

RECEIVED

MAY - 8 2007

Department of Water Resources
Adjudication Bureau

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

A

Subcase

78-07243 B

(Insert water right number)

**DOMESTIC AND
STOCK WATER RIGHT
OBJECTION**

Please fill in the following information:

B

NAME AND ADDRESS OF PERSON OBJECTING

Name:

Douglas H. Boggan

Address:

H.C. 69 Box 430.

Biggins, Id. 83549

Daytime Phone:

208-628-3567

Name & Address of Attorney, if any:

C

CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name:

Charles and Wendy Sallas

Address:

169 Hwy 95 H.C. 69 Box 425

Biggins, Id. 83549

D I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address**
Should be: _____
2. ☐ **Source**
Should be: _____
3. ☐ **Quantity**
Should be: _____
4. ☐ **Priority Date**
Should be: _____
5. ☐ **Point(s) of Diversion**
Should be: _____
6. ☐ **Instream Flow Description**
Should be: _____
7. ☐ **Purpose(s) of Use**
Should be: _____
8. ☐ **Period of Year**
Should be: _____
9. ☐ **Place of Use**
Should be: _____

11. I object because:

☒ This water right should not exist.

☐ This water right was not recommended, but should be recommended with the elements described above.

E REASONS SUPPORTING OBJECTION(S): There is no
functional delivery system; Overflow
water wasted, netting no livestock water.



VERIFICATION (Must be Completed)

State of Idaho)
)ss.

County of Idaho

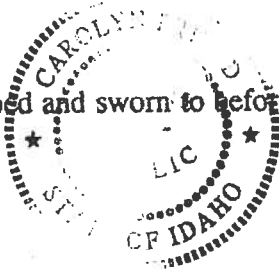
Douglas H. Baggan, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

[Signature]
(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: 5-5-07



Carolyn J. Quinn
Notary Public for Idaho
Residing at: Riggins
My Commission Expires: 08-05-2010

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. **FAX filings will not be accepted.** You must also send a copy to all the parties listed below in the Certificate of Mailing.



CERTIFICATE OF MAILING

I certify that on May 5, ~~199~~²⁰⁰⁷, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

Name: Charles and Wendy Sallis
Address: 169 Hwy 95 HEBS Box 475
Higgins, Id. 83549

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
PO Box 44449
Boise, ID 83711-4449

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724

Wendy Sallis
Signature of Objector or attorney
mailing on Objector's behalf

Send copy

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: 78-7243B

WENDY SALLAS

169 HWY 95 HC 69 BOX 425

RIGGINS ID 83549

Telephone Number: (208) 628-3638

CHARLES SALLAS

169 HWY 95 HC 69 BOX 425

RIGGINS ID 83549

Telephone Number: (208) 628-3638

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

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

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

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

DATE: 11/27/06

SIGNATURE:

Please print your name:

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

RECEIVED

NOV 27 2006

IDWR/North

SCANNED

NOV 30 2006

01/17/2006

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

RIGHT NUMBER: 78-7243B

NAME AND ADDRESS: WENDY SALLAS
169 HWY 95 HC 69 BOX 425
RIGGINS ID 83549

CHARLES SALLAS
169 HWY 95 HC 69 BOX 425
RIGGINS ID 83549

SOURCE: ALUM CREEK SPRING

TRIBUTARY: LITTLE SALMON RIVER

QUANTITY: 0.040 CFS
1.200 AFY

PRIORITY DATE: 05/25/1983

POINT OF DIVERSION:

T24N R01E S32 NENE Within IDAHO County

PURPOSE AND
PERIOD OF USE:

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

PLACE OF USE: DOMESTIC Within IDAHO County

T24N R01E S33 NWNW

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: BASIS OF CLAIM - Beneficial Use



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region, 1910 Northwest Blvd. Suite 210, Coeur d'Alene, Idaho 83814-2615

Phone: (208) 769-1450

Fax: (208) 769-1454

Web Site: www.idwr.idaho.gov

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

December 30, 2005

Charles Sallas
HC 69 Box 425 Hwy 95
Riggins, ID 83549

RE: 78-7243B

Dear Mr. Sallas:

On July 19, 1988, a Notice of Claim was submitted in the Snake River Adjudication. It appears that you may now own the property. If you do own the property, and the water is still being used, and you want your name in the final recommendation, then you need to file a change in water right ownership form and mail it to this office. Be sure to include a copy of the warranty deed or other document as described in item 2. B.

