

03/23/2006

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

RIGHT NUMBER: 79-10411
NAME AND ADDRESS: HECKMAN RANCHES INC
PO BOX 87
WHITE BIRD ID 83554
SOURCE: WHITE BIRD CREEK TRIBUTARY: SALMON RIVER
QUANTITY: 0.420 CFS
The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.
PRIORITY DATE: 12/31/1955
POINT OF DIVERSION:
T28N R01E S12 SWNE Begin of Stream Flow Within IDAHO County
T28N R01E S12 SWSW Within IDAHO County
T28N R01E S14 NENE Within IDAHO County
T28N R01E S14 NENE End of Stream Flow 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	0.400 CFS
STOCKWATER	01/01 12/31	0.020 CFS

PLACE OF USE: IRRIGATION Within IDAHO County
T28N R01E S12 SWSW 15.00 T28N R01E S14 NENE 5.00
STOCKWATER Within IDAHO County
T28N R01E S11 SESE T28N R01E S12 SWNE
T28N R01E S12 NESW T28N R01E S12 NWSW
T28N R01E S12 SWSW T28N R01E S14 NENE

20 ACRES TOTAL

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

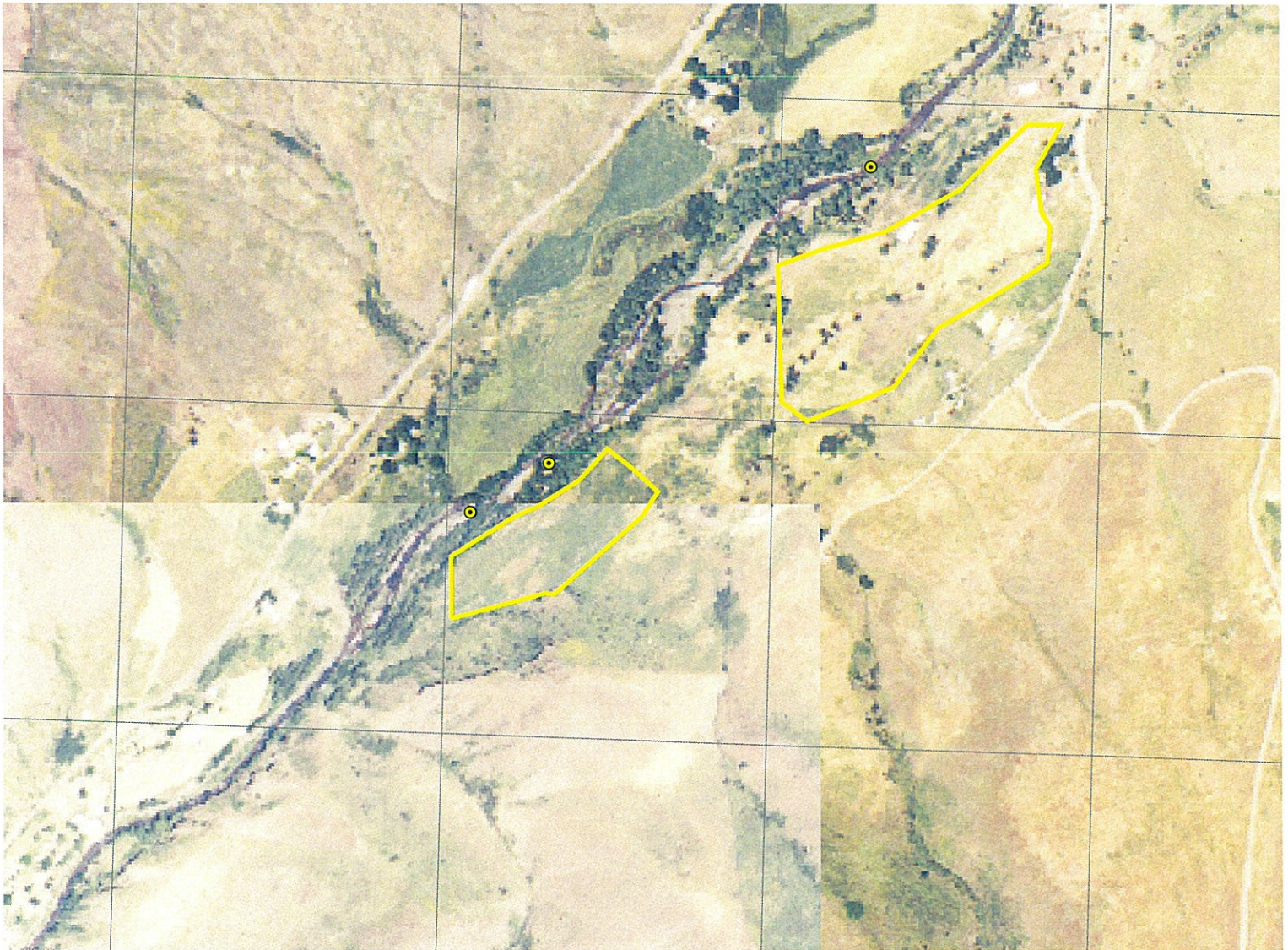
This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

79-10411

T28N R01E
Section(s) 12 & 14



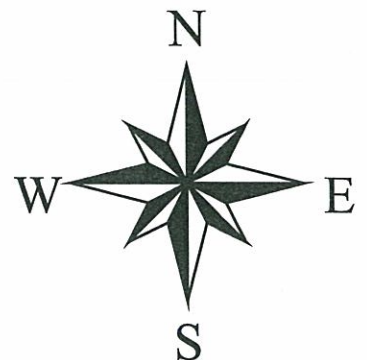
0.2 0 0.2 0.4 Miles

A horizontal scale bar with alternating black and white segments, marked with the values 0.2, 0, 0.2, and 0.4 Miles.

Place of Use



Point of Diversion



Layout prepared on March 23, 2006
By Greg Taylor
Idaho Department of Water Resources

79-10411



Photo 1: Looking northwest at well with submersible pump.

