

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 78-4296
Date Received: 6/9/1988
Receipt No: C001248
Received By:

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

1. Name of Claimant(s)

BOISE CASCADE CORP
REGION ENVIRONMENTAL ENGINEER
PO BOX 476
EMMETT ID USA 83617

Phone: (208) 365-4431

2. Date of Priority: 01/01/1940

3. Source: UNNAMED STREAMS Trib. to: BIG CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
17N	02E	4	SW NE	ADAMS	
17N	02E	4	NE NE	ADAMS	
17N	02E	4	SW SW	ADAMS	
17N	02E	9	NE SW	ADAMS	
17N	02E	8	NE NE	ADAMS	
17N	02E	10	NW SE	ADAMS	
17N	02E	9	SW SE	ADAMS	
17N	02E	10	SW SW	ADAMS	

5. Description of diverting works:

PUMPS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	5/01	11/30	0.23	
COMMERCIAL	5/01	11/30	0.2	
FIRE PROTECTION	5/01	11/30	0.2	

7. Total Quantity Appropriated is:

0.23 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
17N	02E	3	NE	NE		STOCKWATER	
			NW	NE		STOCKWATER	
			SW	NE		STOCKWATER	
			SE	NE		STOCKWATER	
			NE	NW		STOCKWATER	
			NW	NW		STOCKWATER	
			SW	NW		STOCKWATER	
			SE	NW		STOCKWATER	
			NE	SW		STOCKWATER	
			NW	SW		STOCKWATER	
			SW	SW		STOCKWATER	
			SE	SW		STOCKWATER	
			NE	SE		STOCKWATER	
			NW	SE		STOCKWATER	
			SW	SE		STOCKWATER	
			SE	SE		STOCKWATER	
17N	02E	4	NE	NE		STOCKWATER	
			NW	NE		STOCKWATER	
			SW	NE		STOCKWATER	
			SE	NE		STOCKWATER	
			NE	NW		STOCKWATER	
			NW	NW		STOCKWATER	
			SW	NW		STOCKWATER	
			SE	NW		STOCKWATER	
			NE	SW		STOCKWATER	
			NW	SW		STOCKWATER	
			SW	SW		STOCKWATER	
			SE	SW		STOCKWATER	
			NE	SE		STOCKWATER	
			NW	SE		STOCKWATER	
			SW	SE		STOCKWATER	
			SE	SE		STOCKWATER	
17N	02E	5	NE	NE		STOCKWATER	
			NW	NE		STOCKWATER	
			SW	NE		STOCKWATER	
			SE	NE		STOCKWATER	
			NE	NW		STOCKWATER	
			SE	NW		STOCKWATER	
			SW	SE		STOCKWATER	
			SE	SE		STOCKWATER	
17N	02E	8	NE	NE		STOCKWATER	
			NW	NE		STOCKWATER	
17N	02E	9	NE	NE		STOCKWATER	
			NW	NE		STOCKWATER	
			SW	NE		STOCKWATER	
			SE	NE		STOCKWATER	
			NE	NW		STOCKWATER	

			NW	NW	STOCKWATER
			SW	NW	STOCKWATER
			SE	NW	STOCKWATER
			NE	SW	STOCKWATER
			NW	SW	STOCKWATER
			SW	SW	STOCKWATER
			SE	SW	STOCKWATER
			NE	SE	STOCKWATER
			NW	SE	STOCKWATER
			SW	SE	STOCKWATER
			SE	SE	STOCKWATER
17N	02E	10	NW	NE	STOCKWATER
			SW	NE	STOCKWATER
			NE	NW	STOCKWATER
			NW	NW	STOCKWATER
			SW	NW	STOCKWATER
			SE	NW	STOCKWATER
			NW	SW	STOCKWATER
			SW	SW	STOCKWATER
			NW	SE	STOCKWATER
			SW	SE	STOCKWATER
			NE	SW	STOCKWATER
17N	02E	15	NE	NW	STOCKWATER
			NW	NW	STOCKWATER
			SW	NW	STOCKWATER

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:

14. Remarks:

Address change by DB 1/3/2002

15. Basis of Claim: Beneficial Use

RECEIVED

DEC 24 2001

WATER RESOURCES
WESTERN REGION

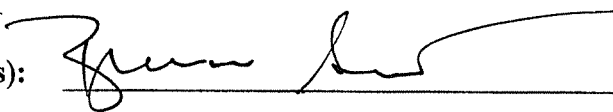
SNAKE RIVER BASIN ADJUDICATION
CHANGE IN ADDRESS OF NOTICE OF CLAIM

Claim Number(s): See attached sheet.

Previous Mailing Address: Boise Cascade Corp.
P.O. Box 50
Boise, Idaho 83707

New Mailing Address: Boise Cascade Corp.
Region Environmental Engineer
P.O. Box 476
Emmett, Idaho 83617

Telephone Number: (208) 365-4431

Signature of Claimant(s): 

Please return this completed form to:

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

Claim Number(s):

63-04062 shelf
63-04063 "
63-04064 "
63-04065 "
63-04066 needed
63-07664 shelf
63-05335 mel
63-05336 not found on bc
63-05337 mel
63-05338 not on bc
63-05339 " "
63-05340 mel
63-05342 mel
63-15291 mel
63-15292 mel
67-00081AB shelf
67-02053AB "
67-04009 "
67-04086 "
67-04087 "
67-04570 "
67-04571 "
67-04572 "
67-04573 "
67-04574 "
67-04576 "
67-04577 "
78-04294 "
78-04295 "
78-04296 "
78-04297 "
78-04298 "
78-04298A "
78-04299 "
78-04300 "
78-04301 "
78-04302 "
78-04303 "
78-04304 "
78-04305 "
78-04306 "
65-00585 Ron
65-00586 Ron
65-00587 Sue
65-02950 Sue
65-02622 Sue
65-02706 Sue

