INTEREST THEREIN, IS SOLD, TRANSFERRED OR CONTRACTED TO BE SOLD OR TRANSFERRED IN THE FUTURE BY AGREEMENT WITHOUT THE MORTGAGEE'S PRIOR WRITTEN CONSENT, EXCLUDING A TRANSFER BY DEVISE, DESCENT OR OPERATION OF LAW UPON THE DEATH OF THE GRANTOR, MORTGAGEE MAY, AT MORTGAGEE'S OPTION, DECLARE ALL SUMS SECURED BY THIS MORTGAGE TO BE IMMEDIATELY DUE AND PAYABLE.

BOISE COUNTY IDAHO SS
REQUEST OF
DATE TIME M.

143301

92 APR 23 PM 1:12

ARLENE C. KOLAR
BY: DEPUTY
FEE $6.00

together with the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining.

THIS GRANT Is intended as a mortgage to secure the payment of that certain promissory note of even date herewith, executed and delivered by the said MAIDA J. DARJANY to the said part ies of the second part

AND THESE PRESENTS SHALL BE VOID if such payment be made. But in case default shall be made in the payment of said principal sum of money, or any part thereof, or the interest thereon, as provided in said note , or if default be made in the performance of any of the covenants, conditions or agreements, herein contained,

then it shall be optional with the said

part ies, of the second part, their executors, administrators or assigns, to consider the whole of said principal sum expressed in said note as immediately due and payable; and immediately to enter into and upon all and singular the above described premises, and to sell and dispose of the same according to law, and out of the money arising from such sale to retain the principal and interest which shall then be due on said promissory note , together with the costs and charges of foreclosure suit, including attorney's fees and also the amounts of all such payments of taxes, assessments, incumbrances, or insurance as may have been made by said part ies of the second part, their heirs, executors, or assigns, with the interest on the same, rendering the overplus of the purchase money (if any there shall be) unto the said part y of the first part, her heirs, executors, administrators or assigns.

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

SIGNED, SEALED AND DELIVERED IN PRESENCE OF

Maida J. Darjany [Seal]
MAIDA J. DARJANY

[Seal]

STATE OF ~~IDAHO~~ TEXAS } ss.
County of Harris

On this 20th day of April in the year 19 92 , before me,

THE UNDERSIGNED , a Notary Public in and for

said State, personally appeared MAIDA J. DARJANY

known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that s 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.

Sharon Harris

SHARON HARRIS
Notary Public, State of Texas
My Commission Expires
AUGUST 25, 1993.

Notary Public for the State of ~~Idaho~~, Texas
Residing at Houston , ~~Idaho~~ Texas

No.

MORTGAGE

—TO—

Dated , 19

STATE OF IDAHO, } ss.
County of

I hereby certify that this instrument was filed for record at request of

at minutes past

o'clock M., this day

of , A. D. 19

in my office, and duly recorded in Book

of at page

Ex-Officio Recorder.

By Deputy.

Fees, $

Mail to

SIMS-YOAK CO., PRINTERS & BINDERS, BOISE 201

IT IS UNDERSTOOD BY BOTH BUYER AND SELLER IN CASE THE SUSPECTED HOT WATER VEIN UPON THE PROPERTY SHOULD BE DEVELOPED AND IF NATURAL ARSENIC OR OTHER NATURAL HARMFUL SUBSTANCE IS FOUND IN OR AROUND THE WATER, SELLER SHALL BE HELD HARMLESS.

DATED: 4/20/92

BUYER

SELLER

MICROFILMED
OCT 0 2 1996

IT IS UNDERSTOOD BY BOTH BUYER AND SELLER THAT ALL WATER RIGHTS NOW SHOWN ON DOCUMENTS WHICH INCLUDE WATER LICENSES NUMBERED AS SHOWN ON TAX ASSESSMENT, WATER ADJUDICATION FILINGS ON WATER RIGHTS, ALL TIMBER AND MINERAL RIGHTS WILL GO WITH THE LAND AND BECOME THE BUYERS AT CLOSING AND WILL NO LONGER BE THE SELLERS RESPONSIBILITY.

BUYER

SELLER

MICROFILMED
OCT 0 2 1996

TAX NOTICE

Re: Escrow No. 112366

DARJANY/WATSON

THE TAX VALUES SHOWN IN THE ACCOMPANYING CLOSING STATEMENT ARE BASED ON:

ACTUAL 1991 REAL PROPERTY TAXES OF $14.98

Buyer and seller herein hereby affirm and agree that Pioneer Title Company, its employees, agents or assigns have not made any warranties as to the accuracy of these tax figures. Further, buyer and seller agree that if the actual tax amount as shown in the tax statement forwarded by the Treasurer's Office during the year of the sale differs from the amount shown above, the following will occur:

1. In the event buyer has received excess credit based on the estimated tax, buyer agrees to reimburse seller for such excess; or

2. In the event seller has received excess credit based on the estimated tax, seller agrees to reimburse buyer for such excess.

3. Reimbursement, if applicable, shall be made by the respective party within three months of receipt of the actual tax notice; any such reimbursement shall be handled by and between the undersigned and not as part of any escrow services provided by Pioneer Title Company.

IN WITNESS WHEREOF the parties have set their hands this 22 day of April, 19 92.

BUYER

Maida J. Darjany

MAIDA J. DARJANY

SELLER

LYNN C. WATSON

MARY LOUISE WATSON

Mailing Address:

Mailing Address:

MICROFILMED
OCT 02 1996

A Pioneer Company

PIONEER TITLE COMPANY
OF ADA COUNTY

888 North Cole Road / Boise, Idaho 83704 / Telephone (208) 377-2700

BUYER'S CLOSING STATEMENT

ESCROW STATEMENT OF:
MAIDA J. DARJANY

Escrow: 112366
Escrow Officer: KATHIE PETERSON
Date: April 17, 1992
Closing Date: 04/21/92
FINAL

Property Address: 30 ACRES VACANT GROUND
IDAHO CITY, ID

ITEMS			DEBITS	CREDITS
TOTAL CONSIDERATION			31,000.00	
DEPOSIT HELD BY PARK POINTE REALTY				100.00
NEW Mortgage TO:				
LYNN C. WATSON				24,400.00
PRORATIONS/ADJUSTMENTS	FROM	TO		
TAX ACCOUNT RP06N05E238400				
FOR TAX YEAR 1991 AT $14.98	01/01/92	04/21/92		4.55
TITLE CHARGES TO PIONEER TITLE CO OF ADA COUNTY STATE				
MORTGAGEES POLICY FOR $24,400.00				
POLICY			40.00	
DEED RECORDING FEE			3.00	
MORTGAGE RECORDING FEE			9.00	
FEDERAL EXPRESS			28.00	
ESCROW CHARGES				
ESCROW FEE			69.00	
ESCROW SETUP FEE			62.50	
LENDER CHARGES				
BALANCE DUE ESCROW				6,706.95
TOTALS			31,211.50	31,211.50

Maida J. Darjany
MAIDA J. DARJANY

MEMO

6/27/91.
jdc.
A36-02520A,B,C

In conversation with Mr. Luthy claimants filed these claims the way they wanted them filed, not in accordance with any standard he was fimiliar with.

The part I will expand on slightly is (how I am involved) is, Sharla Curtis recieved a call from a man who may now own the property covered by parts A,B and C. The individual, who shall remain nameless for the time being (I am writing this note several months after the fact and neither of us can recall his name) spoke to Sharla about changing the name on the claims and wished to discuss the matter of the Forrest service not allowing him to replace a ditch across Forrest Service land to divert water for the right. The F.S. is claiming there is no right of way and the right has been abandoned due to non use for 5 cons. yrs.

To make a short story long he never showed and when Sharla called him back, he indicated he will leave things as they are for now. Sharla believes she sent him a change of ownership form.

