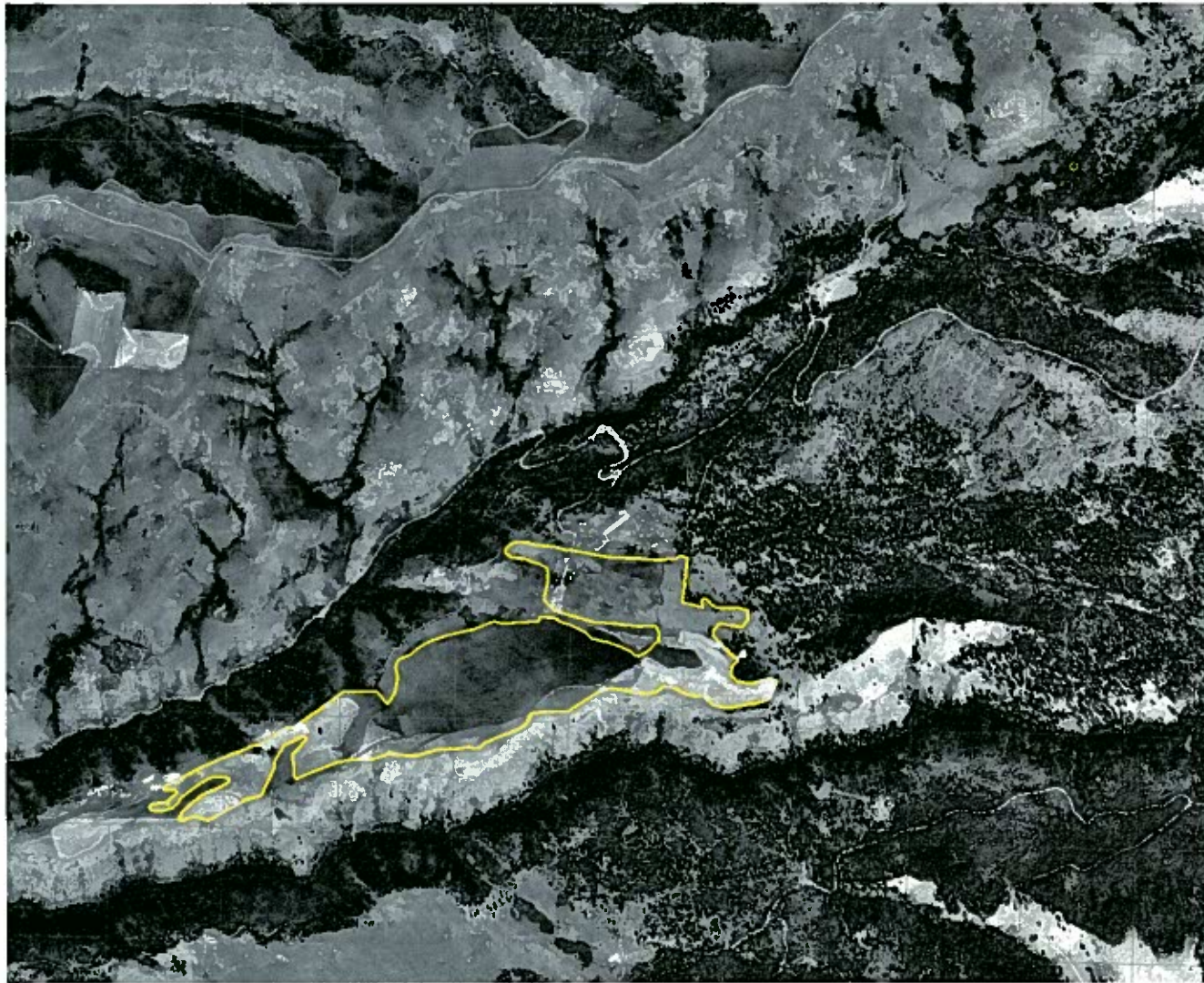
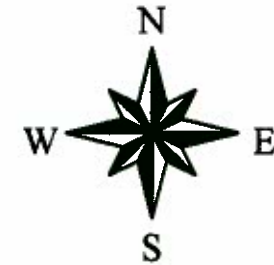