Sincerely,

Kenneth Knoblock
Water Resources Agent

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: A78-07243B
Date Received: 7/19/1988
Receipt No: m000472
Received By: LW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name:	WAYNE WICKS	208-628-3984
Address:	PO BOX 158	
	RIGGINS, ID	83549
AND/OR		
Name:	BERNERD GREEN	208-628-3429
Address:	HC-75, BOX 3706	
	NEW MEADOWS, ID	83654
AND/OR		
Name:	LESLIE WICKS	208-628-3984
Address:	PO BOX 158	
	RIGGINS, ID	83549
AND/OR		
Name:	FRANCES GREEN	208-628-3429
Address:	HC-75, BOX 3706	
	NEW MEADOWS, ID	83654

2. Date of Priority: MAY 25, 1983

3. Source: ALUM CREEK SPRING Trib. to: LITTLE SALMON

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
24N	01E	32	NE	NW	NE		IDAHO

5. Description of diverting works:

GR. FED PIPELINE FROM SPRING TO 50 GAL DRUM TO 500 GAL STORAGE --

6. Water is used for the following purposes:

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

7. Total Quantity Appropriated is:

0.040 C.F.S. (and/or)

A.F.A.

9. Non-irrigation uses:
D/ONE HOME PLUS 13 HEAD SHEEP

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
24N	01E	33	SW NW		DOMEST	

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

14. Remarks:
PIPELINE TO 500 GAL STORAGE TANK THEN EXTENDS TO P.O.U.
THIS WAS FORMERLY ONE WATER RIGHT; HOWEVER, CLAIMANT INDICATED
THEY WISHED TO SPLIT THIS RIGHT. A78-07243A IS IN THE NAME OF
THEODORE WICKS.

MICROFILMED

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: 1

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Leslie Weeks Date: 7/19/88

Date: _____

State of Idaho)
County of Teton) SS.