The claims will need considerable review including field investigation to confirm use of water or lack thereof after determining who owns the property.

IDAHO DEPARTMENT OF WATER RESOURCES

PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-31492

NAME AND ADDRESS: MAIDA MARKSHEFFEL
PO BOX 9322
KETCHIKAN AK 99901-4322

SOURCE: SPANISH FORK TRIBUTARY: ELK CREEK

QUANTITY: 3.20 CFS

PRIORITY DATE: 07/02/1937

POINT OF DIVERSION:

T06N R05E S23 SWSWNE Within BOISE County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
FIRE PROTECTION	01/01 12/31	3.250 CFS

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PURPOSE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

PLACE OF USE: FIRE PROTECTION Within BOISE County

T06N R05E S23	SWNE	T06N R05E S23	SENW

THE USE OF WATER FOR FIRE PROTECTION UNDER THIS RIGHT IN THE SENW, SECTION 23, T6N, R5E IS LIMITED TO THE EAST HALF OF THE SENW, SECTION 23, T6N, R5E.

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

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

EXPLANATORY MATERIAL: License

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.

THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS. 63-2520 & 63-2531.

63-3149 2

05/22/2002

IDAHO DEPARTMENT OF WATER RESOURCES

PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-2520F

NAME AND ADDRESS: MAIDA MARKSHEFFEL
PO BOX 9322
KETCHIKAN AK 99901-4322

SOURCE: SPANISH FORK TRIBUTARY: ELK CREEK

QUANTITY: 3.25 CFS

PRIORITY DATE: 07/02/1937

POINT OF DIVERSION:

T06N R05E S23 SWSWNE Within BOISE County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
FIRE PROTECTION	01/01 12/31	3.250 CFS

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PURPOSE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

PLACE OF USE: FIRE PROTECTION Within BOISE County

T06N R05E S23	SWNE	T06N R05E S23	SENW

THE USE OF WATER FOR FIRE PROTECTION UNDER THIS RIGHT IN THE SENW, SECTION 23, T6N, R5E IS LIMITED TO THE EAST HALF OF THE SENW, SECTION 23, T6N, R5E.

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

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

EXPLANATORY MATERIAL: License

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-2520F V1

WATER RIGHT NUMBER: 63-2520F V1

Owner Type	Name and Address
Original Owner	LYNN C WATSON 240 PROVIDENT DR BOISE, ID 83706 (208)343-3772
Original Owner	MARY L WATSON 240 PROVIDENT DR BOISE, ID 83706 (208)343-3772
Current Owner	MAIDA MARKSHEFFEL PO BOX 9322 KETCHIKAN, AK 99901-4322 (907) 247-4969

Priority Date: 07/02/1937

Basis: License

Status: Active

Source	Tributary
SPANISH FORK	ELK CREEK

Beneficial Use	From To	Diversion Rate	Annual Volume
FIRE PROTECTION	01/01 to 12/31	3.250 CFS	
	Total Diversion:	3.250 CFS	

Location of Point(s) of Diversion

SPANISH FORK SW1/4SW1/4NE1/4 Sec. 23, Twp 06N, Rge 05E, B.M.

BOISE County

Place of Use

FIRE PROTECTION Within BOISE County

T06N R05E S23	SWNE	T06N R05E S23	SENW

Conditions of Approval:

1. C03 RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
2. C04 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PURPOSE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
3. 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.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-2520F V1

1. Place of Use THE USE OF WATER FOR FIRE PROTECTION UNDER THIS RIGHT IN THE SENW, SECTION 23, T6N, R5E IS LIMITED TO THE EAST HALF OF THE SENW, SECTION 23, T6N, R5E.

Comments:

1. csaxton 5/21/2002 Priority
Comment: This claim is a combination of rights 63-02520 and 63-02531. Claimant claimed the most senior priority date. Since rights are combined into one claim, recommendation reflects the most Junior priority date of the two original licenses.

2. csaxton 5/21/2002 Source
Comment: Licensing exam indicates that the source has not changed. But USGS quad defines sources as Spanish Fork tib to Elk Creek.

3. csaxton 5/21/2002 NCO
Comment: Changed address and claimant name to her married name per claimant request.

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:
Owner Name Connector: 0
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust: False
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: OR

Element Reviewed/Verified Dates:

Element	Last Reviewed Date	Reviewer	Last Verified Date	Verifier	Status
Priority Date	5/21/2002 1:00:04 PM	csaxton			Active
POD	5/21/2002 1:23:50 PM	csaxton			Active
Source	5/21/2002 1:25:06 PM	csaxton			Active
Use	5/21/2002 1:31:29 PM	csaxton			Active
Season	5/21/2002 1:58:00 PM	csaxton			Active
Quantity	5/21/2002 1:58:35 PM	csaxton			Active
POU	5/21/2002 3:06:11 PM	csaxton			Active
Summary			05/21/2002	csaxton	Active

Verification Log:

Element	Date Time Stamp	Reviewer	Log text
Contacts	5/21/2002 12:59:36 PM	csaxton	(No) 1. Do you want to schedule an appointment? Comment for 1: Contact with claimant on 5/21/02

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-2520F V1

Priority Date	5/21/2002 1:00:06 PM	csaxton	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
Source	5/21/2002 1:25:08 PM	csaxton	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?
POD	5/21/2002 1:23:52 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (No) 5. Can the claimed POD be verified using the water right file? (Yes) 6. Is there evidence that there has been a change in the POD? (Yes) 7. Can the change be verified as an accomplished transfer? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required? Description for Question 6 - System changed in the Mid 50s according to Daughter of original licensee Irene Victory.
Use	5/21/2002 1:31:30 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (No) 5. Can the claimed Purpose of Use be verified using the water right file? (Yes) 6. Is there evidence that there has been a change in the Purpose of Use? (Yes) 7. Can the change be verified as an accomplished transfer? (Yes) 11. Does the file contain all the necessary information to verify the Water Use? (No) 13. Is a Purpose of Use remark and/or condition required? Description for Question 7 - System changed in the Mid 50s according to Daughter of original licensee Irene Victory. Description for Question 10,11,12 - Claimant contact 5/21/02
POU	5/21/2002 3:06:12 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-2520F V1

Season	5/21/2002 1:58:01 PM	csaxton	(Yes) 1. Is the basis of claim Decree or License? (No) 4. Does the Decree or License have a Period of Use? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (No) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required? Description for Question 15 - Fire Protection = year round.
POD	5/21/2002 1:58:37 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (No) 8. Does the parent right have an annual diversion volume limit? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use? (No) 12. Is a Quantity remark or condition required?
Summary	5/21/2002 3:06:13 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (Yes) 5. Is an additional remark and/or condition required? (Yes) 6. Would you like to view the recommended right? (Yes) 7. Is this a split or combined right? (No) 8. Do you have documents you would like to attach or link to the file? (Yes) 9. Would you like to set the verification date?
POU	5/22/2002 1:42:32 PM	csaxton	Edited shape boundary
POD	5/22/2002 1:43:09 PM	csaxton	Edited point location

FAX COVER SHEET

Maida Marksheffel
Fax: 907 247 4969
Tel: 1-888-661-0888

To:_____attn Craig Saxton_____

____per request, marriage certificate

CERTIFICATE OF MARRIAGE

RECORDER'S NO. 98-68
RECORDING DISTRICT First

ALASKA DEPARTMENT OF HEALTH AND SOCIAL SERVICES
BUREAU OF VITAL STATISTICS
P.O. BOX 110675
JUNEAU, ALASKA 99811-0675

STATE FILE NO. 150-
DATE REGISTERED

MARRIAGE LICENSE

MAGISTRATE OR MARRIAGE COMMISSIONER ISSUING MARRIAGE LICENSE

TO ANY PERSON AUTHORIZED BY THE LAWS OF THIS STATE TO SOLEMNIZE MARRIAGES:

You are hereby authorized at any time not more than 3 months from and after the date hereof, within the State of Alaska (not knowing any legal impediment thereto), to join together in marriage in accordance with the laws of this state the two parties hereinbelow identified.