79-2074 & 79-4430



T27N R02E
Section(s) 4 & 5
T28N R02E
Section 33

⊙ Point of Diversion
□ Place of Use

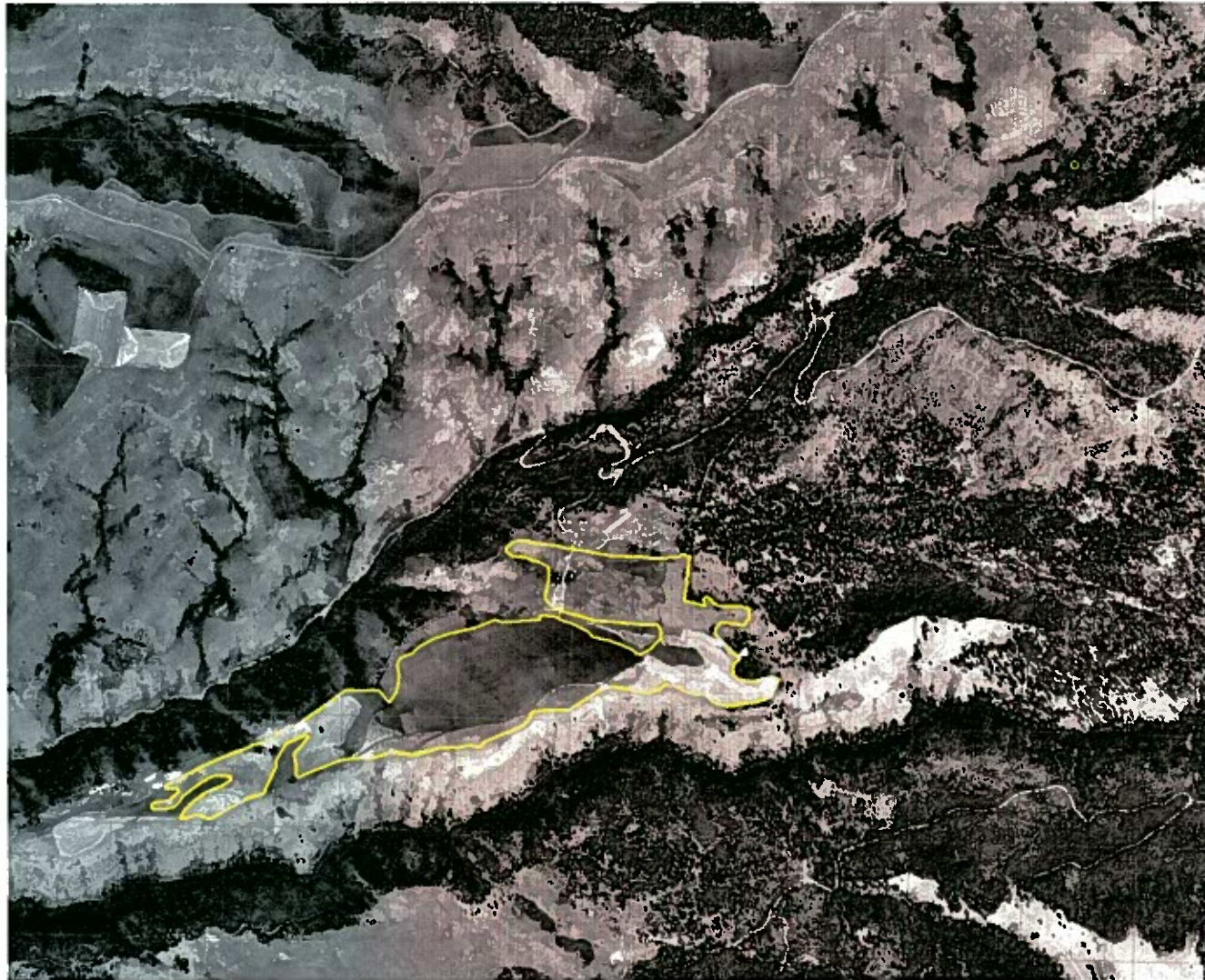


Map prepared by: Greg Taylor
Date Prepared: August 24, 2004
Photography: 1992 DOQQ
Idaho Department of Water Resources

0 4000 8000 12000 Feet

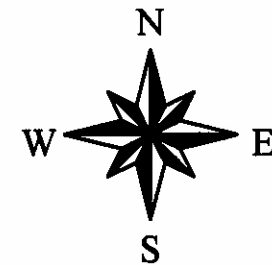
A scale bar with markings at 0, 4000, 8000, and 12000 feet.

79-2074 & 79-4430



T27N R02E
Section(s) 4 & 5
T28N R02E
Section 33

⊙ Point of Diversion
□ Place of Use



Map prepared by: Greg Taylor
Date Prepared: August 24, 2004
Photography: 1992 DOQQ
Idaho Department of Water Resources

0 4000 8000 12000 Feet

A horizontal scale bar with four segments, labeled 0, 4000, 8000, and 12000 Feet.

08/25/2004

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

RIGHT NUMBER: 79-2074

NAME AND ADDRESS: ROY FARMER
PO BOX 89
WHITE BIRD ID 83554

SOURCE: NORTH FORK SKOOKUMCHUCK CREEK TRIBUTARY: SALMON RIVER
RIGHT INCLUDES ACCOMPLISHED CHANGE IN SOURCE PURSUANT TO SECTION 42-1425, IDAHO CODE.

QUANTITY: 2.640 CFS
USE OF THIS RIGHT WITH RIGHT NO. 79-4430 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 2.64 CFS.

PRIORITY DATE: 11/15/1950

POINT OF DIVERSION:
T28N R02E S34 NENW Within IDAHO County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 10/31	2.640 CFS

PLACE OF USE: IRRIGATION Within IDAHO County

T27N R02E S04 Lot 2 NWNE	16.0	T27N R02E S04 Lot 3 NENW	24.0
T27N R02E S04 Lot 4 NWNW	33.0	T27N R02E S04 SWNW	4.4
T27N R02E S05 Lot 1 NENE	17.0	T27N R02E S05 Lot 2 NWNE	1.0
T27N R02E S05 SWNE	16.0	T27N R02E S05 SENE	13.0
T27N R02E S05 SENW	6.5	T28N R02E S33 SWSW	7.0
T28N R02E S33 SESW	18.0	T28N R02E S33 SWSE	1.1

157 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 79-4430 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 157 ACRES IN A SINGLE IRRIGATION SEASON.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 132 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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.