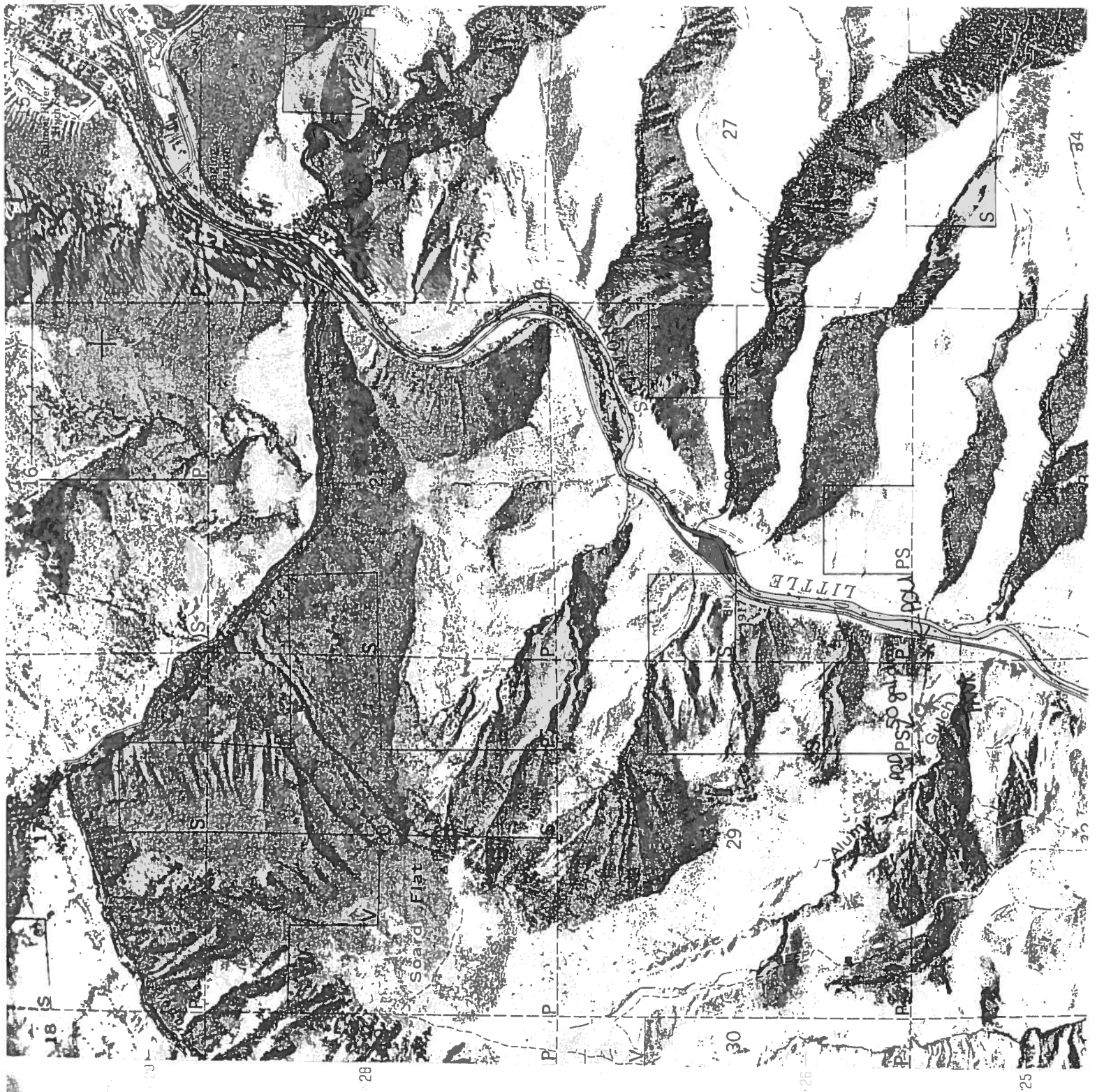
Subscribed and sworn (or affirmed) before me this 19 day
of July 19 88

John Dale Carter
Notary Public

Seal

Residing at Bain Id

My Commission Expires 6/9/94



MICROFILMED

-3240, R1E, Sec 32

78-7243B



0 400 800 Feet

Sections 32 & 33
T24N R1E



● Point of Diversion

□ Place of Use

Map prepared on January 17, 2006
By Kenneth Knoblock
Idaho Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

RECEIVED
JAN 12 2006
IDWR/North

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided, if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
_____	78-7243	B	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____

The following **REQUIRED** information must be submitted with this form:

A. ~~The appropriate FILING FEE. See instructions for fee amounts.~~

B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION.**

C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or SURVEY MAP clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) are for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the PLAT OF PROPERTY or SURVEY MAP.

Name and Address of Former
Owner/Claimant(s)

BERNARD & FRANCES GREEN

ACTS BOX 3706

New Owner/Claimant(s)

NEW MEADOWS, ID 83654

New Mailing Address

CHARLES & WENDY SALLAS

City, State and ZIP Code

169 HWY 95, HC69 BOX 425
RIGGINS ID 83549

New Telephone Number

208 628-3638

Signature of New Owner(s) or Claimant(s)
(include title if applicable)

Charles Sallas

Wendy K. Sallas

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 78-7243B

WATER RIGHT NUMBER: 78-7243B

RECEIVED
JAN 12 2006
IDWR/North

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BERNERD L GREEN 5607 PINES RD NEW MEADOWS, ID 83654
Original Owner	TED WICKS PO BOX 487 RIGGINS, ID 83549 (208)628-3468
Original Owner	WAYNE WICKS PO BOX 158 RIGGINS, ID 83549 (208)628-3984