LICENSE NO.	DATE ISSUED	RECORDING DISTRICT
62970	06/23/98	First

SIGNATURE: Heidi K Lewis — TITLE: ☐ MAGISTRATE ☐ MARRIAGE COMMISSIONER — ADDRESS: Ketchikan, AK

GROOM	BRIDE
NAME: Edward E. Marksheffel	NAME: Maida Joyce Darjany
	MAIDEN NAME (if different from above): Kelley
USUAL RESIDENCE: Ketchikan, Alaska	USUAL RESIDENCE: Ketchikan, Alaska
DATE OF BIRTH: 07/04/49 — CONSENT GIVEN: ☐ YES ☐ NO	DATE OF BIRTH: 07/12/49 — CONSENT GIVEN: ☐ YES ☐ NO
PLACE OF BIRTH: Omaha, Nebraska	PLACE OF BIRTH: Puyallup, WA

WE HEREBY CERTIFY THAT THE INFORMATION PROVIDED IS CORRECT TO THE BEST OF OUR KNOWLEDGE AND BELIEF AND THAT WE ARE FREE TO MARRY UNDER THE LAWS OF THE STATE.

GROOM'S SIGNATURE: Edward E Marksheffel — BRIDE'S SIGNATURE: Maida Darjany

CERTIFICATE OF MARRIAGE

PERSON PERFORMING CEREMONY

I hereby certify that the parties hereinabove identified were united in Holy Matrimony by me in accordance with the laws of the State of Alaska

on July 5, 1998, at Ketchikan (City, Town or Location), Alaska.

SIGNATURE OF OFFICIANT	CHURCH OR OFFICE
Teresa R Chenlace	Alaska State Court System
OFFICIAL TITLE: Magistrate	ADDRESS: 415 Main St., Rm. 318 Ketchikan AK 99901

WITNESSES TO CEREMONY

SIGNATURE OF WITNESS	ADDRESS
Joseph M Burns	PO Box 8416 Ketchikan, AK 99901
Sharon C Boatwright	PO Box 8416 Ketchikan Alaska 99901

RECORDING MAGISTRATE

RECORDER'S SIGNATURE	ADDRESS	DATE RECORDED
Heidi K Lewis	Ketchikan, Alaska	07/07/98

I hereby certify that the attached instrument is a true and correct copy of the original on file in my office. 7-17-98

ATTEST: [signature]
CLERK — TRIAL COURTS
State of Alaska
at Ketchikan

FAX Transmittal Cover Sheet

State of Idaho
Department of Water Resources
Western Region
Boise, ID
PH. (208) 334-2190

FAX NO. (208) 334-2348

Number of pages including this one 2

Date: May 22, 2002

To: Maida Marksheffel

Fax: (907) 247-4969

From: Craig Saxton

Subject: Notice in Change of Water Right Ownership and Change of Address

Dear Maida,

I received your fax of the notice of change of address. I will be able to change your mailing address but in order to change the last name on the claim from Madia Darjany to Madia Marksheffel, the department will require the Notice of Change in Water Right ownership form accompanied by your marriage certificate confirming that your name has officially changed. I am sorry for the confusion on this issue.

I am also including a copy of the recommendation I plan to send to the Snake River Basin Adjudication court.

Also note, that this claim will eventually be re-numbered to aid with IDWR record keeping. You will be notified when this change is made.

Please feel free to contact this office if you have any questions.

Respectfully submitted,

Craig L. Saxton
SR Water Resource Agent
Adjudication Bureau

FAX COVER SHEET

Maida Marksheffel

Fax: 907 247 4969
Tel: 1-907-247-4969

To:_____Craig Saxton _____

___Thank you for your persistance_____

the original is in the mail

SNAKE RIVER BASIN ADJUDICATION
CHANGE IN ADDRESS OF NOTICE OF CLAIM

Claim Number(s): 63-02520F

Previous Mailing Address: Maida Derjany
c/o Candice Kelley
Box 215
Idaho City, ID 83631

New Mailing Address: Maida Markshefft (Married)
P.O. Box 9322
Ketchikan, AK
99901-4322

Telephone Number: (907) 247-4969

Signature of Claimant(s): Maida Markshefft

Please return this completed form to:

Attn: Craig Saxton

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

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

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

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

SS
ADDRESS FM
Revised 12/13/1999

IDWR Use Only:
Data Entry: _____ Date: _____

Memorandum

Date: May 21, 2002

From: Craig L. Saxton

Subject: 63-02520 and 63-02531

Claims 63-02520 (A thru F) were filed in the SRBA. The claims were actually filed as a combination of licensed rights 63-02520 and 63-02531. However, all split portions claimed the most senior priority date. Since rights are combined into one claim, recommendation reflects the most Junior priority date of the two original licenses.

The two licenses were originally for Mining and Power uses on a 120 acre parcel of patented land and were licensed to Louie L. Packer. Louie eventually split the 120 acre parcel into to 30 acre parcels and each parcel was acquired by one of his daughters. Since that time two of the parcels have been sold to other parties.

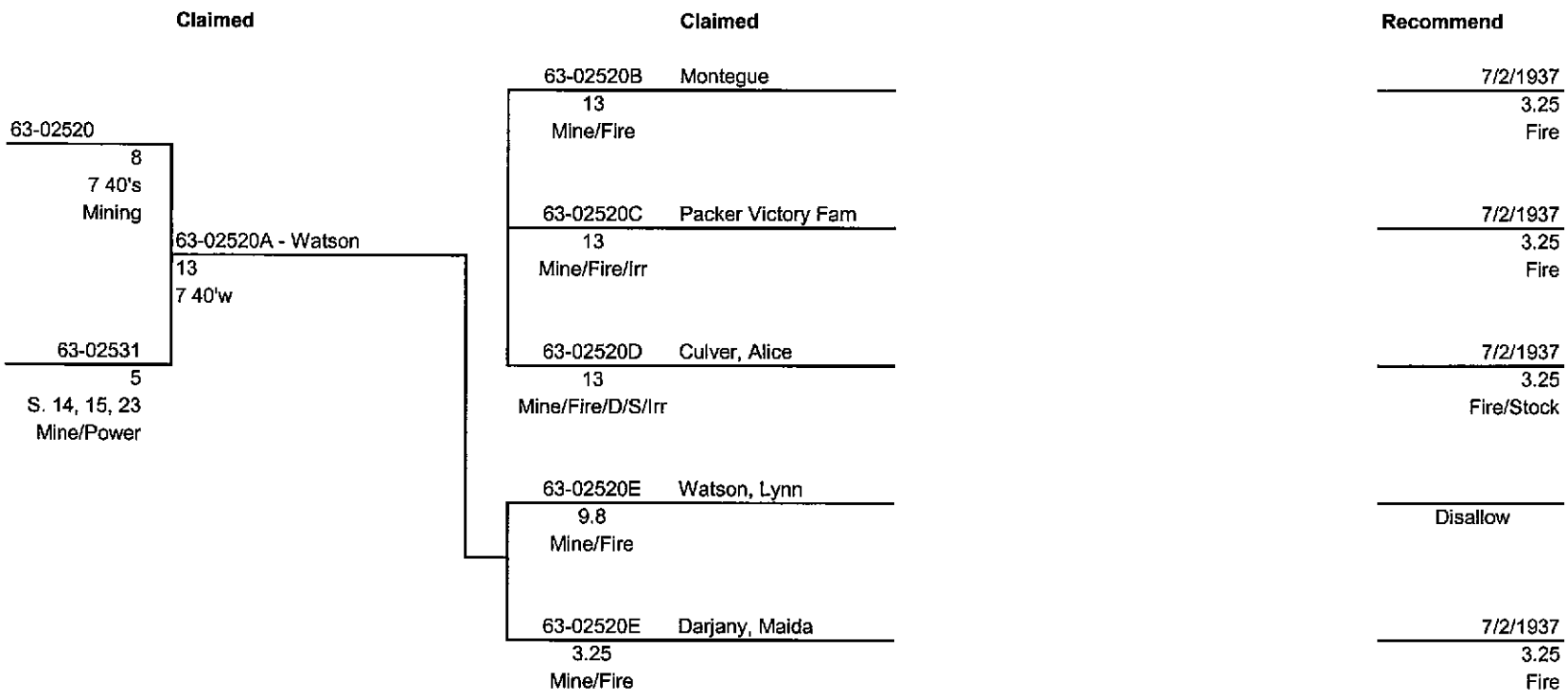
In a conversation with Irene Victory on 5/8/02 she stated that her dad passed in the mid 50's and mining hasn't taken place since after WWII. She also mentioned that the Power part of the water rights were for a sawmill that hasn't been used since after WWII either.

