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SEP 29 2011

DEPARTMENT OF
WATER RESOURCES

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) Subcase No. 82-12247
)
) (Insert Water Right Number)
)
) STANDARD FORM 4
Case No. 39576)
)
) MOTION TO FILE:
) ☒ LATE NOTICE OF CLAIM
) ☐ AMENDED NOTICE OF CLAIM
_____)

INSTRUCTIONS

This form is used to file a late Notice of Claim or an amendment to a Notice of Claim in a reporting area where the Director's Report has been filed. Forms may be obtained from the SRBA Court, the Idaho Department of Water Resources (IDWR), or you may copy or reproduce this blank form. If you copy or reproduce this form, please copy on both sides with the even number pages upside down.

The water right number for your late or amended claim must be indicated above in the blank space following "Subcase." You must use a **separate form for each** late or amended Notice of Claim.

This form has been adopted by the court in *SRBA Administrative Order 1, Rules of Procedure* (amended Sept. 30, 1996), Section 4, which may be consulted for further information.

By filing a *Motion to File a Late Notice of Claim* or a *Motion to File an Amended Notice of Claim*, you certify that it is well-grounded in fact; is warranted by existing law or a good-faith argument for the extension, modification or reversal of existing law; and is not filed for any improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation.

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☒ I have read ***SRBA Administrative Order 1, Rules of Procedure*** (amended Sept. 30, 1996).

My name is State of Idaho, Department of Lands (hereinafter referred to as the "IDL")

My address is 300 North 6th Street, Suite 103, P.O. Box 83720, Boise, Idaho 83720-0050

My phone number is: Work (208) 334-0200 Home Not Applicable

I am an attorney representing the IDL

My name is Tyson K. Nelson, Deputy Attorney General

My address is JRW Building, Second Floor, 700 West State Street, P.O. Box 44449, Boise, Idaho 83711-4449

My phone number is (208) 334-2400

MOTION TO FILE LATE NOTICE OF CLAIM

A Motion to File a Late Notice of Claim will require a hearing before the Presiding Judge.

☒ I did not file a Notice of Claim to the use of water in the SRBA because:

The IDL uses water from ponds located on State land in northern Idaho for grazing and forest practices. IDL's forest practice uses include fire suppression, training for fire suppression, pesticide applications, and dust abatement related to timber harvest activities. IDL leases State land for grazing, and the lessees use the ponds for stockwater. The ponds are typically small in size and geographically dispersed across parcels of State land. IDL's process to accurately inventory the ponds was delayed due to the large volume of ponds and the dispersed locations of the ponds.

Legal questions also delayed IDL's filing of a Notice of Claim for these uses. Idaho Code Section 42-201(3) authorizes the diversion of water "from a natural watercourse and use[] at any time, with or without a water right" for two categories of water use. First, water may be used to "extinguish an existing fire on private or public lands, structures, or equipment, or to prevent an existing fire from spreading to private or public lands, structures or equipment endangered by an existing fire." Idaho Code § 42-201(3)(a). Second, water may be used for forest practices as defined by Idaho Code Section 38-1303(1) and dust abatement. Idaho Code § 42-201(3)(b). Idaho Code Section 38-1303(1) defines forest practice to mean

(a) the harvesting of forest tree species; (b) road construction associated with harvesting forest tree species; (c) reforestation; (d) use of chemicals

or fertilizers for the purpose of growing or managing forest tree species; (e) the management of slashings resulting from harvest, management or improvement of forest tree species; or (f) the prompt salvage of dead or dying timber or timber that is threatened by insects, disease, windthrow, fire or extremes of weather.

IDL was uncertain whether Idaho Code Section 42-201(3) would apply to all of its uses of water from the ponds. Ultimately, IDL concluded it would file a claim to provide certainty for its continued use of the ponds on State lands.

- ☐ I filed a Notice of Claim and elected to defer judicial proceedings on my domestic or stock watering use. I desire to reinstate my Notice of Claim for domestic or stock watering use.
- ☒ I am providing legal and factual documentation for my claimed use of water. You must described these documents and attach a readable copy. (You do not need to fill this out if you are reinstating a Notice of Claim for domestic or stock watering use, but you **must** attach a copy of your Notice of Claim.)

IDL's supporting documentation is included with the Notice of Claim, attached hereto. The Notice of Claim has three (3) attachments: Attachment 1 is a statement of claimed water purposes and quantity, Attachment 2 is a map of the pond locations, and Attachment 3 is Michael E. Denney's affidavit for proof of use with supporting evidence attached.