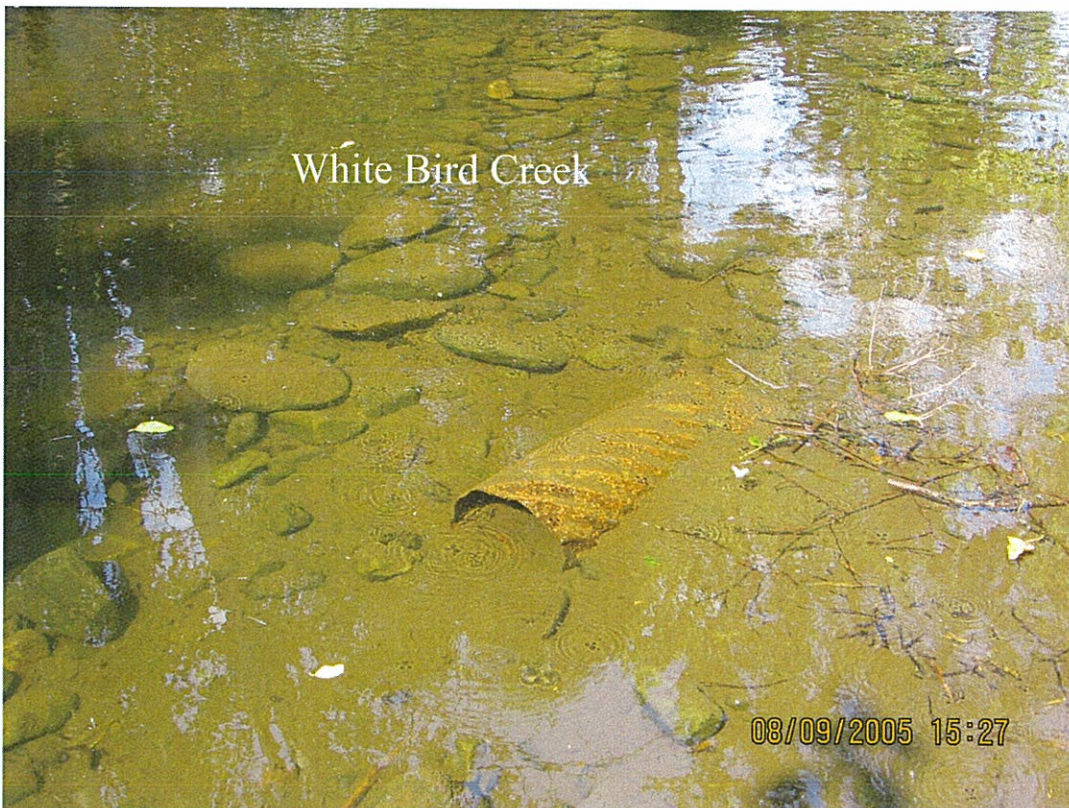


Photo 2: POD. Looking northeast at intake to submersible pump.

79-10411

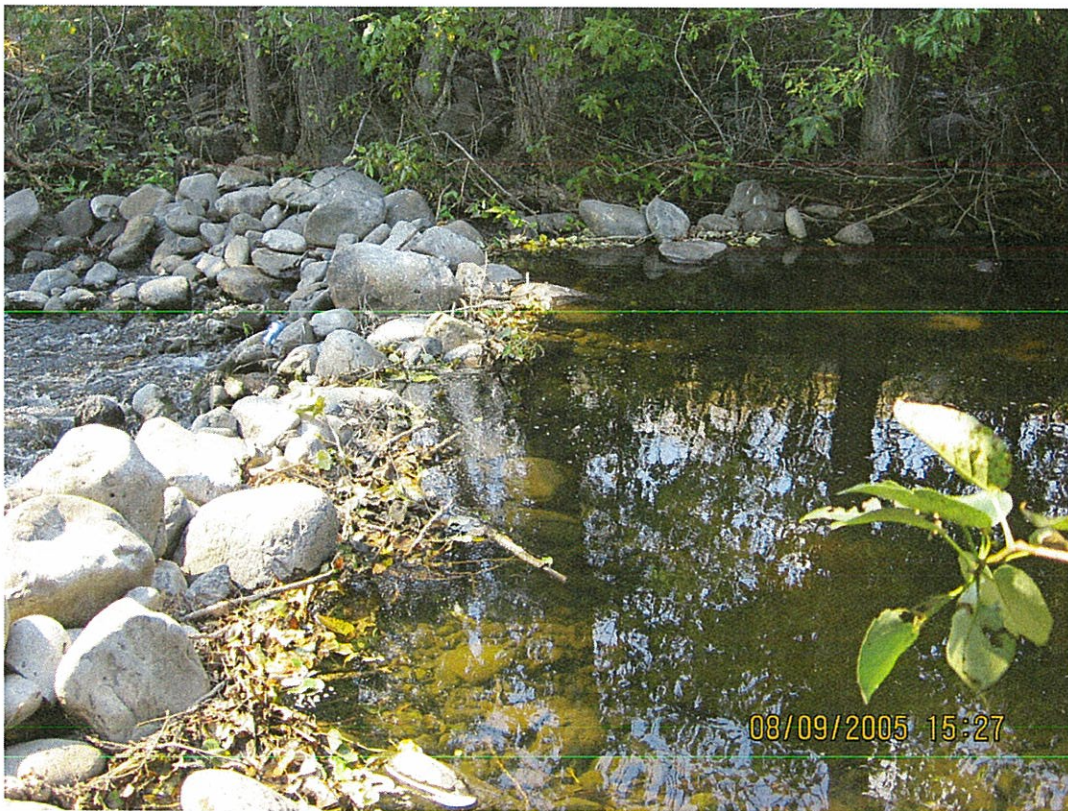


Photo 3: Rock dam in White Bird Creek at POD.