My research indicated that there is no longer any mining (other than gold panning) and no us of the water for power currently. Based on Irene's statement the licensed uses haven't been in practice for around 50 years.

The combined licensed diversion rates totaled 13 cfs. My recommendation for the four parcels consist of mainly Fire Protection and some stockwater use. The 13 cfs was divided equally between the four parcels and since the licenses were combined, all recommendations on the 4 parcels were recommended with the most Jr. priority date as indicated on 63-02531.

Since licenses were combined but claimed as a split of the original license, all claims will be re-numbered.

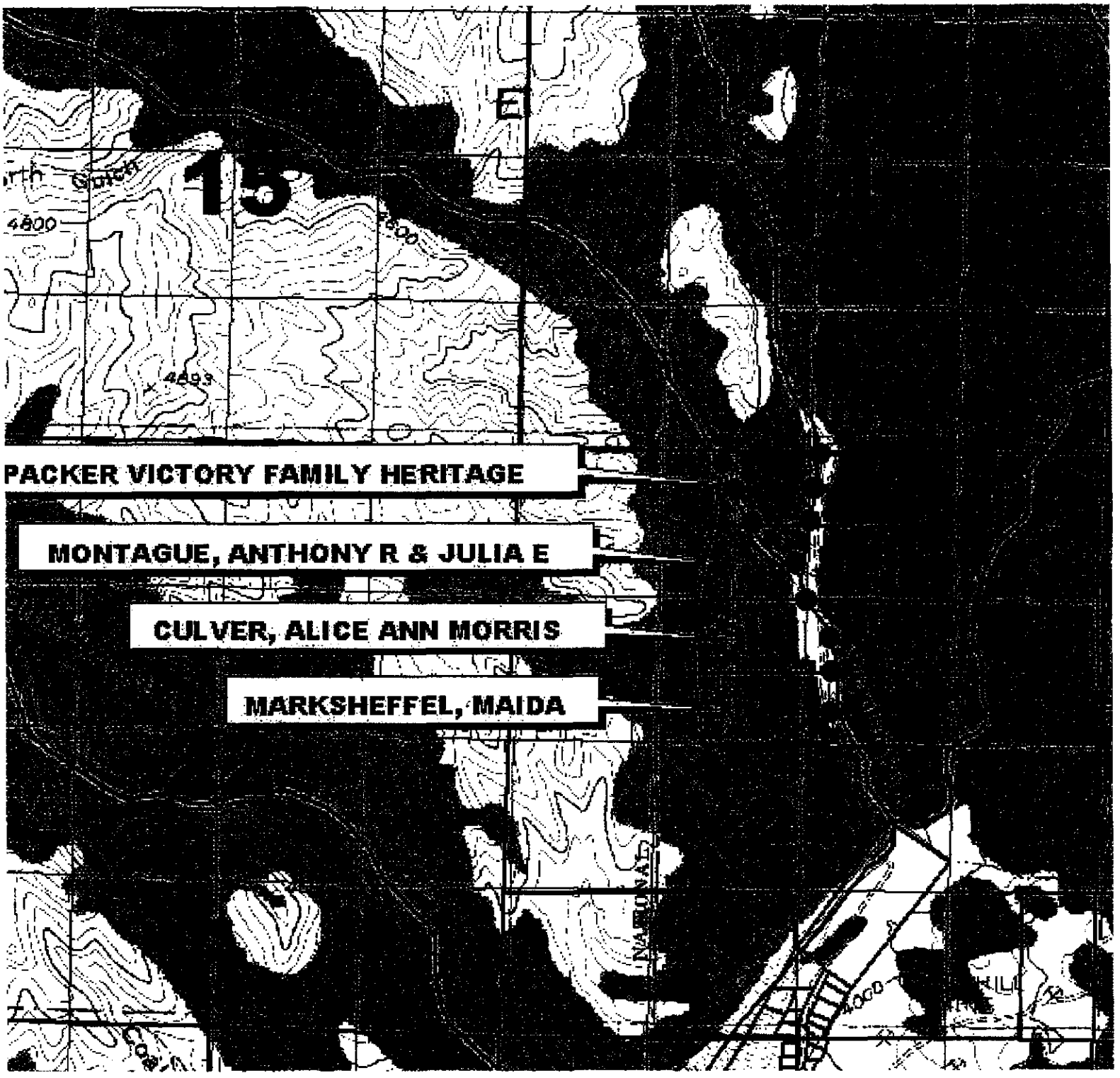
Split history for Decreed Right 63-02520



Sum of claimed CFS = **52.05**
Sum of claimed Acreage = **N/A**

Sum CFS= 13
Sum Acre=

Un-accounted for CFS=
Un-accounted for Acres=


15
4800
4893
PACKER VICTORY FAMILY HERITAGE
MONTAGUE, ANTHONY R & JULIA E
CULVER, ALICE ANN MORRIS
MARKSHEFFEL, MAIDA

5-17-02: Nadia Markshaffel called. Said her husband will call Monday but left her work phone # of (907) 247-4769.

5-21-02: No contact with Claimant, no Evidence of mining use since no contact with claimants

- Ed called - Panning but no set mining System. I Explained to Ed Markshaffel that I cannot recommend mining as a Valid use.

- Ed is faxing me a C/A

Nadia Markshaffel

Hm (907) 225-7666

Ed Markshaffel

From Larry Markham

TOPS
35530

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-2520F

WATER RIGHT NUMBER: 63-2520F

Owner Type	Name and Address
Current Owner	MAIDA DARJANY 1500 WITTE #19 HOUSTON, TX 77080 (713)465-1030
Original Owner	LYNN C WATSON 240 PROVIDENT DR BOISE, ID 83706 (208)343-3772
Original Owner	MARY L WATSON 240 PROVIDENT DR BOISE, ID 83706 (208)343-3772

Priority Date: ~~05/25/1936~~ 7/2/37

Basis: License

Status: Active

Source	Tributary
SPANISH FORK	~~MORES CREEK~~ Elk Creek

Beneficial Use	From To	Diversion Rate	Annual Volume
~~MINING~~	~~1/01 to 12/31~~	~~0.250 CFS~~	0
FIRE PROTECTION	1/01 to 12/31	3.250 CFS	

Total Diversion: ~~3.200 CFS~~ 3.25

Location of Point(s) of Diversion

SPANISH FORK SW1/4SW1/4NE1/4 Sec. 23, Twp 06N, Rge 05E, B.M.
BOISE County OK OK OK OK

Place of Use

MINING Within BOISE County

T06N R05E S23 SWNE T06N R05E S23 SENW OK

FIRE PROTECTION Within BOISE County

T06N R05E S23 SWNE T06N R05E S23 SENW OK

Conditions of Approval:

Remarks:

1. General THIS CLAIM IS A RESULT OF A CHANGE IN OWNERSHIP FOR A PORTION OF CLAIM NO. A63-02520A, FEE PAID UNDER RECEIPT NO. C006426.
KW 6/12/1995

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-2520F

2. Explanatory Claim 63-02520A split incorrectly in 1995. Deed provided by Darjany shows that Darjany owns SENW portion of original property also. Removed T6N, R5E, S23, SENW from fire protection and mining from 63-02520E and added to 63-02520F (csaxton 5/8/02).