I have attached:

- ☒ A fully completed Notice of Claim (available from IDWR) is attached.
- ☒ A claim filing fee and a late claim fee for those claims other than domestic or stock water use for which a notice of claim was filed. To determine this amount, contact IDWR at (800) 451-4129. IDWR has advised that the claim filing fee for this notice of claim is \$102.00. IDL requests that IDWR initiate an SA-50 Interagency Billing Statement to bill IDL for the fees (see attached letter).

Follow these instructions regarding the hearing on this motion.

1. Contact the Clerk of the SRBA Court (208-736-3011) to request a hearing date and time.
2. Fill in the following information:

This motion will be heard on Tuesday, December 20, 2011, at 1:30 p.m.
at the SRBA courthouse, 253 Third Avenue, Twin Falls, Idaho.

VERIFICATION (Must be completed)

State of Idaho

County of Ada

Tyson K. Nelson, being first duly sworn, upon oath, deposes and says:
(Insert name of person filing form)

That I am the party/claimant filing this motion for late or amended claim (as listed on Page 2) as defined I.C. §§42-1401A(1) and (7) or that I am the attorney for the party/claimant filing this motion for late or amended claim and that I have read this motion, know its contents, and believe that the statements are true to the best of my knowledge.

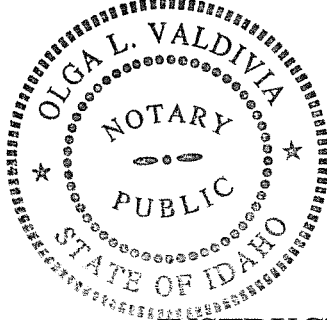
Signature of person filing motion

[Handwritten Signature]

Attorney signing in representative capacity

Subscribed and sworn to before me on September 28, 2011

(Insert Date)



[Handwritten Signature]

Notary Public for

Residing at: Boise

My Commission expires: 2/8/2012

INSTRUCTIONS FOR MAILING

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

CERTIFICATE OF MAILING

I certify that on this 28th day of September 2011, I caused to be served the original and/or copy of this form on the following persons by the indicated method:

1. Original to:

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

- ☒ U.S. Mail, postage prepaid
☐ Hand Delivery
☐ Federal Express
☐ Facsimile: (208) 736-2121
☐ Statehouse Mail

2. Copies to

State of Idaho,
Department of Lands
300 N. 6th St.
P.O. Box 83720
Boise, ID 83720-0050

- ☐ U.S. Mail, postage prepaid
☐ Hand Delivery
☐ Federal Express
☐ Facsimile:
☒ Statehouse Mail

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

- ☒ U.S. Mail, postage prepaid
☐ Hand Delivery
☐ Federal Express
☐ Facsimile: (303) 312-7379
☐ Statehouse Mail

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

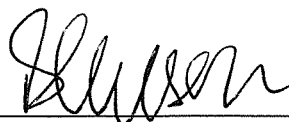
- ☐ U.S. Mail, postage prepaid
☐ Hand Delivery
☐ Federal Express
☐ Facsimile: _____
☒ Statehouse Mail

Chief of Natural Resource Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, Idaho 83711-4449

Not Applicable

3. If you are filing an amended Notice of Claim in a subcase being heard before the Presiding Judge or a Special Master, you must serve a copy on all parties to that subcase.

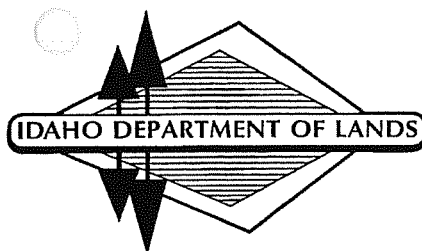
(Insert Names/address of parties)



Tyson K. Nelson
Deputy Attorney General

**MICA SUPERVISORY
AREA**

3258 West Industrial Loop
Coeur d'Alene ID 83815
Phone (208) 769-1577
Fax (208) 769-1597



TOM SCHULTS, DIRECTOR
EQUAL OPPORTUNITY EMPLOYER

STATE BOARD OF LAND COMMISSIONERS

C.L. "Butch" Otter, Governor
Ben Ysursa, Secretary of State
Lawrence G. Wasden, Attorney General
Donna M. Jones, State Controller
Tom Luna, Sup't of Public Instruction

September 26, 2011

Idaho Department of Water Resources

Attn: Craig Saxton

Idaho Water Center

322 East Front Street

P.O. Box 83720

Boise, Idaho 83720-0098

Re: Fee Payment for Claim No. 82-12247

Dear Mr. Saxton:

The Idaho Department of Lands ("IDL") has prepared a late Notice of Claim for the above-referenced water right claim and will file a Motion to File Late Notice of Claim in the SRBA Court. In the event the SRBA Court grants IDL's motion, IDL requests that the Idaho Department of Water Resources initiate a SA-50 Interagency Billing Statement to bill IDL for the claim filing fee and the late claim fee.