Priority Date: 05/25/1983

Basis: Lease

Status: Active

<u>Source</u>	<u>Tributary</u>
SPRING	LITTLE SALMON RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
ESTIC	1/01 to 12/31	0.040 CFS	1.20 AF
<u>Total Diversion:</u>		0.040 CFS	1.20 AF

Location of Point(s) of Diversion

SPRING	NE1/4NE1/4	Sec. 32, Twp 24N, Rge 01E, B.M.
IDAHO County		

Place of Use

DOMESTIC

Twp	Rae	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE					
24N	01E	33						X											

Conditions of Approval:Remarks:

50% ~~50%~~ 1983 MAY 25 - GREEN/SALLAS

50% 1983 MAY 30 - WICKS

0435472

Recording Requested By and
When Recorded Return to:
Inland Title Company
524 West Main
Grangeville, ID 83530

STATE of IDAHO	
County of Idaho	
Recorded at request of <u>INLAND TITLE CO</u>	
at <u>1:55 P m</u> on <u>6-13-03</u>	
<u>ROSE E. GEHRING</u>	
By <u>G. M. Crosby</u>	Recorder
Fees \$ <u>9.00</u>	Deputy

mlpu

SPACE ABOVE THIS LINE FOR RECORDER'S USE ONLY

RECEIVED
JAN 12 2006
IDWR/North

GRANT DEED

FOR VALUE RECEIVED, Bernerd L. Green and Frances M. Green, husband and wife, whose address is 5607 Pines Road, New Meadows, Idaho, 83654 (collectively, "Grantor"), does hereby grant, bargain, sell and convey unto Charles Sallas, Jr., and Wendy K. Sallas, husband and wife, whose address is 9105 Highway 44, Middleton, Idaho, 83644 (collectively, "Grantee"), the real property legally described on Exhibit A, which exhibit is attached hereto and incorporated herein by this reference.

Together with all tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining.

Subject to all taxes and other assessments, reservations in patents and all easements, rights-of-way, encumbrances, liens, covenants, conditions, restrictions, obligations and liabilities as may appear of record or on the real property and all applicable zoning and use regulations affecting the above-described real property.

Grantor does hereby covenant to and with the Grantee and their successors and assigns, that the Grantor is the owner in fee simple of said real property; that said real property is free from all encumbrances made by it except as may be otherwise expressly specified herein; and that the Grantor will warrant and defend said real property from all lawful claims of all persons claiming by, through or under the Grantor.

IN WITNESS WHEREOF, the Grantor has executed this Grant Deed this 13th day of June, 2003.

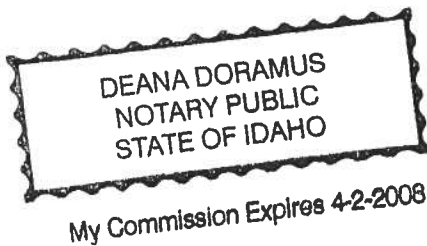
Bernerd L. Green
Bernerd L. Green

Frances M. Green
Frances M. Green

STATE OF IDAHO)
) ss.
County of Idaho)

On this 13th day of June, in the year 2003, before me, a Notary Public in and for the State of Idaho, personally appeared Bernerd L. Green and Frances M. Green, husband and wife, known or identified to me to be the persons who executed the within instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.



Deana Dorumus
NOTARY PUBLIC for Idaho
Residing at Kootenai, Id.
My commission expires: 4-2-2008

EXHIBIT "A"

Township 24 North, Range 1 East, Boise Meridian, Idaho County, Idaho

Section 32: A parcel of land located in the NE1/4NE1/4, and

Section 33: A parcel of land located in the NW1/4NW1/4, more particularly described as follows:

Commencing at the B.C. section corner common to Sections 28, 29, 32 and 33, which corner lies N89°20'27"W, 2615.936 feet from the B.C. quarter corner common to Sections 28 and 33; thence S30°33'11"E, 599.598 feet to a point on the Westerly right of way line of U.S. Highway 95, project 9-G, which point is the TRUE POINT OF BEGINNING;

Thence N88°12'13"W, 435.548 feet;

Thence S17°40'14"W, 543.361 feet;

Thence S63°28'30" E, 537.658 feet to a point on the Westerly right-of-way line of U.S. 95;

Thence N13°50'04"E, 169.366 feet along said right-of-way as the highway is constructed, to a P.C. of curve;

Thence along a curve to the left with the following data:

Delta of 6°45'43" L.T.;

Radius of 967.000';

Length of 114.125';

Chord of 114.058';

Tangent of 57.129';

L. Chord Bearing of N10°27'13"E, to the P.T.;

Thence N7°04'21"E, 471.149 feet to the TRUE POINT OF BEGINNING.