Comments:

Dates and Other Information:

Claim Received Date: F
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal:
Owner Name Connector: 0
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust: False
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: OR

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

May 8, 2002

MAIDA MARKSHEFFEL
PO BOX 9322
KETICHIKAN AK 99901

RE: Snake River Basin Adjudication (SRBA) claim 63-02520F

Dear Maida,

The Idaho Dept. of Water Resources is just about at the end of the process of reviewing SRBA claims in your area. I have been reviewing your claim 63-02520F in order to make a recommendation to the SRBA court. After my initial review, I found I need to gather some additional information.

Your claim is under the name Maida Darjany. Boise County parcel data indicates that the property that this claim is applicable to is owned by Maida Marksheffel. Since our records were last updated in 1992, I am going to assume that this is still your property and your name has changed. Your new address was acquired from Boise Co parcel data. If this assumption is incorrect and you are a new owner of the property, you need to file a Notice of Change in Water Right ownership form (enclosed). If my assumption is correct, you need to complete a Notice of Change in Address form (enclosed).

I also have a letter from Candace Kelly sent in 1994 stating that she is the sister of Maida Darjany and would be the contact regarding this water right claim. Thus I am sending Candace Kelly a copy of this letter.

The issue is that I need to set up an appointment to conduct a field exam regarding this claim to confirm use of Spanish Fork Creek water for Mining and Fire protection uses.

I do not have enough information at this time to recommend Mining as a use to the SRBA court. Our deadline to complete SRBA recommendations to the court is the beginning of June 2002. If you are still the owner of this SRBA claim, please contact me as soon as possible to set up an appointment with yourself or a representative.

Please feel free to contact me if you have any questions.

Respectfully submitted,

Craig L. Saxton
Water Resource Agent
Adjudication Bureau

CC; Maida Darjany
C/O Candice Kelley
Box 215
Idaho City ID 83631

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

July 30, 2001

MAIDA DARJANY
3030 E WYOMING AVE APT J
GREAT LAKES IL 60088-1610

Re: Snake River Basin Adjudication (SRBA)
Water Right No. 63-2520F
Change of Address

Dear Water Right Holder(s):

IDWR has been notified the address presently in our records is incorrect. Although we have reached you at the address above, we need your written confirmation that this is your correct mailing address before we can change our records. Future notices related to your water right can be sent only to the address on your claim or as otherwise changed by you.

Please sign your name at the bottom of this letter and return it to our office. Make corrections to your name and address if necessary before returning this letter. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update or records.

If there has been a change in ownership of any of the properties connected with the water right referenced above, please call this office to obtain a form to make this required change to the water right records.

Sincerely,

Denise Buffington

Denise Buffington
Office Specialist 1
Adjudication Section
Western Region

****

The address is correct as shown above or as otherwise changed.

_____ _____

Signature of water right claimant Telephone number

IDAHO DEPARTMENT OF WATER RESOURCES
WESTERN REGION
2735 Airport Way
Boise, Idaho 83705-5082

★ ★ ★ UNITED STATES POSTAGE
179 PB8594393
9483 $ 00.340 JUL 23 01
7191 MAILED FROM BOISE ID 83705

RECEIVED
JUL 30 2001
WATER RESOURCES
WESTERN REGION

sent address chg letter (again) 7/30/01

63-2520 F

MAIDA DARJANY
1200 W PINE AVE
MERIDIAN ID 83642

Re: Snake River Basin Adjudication (SRBA)

DARJ200 836422005 1500 06 07/27/01
FORWARD TIME EXP RTN TO SEND
DARJANY
3030 E WYOMING AVE APT J
GREAT LAKES IL 60088-1610
RETURN TO SENDER

83642-1523705/5082

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

July 23, 2001

MAIDA DARJANY
1200 W PINE AVE
MERIDIAN ID 83642

Re: Snake River Basin Adjudication (SRBA)
Water Right No. 63-2520F
Change of Address

Dear Water Right Holder(s):

IDWR has been notified the address presently in our records is incorrect. Although we have reached you at the address above, we need your written confirmation that this is your correct mailing address before we can change our records. Future notices related to your water right can be sent only to the address on your claim or as otherwise changed by you.

Please sign your name at the bottom of this letter and return it to our office. Make corrections to your name and address if necessary before returning this letter. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update or records.

If there has been a change in ownership of any of the properties connected with the water right referenced above, please call this office to obtain a form to make this required change to the water right records.

Sincerely,

Denise Buffington

Denise Buffington
Office Specialist 1
Adjudication Section
Western Region

****

The address is correct as shown above or as otherwise changed.

_____ _____

Signature of water right claimant Telephone number

IDAHO DEPARTMENT OF WATER RESOURCES
WESTERN REGION
2735 Airport Way
Boise, Idaho 83705-5082

RETURN SERVICE REQUESTED

UNKNOWN

PRESORTE FIRST CLAS

BOISE JUN 29'01 ID

PB METER 7104908 U.S. POSTAGE 00.253

63-2520F

MAIDA DARJANY
1500 WITTE #19
HOUSTON, TX 77080

sent address chg ltr → 1200 W Pine Ave Meridian 83642
7/23/01

RECEIVED
JUL 20 2001
WATER RESOURCES
WESTERN REGION

AUMS 8P7B5082

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM	USE PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
C	MAIDA DARJANY 1500 WITTE #19 HOUSTON TX 77080 (713) 465-1030	05/25/1936	MINING	01-01	12-31	0.250 CFS	
			FIRE PROTECTION	01-01	12-31	3.250 CFS	
					TOTAL DIVERSION:	3.200 CFS	

Water Source: SPANISH GULCH(SPANISH FORK) Tributary to: MOORES CREEK Stage: LICENSE

Point(s) of Diversion: T06N R05E S23 SWSWNE BOISE County

Place of use Legal Description for: MINING

			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
06N	05E	23			M													

Place of use Legal Description for: FIRE PROTECTION

			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
06N	05E	23			F													

POU County: BOISE

Non-Irrigation Uses: MINING FOR DEEDED CLAIMS AND FIRE PROTECTION.

Other Rights: N/A

Remarks: GEN THIS CLAIM IS A RESULT OF A CHANGE IN OWNERSHIP FOR A PORTION OF CLAIM NO. A63-02520A, FEE PAID UNDER RECEIPT NO. C006426.
KW 6/12/1995

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: 63 Field Inspection Flag:
Presumption Flag:

State of Idaho
DEPARTMENT OF WATER RESOURCES
Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

June 12, 1995

RE: Original Notice of Claim to a Water Right No. A63-02520A
Renumbered to Notice of Claim to a Water Right No. A63-02520F

Maida Darjany
c/o Candace Kelley
Box 215
Idaho City, ID 83631

Dear Claimant:

We have received and processed the Change of Ownership form submitted on the original notice of claim to a water right as referenced above. This change of ownership required a split of this original claim resulting in the renumbering of the original claim by adding alpha-suffixes to represent each split. The new notice of claim to a water right number for your portion is referenced above. The right holders of the remaining portion have also been notified of this split and renumbering of their original claim.

Enclosed is a copy of this new claim which now reflects your portion of the original water right. Please keep this coy for your files and refer to the new claim number when corresponding with our office.