If you have any questions, feel free to contact me at mdenney@idl.idaho.gov or 208-769-1577. Thank you for your assistance in this matter.

Sincerely,

Michael R. Denney
Area Manager- Mica

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SEP 29 2011

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 82-12247

Date Received: _____

Receipt No: _____

Received By: _____

NOTICE OF CLAIM
TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) STATE OF IDAHO, DEPARTMENT OF LANDS Phone (208) 334-0200

Mailing Address PO BOX 83720 BOISE ID ZIP 83720-0050
Street or Box City State

2. Date of Priority (Only one (1) per claim) 11/25/1969
Month Day Year (YYYY)

3. Source of water supply (Check one) Ground Water () or Other (☒) (a) UNNAMED SPRINGS
which is tributary to (b) SOUTH FORK CLEARWATER RIVER

4. a. Location of Point of Diversion is: Township 31N, Range 04E, Section 36,
SW, 1/4 of NE, 1/4 Govt. Lot _____, BM., County of IDAHO

Parcel (PIN) no. _____

Additional points of diversion if any: 31N04E-36-NENW (42-58)

If available, GPS Coordinates 45.98361363 - 115.898 (42-57), 45.98774695 - 115.903 (42-58)

b. If instream flow, beginning point of claimed instream flow is:

Township _____, Range _____, Section _____, _____, 1/4 of _____, 1/4

Govt. Lot _____, BM., County of _____

ending point is: Township _____, Range _____, Section _____, _____, 1/4 of _____, 1/4

Govt. Lot _____, BM., County of _____

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. _____

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6. Water is claimed for the following purposes:

(both dates are inclusive MM-DD)

(cfs)

(acre feet)

For SEE ATTACHED purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) _____ (cfs) and/or (b) 14.40 (acre feet)

8. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock, Etc.) INDUSTRIAL USE FOR ANY FOREST MANAGEMENT ACTIVITY

9. 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.

Twn	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
31N	04E	36	X	X	X	X	X	X	X	X					X	X	X	X	

Parcel (PIN) no(s). _____

Total number of acres irrigated _____

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

11. Do you own the property listed above as place of use? Yes (✓) No ()

If your answer is No, describe in Remarks below the authority you have to claim this water right.

12. Describe any other water rights used at the same place and for the same purposes as described above.

_____ or None ()

13. Remarks: _____

Last Name DEPT OF LANDS

Identification No. 82-12247

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14. Basis of Claim (Check One) Beneficial Use (✓) Posted Notice () License () Permit () Decree ()

Court _____ Decree Date _____ Plaintiff v. Defendant _____

If applicable provide IDWR Water Right Number _____

15. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notices 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: 3

For Individuals: I/We do solemnly swear or affirm under penalty of perjury that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) _____ Date: _____

_____ Date: _____

For Organizations: I do solemnly swear or affirm under penalty of perjury that I am

AREA MANAGER - MAGGIE CREEK of IDAHO DEPARTMENT OF LANDS,
Title Organization

that I have signed the foregoing document in the space below as

AREA MANAGER - MAGGIE CREEK of IDAHO DEPARTMENT OF LANDS,
Title Organization

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

Signature of Authorized Agent *Jim A. Clappner* Date 8/19/11

Title and Organization AREA MANAGER - MAGGIE CREEK, IDAHO DEPARTMENT OF LANDS

16. Notice of Appearance:

Notice is hereby given that I, Tyson K. Nelson, will be acting as attorney at law of 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 *Tyson K. Nelson* Date 9/26/2011

Address P.O. Box 44449, Boise, ID 83711-4449

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Last Name DEPT OF LANDS

Identification No. 82-12247 9 2011

Attachment 1

Statement of Claimed Water Purposes and Quantity

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PURPOSE	FROM	TO	CFS	AF
STOCKWATER STORAGE	1-1	12-31		.91
STOCKWATER FROM STORAGE	1-1	12-31		.91
FIRE PROTECTION STORAGE	1-1	12-31		14.4
FIRE PROTECTION FROM STORAGE	1-1	12-31		14.4
INDUSTRIAL STORAGE	1-1	12-31		14.4
INDUSTRIAL FROM STORAGE	1-1	12-31		14.4