} NCHP required

RECEIVED

DEC 24 2001

WATER RESOURCES
WESTERN REGION

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: A78-04296

Date Received: 6/03/1988

Receipt No: C001248
RS

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BOISE CASCADE CORP.
Address: P.O. BOX 50
BOISE, ID 83728

2. Date of Priority: JAN 01, 1940

3. Source: UNNAMED STREAMS Trib. to: BIG CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
17N	02E	4	NE	NE			ADAMS
			SW	NE			ADAMS
			SW	SW			ADAMS
		8	NE	NE			ADAMS
		9	NE	SW			ADAMS
			SW	SE			ADAMS
		10	SW	SW			ADAMS
			NW	SE			ADAMS

5. Description of diverting works:
PUMPS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER	05/01	11/30	0.230		
COMMERCIAL	05/01	11/30	0.200		
FIRE PROTECTION	05/01	11/30	0.200		

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:
S/900 RANGE, C/DUST ABATEMENT.

A78-04296

Page 1

Date: 06/03/88

MICROFILMED
OCT 06 1992
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JUN - 9 1988

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
17N	02E	3	NE		NE		STOCK	
			NW		NE		STOCK	
			SW		NE		STOCK	
			SE		NE		STOCK	
			NE		NW		STOCK	
			NW		NW		STOCK	
			SW		NW		STOCK	
			SE		NW		STOCK	
			NE		SW		STOCK	
			NW		SW		STOCK	
			SW		SW		STOCK	
			SE		SW		STOCK	
			NE		SE		STOCK	
			NW		SE		STOCK	
			SW		SE		STOCK	
		4	SE		SE		STOCK	
			NE		NE		STOCK	
			NW		NE		STOCK	
			SW		NE		STOCK	
			SE		NE		STOCK	
			NE		NW		STOCK	
			NW		NW		STOCK	
			SW		NW		STOCK	
			SE		NW		STOCK	
			NE		SW		STOCK	
			NW		SW		STOCK	
			SW		SW		STOCK	
			SE		SW		STOCK	
			NE		SE		STOCK	
			NW		SE		STOCK	
			SW		SE		STOCK	
		5	SE		SE		STOCK	
			NE		NE		STOCK	
			NW		NE		STOCK	
			SW		NE		STOCK	
			SE		NE		STOCK	
			NE		NW		STOCK	
			SE		NW		STOCK	
			SW		SE		STOCK	
			SE		SE		STOCK	
		8	NE		NE		STOCK	
			NW		NE		STOCK	
		9	NE		NE		STOCK	
			NW		NE		STOCK	
			SW		NE		STOCK	

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
17N	02E	9	SE		NE		STOCK	
			NE		NW		STOCK	
			NW		NW		STOCK	
			SW		NW		STOCK	
			SE		NW		STOCK	
			NE		SW		STOCK	
			NW		SW		STOCK	
			SW		SW		STOCK	
			SE		SW		STOCK	
			NE		SE		STOCK	
			NW		SE		STOCK	
			SW		SE		STOCK	
		10	SE		SE		STOCK	
			NW		NE		STOCK	
			SW		NE		STOCK	
			NE		NW		STOCK	
			NW		NW		STOCK	
			SW		NW		STOCK	
			SE		NW		STOCK	
			NE		SW		STOCK	
			NW		SW		STOCK	
			SW		SW		STOCK	
			NW		SE		STOCK	
			SW		SE		STOCK	
		15	NE		NW		STOCK	
			NW		NW		STOCK	
			SW		NW		STOCK	

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: STATUTORY CLAIM
Water Right Number:

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 I do ~~not~~ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 0

For Organizations:

I do solemnly swear or affirm that I am Chief Region Forester of Boise Cascade Corporation, that I have signed the foregoing document in the space below as Chief Region Forester of Boise Cascade Corporation and that the statements contained in the foregoing document are true and correct.

Herbert S. Makery
Signature of Authorized Agent
Boise Cascade Corporation
Chief Region Forester
Title and Organization

June 6, 1988
Date

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 6th day
of June 19 88

Janell Freder
Notary Public

Seal

Residing at Boise

My Commission Expires 10/1/91

12/20/2006

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

RIGHT NUMBER: 78-4296

NAME AND ADDRESS: WESTERN PACIFIC TIMBER LLC
101 S CAPITOL BLVD STE 1601
BOISE ID 83702

SOURCE: UNNAMED STREAMS TRIBUTARY: BIG CREEK

QUANTITY: 0.200 CFS

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

PRIORITY DATE: 01/01/1952

POINT OF DIVERSION:

T17N R02E S3 SWNE Begin of Stream Flow Within ADAMS County
T17N R02E S3 SESW Begin of Stream Flow Within ADAMS County
T17N R02E S4 SWNE End of Stream Flow Within ADAMS County
T17N R02E S4 SWNE End of Stream Flow Within ADAMS County
T17N R02E S4 NENW Lot 3 End of Stream Flow Within ADAMS County
T17N R02E S4 NWSW Begin of Stream Flow Within ADAMS County
T17N R02E S4 NWSW End of Stream Flow Within ADAMS County
T17N R02E S4 NWSW Begin of Stream Flow Within ADAMS County
T17N R02E S4 SWSW End of Stream Flow Within ADAMS County
T17N R02E S4 SWSE End of Stream Flow Within ADAMS County
T17N R02E S5 NENE Lot 1 End of Stream Flow Within ADAMS County
T17N R02E S5 SENW Begin of Stream Flow Within ADAMS County
T17N R02E S5 SWSE Begin of Stream Flow Within ADAMS County
T17N R02E S5 SWSE End of Stream Flow Within ADAMS County
T17N R02E S5 SESE Begin of Stream Flow Within ADAMS County
T17N R02E S5 SESE End of Stream Flow Within ADAMS County
T17N R02E S8 NENE Begin of Stream Flow Within ADAMS County
T17N R02E S8 NWNE Begin of Stream Flow Within ADAMS County
T17N R02E S8 NWNE Begin of Stream Flow Within ADAMS County
T17N R02E S8 NWNE End of Stream Flow Within ADAMS County
T17N R02E S9 NWNE End of Stream Flow Within ADAMS County
T17N R02E S9 SWNE End of Stream Flow Within ADAMS County
T17N R02E S9 NWNW Begin of Stream Flow Within ADAMS County
T17N R02E S9 NWNW End of Stream Flow Within ADAMS County
T17N R02E S9 SWNW Begin of Stream Flow Within ADAMS County
T17N R02E S9 SWNW End of Stream Flow Within ADAMS County
T17N R02E S9 SWSW Begin of Stream Flow Within ADAMS County