I have also enclosed an application for permit form with instructions, for your use if you wish to file on additional water rights, such as a domestic well, as mentioned in the correspondence from your sister in April of 1994.

If you have any questions concerning this letter or the enclosed claim, please feel free to contact this office.

Sincerely,

ADJUDICATION STAFF
Department of Water Resources
Western Region Office

KW:k
Enclosure

MICROFILMED
OCT 0 2 1996

4/7/94

RECEIVED
APR 12 1994
WATER RESOURCES
WESTERN REGION

My sister, Maida Darjany, bought a parcel of land in April of '92. Since she lives in Houston and came for a visit in July of 92 she had time to go to the Dept. of water resources and inquire as to the way water rights work in Idaho - I have attached the documents she got while there -

She is now arranging to move to Idaho and begin work on her land, and in packing up the paperwork finds that this form did not get sent back in as she was instructed - with copies of her paperwork for the Sale - - - ?

She did fill out other things while she was there but is unclear about whether copies of the Sale got into your files - - - These are attached -

I have taken copies of the transfer of the land from the previous owners to my sister - please note her change of address

CURRENT MAILING ADDRESS in texas:

MAIDA DARJANY

1500 Witte #19 713-465-0130

HOUSTON TX 77080

Moving to Idaho in July she is hoping you can send helpful information on further filings for WATER for domestic use / a well etc. Do you have materials you can send -

MICROFILMED
OCT 03 1996

Since she is packing we would like any informational mailings to come to: c/o MAIDA DARJANY CANDACE Kelley

RECEIVED
APR 15 1994

BOX 215
IDAHO CITY ID 83631

Is this possible? She's got her kingdom torn to peices in Texas and I'm trying to help bridge the gap in Idaho City -

Sincerely
Candace Kelley

State of Idaho

License and Certificate of Water Right

Permit
Water Stream No. 18302
Water District No.

Amount 8.0 c.f.s.
Priority May 25, 1936

THIS IS TO CERTIFY that LOUIE L. PACKER of Idaho City, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated May 25, 1936; that Permit No. 18302 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 8.0 second feet, was issued thereunder on February 25, 1942; showing that said works were completed on the 24th day of July, 1941; and that on the 24th day of July, 1941, LOUIE L. PACKER of Idaho City, State of Idaho, made proof to the satisfaction of the Commissioner of Reclamation of Idaho, of the right to use the waters of Elk Creek, and Right Fork and Left Fork tributary of Moore's Creek, for the purpose of Mining, under Use Permit No. 18302, of the Commissioner of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the Commissioner of Reclamation of Idaho and entered of record in Volume 7 of Licenses, at page 4059, on the 26th day of February, 1942;

The right hereby confirmed dates from May 25, 1936;

The Point of Diversion is located No. 1, SW¼NE¼ Sec. 13; No. 2, SW¼NE¼ Sec. 15; No. 3, SE¼SW¼ Sec. 15, Twp. 6 N., Rge. 5 E. B. M., in the ¼ ¼ Sec., Twp., Rge., B. M., Boise County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 8.0 cubic feet per second, (4 c.f.s. from Elk Creek; 2 c.f.s from Right fork Spanish Gulch; and 2 c.f. s. from Left fork Spanish Gulch

Description and location of use: SW¼NE¼, NE¼SE¼ Sec.15; S½SW¼ Sec.14; NW¼NW¼ Sec.23; T. 6 N., R. 5 E B M

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

63 2520

WITNESS, the seal and signature of the Commissioner of Reclamation, affixed at Boise, Idaho, this 25th day of February, 19 42

E. V. REID.
Commissioner of Reclamation

(SEAL)

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

CERTIFICATE OF CHANGE OF POINT OF DIVERSION OF LICENSED WATER RIGHT

No. 183

THIS IS TO CERTIFY THAT LOUIE L. PACKER, of Idaho City, Idaho, is the owner of and using a certain water right for Four (4) cubic feet per second of the waters of Elk Creek, County of Boise, State of Idaho, obtained by virtue of Permit to appropriate the public waters of the State of Idaho, No. 18302, and license issued thereunder by the Department of Reclamation of the State of Idaho, said License being dated February 25, 1942, and bearing date of priority of May 25, 1936, for the purpose of mining in the N½ NW¼ Section 23, Township 6 North, Range 5 East, B.M., Boise County, Idaho.

That said License is recorded in the Department of Reclamation of the State of Idaho, in Volume 7 of Licenses, at page 4099.

That now, upon the application of said applicant, LOUIE L. PACKER, for a Certificate of Change of Point of Diversion, made before the State Reclamation Engineer of the State of Idaho, and said application having been granted, the right to change such point of diversion is hereby confirmed.

That said change in point of diversion shall not modify in effect said license, water right, or place of use. Said water to be limited at any time to an amount actually needed and beneficially used for such purposes, and shall not exceed the following amount, to-wit:

Four (4) cubic feet per second of the waters of Elk Creek, with priority of May 25, 1936.

That said water right is to be used for mining purposes upon the N½ NW¼ Section 23, Township 6 North, Range 5 East, B.M.

That the water right above described is now described as being diverted from a point located in the SW¼ NW¼ Section 13, Township 6 North, Range 5 East, B.M.

That said water right will hereafter be described as being diverted from a point located in the SW¼ SW¼ Section 12, Township 6 North, Range 5 East, B.M.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed, at Boise, Idaho, this 27th day of August, 1945.

Mark R Kulp

MARK R. KULP
State Reclamation Engineer

520

NOTICE OF PROPOSED CHANGE IN POINT OF DIVERSION

Notice is hereby given that Louie L. Packer, of Idaho City, Idaho, has applied to the State Reclamation Engineer of the State of Idaho for a certificate authorizing him to change the point of diversion of 4.00 cubic feet per second of the waters of Elk Creek, from the SW¼ NW¼ Section 13, Township 6 North, Range 5 East, B.M., to the SW¼ SW¼ Section 12, Township 6 North, Range 5 East, B.M.

And that on the 30th day of June, 1945, at Room 107 State House, Boise, Idaho, before the State Reclamation Engineer, or his authorized agent, the opportunity will be given to any and all persons to appear and present for his consideration any reason or reasons why a certificate should not be issued authorizing such change in point of diversion.

MARK R. KULP
State Reclamation Engineer

63 2520

Form 13

Affidavit for Change of Point of Diversion of Water Right

Permit No. 18302

STATE OF IDAHO, } ss.
County of Ada }

Louie L. Packer, being first duly sworn, deposes and says: That his postoffice address is Idaho City, Idaho. That he is the owner of and using a certain water right, for 4.0 cubic feet per second of the water of Elk Creek, County of Boise, State of Idaho, obtained by virtue of Permit to appropriate the public waters of the State of Idaho, No. 18302, issued by the Dept. of State Reclamation, dated February 25, 1942, bearing date of priority of May 25, 1936 for the purpose of ~~Irrigating the following described lands, situate, lying and being in Water District No.~~ mining, In the County of Boise and State of Idaho, to-wit: In the NW¼NW¼ Section 23, Twp. 6 North, Range 5 East, B.M.

and is the person (~~or representative of the person or persons~~) to whom such right was so issued, (~~or has become the owner thereof in the following manner:~~)

That said waters are now diverted from said stream in the SW ¼ of NW ¼ of Sec. 13, Twp. 6 N., Range 5 E., and conducted to the above described lands through the ditch, as per map filed herewith and of this affidavit made a part;

That affiant desires to change the point of diversion of said waters from the point above described to a point located in SW ¼ of SW ¼ of Sec. 12, Twp. 6 No., Range 5 E., and thereafter conduct same to the above described land through the ditch, as per map above referred to;

That his reasons for desiring to make such change are as follows: ~~to change point of diversion~~ To correct an error in the original map and filing

That no one will be injured by such change and that such change will be made at affiant's own risk.