STOCK

NONSTOCK

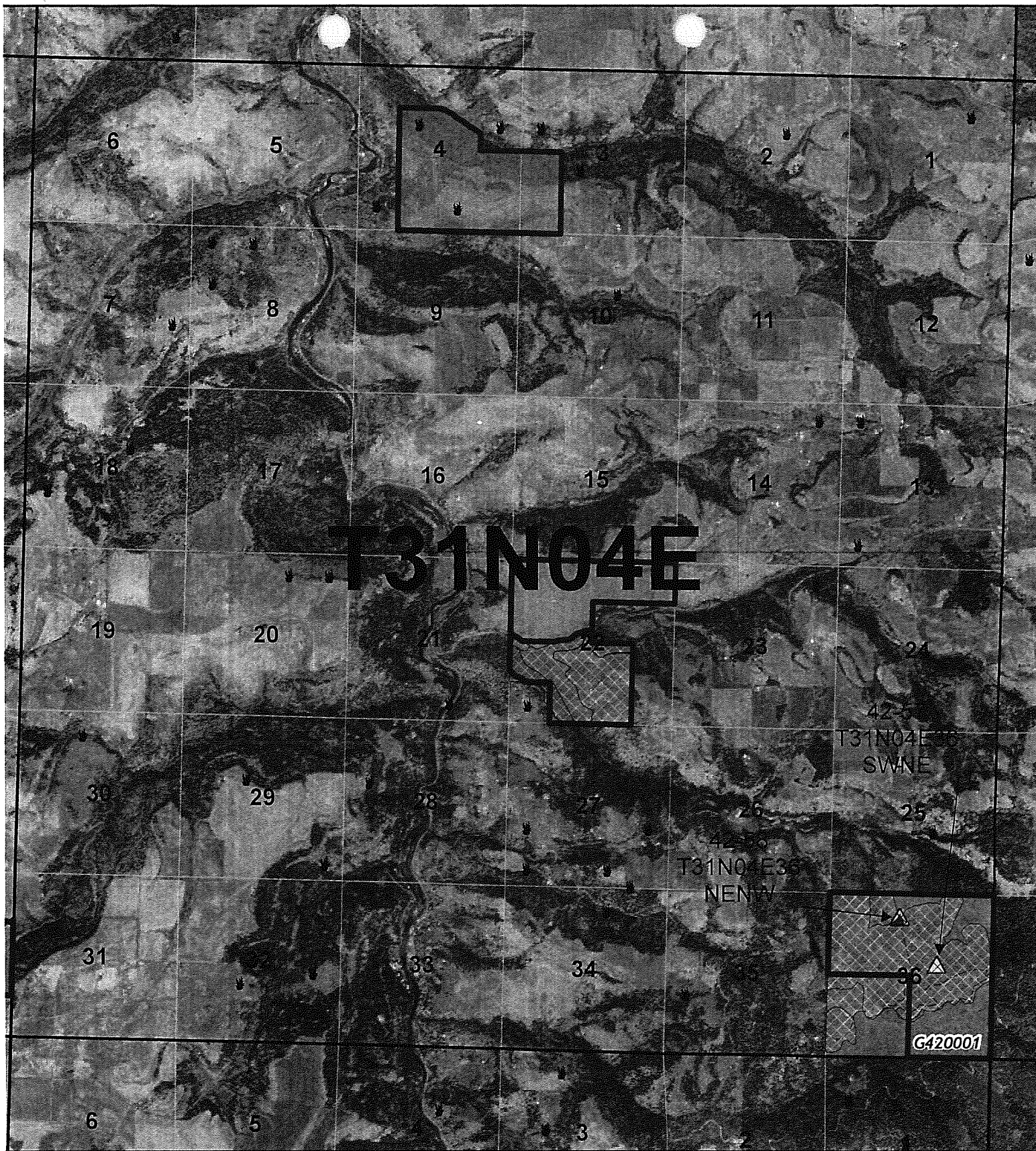
POND #	POND SIZE	EVAP	USAGE	=A/F	GPM TO AF
42-57	.29	+.17	+.2=	.66	7.2
42-58	.02	+ .03	+.2=	.25	7.2
				.91	14.4

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Attachment 2

Map of Ponds



Legend

- △ IDL Pond
- 🔥 Historical Fires
- IDL Grazing Leases
- Timber Sales

Basin 82
Pond:
42-57, 42-58

Scale 1:50,000
0 0.5 1
Miles



Map Notes

Projection: IDTM 83

Map Notes and Data Sources:
IDL Ownership current as of map date.
IDL Pond data 5/12/2011.
NAIP Image- 2004

Disclaimer:
This map has been compiled using the best information available to the Idaho Department of Lands at the time and may be updated and/or revised without notice. In situations where known accuracy and completeness is required, the user has the responsibility to verify the accuracy of the map and the underlying data sources.