T17N R02E S9 SWSE End of Stream Flow Within ADAMS County
T17N R02E S10 SWNW Begin of Stream Flow Within ADAMS County
T17N R02E S15 NWNW Begin of Stream Flow Within ADAMS County
T17N R02E S15 SWNW Begin of Stream Flow Within ADAMS County
T17N R02E S15 SWNW End of Stream Flow Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	05/01 11/30	0.020 CFS
COMMERCIAL	05/01 11/30	0.200 CFS
Commercial use is for dust abatement.		

PLACE OF USE:

STOCKWATER in ADAMS County

T17N R02E S03	SWNE	T17N R02E S03 Lot 4	NWNW
T17N R02E S03	SWNW	T17N R02E S03	SENE
T17N R02E S03	SWSW	T17N R02E S03	SESW
T17N R02E S04 Lot 1	NENE	T17N R02E S04	SWNE
T17N R02E S04	SENE	T17N R02E S04 Lot 3	NENW
T17N R02E S04 Lot 4	NWNW	T17N R02E S04	SWNW
T17N R02E S04	NWSW	T17N R02E S04	SWSW
T17N R02E S04	SESW	T17N R02E S04	NESE
T17N R02E S04	NWSE	T17N R02E S04	SWSE
T17N R02E S04	SESE	T17N R02E S05 Lot 1	NENE
T17N R02E S05 Lot 2	NWNE	T17N R02E S05	SWNE
T17N R02E S05	SENE	T17N R02E S05	SWSE
T17N R02E S05	SESE	T17N R02E S08	NENE
T17N R02E S08	NWNE	T17N R02E S09	NENE
T17N R02E S09	NWNE	T17N R02E S09	SWNE
T17N R02E S09	SENE	T17N R02E S09	NENW
T17N R02E S09	NWNW	T17N R02E S09	SWNW
T17N R02E S09	SENE	T17N R02E S09	NESW
T17N R02E S09	NWSW	T17N R02E S09	SWSW
T17N R02E S09	SESW	T17N R02E S09	SWSE
T17N R02E S09	SESE	T17N R02E S10	NWNW
T17N R02E S10	SWNW	T17N R02E S10	SWSW
T17N R02E S15	NWNW	T17N R02E S15	SWNW

COMMERCIAL same as STOCKWATER

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

This partial decree is subject to such general provisions necessary for

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use
Stockwater use is for 900 range cattle.



DEC 15 2006

Idaho Department of Water Resources
322 East Front Street,
PO Box 83720
Boise Idaho 83720-0098

December 14, 2006

Re: Type of use, for water rights 78-4294, 78-4295, 78-4296, 78-4297, 78-4298A, 78-4299, 78-4301, 78-4302 and 78-4304.

To whom it concerns:

Water was used for commercial use, dust abatement, from the above water rights and streams in 1952 and probably earlier.

William Kerby, one of the former partners with J.I. Morgan Logging in New Meadows, Idaho, confirmed that one of the first jobs he had when he started work for Morgan in 1952, was watering roads for dust abatement. The truck used held 4000 gallons and would do up to 15 loads per day, or 60,000 gallons. Various operations would use between 3 and 15 loads per day, depending on location and distance to the main highway. Said water was removed from various points of diversion from one or more of the above streams on a daily basis for 1 to 4.5 months, from the middle of June through the end of October, depending on the weather.

Claus White Sr., another former J.I. Morgan partner, confirmed this.

Other operators were also working in this basin and doing dust abatement. There have been between 1 and 5 logging operations in this basin every year since 1952. Present operations average between 3 and 12 loads per day for duration of up to 4 months.

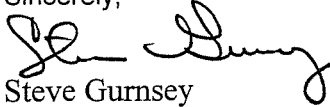
Summary of water use for Dust Abatement in the Basin 78- Little Salmon River Drainage							
				One month	Two months	Three months	Four months
Loads per day per operation	# Operations	Gallons per load	Gallons per day	Gallons used in 20 days	Gallons used in 40 days	Gallons used in 60 days	Gallons used in 80 days
3	1	4000	12,000	240,000	480,000	720,000	960,000
3	3	4000	36,000	720,000	1,440,000	2,160,000	2,880,000
3	5	4000	60,000	1,200,000	2,400,000	3,600,000	4,800,000
6	1	4000	24,000	480,000	960,000	1,440,000	1,920,000
6	3	4000	72,000	1,440,000	2,880,000	4,320,000	5,760,000
6	5	4000	120,000	2,400,000	4,800,000	7,200,000	9,600,000
12	1	4000	48,000	960,000	1,920,000	2,880,000	3,840,000
12	3	4000	144,000	2,880,000	5,760,000	8,640,000	11,520,000
12	5	4000	240,000	4,800,000	9,600,000	14,400,000	19,200,000

SCANNED

DEC 15 2006

If additional information is need please contact me at your convenience.