INLAND TITLE COMPANY

agent for First American Title Insurance

524 West Main Street
Grangeville, ID 83530



Telephone 208/983-0150 or 800/794-9404

Fax 208/983-3008

e-mail: customerservice@inlandtitle.com

July 16, 2003

CHARLES SALLAS JR. and WENDY K. SALLAS husband and wife
9105 Highway 44
Middleton, ID 83644

RE: RURAL
RIGGINS, ID 83549

Dear Mr. and Mrs. SALLAS:

In connection with your recent purchase of the above referenced property, enclosed are the following items:

1. Original Grant Deed conveying title to the property to you from BERNERD L. GREEN and FRANCES M. GREEN, husband and wife, recorded in the records of Idaho County, Idaho.
2. Owner's copy of the Title Insurance Policy Number J 1577906 (1402.92) issued by FIRST AMERICAN TITLE INSURANCE COMPANY, providing \$300,000.00 of owner's coverage.

We appreciate the opportunity to be of service to you and hope that you will not hesitate to contact us should you need title insurance, escrow closing or title assistance in the future.

Sincerely,
INLAND TITLE COMPANY

Del Lunders

Enclosures

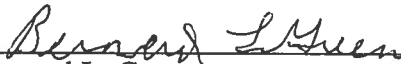
BILL OF SALE

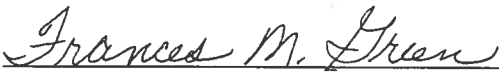
FOR VALUE RECEIVED, BERNERD L. GREEN and FRANCES M. GREEN, husband and wife, whose address is 5607 Pines Road, New Meadows, Idaho, 83654 ("Seller"), hereby sells, assigns and transfers unto CHARLES SALLAS, JR., and WENDY K. SALLAS, husband and wife, whose address is 9105 Highway 44, Middleton, Idaho, 83644, the following described personal property:

See EXHIBIT "A" attached hereto and incorporated herein by this reference.

Such personal property is conveyed as is, where is. Seller makes no warranties either express or implied in fact or by operation of law, and whether of merchantability, fitness for any particular purpose, condition or otherwise, concerning the personal property.

IN WITNESS WHEREOF, Seller has executed this instrument this 13th day of June, 2003.


Bernerd L. Green


Frances M. Green

COPYCOMPUTER
INDEXED
TRACTED
FILMED
ABSESSOR**313769**WARRANTY DEED

GRANTOR, DELBERT F. WICKS and LOLA L. WICKS, husband and wife, of P. O. Box 288, Higgins, Idaho, for a good and valuable consideration, the receipt of which is hereby acknowledged, does hereby grant, bargain, sell and convey unto BERNARD L. GREEN and FRANCES M. GREEN, husband and wife, of HC 75 Box 3706, New Meadows, Idaho, as GRANTEE, and to grantee's heirs and assigns forever, all of the following described real estate located in the County of Idaho, State of Idaho, to wit:

See Exhibit "A" attached hereto and hereby incorporated by this reference.

TOGETHER with all improvements, water, water rights, ditches, ditch rights, easements, hereditaments and appurtenances thereto.

Subject to:

General taxes for the year 1984, which are a lien, not yet due and payable.

Grantor, for himself, his heirs and assigns does hereby covenant, warranty and shall defend the quiet and peaceable possession of said premises by the Grantee, his heirs and assigns forever against the lawful claims of all persons.

In construing this deed, and where the context so requires, the singular includes the plural and the masculine, the feminine and the neuter.