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

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: A79-02074
Date Received: 6/13/1988
Receipt No: W000363
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ROY FARMER 208-839-2395
Address: PO BOX 89
WHITE BIRD ID 83554

2. Date of Priority: NOV 15, 1950

3. Source: SKOOKUMCHUCK CREEK, N. FORK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
28N	02E	27		SE	SW		IDAHO
		34		NE	NW		IDAHO

5. Description of diverting works:
LOG DIVERSION DAM WITH CEMENT HEADGATE INTO DITCH - GRAVITY FLOW.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	2.640		

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

8. Total consumptive use is 396.0 Acre Feet Per Annum.

9. Non-irrigation uses:
INSTREAM STOCKWATERING.

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10. Place of Use:

AUG 08 1994

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
27N	02E	4	NE	NW		IRR	10.0
			NW	NW		IRR	35.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	45.0
		5	NE	NE	IRR	20.0
			SW	NE	IRR	35.0
			SE	NE	IRR	20.0
			SE	NW	IRR	12.0
					Section Acres	87.0
					Total Acres	132.0

11. Place of use in counties: IDAHO

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

13. Other Water Rights Used:
NONE

14. Remarks:
CHANGE OF OWNERSHIP COMPLETED BY L.R.W. ON 5/26/94.

15. Basis of Claim: LICENSE

Water Right Number: 21830

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: _____

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AUG 08 1994

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

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NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type

(see instructions on back of page)

DATE OF CLOSING: 4-17-94

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
 Section _____, 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.

- ☐ 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)
- ☐ Water Right Number(s)
 Assigned by IDWR: A79-4430 A79-2074, A79-2032
A79-10036
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): CUTLER BROTHERS
257 N.W. 16th ST
ONTARIO, OR 97914
- ☐ New Owner/Claimant (Purchaser): _____
- ☐ New Mailing Address: _____
P.O. Box 89
WHITE BIRD, ID 83554
- ☐ New Telephone Number: (208) 839-2395
- ☐ 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:

- ☐ Attach proof of ownership, describe proof 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) _____ Date _____

☐ Signature of Former Owner/Claimant(s): Cutler Bros. Co. R. W. Cutler Date May 23-94

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

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

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: A79-02074
Date Received: 6/10/1988
Receipt No: W000.363 OK
Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CUTLER BROTHERS 503-889-8845
Address: 257 N.W. 16TH ST.
ONTARIO, OR 97914

2. Date of Priority: NOV 15, 1950

3. Source: SKOOKUMCHUCK CREEK, N. FORK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
28N	02E	27	SE	SW			IDAHO
		34	NE	NW			IDAHO

5. Description of diverting works:
LOG DIVERSION DAM WITH CEMENT HEADGATE INTO DITCH - GRAVITY FLOW.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	2.640		

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

8. Total consumptive use is 396.0 Acre Feet Per Annum.

9. Non-irrigation uses:
INSTREAM STOCKWATERING.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
27N	02E	4	NE	NW		IRR	10.0
			NW	NW		IRR	35.0

Section Acres 45.0

A79-02074 Page 1 Date: 06/10/88

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AUG 08 1994

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
27N	02E	5	NE		NE		IRR	20.0
			SW		NE		IRR	35.0
			SE		NE		IRR	20.0
			SE		NW		IRR	12.0
							Section Acres	87.0
							Total Acres	132.0

11. Place of use in counties: IDAHO

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number: 21830

16. Signature(s)

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

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am _____ of
_____, Title
_____, that I have signed the foregoing
Organization
document in the space below as _____ of
_____, Title
_____ and that the statements contained in the
Organization
foregoing document are true and correct.

Paul W. Cutler
Signature of Authorized Agent

Partner - Cutler Bros.
Title and Organization

June 10 - 1988
Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 10th day

of June 19 88

Nancy M. Lindgren
Notary Public

Seal

Residing at Boise, Id

My Commission Expires 1-19-1994



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

Date May 26, 1994

[ROY FARMER]
[PO BOX 89]
[WHITE BIRD ID 83554]

Notice of Claim No.(s) A79-02074, A79-02032, A79-10036, A79-04430

Dear Claimant:

Enclosed is your copy(s) of the above referenced claim(s) which reflect the change in ownership of the land and appurtenant water rights covered by this claim(s).

The Department will contact you in the future concerning any requirements that may be needed in order to process this claim(s) for final court decree.

If you have any questions concerning the enclosed claim(s), please feel free to contact this office.

Sincerely,

Linda A. Werner
Sr. Water Resource Agent
Adjudication Section

Enclosure(s)

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AUG 08 1994



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

December 9, 1993

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

ROSS CUTLER
257 NW 16TH ST
ONTARIO OR 97914

RE: Evidence of Priority, Skookumchuck Ranch

Dear Ross:

I have searched all the Cutler Brothers files and cannot find any evidence of priority documentation. If you will forward what you have available, I will make sure that the documents are placed in all the files.