Sincerely,



Steve Gurnsey
General Manager of Idaho Lands
Western Pacific Timber LLC
101 S. Capitol Blvd.
Suite 1601
Boise, Idaho 83702
208-336-5100
sgurnsey@wptimber.com

cc:
Andy Hawes
Bruce Smith
File

SCANNED
DEC 15 2008

11/15/2006

NOTICE OF ERROR
REPLY

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

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

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: December 8, 2006

Water right number: 78-4296

WESTERN PACIFIC TIMBER LLC
101 S CAPITOL BLVD STE 1601
BOISE ID 83702
Telephone Number: (208)947-0978

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

Type of use

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

Add commercial use

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

Streams were use for road dust abatement starting in the late 1940's or early 1950's

NO

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

DATE: 12/8/06 SIGNATURE: Steven D. Gurnsey

Please print your name: Steven D. Gurnsey

IDWR State Office, 322 E Front St
PO Box 83720, Boise, ID 83720-0098, 2082874800

11/15/2006

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

RIGHT NUMBER: 78-4296

NAME AND ADDRESS: WESTERN PACIFIC TIMBER LLC
101 S CAPITOL BLVD STE 1601
BOISE ID 83702

SOURCE: UNNAMED STREAMS TRIBUTARY: BIG CREEK

QUANTITY: 0.020 CFS

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

PRIORITY DATE: 01/01/1940

POINT OF DIVERSION:

T17N R02E S3 SWNE Begin of Stream Flow Within ADAMS County
T17N R02E S3 SESW Begin of Stream Flow Within ADAMS County
T17N R02E S4 SWNE End of Stream Flow Within ADAMS County
T17N R02E S4 SWNE End of Stream Flow Within ADAMS County
T17N R02E S4 NENW Lot 3 End of Stream Flow Within ADAMS County
T17N R02E S4 NWSW Begin of Stream Flow Within ADAMS County
T17N R02E S4 NWSW End of Stream Flow Within ADAMS County
T17N R02E S4 NWSW Begin of Stream Flow Within ADAMS County
T17N R02E S4 SWSW End of Stream Flow Within ADAMS County
T17N R02E S4 SWSE End of Stream Flow Within ADAMS County
T17N R02E S5 NENE Lot 1 End of Stream Flow Within ADAMS County
T17N R02E S5 SENW Begin of Stream Flow Within ADAMS County
T17N R02E S5 SWSE Begin of Stream Flow Within ADAMS County
T17N R02E S5 SWSE End of Stream Flow Within ADAMS County
T17N R02E S5 SESE Begin of Stream Flow Within ADAMS County
T17N R02E S5 SESE End of Stream Flow Within ADAMS County
T17N R02E S8 NENE Begin of Stream Flow Within ADAMS County
T17N R02E S8 NWNE Begin of Stream Flow Within ADAMS County
T17N R02E S8 NWNE Begin of Stream Flow Within ADAMS County
T17N R02E S8 NWNE End of Stream Flow Within ADAMS County
T17N R02E S9 NWNE End of Stream Flow Within ADAMS County
T17N R02E S9 SWNE End of Stream Flow Within ADAMS County
T17N R02E S9 NWNW Begin of Stream Flow Within ADAMS County
T17N R02E S9 NWNW End of Stream Flow Within ADAMS County
T17N R02E S9 SWNW Begin of Stream Flow Within ADAMS County
T17N R02E S9 SWNW End of Stream Flow Within ADAMS County
T17N R02E S9 SWSW Begin of Stream Flow Within ADAMS County

T17N R02E S9 SWSE End of Stream Flow Within ADAMS County
T17N R02E S10 SWNW Begin of Stream Flow Within ADAMS County
T17N R02E S15 NWNW Begin of Stream Flow Within ADAMS County
T17N R02E S15 SWNW Begin of Stream Flow Within ADAMS County
T17N R02E S15 SWNW End of Stream Flow Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	05/01 11/30	0.020 CFS

PLACE OF USE:

STOCKWATER in ADAMS County

T17N R02E S03	SWNE	T17N R02E S03 Lot 4	NWNW
T17N R02E S03	SWNW	T17N R02E S03	SENE
T17N R02E S03	SWSW	T17N R02E S03	SESW
T17N R02E S04 Lot 1	NENE	T17N R02E S04	SWNE
T17N R02E S04	SENE	T17N R02E S04 Lot 3	NENW
T17N R02E S04 Lot 4	NWNW	T17N R02E S04	SWNW
T17N R02E S04	NWSW	T17N R02E S04	SWSW
T17N R02E S04	SESW	T17N R02E S04	NESE
T17N R02E S04	NWSE	T17N R02E S04	SWSE
T17N R02E S04	SESE	T17N R02E S05 Lot 1	NENE
T17N R02E S05 Lot 2	NWNE	T17N R02E S05	SWNE
T17N R02E S05	SENE	T17N R02E S05	SWSE
T17N R02E S05	SESE	T17N R02E S08	NENE
T17N R02E S08	NWNE	T17N R02E S09	NENE
T17N R02E S09	NWNE	T17N R02E S09	SWNE
T17N R02E S09	SENE	T17N R02E S09	NENW
T17N R02E S09	NWNW	T17N R02E S09	SWNW
T17N R02E S09	SENE	T17N R02E S09	NESW
T17N R02E S09	NWSW	T17N R02E S09	SWSW
T17N R02E S09	SESW	T17N R02E S09	SWSE
T17N R02E S09	SESE	T17N R02E S10	NWNW
T17N R02E S10	SWNW	T17N R02E S10	SWSW
T17N R02E S15	NWNW	T17N R02E S15	SWNW

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 is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use
Stockwater use is for 900 range cattle.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 78-4296

WATER RIGHT NUMBER: 78-4296

ok per Carter

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	BOISE CASCADE CORP REGION ENVIRONMENTAL ENGINEER PO BOX 476 EMMETT, ID 83617 (208) 365-4431
Current Owner	WESTERN PACIFIC TIMBER LLC 101 S CAPITOL BLVD STE 1601 BOISE, ID 83702 (208) 947-0978