IN WITNESS WHEREOF, Grantors have hereunto subscribed their names to this instrument this 22 day of June, 1984.

Delbert F. Wicks
DELBERT F. WICKS

Lola L. Wicks
LOLA L. WICKS

WARRANTY DEED

EXHIBIT A

A parcel of property located within the NW1/4 of Section 33, and the NE1/4 of Section 32, all within Township 24 North, Range 1 East of the Boise Meridian, Idaho County, Idaho, along with an easement for a water line and a common easement of a road, which property is more particularly described by a survey as follows:

Beginning at the B.C. section corner common to Sections 28, 29, 32 and 33, which corner lies North $89^{\circ}20'27''$ West 2015.936 feet from the B.C. quarter corner common to Sections 28 and 33; thence South $30^{\circ}33'11''$ East 599.598 feet to a point on the Westerly right of way line of U. S. Highway 95, project 9-0, which point is the initial point of beginning; thence North $88^{\circ}12'13''$ West 435.548 feet; thence South $17^{\circ}40'14''$ West 543.361 feet; thence South $63^{\circ}28'30''$ East 537.658 feet to a point on the Westerly right of way line of U. S. 95; thence North $13^{\circ}50'04''$ East 109.366 feet along said right of way as the highway is constructed, to a P. C. of curve; thence along a curve with the following data: $\Delta = 6^{\circ}45'43''$ I.T.; $R = 987.000'$; $L = 114.125'$; $ch = 114.058'$; $T = 57.120'$; L Ch Bearing = North $10^{\circ}27'13''$ East to the P. T.; thence North $7^{\circ}04'21''$ East 471.149 feet back to the initial point of beginning.

INCLUDING AND SUBJECT TO THE FOLLOWING EASEMENTS:

A thirty (30') foot easement for the purpose of ingress and egress to install, maintain, and operate a water line appurtenances, which easement is described from a center line survey as follows:

Beginning at the Northeast corner of said Section 32; thence South $14^{\circ}33'24''$ West 519.369 feet to the Northwest corner of the above identified parcel; thence South $17^{\circ}40'14''$ West 310.248 feet along the Westerly line of said parcel to the initial point of beginning; thence South $82^{\circ}10'35''$ West 27.916 feet; thence North $84^{\circ}33'19''$ West 230.180 feet; thence North $84^{\circ}17'11''$ West 149.983 feet; thence North $56^{\circ}43'17''$ West 36.310 feet to the center of a five foot diameter tank; thence North $73^{\circ}55'26''$ West 257.848 feet to a point 30 feet beyond an existing 55 gallon tank; and

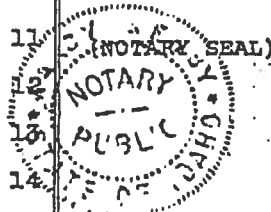
A thirty (30') foot wide joint and common right of way for ingress and egress by and between Delbert F. Wicks and Lola L. Wicks, husband and wife, and Wayne Wicks, across an existing road which is described by the following survey:

Beginning at the Northwest corner of said Section 33; thence South $30^{\circ}33'11''$ East 599.598 feet to the Northeast corner of the above identified parcel; thence North $7^{\circ}04'21''$ East 20.00 feet to a point on the Westerly right of way line of U. S. 95, which point is the initial point of beginning; thence South $60^{\circ}29'54''$ West 54.110 feet; thence South $2^{\circ}57'44''$ West 124.382 feet; thence South $9^{\circ}10'46''$ West 162.247 feet; thence South $8^{\circ}30'58''$ West 70.619 feet; thence South $14^{\circ}31'25''$ West 163.469 feet; thence South $7^{\circ}39'54''$ West 260.983 feet to a 3-way intersection; thence North $49^{\circ}08'16''$ West 208.417 feet; thence North $66^{\circ}27'58''$ West 83.072 feet; thence North $56^{\circ}35'34''$ West 114.489 feet; thence North $49^{\circ}08'04''$ West 93.454 feet; thence North $64^{\circ}47'28''$ West 30.431 feet to a point on the Westerly line of the above identified parcel and at a point which is North $17^{\circ}40'14''$ East 28.152 feet from the Southwest corner of the above identified parcel.