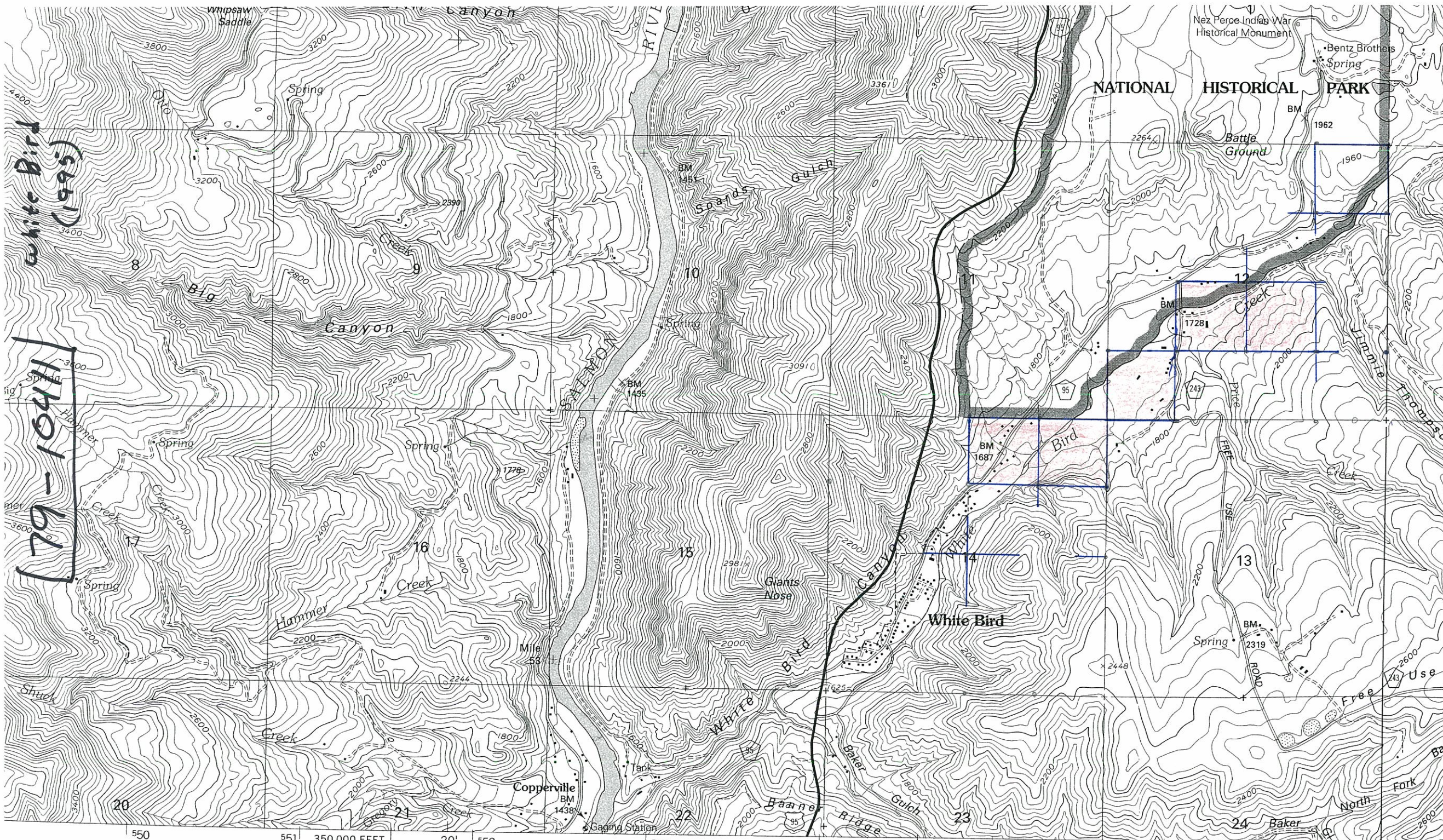


Photo 4: Typical stock tank.

79-10411



Photo 5: POU looking approximately southwest.



White Bird (1995)
1179-10411

56 P19 of 73 11701-52

SCALE 1:24 000

17° 30'



557000 mE INTERIOR-GEOLOGICAL SUR R1 E R2 E

Legal Rep.: Bill Dees (deceased)

79-10411

→ Current → Wayne Mac Gregor

Don Heckman

839-2386

Fax 839-2583

1000 Cows → Nov 1 - May 1

System is currently being upgraded.

Date 8-10-05

Hasn't irrigated in abt 3-4 yrs.

Are using water truck to keep things green

& to keep dust down when trucks in area (Hay ~~trucks~~)

Does not haul water → use pump & hose on truck.

Only 1 POND

Pipe From creek to Pump.

Submersible pump (size unknown) in White Bird Creek.

All stock tanks tied together with this pump &

Gravity From draw above (WR?)

Pump in White Bird Creek is ^{currently} Supplement

All new lines to stock tanks in 2001

Submers pump ⇒ $45^{\circ} 46' 39.4''$ 1725 ± 26.5
 $116^{\circ} 16' 50.6''$

Need to talk to Son as knows more

Jim Zimmerman
1014 Reams Road
Moscow, ID 83843
(208) 882-1383

William J. Dee
Dee, Mac Gregor & Falls
P.O. Box 463
Grangeville, ID 83530

Copy

Dear Mr. Dee,

My name is Jim Zimmerman and I am doing Snake River Basin Adjudication (SRBA) contract work for the Idaho Department of Water Resources (IDWR).

One of the claims assigned to me, number 79-10411, lists you as the legal representative for Heckman Ranches Inc., the owner of record listed on the claim. The claim is located in Twp 28N, Rge 01E, Sec 12 & 14, B.M., along Whitebird Creek.

I want to schedule a time with a representative of Heckman Ranches when I can conduct an on site field exam. If I do not here from you by Wednesday, August 10, 2005, I will contact Heckman Ranches directly to schedule an exam time.

If you have any questions, please contact me.

Sincerely,

Jim Zimmerman

DATE: 11/29/93
PAGE: 1

MICROFILMED
AUG 08 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

November 29, 1993

William Dee
Dee, MacGregor, Fales and MacGregor
P.O. Box 463
Grangeville, ID 83530

RE: Snake River Basin Adjudication (SRBA)
Idaho County - Notice of Claim #A79-10411
Heckman Ranches, Inc.

Dear Mr. Dee:

Thank you for returning the refund check so promptly. Our records have been modified to reflect full payment of the filing fees. Enclosed is a copy for your files of the Notice of Claim referenced above.

Sincerely,

A handwritten signature in cursive script, appearing to read 'S. Frazee'.

Sally Frazee
Secretary, Adjudication Section

SF:region
cc: Roxanne McCarthy

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AUG 08 1994

LAW OFFICES
DEE, MacGREGOR, FALES AND MacGREGOR

WILLIAM J. DEE
W. C. MacGREGOR, JR.
DAREN W. FALES
KIRK A. MacGREGOR

November 23, 1993

Department of Water Resources
1301 North Orchard Street
Boise, ID 83706-2237

ATTENTION: Sally

Dear Sally:

Pursuant to your phone call we are returning the refund check.
Thank you for your helpfulness and courtesy in this matter.

Thank you.

Very truly yours,

DEE, MacGREGOR, FALES & MacGREGOR

W.C. MacGregor Jr.
W.C. MacGREGOR, JR.

WCM:jak
enc.

RECEIVED

NOV 26 1993

Department of Water Resources

MacGREGOR BUILDING

416 W. MAIN

POST OFFICE BOX 463

GRANGEVILLE, IDAHO 83530

AREA CODE 208

TELEPHONES: 983-0250

983-0252

983-1740

FAX NO.: 983-1740

*same OK + Nancy Handzel
11-30-93 8:30
-x*

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AUG 08 1994

A79-10411



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

November 22, 1993

William Dee
Dee, MacGregor, Fales and MacGregor
P.O. Box 463
Grangeville, ID 83530

RE: Snake River Basin Adjudication (SRBA)
Idaho County - Notice of Claim #A79-10411
Heckman Ranches, Inc.

Dear Mr. Dee:

Thank you for sending the signed and notarized Notice of Claim referenced above. Following your conversation with my secretary this morning, we will expect your client to return their refund check this week as filing fees for the referenced Notice of Claim.

Thank you for your courtesy and assistance.

Sincerely,

Roxanne McCarthy

Roxanne McCarthy
Senior Water Resource Agent
Adjudication Bureau

RM:sf:state:tf

*rec'd check 11-26-93.
gave to Nancy Handzel
Mon, 11-29-93
modified claim
to un-reject.*

MICROFILMED

AUG 08 1994

LAW OFFICES

DEE, MacGREGOR, FALES AND MacGREGOR

WILLIAM J. DEE
W. C. MacGREGOR, JR.
DAREN W. FALES
KIRK A. MacGREGOR

RECEIVED

NOV 19 1993

Department of Water Resources

MacGREGOR BUILDING
416 W. MAIN
POST OFFICE BOX 463
GRANGEVILLE, IDAHO 83530
AREA CODE 208
TELEPHONES: 983-0250
983-0252
983-1740
FAX NO.: 983-1740

November 16, 1993

Sally Frazee
Department of Water Resources
1301 North Orchard Street
Statehouse Mail
Boise, ID 83720-9000

Re: Snake River Basin Adjudication
Idaho County - Heckman Ranches, Inc.