Priority Date: 01/01/1940 ✓
Basis: Beneficial Use ✓
Status: Active

<u>Source</u>	<u>Tributary</u>
UNNAMED STREAMS ✓	BIG CREEK ✓

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	5/01 to 11/30	~~0.230 CFS~~ 0.02	N/A - surface water
~~FIRE PROTECTION~~	~~5/01 to 11/30~~	~~0.200 CFS~~ out	
~~COMMERCIAL~~	~~5/01 to 11/30~~	~~0.200 CFS~~ out	
<u>Total Diversion:</u>		~~0.230 CFS~~ 0.02	

Location of Point(s) of Diversion

UNNAMED STREAMS ADAMS County	SW1/4NE1/4	Sec. 4, Twp 17N, Rge 02E, B.M.
UNNAMED STREAMS ADAMS County	NE1/4NE1/4	Sec. 4, Twp 17N, Rge 02E, B.M.
UNNAMED STREAMS ADAMS County	SW1/4SW1/4	Sec. 4, Twp 17N, Rge 02E, B.M.
UNNAMED STREAMS ADAMS County	NE1/4SW1/4	Sec. 9, Twp 17N, Rge 02E, B.M.
UNNAMED STREAMS ADAMS County	NE1/4NE1/4	Sec. 8, Twp 17N, Rge 02E, B.M.
UNNAMED STREAMS ADAMS County	NW1/4SE1/4	Sec. 10, Twp 17N, Rge 02E, B.M.
UNNAMED STREAMS ADAMS County	SW1/4SE1/4	Sec. 9, Twp 17N, Rge 02E, B.M.
UNNAMED STREAMS ADAMS County	SW1/4SW1/4	Sec. 10, Twp 17N, Rge 02E, B.M.

Place of Use

C18
N11, N13
X02 - 900 range
cattle

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 78-4296

STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
17N	02E	3	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
17N	02E	4	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
17N	02E	5	X	X	X	X	X			X							X	X	
17N	02E	8	X	X															
17N	02E	9	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
17N	02E	10		X	X		X	X	X	X	X	X	X			X	X		
17N	02E	15					X	X	X										

FIRE PROTECTION same as STOCKWATER
COMMERCIAL same as STOCKWATER

Conditions of Approval:

1. Address change by DB 1/3/2002

Remarks:Comments:Dates and Other Information:

Claim Received Date: 6/9/1988
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 State or Federal: S
 Owner Name Connector:
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:

① (B) 17N 2E 5 / SENW ✓
(E) 5 NENE ✓ unnn stream
Big CK.