Louie L Packer
Affiant.

Subscribed and sworn to before me this 5th day of May, 1945

Nell Ellison
Notary Public residing at Boise Idaho

NOTE:—If this water right has heretofore been carried jointly in a ditch with other water, affiant should secure written consent of other owners or users to removal from its original carrier and file such consent with this affidavit.

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

In the Matter of the Application of

LOUIE L. PACKER
Idaho City, Idaho

For a change of Point of Diversion on
Elk Creek, Boise County, Idaho

ORDER GRANTING CHANGE
NO. 183

WHEREAS, On the 30th day of June, 1945, at the Department of Reclamation of the State of Idaho, at Boise, Idaho, the application of Louie L. Packer, of Idaho City, Idaho, for a change of point of diversion on Elk Creek, came on regularly for hearing, pursuant to published notice, in due and statutory form; and

WHEREAS, No protest has been filed against the application, and the evidence filed by the applicant with the application shows that it became necessary to change the point of diversion, and that no other water right or water user will be injured thereby; and

WHEREAS, The proposed change in point of diversion is applied for in order to correct an error in the original filing and map in connection therewith;

NOW, THEREFORE, IT IS HEREBY ORDERED That the said application be and the same is hereby granted, and that Certificate of Change of Point of Diversion be issued to the applicant herein, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed, at Boise, Idaho, this 27th day of August, A. D. 1945.

Mark R. Kulp

MARK R. KULP
State Reclamation Engineer

63 2530

Form 27

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 135

This proof is for Completion of Works & Beneficial Use In Water District No.

1. Name of applicant Tobias Fenker

2. Source of water supply Elk Creek, 4 sec. ft; right fork of Spanish Gulch, 2 sec ft; Left Fork of Spanish Gulch, 2 sec ft, tributary of

3. Location of point of diversion is in the NW¼SW¼NE¼ of 13; SW¼NE¼ of 15; S. SW¼SE¼, Sec 15

T. 6 N. R. 5 E. County of County of Boise

4. Describe works as they exist, giving dimensions and capacities of same: The Elk Creek diversion includes an earth and rock dam 35Ft. long X 4Ft. high diverting through Headgate 4Ft. wide X 3Ft. deep X 4Ft. long, to a ditch 3Ft. wide X 1½Ft. deep. The Spanish Fork diversion has a rock and earth check 10Ft. long X 2Ft. high; Headgate 12"X 12"X 6Ft long, and a ditch of 2Ft. width X 1 Ft. depth.

5. Water is used for: mining and milling

6. State whether or not water has been turned into works of diversion: Yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if for other than irrigation):

(Submit map on attached plat, showing location and details of above description.

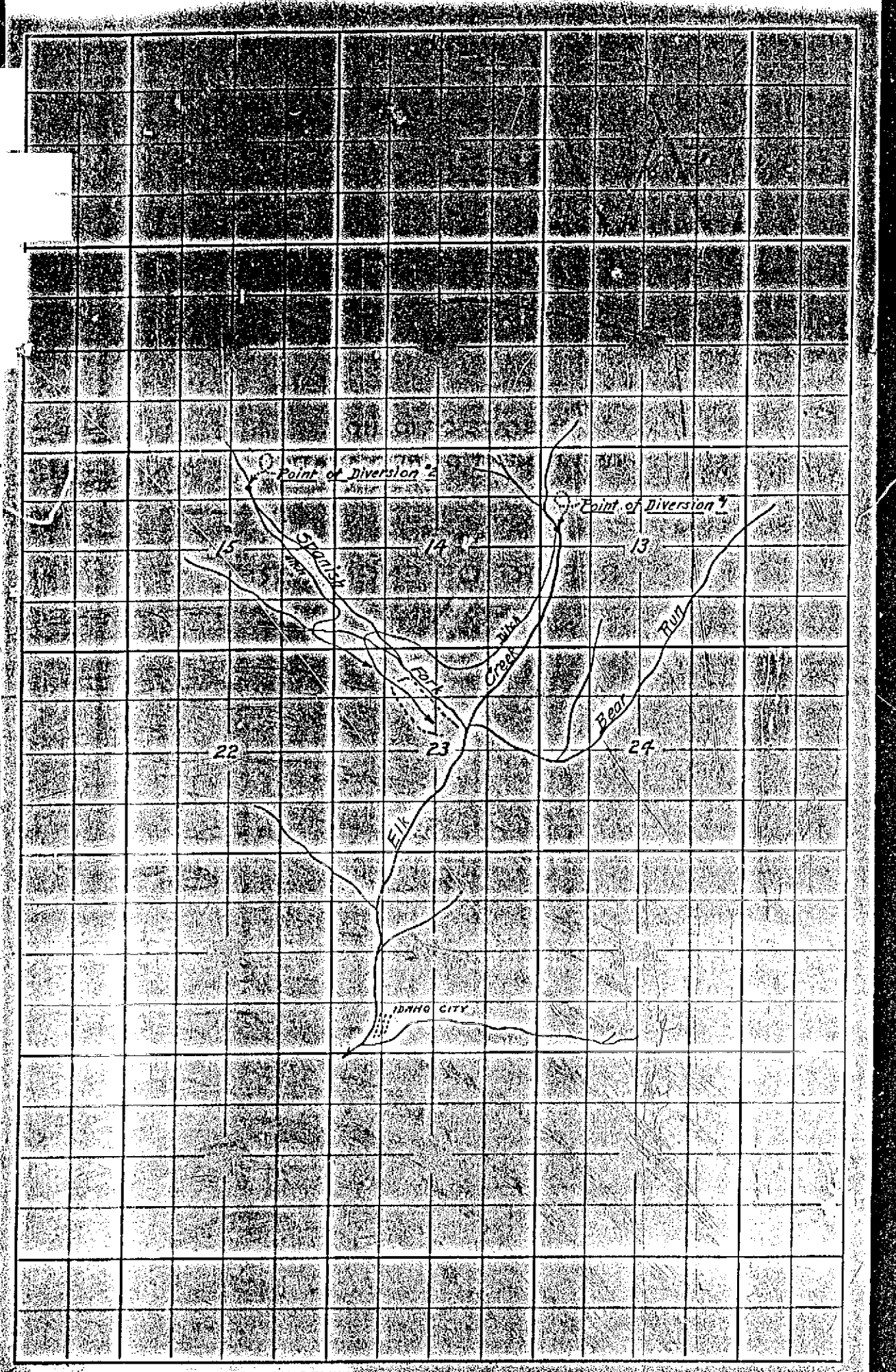
8. What large stream would the water here appropriated finally reach? Boise River

Remarks

The operation plant includes 1200 feet of steel slip joint pipe, and one hydraulic giant.

This examination was made on the 12th. day of October, 19 41

(Signed) Fred K. Dolman Examiner.



SCALE: 2 INCHES EQUALS 1 MILE. DRAW MAP IN INK.

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

CERTIFICATE OF CHANGE OF POINT OF DIVERSION OF LICENSED WATER RIGHT

No. 183

THIS IS TO CERTIFY THAT LOUIE L. PACKER, of Idaho City, Idaho, is the owner of and using a certain water right for Four (4) cubic feet per second of the waters of Elk Creek, County of Boise, State of Idaho, obtained by virtue of Permit to appropriate the public waters of the State of Idaho, No. 18302, and license issued thereunder by the Department of Reclamation of the State of Idaho, said License being dated February 25, 1942, and bearing date of priority of May 25, 1936, for the purpose of mining in the N½ NW¼ Section 23, Township 6 North, Range 5 East, B.M., Boise County, Idaho.

That said license is recorded in the Department of Reclamation of the State of Idaho, in Volume 7 of Licenses, at page 4099.