Dear Ms. Frazee:

Let me apologize for the length of time it has taken to get the Notice of Claim which you sent to us signed by Mr. Heckman. He does not live in Grangeville and is a difficult person to contact. However, you will find enclosed herein, as requested, Notice of Claim Number A79-10411. I would appreciate your processing this at your earliest convenience.

Thank you for your courtesy and help in filing this notice.

Very truly yours,

DEE, MacGREGOR, FALES & MacGREGOR

WILLIAM J. DEE

WJD:pjs
Enc.

*10a 11-22-93.
I called Mr. Dee e home, 983-0712, &
thanked him for mailing claim, & told him re to ✓
s/b in this client's hands by now. Sent to auditor
11-15-93. He said he'd have his client return ✓ to
my attn. immed. S. Frazee*

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AUG 08 1994

8-# SUBMITTED TO AUDITOR

ON 11/15/93

TO: S. Frazee to Log In
FOR: D. Shaff/D. Allen
FROM: R. McCarthy
SUBJ: Receipt No. 0001714 (Please attach ARQ2 Receipt copy immediately behind blue form)

Date: 6-16-93

RE: PayOR

Address

Hickman Cattle Co.

P.O. Box 87

Whitebird, ID 83534

Claimant(s) if NOT Payor Hickman Ranch, Inc.

Refund Amount \$ 70.00 Claim Location (Region/Claimant)

Extension Filed? Y/N NA

Copy Attached? Y/N NA

Late Fees Paid? Y/N NA

Late Fee Receipt #

S.O. Verified Ext. by on D.B. Query by

Refund Generated By () Agent () Claimant

Refund Category:

insufficient fees / claim incomplete / withdrawn / o-pmt

Date of Last Correspondence (copy attached) 4-6-93

Claim No.	Use*	Fees Paid	Correct Fee	Rec't #
A79-10411	irr/stock	70.00	70.00	0001714
Total		\$ 70.00	\$ 70.00	

*Incomplete claims or insufficient fees for irrigation use will generally NOT be refunded. D.E. claim in AJSP1 at minimum.

Detailed Reason(s) for Refund Attached Y/N

Corrected claim not returned

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Region AJ Spvsr. Approval

S.O. AJ Spvsr. Approval

Don Shaff Approval

Hold 2 wks

To Fiscal 11-08-93

Data Base Modified? Y/N NA

A &/OR R

Records By on 11-8-93

4 B4 Fiscal

2nd Rnd?

N

HOLD - SEND "REJECT" LETTER via ATTORNEY

OK 11-08-93

8-20-93 AHng Wm Dee called @ 1125a 8-2-93 re this. He wants copy of front pg + map of cea. claim Hickman filed, as he knows what's going on. He said he's on retainer & should have copy of everything. I called Gri and gave her rec't # & thanks & asked her to do for him since I'm leaving on vaca. today for 1.5 wks.

05/12/93

Roxanne asked me to have Lori send to her & she'll do next wk. CK returned 11-26-93. Un-modified A+K Records 11-29-93.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

October 25, 1993

Home 083 0712
William Dee
Dee MacGregor & Fales
416 W. Main
P.O. Box 463
Grangeville, ID 83530

RE: Snake River Basin Adjudication (SRBA)
Idaho County - Heckman Ranches, Inc.

Dear Mr. Dee:

Following your telephone conversation with Roxanne McCarthy this afternoon, I have enclosed a copy of the first page only of our copy of Notice of Claim #A79-10411.

Please let us know if you require anything further.

Sincerely,

A handwritten signature in cursive script, appearing to read 'S. Frazee'.

Sally Frazee
Secretary, Adjudication Section

SF:state

Enclosure:

Copy of First Page of A79-10411
cc: Roxanne McCarthy

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AUG 08 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

October 15, 1993

William Dee
Dee MacGregor & Fales
P.O. Box 463
Grangeville, ID 83530

RE: Snake River Basin Adjudication (SRBA)
Idaho County - Receipt #W01714 - A79-10411
Heckman Ranches

Dear Mr. Dee:

We have not heard anything further from you since we sent the claim copies you requested. Therefore, the refund process has been initiated with the State Auditor's Office for the fees paid by Heckman Cattle Co. They should receive their check in the near future.

If they later decide to refile, a new claim must be completed within one year with filing fees and appropriate late fees included at the time of submittal.

Sincerely,

A handwritten signature in dark ink, appearing to read 'Donald V. Shaff', written over a horizontal line.

Donald V. Shaff
Manager, Adjudication Section

DVS:sf:ref

MICROFILMED

AUG 08 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

September 16, 1993

William Dee
Dee MacGregor & Fales
P.O. Box 463
Grangeville, ID 83530

RE: Snake River Basin Adjudication (SRBA)
Idaho County - Heckman Ranches, Inc.

Dear Mr. Dee:

As you requested by telephone this afternoon, enclosed is a copy of the first page only of the Heckman Ranches, Inc. claim filings to date. I'm sorry you didn't receive the first package I sent you.

I hope these copies help you to expedite the return of Notice of Claim #A79-10411. ~~I have been instructed to initiate the refund with the State Auditor's Office if we do not receive the corrected Notice of Claim by October 1, 1993.~~

Please contact Roxanne McCarthy, Sr. Water Resource Agent, if you have questions or concerns. Roxanne's direct phone number is 327-7925.

Sincerely,

Sally Frazee
Secretary, Adjudication Section

SF:state:tf

Enclosures:

First Page Only of Notices of

Claim Nos. A79-07155, A79-10407, A79-10408,
A79-10409, A79-10410, A79-10413, A79-10414,
A79-10415 and A79-10416

cc: Roxanne McCarthy

MICROFILMED

AUG 08 1994



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

July 28, 1993

983-0250
William J. Dee
Dee MacGregor & Fales
P.O. Box 463
Grangeville, ID 83530

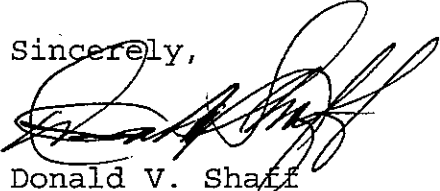
RE: Snake River Basin Adjudication (SRBA)
Idaho County - Receipt #W001714
Notice of Claim #A79-10411 - Heckman Ranches, Inc.