1 STATE OF IDAHO)
2 ss.
3 County of Idaho)

4 On this 22 day of June, 1984, before me, a Notary for the
5 said County and State, personally appeared DELBERT F. WICKS and
6 LOLA L. WICKS, husband and wife, known or identified to me to be
7 the persons whose names are subscribed to the within instrument,
8 and they acknowledged to me that they freely executed the same.

9 IN WITNESS WHEREOF, I have hereunto set my hand and affixed
10 my official seal the day and year first above written.



Danay Newby
Notary Public for State of Idaho,
Residing at *Boise*, therein.

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Filed and recorded at the request of *Delbert F. Wicks*
at 10:30 o'clock 2 day of June, 1984
By *Robert L. Johnson*
Deputy
JOYCE C. HART
Ex-Officio Auditor and Recorder
Blaine County, Idaho
Fee \$ 6.00

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 78-07243B

Priority: May 25, 1983

Maximum Diversion Rate:
Maximum Diversion Volume:

0.04 CFS
1.2 AF

This is to certify, that BERNARD GREEN
5607 PINES RD

NEW MEADOWS ID 83654

has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated May 25, 1983; and
has submitted Proof of Beneficial Use on August 29, 1988. An examination indicates
that the works have a diversion capacity of 0.040 cfs of water from:

SPRING

tributary to LITTLE SALMON RIVER

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF

LOCATION OF POINT(S) OF DIVERSION:

NENE, Sec. 32, Township 24N, Range 01E
IDAHO County

PLACE OF USE: DOMESTIC

TWN RGE SEC

24N 01E 33

NWNW

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Rights 78-07243A, 78-07243B and 78-07375 when combined shall not exceed a total diversion rate of 0.04 cfs.
6. Rights 78-07243A and 78-07375 are also diverted through the point(s) of diversion described above.
7. The spring source rises in an intermittent stream known locally as Alum Creek and shown on USGS maps as Alum Gulch.
8. Domestic use is for 1 home.

MICROFILMED

FEB 13 1998



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region, 1910 Northwest Blvd. Suite 210, Coeur d'Alene, Idaho 83814-2615

Phone: (208) 769-1450

Fax: (208) 769-1454

Web Site: www.idwr.idaho.gov

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

December 22, 2005

Bernard Green
5607 Pines Rd
New Meadows, ID 83654

RE: 78-7234B

Dear Mr. Green:

On July 19, 1988, a Notice of Claim was submitted in the Snake River Adjudication. It lists domestic use in Section 32 Township 24N Range 1E. We searched the Idaho County tax lot information and we cannot find that you own property in that section. Would you please provide us with the parcel number?

Sincerely,

Kenneth Knoblock
Water Resources Agent

RECEIVED

DEC 30 2005

IDWR/North

Parcel # RP24N01E320149A.

June 13, 2003 we sold this property to

Charles + Wendy Sallas
HC 69 Box 425 Hwy 95
Peggy, Id 83549



State of Idaho

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Sincerely,

A handwritten signature in black ink, appearing to read 'Ken Knoblock', written over a horizontal line.

Kenneth Knoblock
Water Resources Agent



State of Idaho
DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615
(208) 769-1450

Fax (208) 769-1454

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

July 18, 2005

Ted Wicks
2010 Birch Drive
Lewiston, ID 83501

RE: 78-7243B

Dear Mr. Wicks:

We have reviewed your Snake River Adjudication Claim for domestic use of water from a spring tributary to Alum Creek. Everything seems in order. We are trying to find out if Wayne Wicks and Bernerd Green are still using the water from the spring. Would you please provide us with an address we can contact them?

Sincerely,

A handwritten signature in blue ink, appearing to read 'Knoblock'.

Kenneth Knoblock
Water Resources Agent

*change address
of Ted Wicks if ~~let~~ we
receive a reply to this*