Also as we discussed, I took a look at the 1954 field exam for 79-02074. There is not a definite reference to any other irrigated acres, but there are 15 acres marked on the map in SWSW Sec 33 near the homesite. These acres are not reflected in the licensing. This is a weak link but may provide some supporting evidence. There is also some mention made of the Maynard place which was purchased by Claude White but never irrigated. It may be that the 1937 priority cannot be firmly substantiated, but send whatever evidence is applicable. As long as irrigation of the additional acres commenced prior to 1971, they may be recommended based on beneficial use.

There will likely be no more action in the Skookumchuck files until the scheduled adjudication verification period or until new owners initiate name changes and/or additional filings. As always, though, I am available to assist if necessary or requested.

Sincerely,

Cindy Hodges
Cindy Hodges
Sr. Water Resource Agent

Enclosure

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AUG 08 1994

MEMO

12/8/1993

TO: FILES A79-02074 AND 04430
FROM: CINDY HODGES
RE: PARTIAL FIELD EXAM, SUPPLEMENTAL INFO

In September 1992, in conjunction with some B/U exams for Skookumchuck Ranch, I did a partial field verification for these claims. Recently, I have had opportunity to look at these again due to the pending sale of the ranch and questions from the potential buyer. I discovered a few additional inconsistencies which will need to be looked into prior to final SRBA recommendations.

I mentioned in my field notes that an actual measurement or Manning's analysis of canal capacity will need to be conducted on the Skookumchuck Canal. The potential buyers mentioned upgrading the existing diversion dam, and I suppose there is a possibility they may try and enlarge the canal as well. Whether or not this occurs will need to be identified during further field checks.

A79-04430 claims a 1937 priority on 36 acres from N. F. Skookumchuck Creek, and A79-02074 claims 132 acres from same source, for a total of 168 irrigated acres. I found 157 irrigated acres (see land list). However, a 1954 field exam on 79-02074 (priority 1950) does not mention the presence of additional irrigated acres above the 132 acres recommended. The exam does reference 10 permitted acres which were owned by another party at the time of permitting, but never irrigated because the owner had died. Curiously, permit 79-02074 was issued for 245 acres; wouldn't any other acres present at the time have been included on the license??

On the other hand, a close look at the 79-02074 field exam map does show 15 acres marked in SWSW Sec 33. This is in the same area that is claimed in A79-04430, and found currently irrigated. I suppose it is possible that the overlap was simply not mentioned for the prior acres, which are up next to the ranch houses and would be the most likely to be first developed. They also do not show up on recent ASCS photography, but I've learned that doesn't necessarily mean anything. Part of this area was old orchard and part had been converted to pasture.

If a 1937 priority cannot be established for the 36 acres under A79-04430, any additional acres were most likely developed after the field exam for 79-02074, but prior to 1971. The date of construction of the canal may be the key. Proof of construction statements shown on microfilm seem to indicate that the canal was constructed between 1950 and 1951, with first application of water in 1952 (see microfilm). There could be an old ditch that serviced the first acres, as they are on a lower contour and more easily accessible from the creek channel.

Ross Cutler thought that some evidence of priority had been submitted during or just following claimstaking for his rights. However, I cannot locate any evidence documents and so have asked him to forward anything he may have before the sale is finalized.

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AUG 08 1994



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

May 6, 1993

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

VICKY LOWE
PO BOX 368
RIGGINS ID 83549

RE: Cutler Brothers Skookumchuck Ranch

Dear Ms. Lowe:

I have completed my analysis of the Skookumchuck Ranch water right filings, based on my field examination of those rights last September. I am prepared to recommend the following uses pursuant to those filings:

Permit 79-07131 will be modified to reflect the four developed stock ponds on Banner Ridge, and recommended to be licensed as supplemental stored stockwater for 600 range cattle. No SRBA claim is required on this right.

Under A79-02074 and A79-04430, I found a total of 157 acres irrigation from North Fork Skookumchuck Creek. Evidence of the 1937 priority for the acres claimed as part of A79-04430 will need to be submitted prior to the finalization of the decree recommendation, but I have no reason at this time to believe that those acres will not be included.

Under A79-02032, internal use for a single home will be recommended. The irrigation use previously on that right has been included in the total 157 acres under the above mentioned rights from Skookumchuck Creek. There are two homes currently using the spring, but I am under the impression that one was recently added, which may necessitate an application for permit filing if that home remains on the system.

Claim A79-10036 will be amended to cover two developed springs located on Bouffard Flat in SW $\frac{1}{4}$ Section 6, T27N R02E. The claim as filed is inappropriate in that the 1978 developed uses are in violation of mandatory permitting statutes, and are represented on the license recommendations for permit 79-07131. Claim A79-10036 will most likely be recommended for stockwater for 300 range cattle at the Bouffard Flat location.

I am still recommending that either the current or new owner of this ranch file instream stockwater claims in the Snake River Basin Adjudication on both the McKenzie Creek and Skookumchuck Creek drainages. These filings are not affected by the moratorium, and may be made by either party, so long as the filing occurs before the decree recommendation deadline for that area, tentatively set for March 1998.

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Applications for Permit Nos. 79-07105 and 79-07110 for hydropower development, which were referred to in Mr. Luke's letter, are on hold at our office and have not been approved for development. Applications for permit are assignable; however, application 79-07105 has been recommended for rejection due to non-current Federal Energy Regulatory Commission (FERC) status, and application 79-07110 is being held pending financial and feasibility verification. No action has been taken on these applications since 1989.