Dear Mr. Dee:

In our letter to your client of April 6, 1993 (copy enclosed), they were offered some options to record the water right referenced above. Since we have not received anything further from them, the refund process has been initiated with the State Auditor's Office for the fees they paid. They should receive their check in the near future.

If they later decide to refile, a new claim must be completed within one year with filing fees and appropriate late fees included at the time of submittal.

Sincerely,



Donald V. Shaff
Manager, Adjudication Section

DVS:sf:ref
Enclosure:
Copy of 4/6/93 Letter
cc: Heckman Ranches, Inc.

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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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

April 6, 1993

[Heckman Ranches]
P.O. Box 87
[Whiteland, ID 83534]

Dear Claimant(s):

This office is presently processing the Notice of Claim(s) to a Water Right you submitted during the Snake River Basin Adjudication claims filing in your area. However, due to the items checked below, we cannot continue to process this claim(s). We are returning this claim(s) to you to complete items required that were incomplete on your claim form. **ONLY THE ITEMS CHECKMARKED IN THIS LETTER NEED COMPLETION. IF AN ITEM IS NOT CHECKMARKED, IT IS NOT PERTINENT TO THIS CLAIM(S).** Also enclosed is the receipt for the filing fee previously submitted with this claim(s).

_____ Fee - No fee received or inadequate fee received, fee due is _____.
(Filing fees, based on use(s) of water, were due on all claims filed)

_____ Late Notice of Claim - This claim was received on _____ which is
after the deadline for filing claims in _____ County. The deadline
for this County was _____, and the late fee now due is _____. The
enclosed Late Fee Notice explains the late fee and how it is computed.

✓ _____ Item No. 2 - Date of priority - month/day/year that water was first put
to use, regardless of ownership. If month or day is unknown, the Dept.
will recommend 12/31 of the year designated.

_____ Item No. 3 - Source of Water

_____ Item No. 4 - Point of Diversion - must be shown by quarter-quarter (40
acre tract), section, township and range. Lot and block for subdivision
are not acceptable as the legal description for the point of diversion,
however, please include this information in the remarks section of your
claim. See page two of this letter for additional information.

_____ Item No. 6 - Uses of Water

_____ Item No. 9 - Non-Irrigation Uses

_____ Item No. 10 - Place of Use - must be listed by quarter-quarter (40 acre
tract), section, township, and range. Lot and block for subdivision are
not acceptable as the legal description for the place of use, however,
please include this information in the remarks section of your claim.
See page two of this letter for additional information.

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Item No. 12 - Ownership of place of use - It appears that the places of use filed on this claim are owned by separate individuals. This claim form can only be used when the places of use are under single ownership, even when all the uses are from one source. Enclosed are claim forms to be used to file on each separately owned place of use. The claim being returned will need to be modified to show one owner, with the changes initialed and dated. The \$25 fee for this claim has been submitted, however, the additional claims returned need to submit a \$25 fee each.

Item No. 15 - Basis of Claim - Please designate if your water right is based on beneficial use of the water - Beneficial Use, or if it is based upon a previously filed water right - Posted Notice, License, Permit or Decree.

Item No. 16 - Signature - this claim form does require your signature be affixed and notarized by a notary public. Note, the notary public signs below the signature blocks listed in this item.

MAP ENCLOSED: Please mark the location of the well(s) and the location of the place(s) of use on this map. Then return the map with your claim and the additional information requested, if any. We can then determine the quarter-quarter(1/41/4) legal description based on the locations marked on this map.

✓ Other:

*Please indicate the number of
acres irrigated in each 1/4-1/4 at
Item # 10.*

Please complete the above item(s) on your claim form(s), initial and date any changes or additions, and return the claim(s), with the requested fee(if one was requested), to our office within 30 days from the date of this letter. If the claim(s), or fee requested, is not received within this 30-day period, the claim(s) will be rejected and your fee, if one was paid previously, will be refunded. Please contact our office listed in the address below, within the 30 day time period, either in writing or by phone, to let us know if there is a problem returning the claim(s), or fee, in order to keep this claim(s) valid. If the claim(s) is rejected and fee refunded, due to no response within the 30-days, the claim(s) can be resubmitted up until claims in this area are prepared for court decree. However, at that time the corrected claim(s) along with the regular filing fee that was refunded, and an additional late fee will be required. Please return your claim(s), any other claims, information or fees requested, if any, to the Department of Water Resources, Western Region Office, 2735 Airport Way, Boise, ID 83705.

Feel free to contact this office if you have any questions concerning this letter.

Sincerely,

Adjudication Staff
Department of Water Resources
Western Region Office
(208) 334-2190

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AUG 08 1994

S0:s

Enclosures

SPECIAL NOTE: IF YOU NO LONGER OWN THE PROPERTY UPON WHICH THIS CLAIM WAS FILED, PLEASE CONTACT THIS OFFICE IMMEDIATELY. IDAHO STATE LAW REQUIRES THAT THE DEPARTMENT BE NOTIFIED OF A CHANGE OF OWNER OR ADDRESS ON A WATER RIGHT.

ITEMS TO CHECK FOR THE 30-DAY CALL-UP ON REJECTED & RETURNED CLAIMS
AFTER THE 30-DAY CLAIM PACKET IS PULLED AND BEFORE GIVING TO LORI.

NOTE: THIS FORM SHOULD BE KEPT WITH CLAIM PACKET

- 1- NO ORIGINAL CLAIM HAS BEEN RETURNED - NEED TO CHECK OUR RECORDS TO
VERIFY THAT THE CLAIM IS NOT SOMEWHERE IN OUR OFFICE BEING
PROCESSED WITHOUT THE 30-DAY CLAIM PACKET BEING PULLED.

AJQ1 CHECKED? 10 AJ5 CHECKED? 2 (IF RECEIPT HAS A CLAIM NO.)
DATE 5/10/93

ORIG. CLAIM FOUND? _____ YES (SEE A BELOW) X NO (SEE B BELOW)

A- IF YES - ORIGINAL CLAIM WAS FOUND AND IT APPEARS THE CLAIMANT
HAS RESPONDED AND THE CLAIM IS COMPLETE, BUT THE 30-DAY PACKET WAS
NOT PULLED, THEN DISREGARD THE REST OF THIS FORM AND MERGE 30-DAY
CLAIM COPIES WITH THE CLAIM FILE WHEREVER IT IS FOUND (SHOULD BE
EITHER ON A REVIEWER'S DESK OR READY FOR D.E. OR ON THE SHELF).

B- IF NO - ORIGINAL CLAIM WAS NOT FOUND - IS A LATE FEE IS DUE?

X YES - LATE FEE DUE - SEE #2 BELOW
NO - GIVE TO LORI FOR REJECTION/REFUND REQUEST ON 5/10/93

NOTE: REASON FOR THIS CHECK IS THAT SOME CLAIMS ARE RETURNED TO
THE S.O. OR CLAIMANTS COME INTO THE OFFICE AND THE COPIES ARE NOT
PULLED FROM THE 30-DAY CALL-UP, BUT THE CLAIMS HAVE BEEN COMPLETED
AND PROCESSED AND WE DON'T WANT TO BEGIN REJECTION & REFUNDS WHEN
WE ACTUALLY HAVE THE CLAIM SOMEWHERE.