② (B) 17N 2E 5 / SWSE ✓
(E) 5 SWSE ✓

③ (B) 17N 2E 5 / SESE ✓
(E) 5 SESE ✓

④ (B) 17N 2E 4 / NWSW ✓
(E) 4 NENW ✓

⑤ (B) 17N 2E 4 / NWSW ✓
(E) 4 NWSW ✓

⑥ (B) 17N 2E 3 / SWNE ✓
(E) 17N 2E 4 SWNE ✓

⑦ (B) 17N 2E 3 / SESW ✓
(E) 17N 2E 4 SWNE ✓

⑧ (B) 17N 2E 8 / NENE ✓
(E) 17N 2E 4 SWSE ✓

⑨ (B) 17N 2E 9 / NWNW ✓
(E) 9 NWNW ✓

⑩ (B) 17N 2E 9 SWNW ✓
(E) 17N 2E 4 SWSW ✓

⑪ (B) 17N 2E 8 NWNE ✓
(E) 17N 2E 9 SWNW ✓

⑫ (B) 17N 2E 8 NWNE ✓
(E) " " 8 NWNE ✓

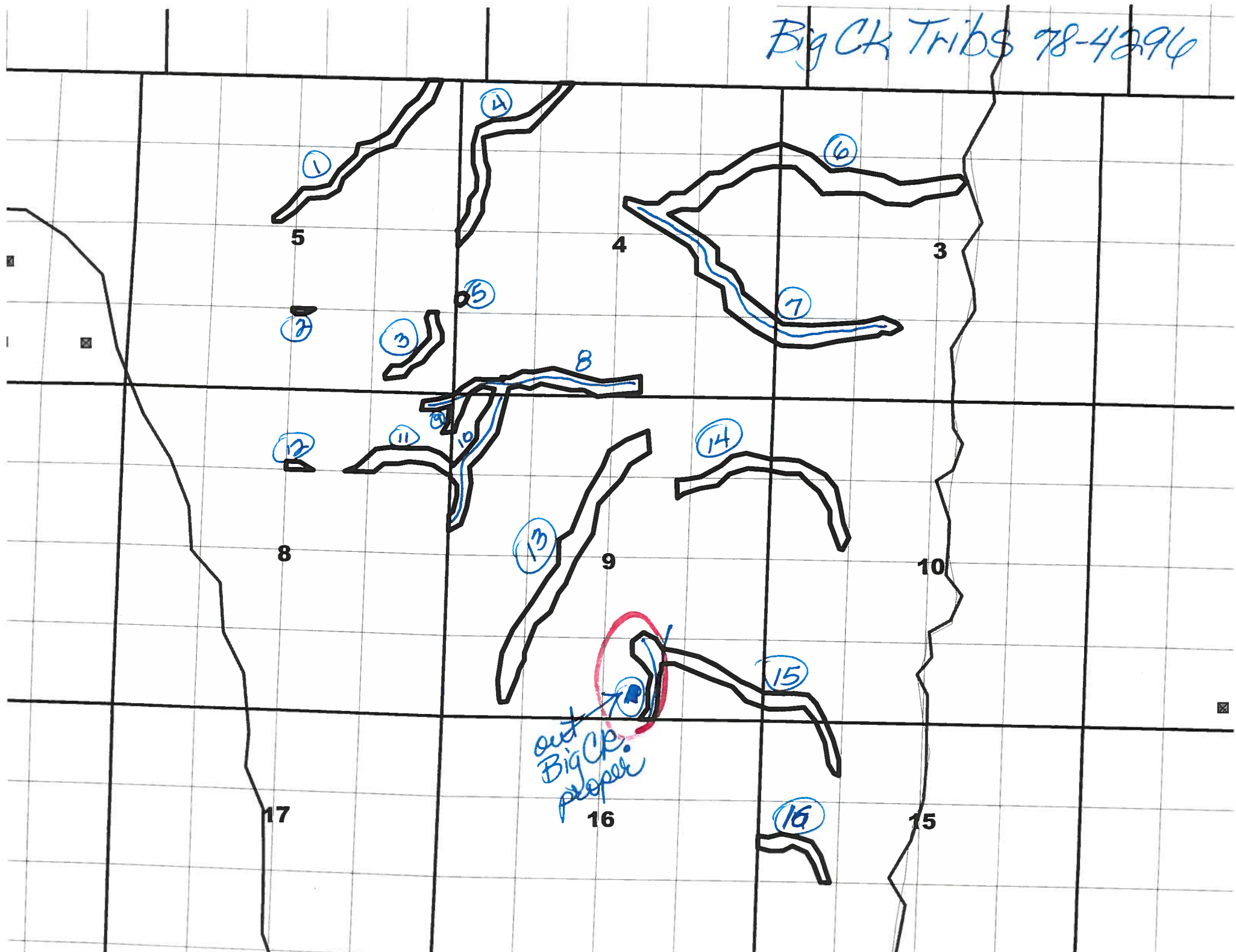
⑬ (B) 17N 2E 9 SWSW ✓
(E) " 9 NWNE ✓

⑭ (B) 17N 2E 10 SWNW ✓
(E) 17N 2E 9 SWNE ✓

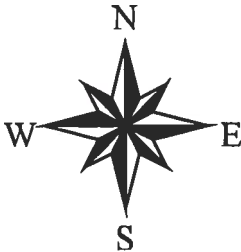
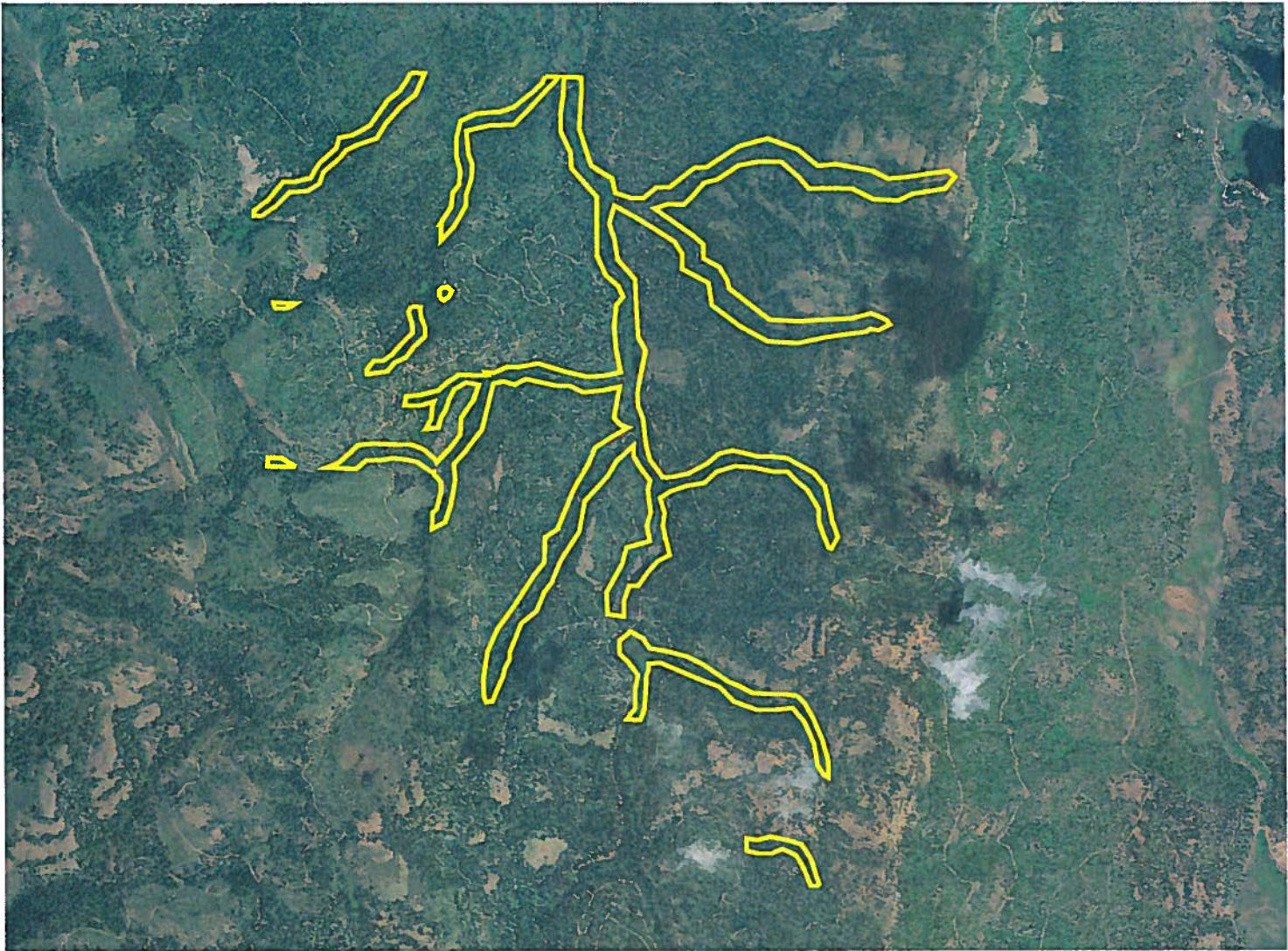
⑮ (B) 17N 2E 15 NWNW ✓
(E) 17N 2E 9 SWSE ✓

⑯ (B) 17N 2E 15 SWNW ✓
(E) " 15 SWNW ✓

Big Ck Tribs 78-4296



78-4296



CLAIM TO A WATER RIGHT

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

(Zip Code)

Telephone No. (208) 384-6450

(1) Date of priority: (When was the water first applied to a beneficial use)

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water) SEE ATTACHMENT 1

{cls. 24}

(Domestic, Irrigation, Stock, Etc.)