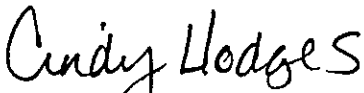
With respect to new water right development in the Salmon River drainage, the Salmon and Clearwater Rivers Moratorium Order, which restricts all new consumptive appropriations from surface water sources, is still in place. The Order has been modified slightly to allow a few additional non-consumptive filings, but does not allow new irrigation. Developments from groundwater are not affected. A copy of the Amended Order is attached.

For your clients, the practical implications of the moratorium are that the development of a spring to deliver stockwater to a trough or tank will be allowed, as will the development of new domestic uses. The enlargement of the stock impoundments on Banner Ridge may be restricted to the deepening of those impoundments only. Enlargement by expanding the surface area of the ponds may cause an additional consumptive loss due to evaporation, but an exemption might be warranted under condition #7a on page 3 of the enclosed Order. These developments would require an approved Application for Permit prior to the commencement of construction.

Lands which have not been irrigated for five consecutive years may have forfeited any appurtenant water rights. New acres and any previously irrigated lands not included in the decree recommendation must have a new water right developed for them. Although new irrigation appropriations and other consumptive filings cannot be processed at this time, we are accepting those applications to be placed on hold until such time that the moratorium is lifted. All applications will then be processed in the order received.

Even though there is still a measure of uncertainty present, I hope this helps answer any questions on the potential for new water right development in the Salmon Drainage. Unfortunately, I am not able to give you any idea as to when the moratorium may be lifted. Please feel free to pass on this information to any interested party.

Sincerely,



Cindy Hodges
Sr. Water Resource Agent

Enclosure

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AUG 08 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

November 27, 1992

Vicky Lowe
PO Box 368
Riggins ID 83549

RE: Cutler Brothers Skookumchuck Ranch

Dear Ms. Lowe:

Enclosed are proof copies of all water rights on record for Cutler Brothers Ranch. Included are:

Water Right Licenses 79-02032 and 79-02074 and corresponding Snake River Basin Adjudication (SRBA) claims A79-02032 and A79-02074;

Statutory (non-verified) claim to water right 79-04430 and SRBA claim A79-04430;

Water Right Permit 79-07131 (no SRBA claim required); and

SRBA claim A79-10036, based on beneficial use.

In September, I conducted a licensing examination for permit 79-07131, and partial field exams for the SRBA claims. I have not yet made recommendations based on my field visit. Based on my examination, however, I determined that there are some SRBA claims for instream stockwater and early spring developments which still need to be filed. Specifically, I advised instream stockwater claims for both the McKenzie Creek and Skookumchuck Creek drainages, and beneficial use claims for developed springs in SW $\frac{1}{4}$ Section 6, T27N R02E (Bouffard Flat springs). I have contacted Ross Cutler, and we have arranged to make those filings. If a purchase appears pending, please contact one of us so that we may expedite the filing of these claims.

Please contact me at 334-2190 if you have questions pertaining to these rights.

Sincerely,

Cindy Hodges
Sr. Water Resource Agent

Enclosures

79-7105
79-7110 Power Hold

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AUG 08 1994

79-7131

Permit No.

ATTACHMENT A

SRBA CLAIM CHECK PER BENEFICIAL USE EXAM

EXAMINER Larry Waters DATE SUBMITTED 7-16-90
ADJUDICATION AGENT _____ RESPONSE DUE DATE _____
COUNTY Idaho OWNER'S NAME Cutler Brothers

PERMIT DATA	T	R	S	Q/Q	T	R	S	Q/Q	and NEA section 32
P/D	<u>28N</u>	<u>2E</u>	<u>27</u>	<u>SWNW</u>	<u>28N</u>	<u>2E</u>	<u>28</u>	<u>NENE</u>	
P/U	<u>11</u>	<u>11</u>	<u>11</u>	<u>11</u>	<u>11</u>	<u>11</u>	<u>11</u>	<u>11</u>	

ADJUDICATION DATA RELATING TO THIS PERMIT NUMBER

A. Check Permit Number for Adjudication Claim Filing

- ☐ Claim required for permit but not filed
(examiner needs to notify permit holder during exam)
☐ Claim filed for permit and copy attached *
☐ Claim filed although not required (proof filed after 11-19-87)
☒ No claim filed or required.

B. Check Adjudication Claims Relating to the Permit Holder but are Different Claims (new number - different right)

- ☐ Name index search
☐ Non-data entry claims search
☒ Claim found but large system no exam required *

Claims found requiring exam	Date field exam conducted	Exam data is in, Permit file	Attached
-----------------------------	---------------------------	------------------------------	----------

79-2032 Adj No. 9/16/92
79-2074 Adj No. _____
79-4430 Adj No. _____
79-10036 _____

☐ 79-4430
☐ _____
☐ _____

* copies included only if pertinent to permit field exam

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AUG 08 1994

State of Idaho License and Certificate of Water Right

Water License No. 21830

Amount 2.64 second feet

Water District No.