2- LATE FEE REQUIRED

ARQ2 CHECKED ON _____ RECEIPT FOUND? YES _____ (SEE #3 BELOW)
NO _____ (SEE #4 BELOW)

- 3- IF A RECEIPT WAS FOUND, AND NO ORIGINAL CLAIM HAS BEEN SUBMITTED
(AFTER CHECKING NO. 1 ABOVE), THEN LIST RECEIPT INFORMATION BELOW
AND GIVE 30-DAY CLAIM PACKET TO REVIEWER WITH THIS FORM FOR FURTHER
CORRESPONDENCE WITH CLAIMANT CONCERNING LOCATION OF ORIGINAL CLAIM.

RECEIPT NO. _____ AMOUNT _____ DATE _____.

- 4- IF NO RECEIPT IS FOUND, CHECK FOR AN EXTENSION OF TIME, EITHER
APPROVED OR DENIED. DANNI AT THE S.O. WILL BE SENDING A MAIL
MESSAGE TO YOU EACH TIME AN EXTENSION IS RECEIVED AT THE S.O.

EXT. REQUEST FOUND? _____ YES (SEE A BELOW) _____ NO (SEE B BELOW)
DATE CHECKED _____

A- IF YES - AN EXTENSION OF TIME REQUEST IS FOUND AND NO ORIGINAL
CLAIM WAS SUBMITTED WITH IT (AFTER CHECKING NO. 1 ABOVE) THEN GIVE
30-DAY CLAIM PACKET TO REVIEWER WITH THIS FORM FOR FURTHER
CORRESPONDENCE WITH THE CLAIMANT.

GIVEN TO _____ ON _____ DATE _____

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E- IF NO - THEN 30-DAY CLAIM PACKET GIVEN TO LORI FOR REJECTION AND PREPARATION OF REFUND REQUEST.

GIVEN TO LORI ON _____ DATE.

- 5- RETURNED ENVELOPES FROM 30-DAY LETTERS WITH NO FORWARDING ADDRESS. IF NO ADDRESS CAN BE FOUND USING THE PHONE BOOKS, ETC., , WRITE ON THE ENVELOPE WHAT WAS CHECKED AND DATE AND INITIAL IT. THEN MAKE A COPY OF ENVELOPE AND ATTACH IT TO THE 30-DAY CLAIM COPY PACKET. GIVE 30-DAY CLAIM PACKET TO LORI TO REJECT AND PREPARE A REFUND REQUEST.

GIVEN TO LORI ON _____ DATE.

- 4- RETURNED ENVELOPES WITH FORWARDING ADDRESSES. WRITE ON THE ORIGINAL LETTER BESIDE THE ORIGINAL ADDRESS: **RE-SENT TO (NEW ADDRESS) ON (DATE RE-SENT)**. THEN COPY THIS LETTER AND REPLACE ORIGINAL COPY OF LETTER WITH THE RESENT COPY AND PUT ON NEW 30-DAY CALL-UP FOR 30 DAYS FROM THE DATE IT WAS RESENT. COPY ENVELOPE RETURNED SHOWING NEW ADDRESS AND PUT WITH FILE ALSO. CHANGE 30-DAY CALL-UP SHEET TO SHOW NEW CALL-UP DATE.

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AUG 08 1994

AFFIDAVIT

STATE OF IDAHO)
 ss.
County of IDAHO)

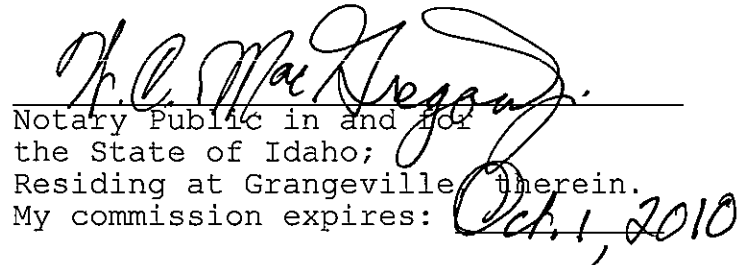
DONOVAN HECKMAN, being first duly sworn upon his oath, deposes and says:

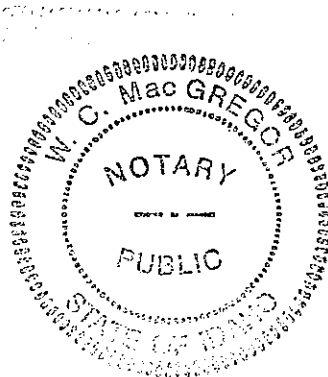
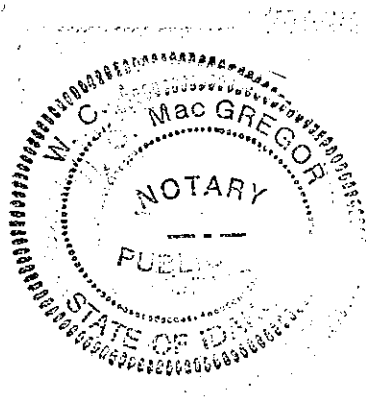
That he is the majority stockholder and an officer in Heckman Ranches, Inc. and he files this affidavit for and on behalf of Heckman Ranches, Inc. in regards to the water right claimed by said Heckman Ranches, Inc. which has an identification number of A79-10411. That the date of priority listed for said water right claim is December 31, 1955, and the source is Whitebird Creek which is a tributary to the Salmon River. That your affiant knows that the water from said Whitebird Creek was diverted and used for irrigation purposes on contiguous and adjoining property to the said Whitebird Creek that is owned by Heckman Ranches, Inc. That the irrigation began approximately in 1955 and has been continuous since that time except there has been some few years in which the irrigation was not used upon the contiguous property. Such non-use would never have been more than two to three years at any one time. The rest of the entire time the water has been used for irrigation upon the contiguous and adjoining property belonging to the ranch. In addition, the stock of the Heckman Ranches, Inc. in the amount of 400 head, and actually in excess thereof on some occasions, have used diverted water from said Whitebird Creek by the pumping of water from the creek to receptacles and holding areas where the cattle drink the water that is diverted, so the stock in such amount claimed has been used continuously for approximately the

last 50 years.


DONOVAN L. HECKMAN

SUBSCRIBED AND SWORN to before me this 9th day of March,
2005.