(Both dates inclusive)
(Mo., Day) . (Mo., Day)

Quantity 20

Use COMMERCIAL

Period of Use From MAY 1 To Nov. 30

Quantity 3

Use LIVESTOCK

Period of Use From MAY 1 To NOV. 30

Quantity 20

Use FIRE PAPER

Period of Use From MAY 1 To NOV. 30

Quantity _____

Use _____

Period of Use From _____ To _____

(4) 1.23 TOTAL QUANTITY USED.

15. الم

(5) A) Point of diversion: (Location of point where water is diverted from its source) SEE ATTACHMENT 2

1/4 Sec. _____ Twp. _____ Rge. _____ B.M., County of Adams

Additional points of diversion:

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. PUMPS

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location. SEE ATTACHMENT 3

[illegible]

No. of acres _____

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

Commercial = Dust Abatement for Roads, Fire Protection and Livestock

NOTE: Include here the type and number of stock watered:

900 CATTLE

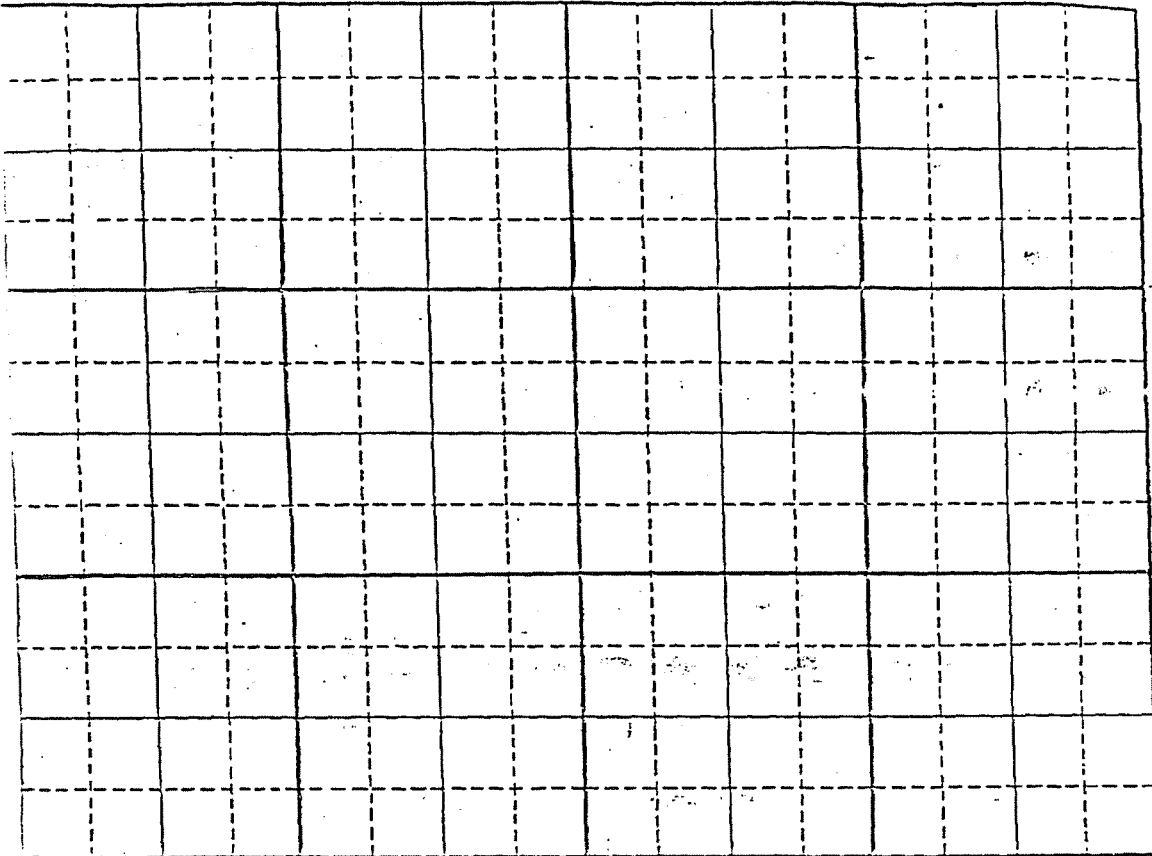
(7) If you are claiming water as a member of an organization, list name of organization: BOISE CASCADE CORPORATION

NOT RECORDED

UNRECORDED

(8) Remarks _____

SEE ATTACHED MAP



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)

County of Ada) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

BOISE CASCADE CORPORATION

Herbert S. Mahony
(Claimant)

Sworn to before me this 29th day of June, 1983.