Priority November 15, 1950

THIS IS TO CERTIFY that CLAUD C. WHITE

of Riggins, Idaho

made application for a permit to appropriate the

public waters of the State of Idaho, dated November 15, 1950; that Permit No. 21830 was issued under said application; that Certificate of Completion of works, with a carrying capacity of

4.9 second feet, was issued thereunder on December 5, 1951, showing that said works were completed on the 3rd day of December, 1951 and that on the 18th

day of December

, 1953,

CLAUD C. WHITE

of Riggins

, State of Idaho

, made proof to the satisfaction of the

State Reclamation Engineer

of Idaho, of the right to use the waters of Skookumchuck Creek,

, a tributary of Salmon River

, for the purpose of irrigation

, under Use Permit No. 21830

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 9

of licenses at page 5448, on the 1st day of December

, 1954;

The right hereby confirmed dates from November 15

, 1950;

The Point of Diversion is located

in the NE 1/4 SW 1/4, Sec. 33, Tp. 28N., R. 2 E., B. M. Idaho 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 2.64 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
26 N.	2 E.	33	NE 1/4	10	--
27 N.	2 E.		NE 1/4	15	10
			NE 1/4	30	35
			NE 1/4	5	20
			NE 1/4	25	--
			SE 1/4	15	35
			SE 1/4	10	20
			SE 1/4	30	
			SE 1/4	30	
			SE 1/4	30	
			SE 1/4	25	12
Number of Acres Actually Irrigated-----					132

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 18th day of December, 1954.

MARK R. KULP

State Reclamation Engineer.

(SEAL)

MICROFILMED

AUG 08 1994

79 2074

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

In the Matter of the Application

OF

CLAUD C. WHITE,

Permittee,

APPLICATION FOR EXTENSION OF TIME
FOR PROOF OF BENEFICIAL USE.

Claud C. White, holder of Permit No. 21830, makes this application for an extension of time within which to make proof of application of water to beneficial use, and respectfully represents and shows as follows:

1.

That he made and filed with the Department of Reclamation his application for permit to appropriate the public waters of the State of Idaho, on or about December 21, 1950, that he was granted thereunder Permit No. 21830.

2.

That under the terms of the permit granted, the applicant was required to complete his diversion works on or about December 26, 1951; that he did so complete the diversion works, and was granted a certificate of completion of works on December 5, 1951, for 4.9 second feet of water from Skookumchuck Creek in Idaho County, Idaho.

3.

That the approval of the State Reclamation Engineer in granting the permit, stipulated and required that beneficial use of the waters appropriated under said application was to be made on or before December 26, 1952.

4.

That due to the weather conditions in the spring of 1952, this applicant was unable to utilize the ground upon which the water here involved was to be applied in the manner contemplated, and during the crop season of 1952, raised a grain crop upon said land, and therefore did not apply irrigation water to said land during this season.

That there will be no use or necessity for water to be put upon the land between the date hereof and December 26, 1952, the time heretofore fixed for application of water under the permit hereinabove mentioned.

5.

That the applicant will be prepared to apply the water granted under the aforementioned permit, during the crop season of 1953.

6.

The time originally granted for application of the water to beneficial use, being two years from the date of the application, is less than the maximum prescribed in Sec. 42-217, Idaho Code, and the matter therefore qualifies under the provisions of Sec. 42-218, Idaho Code, for an extension of time for proof of application of the water to beneficial use.

WHEREFORE, petitioner prays that an extension of one year, that is until December 26, 1953, be granted this applicant for the purpose of making proof of application of the water sought to a beneficial use under permit No. 21830.

Dated and signed at Grangeville, Idaho, this 15th day of October, 1952.

CLAUD C. WHITE

APPROVAL OF STATE RECLAMATION ENGINEER

I, Mark R. Kulp, State Reclamation Engineer of the State of Idaho, hereby extend the time for the making of proof of Beneficial Use under Permit to Appropriate the public Waters of the State of Idaho, No. 21830 to December 26, 1953.

Witness my hand this 23rd day of October.

MARK R. KULP
State Reclamation Engineer

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AUG 08 1994

LICENSE ISSUED FOR 2.62 DEC 17

PAG 3448

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

78-2074

REPORT OF ENGINEER

Permit No. 21830

This proof is for Beneficial Use

In Water District No.

1. Name of applicant Cloud C. White, Piggins, Idaho

2. Source of water supply Skookumchuck Creek

3. Location of point of diversion: Is in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 33

T. 28 N. R. 2 E. County of Idaho

4. Describe works as they exist, giving dimensions and capacities of same: At the P.D. the whole creek has been changed into a new channel for a short distance. The spillway is made by placing 9 large logs in slanting on steep formation down to the old channel. Spillway is 30' long and just high enough to maintain water over the outlet pipe (24" d. x 24' long) into the ditch.

5. Water is used for: Irrigation

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):

NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 33, Twp. 28 North, Range 2 East, B. M.NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 4;

North Half Section 5;

Twp. 27 North, Range 2 East, B. M.

See Map

This is a cattle ranch

Ditch is 5' wide on the bottom. Built with a large Cat-dogger & scrapers.

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

8. What large stream would the water here appropriated finally reach? Salmon R.

Remarks: This is a long ditch on canal leading to the ranch on Sec 4 & 5. Good cap. laterals in field. Field is rather steep but in alfalfa and does not appear to be washing any.

There are 2 or 3 long laterals on contour.

Soil is a deep black clay loam.

The upper 40 belonged to Maynards at time of finding

and they asked a 12" water right for water.