Notary Public in and for
the State of Idaho;
Residing at Grangeville therein.
My commission expires: Oct. 1, 2010



AFFIDAVIT

STATE OF IDAHO)
 ss.
County of IDAHO)

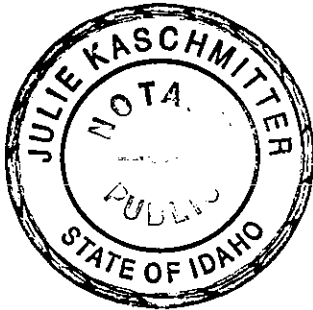
CLARENCE McREYNOLDS, being first duly sworn upon his oath,
deposes and says:

That he is a resident of Idaho County, Iaho, and is personally acquainted with Donovan L. Heckman, an officer in Heckman Ranches, Inc. Your affiant has, over a period of the past several years, worked on occsions for said ranch. That he is a neighbor of Heckman Ranches, Inc. owning land that is contiguous and adjacent to said ranch. He files this affidavit for and on behalf of Heckman Ranches, Inc. in regards to the water right claimed by said Heckman Ranches, Inc. which has an identification number of A79-10411. That the date of priority listed for said water right claim is December 31, 1955, and the source is Whitebird Creek which is a tributary to the Salmon River. That your affiant knows that the water from said Whitebird Creek was diverted and used for irrigation purposes on contiguous and adjoining property to the said Whitebird Creek that is owned by Heckman Ranches, Inc. That the irrigation began approximately in 1955 and has been continuous since that time except there has been some few years in which the irrigation was not used upon the contiguous property. Such non-use would never have been more than two to three years at any one time. The rest of the entire time the water has been used for irrigation upon the contiguous and adjoining property belonging to the ranch. In addition, the stock of the Heckman Ranches, Inc. in the amount of 400 head, and actually in excess thereof on some occasions, have

used diverted water from said Whitebird Creek by the pumping of water from the creek to receptacles and holding areas where the cattle drink the water that is diverted, so the stock in such amount claimed has been used continuously for approximately the last 50 years.

Clarence McReynolds
CLARENCE MCREYNOLDS

SUBSCRIBED AND SWORN to before me this 9 day of March, 2005.



Julie Kaschmitter
Notary Public in and for
the State of Idaho;
Residing at Grangeville, therein.
My commission expires: 9-30-10

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: A79-10411
Date Received: 12/21/1988
Receipt No: W001714
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: HECKMAN RANCHES INC 208-839-2386
Address: PO BOX 87
WHITEBIRD ID 83554

2. Date of Priority: DEC 31, 1955

3. Source: WHITEBIRD CREEK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
28N	01E	12	NE	NE			IDAHO

5. Description of diverting works:
SEE REMARKS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	05/01	09/01	0.400		
STOCKWATER	01/01	12/31	0.800		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER, 400 CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
28N	01E	12	NE	SW		STOCK	
			SW	SW		STOCK	
			NW	SE		STOCK	

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
28N	01E	14	NE	NE		STOCK	
			NW	NE		STOCK	

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: BENEFICIAL USE

MICROFILMED

AUG 08 1994

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: 39356

Ident. Number A79-10411

Date Received _____

Receipt Number W001714

THIS IS THE ORIGINAL claim

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

RECEIVED

NOV 19 1993

Department of Water Resources

Please type or print clearly

1. Name of Claimant (s) HECKMAN RANCHES, INC. Phone (208) 839-2386
Mailing Address P. O. Box 87, Whitebird, ID Zip 83554
2. Date of Priority (Only one (1) per claim) 1955 Unknown Month and Day
3. Source of water supply (a) Whitebird Creek
which is tributary to (b) Salmon River
4. a. Location of existing point of diversion is: Township 28N Range 1EBM Section 12, 14,
SW1/4SW1/4 - Section 12
1/4 of NE 1/4 of NE 1/4, XXXXX B.M., County of Idaho
Section 14
Additional points of diversion if any: any number of points on Whitebird Creek, in Sections
12 & 14
b. If instream flow, beginning point of claimed instream flow is:
Township 28N Range 2EBM Section 5, 1/4 of 1/4 of 1/4,
Govt. Lot _____ B.M., County of Idaho
ending point is: Township 28N Range 1EBM Section 22, 1/4 of 1/4 of
1/4, Govt. Lot _____ B.M., County of Idaho
5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Portable pump, pipe, flood irrigation
or sprinklers pump will alternate among a number of movable points of
diversion. Pumping will be along this portion of Whitebird Creek, with
portable pump moved to different points of diversion to facilitate most
efficient application. Livestock will water in this length of Whitebird
Creek.

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 5/1 to 9/1 amount .40 or _____

For Livestock purposes from 1/1 to 12/30 amount .80 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 1.20 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Livestock watering - 400 head of cattle - out of the Creek

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
28N	1E	12									IS		IS			IS			5
28N	1E	14	IS	IS															15

Total number of acres irrigated 20

11. In which county (ies) are lands listed above as place of use located? Idaho

12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above. _____ or None (X)

14. Remarks:

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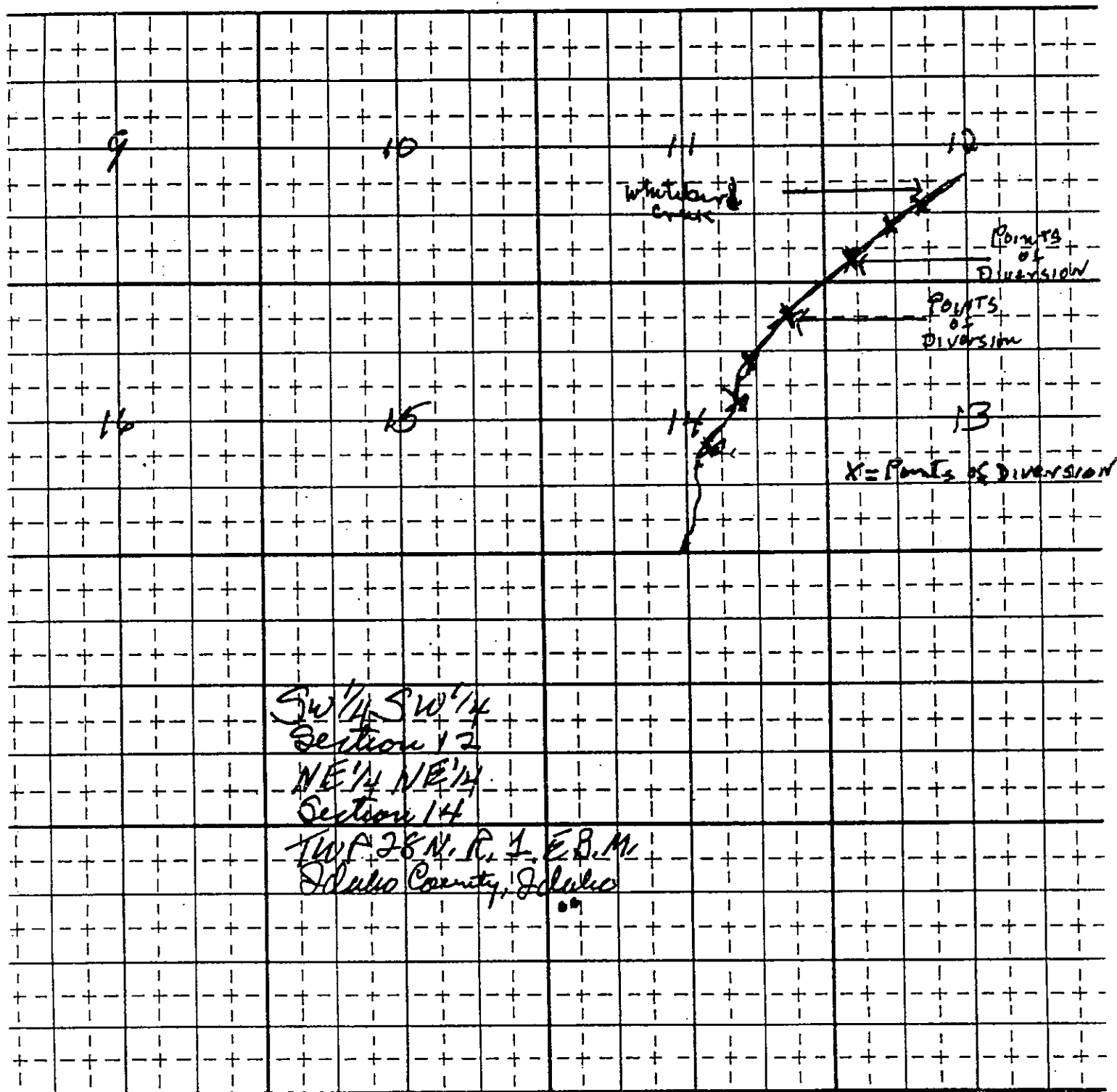
AUG 08 1994