Joyce S. Leamon
Notary Public

Residing at Boise, Idaho

My commission expires June 6, 1986

FOR DEPARTMENT USE ONLY

Received by mm Date 6-29-83 Exception filed by: _____
Prelim. check by WLS Date 3/20/84
\$30.00 fee received by JP Date 6/29/83 # 32233
Published in Ottawa County Record
Dates 4/26 & 5/3/84

Forwarded to _____ Date _____
claimant by: _____

ATTACHMENT 1

1. Date of priority: 1940
2. Describe source of water supply: (name of stream, lake, spring, etc.):

		Tributary of
1.	UN. ST.	Big Creek
2.	UN. ST.	Big Creek
3.	UN. ST.	Big Creek
4.	UN. ST.	Big Creek
5.	UN. ST.	Big Creek
6.	UN. ST.	Big Creek
7.	UN. ST.	Big Creek
8.	UN. ST.	Big Creek
9.		
10.		
11.		
12.		
13.		
14.		
15.		
16.		
17.		
18.		
19.		
20.		

ATTACHMENT 2

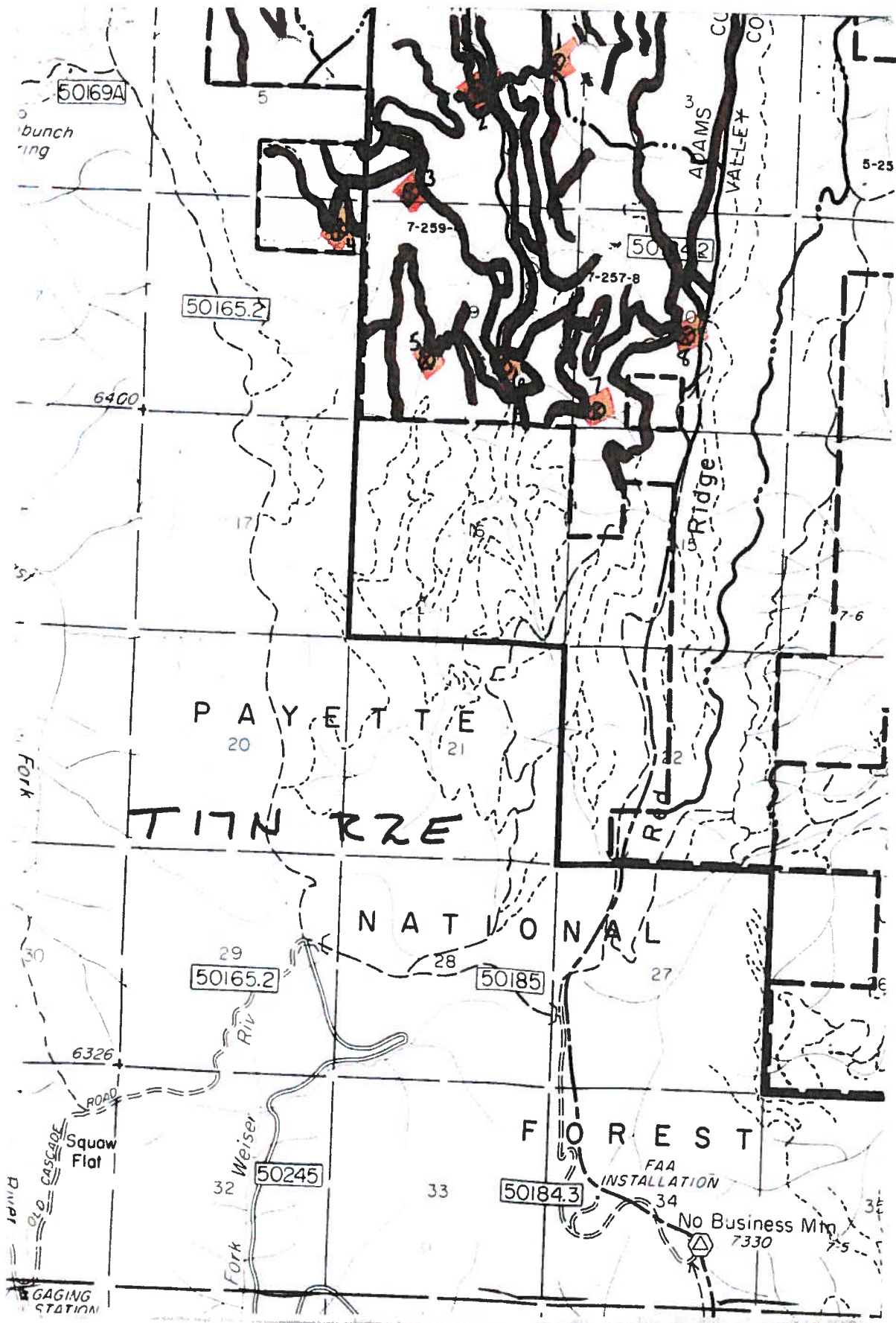
Point of diversion (Location of point where water is diverted from its source):

	Township	Range	Section	40
1.	17N	2E	4	NENE
2.	17N	2E	4	SWNE
3.	17N	2E	4	SWSW
4.	17N	2E	8	NE NE
5.	17N	2E	9	~~SWSE~~ NESW
6.	17N	2E	9	SWSE
7.	17N	2E	10	SWSW
8.	17N	2E	10	NWSE
9.				
10.				
11.				
12.				
13.				
14.				
15.				
16.				
17.				
18.				
19.				
20.				

6. Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. Place "S" in 40s where there is stock development.
Management Unit Name or Major Drainage: BIG CREEK

	TOWNSHIP	RANGE	SECTION	N E			N W			S E			S W		
				NE	NW	SE	NE	NW	SW	NE	NW	SW	NE	NW	SW
16	1. 17N	R2E	3				ALL								
14	2.		4				ALL								
8	3.		5		✓	✓	✓						✓		✓
2	4.		8	✓	✓										
16	5.		9				ALL								
10	6.		10		✓	✓	✓	✓	✓			✓	✓		
3	7.		15				✓	✓	✓						
71	8.														
	9.														
	10.														
	11.														
	12.														
	13.														
	14.														
	15.														
	16.														
	18.														
	19.														

MICROFILMED



MICROFILMED

78-4296