Maynards died. White bought place. No irrig. ever done on it.

This examination was made on the 2 day of Nov 1957

(Signed) E. J. Humphrey

Examine

No survey markers known. Check up made on 21830
Campville in 1944. Office 1946 explanation. NAD state of 1932.

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W. H. H. H.

R-2E

T.
28
N.

32

34

T.
27
N.

4

[illegible]

REA 24 June 1975

Subdivisions = six

000 - NE NW 54 = 100

$$V \wedge W \text{ sy} = J.A$$

NA	VF	SS	-	203
----	----	----	---	-----

SW 1/4 " 221

SE NE " 204

SE	W	h	120
----	---	---	-----

132	inches.
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Alimata 2 weeks

1940 12 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72 73 74 75 76 77 78 79 80 81 82 83 84 85 86 87 88 89 90 91 92 93 94 95 96 97 98 99 100 101 102 103 104 105 106 107 108 109 110 111 112 113 114 115 116 117 118 119 120 121 122 123 124 125 126 127 128 129 130 131 132 133 134 135 136 137 138 139 140 141 142 143 144 145 146 147 148 149 150 151 152 153 154 155 156 157 158 159 160 161 162 163 164 165 166 167 168 169 170 171 172 173 174 175 176 177 178 179 180 181 182 183 184 185 186 187 188 189 190 191 192 193 194 195 196 197 198 199 200 201 202 203 204 205 206 207 208 209 210 211 212 213 214 215 216 217 218 219 220 221 222 223 224 225 226 227 228 229 230 231 232 233 234 235 236 237 238 239 240 241 242 243 244 245 246 247 248 249 250 251 252 253 254 255 256 257 258 259 260 261 262 263 264 265 266 267 268 269 270 271 272 273 274 275 276 277 278 279 280 281 282 283 284 285 286 287 288 289 290 291 292 293 294 295 296 297 298 299 300 301 302 303 304 305 306 307 308 309 310 311 312 313 314 315 316 317 318 319 320 321 322 323 324 325 326 327 328 329 330 331 332 333 334 335 336 337 338 339 340 341 342 343 344 345 346 347 348 349 350 351 352 353 354 355 356 357 358 359 360 361 362 363 364 365 366 367 368 369 370 371 372 373 374 375 376 377 378 379 380 381 382 383 384 385 386 387 388 389 390 391 392 393 394 395 396 397 398 399 400 401 402 403 404 405 406 407 408 409 410 411 412 413 414 415 416 417 418 419 420 421 422 423 424 425 426 427 428 429 430 431 432 433 434 435 436 437 438 439 440 441 442 443 444 445 446 447 448 449 450 451 452 453 454 455 456 457 458 459 460 461 462 463 464 465 466 467 468 469 470 471 472 473 474 475 476 477 478 479 480 481 482 483 484 485 486 487 488 489 490 491 492 493 494 495 496 497 498 499 500 501 502 503 504 505 506 507 508 509 510 511 512 513 514 515 516 517 518 519 520 521 522 523 524 525 526 527 528 529 530 531 532 533 534 535 536 537 538 539 540 541 542 543 544 545 546 547 548 549 550 551 552 553 554 555 556 557 558 559 560 561 562 563 564 565 566 567 568 569 570 571 572 573 574 575 576 577 578 579 580 581 582 583 584 585 586 587 588 589 590 591 592 593 594 595 596 597 598 599 600 601 602 603 604 605 606 607 608 609 610 611 612 613 614 615 616 617 618 619 620 621 622 623 624 625 626 627 628 629 630 631 632 633 634 635 636 637 638 639 640 641 642 643 644 645 646 647 648 649 650 651 652 653 654 655 656 657 658 659 660 661 662 663 664 665 666 667 668 669 670 671 672 673 674 675 676 677 678 679 680 681 682 683 684 685 686 687 688 689 690 691 692 693 694 695 696 697 698 699 700 701 702 703 704 705 706 707 708 709 710 711 712 713 714 715 716 717 718 719 720 721 722 723 724 725 726 727 728 729 730 731 732 733 734 735 736 737 738 739 740 741 742 743 744 745 746 747 748 749 750 751 752 753 754 755 756 757 758 759 760 761 762 763 764 765 766 767 768 769 770 771 772 773 774 775 776 777 778 779 780 781 782 783 784 785 786 787 788 789 790 791 792 793 794 795 796 797 798 799 800 801 802 803 804 805 806 807 808 809 810 811 812 813 814 815 816 817 818 819 820 821 822 823 824 825 826 827 828 829 830 831 832 833 834 835 836 837 838 839 840 841 842 843 844 845 846 847 848 849 850 851 852 853 854 855 856 857 858 859 860 861 862 863 864 865 866 867 868 869 870 871 872 873 874 875 876 877 878 879 880 881 882 883 884 885 886 887 888 889 890 891 892 893 894 895 896 897 898 899 900 901 902 903 904 905 906 907 908 909 910 911 912 913 914 915 916 917 918 919 920 921 922 923 924 925 926 927 928 929 930 931 932 933 934 935 936 937 938 939 940 941 942 943 944 945 946 947 948 949 950 951 952 953 954 955 956 957 958 959 960 961 962 963 964 965 966 967 968 969 970 971 972 973 974 975 976 977 978 979 980 981 982 983 984 985 986 987 988 989 990 991 992 993 994 995 996 997 998 999 1000 1001 1002 1003 1004 1005 1006 1007 1008 1009 1010 1011 1012 1013 1014 1015 1016 1017 1018 1019 1020 1021 1022 1023 1024 1025 1026 1027 1028 1029 1030 1031 1032 1033 1034 1035 1036 1037 1038 1039 1040 1041 1042 1043 1044 104

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POOR ORIGINAL

APPLICATION No. 29503
PERMIT No. 21830
DISTRICT No.