Last Name _____ Ident No. _____

Copies: White -State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile.



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Copies: White-State, Yellow-Claimant

Last Name

Ident No.

15. Basis of Claim (check one) Beneficial Use X Posted Notice _____ License _____ Permit ~~_____~~

Decree _____

If applicable provide IDWR Water Right Number _____

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant _____

16. Signature (s)

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

Number of attachments _____

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

Signature of Claimant (s) X D. Heckman Date Nov. 16, 1993

_____ Date _____

For Organizations: I do solemnly swear or affirm that I am Donovan L. Heckman, Secretary

Title

of Heckman Ranches, Inc., that I have signed the foregoing

Organization

document in the space below as Secretary of Heckman Ranches, Inc.

President

Title

Organization

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

Signature of Authorized Agent X D. Heckman

Title and Organization Secretary President, Heckman Ranches, Inc. Date Nov. 16, 1993

State of Idaho/or _____)
County of Idaho) SS.

Subscribed and sworn (or affirmed) before me this 16th day of November 19 93

SEAL

Notary Public

Residing at Grangeville, therein.

My Commission Expires

4/23/98

Please Print Name

17. Notice of Appearance: DEE, MacGREGOR & FALES

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

Signature William J. Dee

Address P. O. Box 463 Grangeville, ID 83530

Date Nov 15, 1993

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Last Name Heckman Ident. Number _____

Copies White-State, Yellow-Claimant

ADJUDICATION CLAIM REVIEW CHECKLIST

1-1-92

CLAIMANT'S NAME

Heckman

CLAIM IDENT. NO.

A79-10411DATE RECEIVED 7/27/88 RECEIPT # W001714 FEE PAID \$ 70.00 FEE REQ'D \$ 70.00

	YES	NO	Required Info?
Is the name and address complete with zip code?	☒	☐	*
Is a priority date entered? <u>12/31/1955</u>	☒	☐	*
Is the priority date acceptable in view of mandatory filing dates? See Adjudication Memos #1 and #4 to determine if a Permit is required.	☒	☐	*
(a) Is a source entered?	☒	☐	*
(b) Is a tributary to entered? (if required) <u>N/A</u>	☒	☐	
Is the legal description of the p.d. sufficient?	☒	☐	*
Is there a description of the diverting works?	☒	☐	
Are the water uses appropriate for the form? The short form is limited to D/S uses. Other uses must be filed on the long form. Note: If stockwater stor. or instream stockwater are filed on the short form & all items complete, do not return claim.	☒	☐	*
Is the period of use included?	☒	☐	
Is a quantity claimed for each use?	☒	☐	*
Is a total quantity claimed entered?	☒	☐	
If required is a consumptive use entered? <u>N/A</u>	☒	☐	
Is the consumptive use correct? <u>N/A</u>	☒	☐	
Are the non-irrigation uses listed showing # of homes, hd. of stock?	☒	☐	*
If multiple domestic, is single ownership indicated?	☐	☐	
Is (are) the place(s) of use and purpose(s) indicated?	☐	☒	*
Is (are) the county(ies) entered?	☒	☐	
Is the ownership of p.u. checked?	☒	☐	
Are other water rights listed or "none" indicated?	☒	☐	
If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) <u>N/A</u>	☒	☐	
Is the basis of the claim indicated?	☒	☐	
If the basis of claim is shown as license, permit, or decree is the existing water right no. listed? <u>N/A</u> If yes, compare claim w/existing right and attach proof report noting any differences in comments. If no, was water right no. found?	☒	☐	*
If the basis of claim is shown as beneficial use, or not marked, are there existing water rights shown in our records using the legal description or name on the claim? <u>N/A</u> (If yes, attach a proof report & complete number change) NOTE: If the claim is for dom/stock this check is not as necessary unless it is located within an area where dom/stock rights were decreed.	☒	☐	
If the claimant requested a monthly docket sheet, was the fee paid? <u>N/A</u>	☒	☐	
Is the claim signed by the claimant, and is the signature appropriate?	☒	☐	*
Has the claim been signed, sealed, and dated by a notary?	☒	☐	*
Was this claim filed on time? (Check ML3 for date mailed-not all were mailed on the planned date) If no, was an extension of time filed & approved?	☒	☐	*
Is the fee enclosed correct? <u>Exempt</u>	☒	☐	*

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YES NO

3. Is this claim being rejected and returned to claimant? ☒ ☒
4. Can this claim be data entered? ☒ ☒
5. Was claim modified? ☐ ☐
- If yes, do modifications require notification to claimant? ☐ ☒
- Note: Modifications made must be explained in comments stating where the information for any changes was found.

aim reviewed by: RME Date 2-19-93

aim data entered by: [signature] Date _____

REQUIRED INFORMATION IS INCOMPLETE SEE INSTRUCTIONS TO DECIDE WHETHER
E CLAIM NEEDS TO BE RETURNED OR IF IT CAN BE MODIFIED. IF IT MUST BE
TURNED INSTRUCTIONS WILL SPECIFY WHICH FORM LETTER TO USE.

Comments: needs #10

Copy to Lawyer William Dee 11-30-93;

[signature]