That now, upon the application of said applicant, LOUIE L. PACKER, for a Certificate of Change of Point of Diversion, made before the State Reclamation Engineer of the State of Idaho, and said application having been granted, the right to change such point of diversion is hereby confirmed.

That said change in point of diversion shall not modify in effect said license, water right, or place of use. Said water to be limited at any time to an amount actually needed and beneficially used for such purposes, and shall not exceed the following amount, to-wit:

Four (4) cubic feet per second
of the waters of Elk Creek,
with priority of May 25, 1936.

That said water right is to be used for mining purposes upon the W½ NW¼ Section 23, Township 6 North, Range 5 East B.M.

That the water right above described is now described as being diverted from a point located in the SW¼ NW¼ Section 12, Township 6 North, Range 5 East, B.M.

That said water right will hereafter be described as being diverted from a point located in the SW¼ SW¼ Section 12, Township 6 North, Range 5 East, B.M.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed, at Boise, Idaho, this 27th day of August, 1945.

MARK H. KULP
State Reclamation Engineer

18302

State of Idaho

License and Certificate of Water Right

Water License No. 18478 Amount 5 second feet

Water District No. _____ Priority July 2, 1937

THIS IS TO CERTIFY that LOUIE L. PACKER

of Route 3, Boise, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated July 2, 1937; that Permit No. 18478 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 5 (five) second feet, was issued thereunder on June 25, 1942, showing that said works were completed on the 10th day of June, 1942; and that on the 28th day of June, 1948,

LOUIE L. PACKER

of Boise, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of Elk Creek & Wolf Creek, a tributary of More's Creek, for the purpose of power (2 second feet from Elk Creek) & & mining (3 second feet from Elk Creek and 1 second foot from Wolf Creek), under Use Permit No. 18478, of the Department of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 8 of Licenses at page 4575, on the 25th day of April, 1950;

The right hereby confirmed dates from July 2, 1937;

The Point of Diversion is located in the SW¼ SW¼ Section 12, and the NE¼ NE¼ Section 14, ~~in the NW¼ NW¼~~, Tp. 6 N., R. 5 E., B. M. Boise County.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed five (5) cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
Place of use is in Sections 11, 13 and 23, Township 6 North, Range 5 East, B.M.					

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this 25th day of April, 1950.

MARK R. KULP
State Reclamation Engineer

(SEAL)

63 2591

Form 23

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 18478

This proof is for Beneficial use In Water District No.

1. Name of applicant Louie L. Packer, Route 3, Boise, Idaho
2. Source of water supply: Elk Creek and Wolf Creek, tributaries of More's Creek
3. Location of point of diversion: Is in the SW¼SW¼ Section 12, and NE¼NE¼ of Section 14
   T. 6 N., R. 5 E., County of Boise
4. Describe works as they exist, giving dimensions and capacities of same:
   Control Headgate 8' wide x 8' long x 3' deep. Headgate of ditch 3' wide x 7' long x 2' high. Ditch 3' wide and 1½' deep. Flume across ~~the~~ Dear Cr. below junction of Wolf Creek and Dear Cr., 230' long, 2' wide, 2' deep, and has a Max. bent 30'. High Pipe line, 1000' of steel pipe from 24" to 9" at Pelton wheel. 200' of head. Pelton wheel 68" diameter, weight 2000 lbs., speed 280 R.P.M.
5. Water is used for: Saw mill and mining (Power for saw mill)
6. State whether or not water has been turned into works of diversion: Yes
7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):
   Place of use is in Sections 14, 15 and 23, Twp. 6 North, Range 5 East, B. M.

(Submit map on attached plat, showing location and details of above description.)

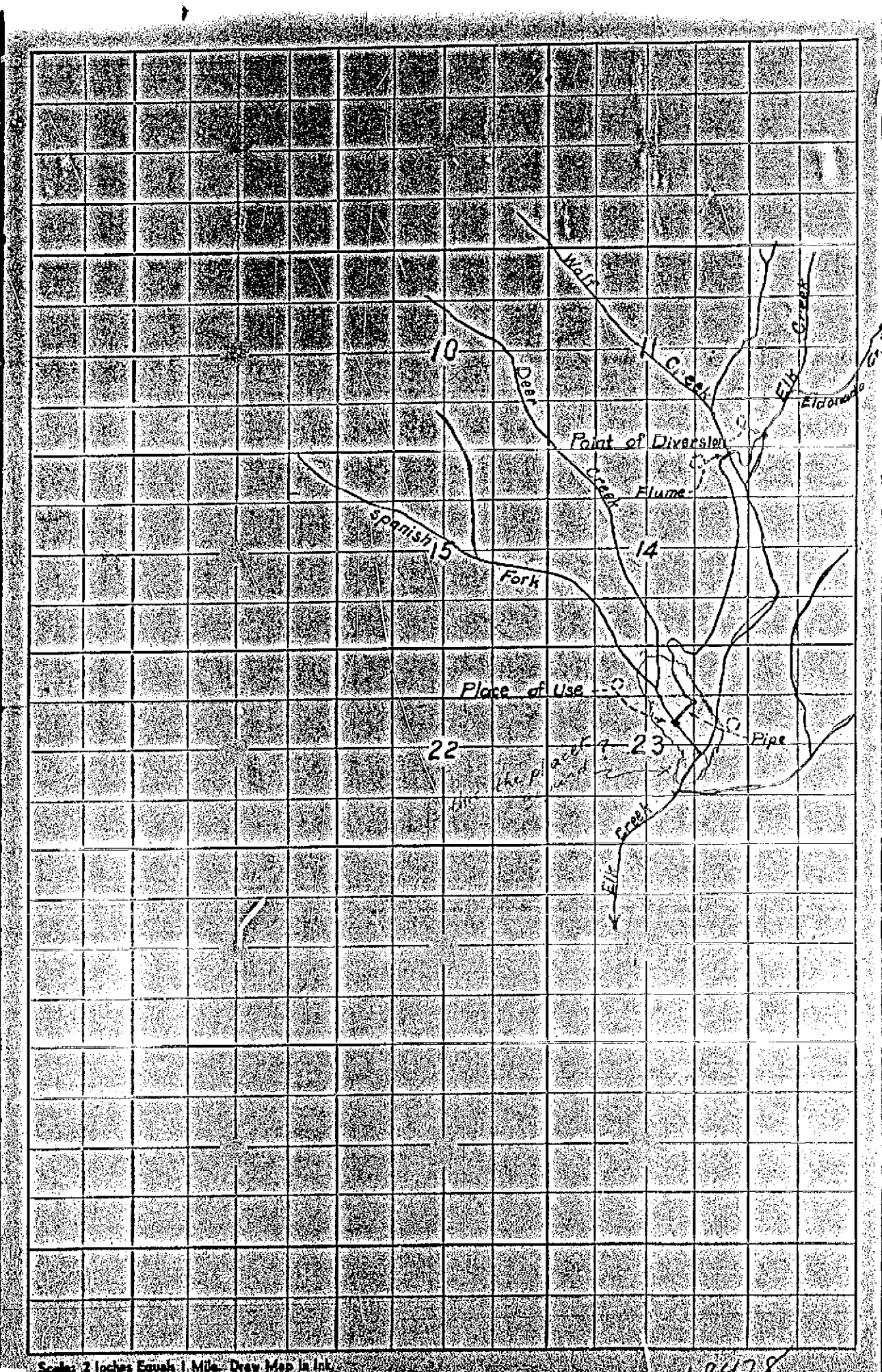
8. What large stream would the water here appropriated finally reach? Boise, River

Remarks: Placer ground 500' wide and 4500' long, under #1 giant nozzle

This examination was made on the 9th day of June, 1942.

(Signed) F. H. Tolman
Examiner.

18478



Scale: 2 Inches Equals 1 Mile. Draw Map in Ink.

19478