Robert M. Robson
Grangeville, Idaho

1. Name of Applicant: CLAUD G. WHITE

Postoffice address: White Bird

County: Idaho

State: Idaho

1. If applicant is a corporation, give:

- (a) Date and place of incorporation;
- (b) Amount of capital stock;
- (c) Amount paid in;
- (d) Names and addresses of directors;

II. The financial resources of the applicant are:

- (a) Cash on hand: None
- (b) Treasury stock:
- (c) Bonds to be issued: None
- (d) Other resources: 156 head of cattle, 60 head hogs, \$5,500.00 in machinery, 1666 acres real property

2. Quantity of water claimed: on contract, 4.9 cubic feet per second, equity \$6,000.00

3. Source of water supply: North fork Skookumchuck Creek which is a tributary of Salmon River

4. Location of point of diversion: Approximately 1700 Northeast (approximately) from the Southwest corner of Section 33, T. 28 N., R. 2 E., B.M., and is in the NE $\frac{1}{4}$ of Section 33, T. 28 N., R. 2 E., B.M., County of Idaho

5. Water is to be used for Irrigation

6. If for mining, milling, power or manufacturing purposes, give:

- (a) Point of use of water: feet distant from corner of Section T. , R. , B.M., in the of Section T. , R. , B.M.
- (b) Amount of power generated: H.P., under feet head.
- (c) Water is to be returned to at a point feet distant from the corner of Section , T. , R. , B.M., in the of Section , T. , R. , B.M.

7. Estimated cost of works: \$ 2,400.00

8. Kind of works: Open ditch irrigation canal- direct diversion

9. Height of dam feet; length of dam at top feet; length of dam at bottom feet; material used in dam:

10. Size of headgate: Width 30" feet; height 18" feet.

11. Ditch: Width at bottom 36" feet; width at water line 3' 6" feet; depth of water 6" feet; dimensions of flume:

Diameter of pipe inches; length of conduit miles.
Average grade per mile 8.8' feet.

12. The time required for the completion of such work is One year years.

13. The time required for the complete application of the water to the proposed use is One additional years.

14. The land to be irrigated is described in the following tabulation: See remarks.

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BE IT KNOWN THAT The undersigned hereby makes application for permit to appropriate the public water of the State of Idaho as herein set forth.

POOR ORIGINAL

CLAUD C. WHITE

Applicant.

By

W. E. Akins

Agent.

Date of first receipt at Department of Reclamation: 9:00 A. M. November 15, 1950

Returned to applicant for correction: November 17, 1950

Corrected application received: December 21, 1950

Approval of State Reclamation Engineer

The number of this permit is 21830

Recorded in Book 78

Page 21830

Approved December 26, 1950

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ to be filed on or before

Work to begin on or before February 26, 1951

and to continue diligently and uninterruptedly to completion,

unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before June 26, 1951

The whole of said work to be completed on or before December 26, 1951

Beneficial use of water appropriated in accordance herewith, to be made on or before December 26, 1952

WITNESS My hand this 26th day of December, 1950

MARK R. KULP

State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, C. A. ROBINS

, Governor of the State of Idaho,

and J. D. "CY" PRICE

, Secretary of State of the State of Idaho, have caused this instrument to

be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be herunto affixed, this 26th

day of December, 1950

Countersigned:

STATE OF IDAHO

(SEAL)

By J. D. "CY" PRICE

By

C. A. ROBINS

Governor.

Secretary of State.

REMARKS:

14.

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Twp.	Range	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
28 N.	2 E.	33									10								10
27 N.	2 E.	4					15	30											45
		5	25	25	15	10	30	30	30	25									190
Total Number of Acres to be Irrigated -																			245

CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN: I DO HEREBY

This is to certify that CLAUD C. WHITE of White Bird, County of Idaho, and State of Idaho, the holder of Permit No. 21830, issued upon Application No. 21830 bearing date of priority of November 15, 1950, authorizing the diversion of 4.9 second feet of the waters of North Fork Shoshone Creek, a tributary of Salmon River, County of Idaho, State of Idaho, for irrigation purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 4.9 second feet of the waters of Shoshone Creek; that the point of diversion of said waters is in the NE 1/4, SW 1/4, Section 33, Township 28 North, Range 2 East, B.M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: NE 1/4, SW 1/4, Section 33, Township 28 North, Range 2 East, B.M.; NE 1/4, Section 4; NE 1/4 and NW 1/4, Section 5; Township 27 North, Range 2 East, B.M.

Witness my hand this 8th day of December, A. D. 1951.

MARK R. KULP

State Reclamation Engineer

Proof of completion of works made December 8, 1951.

Certificate of completion of works issued December 8, 1951.