Attachment 3

Affidavit for Proof of Use

Idaho Department of Lands

Affidavit for Proof of Use

I reviewed Department Lands Records to determine time of use of water sources for dust abatement, fire control, and grazing.

Dust abatement is commonly applied to provide for safe access and to reduce road damage during timber sale activities and wildfires. Past sales and wildfires are shown on the map included in the application.

I also found in speaking with Fire Wardens and found that that the pond locations are inspected and maintained every two to three years to ensure access by fire engines, helicopters, water trucks, and portable pumps. They are used for fire training during these inspections and at other planned times.

This information is intended as supplemental proof of use following the earliest date found in our research as to when the pond was constructed for these and other uses.

Pond number(s) 42-57 and 42-58 were constructed no later than the date of the attached evidence showing the ponds time in use as early as 11-25-69, during the timber sales shown in the attached evidence.

The undersigned claimant further certifies that all information contained in the affidavit is true and correct, as of the date shown, and the signature below is his true and legal signature.

Michael R. Denney

September 26, 2011

Name (Printed)

Date

Michael R. Denney

Signature

3258 W Industrial Loop, Coeur d' Alene, Idaho 83815

Address, City, State, Zip Code

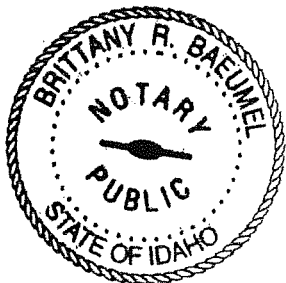
Subscribed and sworn before me the 26 day of SEPTEMBER, year 2011, County of KOOTENAI, State of IDAHO.

My Commission Expires 03/19/14

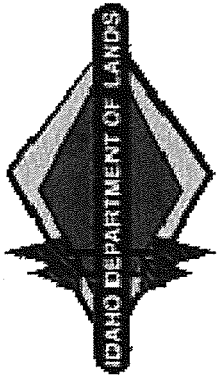
Brittany R. Baemel

Notary Public's Signature

SEAL



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SEP 29 2011



Activity Report

Township	Range	Section	Ownership	Activity Type	Instrument #	Remarks
31N	04E	36	All	All		
						Search

Town / Rang e	Sectio n	Sequenc e	Ownership	Activity	Instrument Numb er	Acquired Acre s	Construction Sale Acr es	Remaining State Acr es
31N 04E	36	10	Public Schools	STATE GRANT		640.00	0.00	640.00

Description:

Remarks: Date of Grant 7-3-1890

Town / Rang e	Sectio n	Sequenc e	Ownership	Activity	Instrument Numb er	Acquired Acre s	Construction Sale Acr es	Remaining State Acr es
31N 04E	36	20	Public Schools	TIMBER SALE	879	0.00	0.00	640.00

Description:

Remarks: Wallace C. Scott - Cancelled 4-2-1951

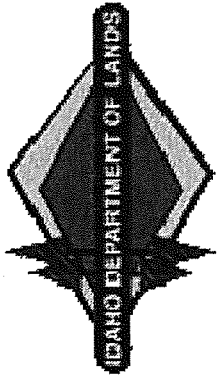
Town / Rang e	Sectio n	Sequenc e	Ownership	Activity	Instrument Numb er	Acquired Acre s	Construction Sale Acr es	Remaining State Acr es
31N 04E	36	30	Public Schools	TIMBER SALE	921	0.00	0.00	640.00

Description:

Remarks: W. C. Scott Lumber Co., Inc. - Cancelled 4-2-1951

Town / Rang e	Sectio n	Sequenc e	Ownership	Activity	Instrument Numb er	Acquired Acre s	Construction Sale Acr es	Remaining State Acr es
31N 04E	36	40	Public Schools	MINERAL LEASE	1178	0.00	0.00	640.00

Description:



Remarks: Cancelled

Town / Range	Section	Sequence	Ownership	Activity	Instrument Number	Acquired Acres	Construction Sale Acres	Remaining State Acres
31N 04E	36	50	Public Schools	EASEMENT	2157	0.00	0.00	640.00

Description:

Remarks: USFS (Nez Perce Ntl. Forest) - Road

Town / Range	Section	Sequence	Ownership	Activity	Instrument Number	Acquired Acres	Construction Sale Acres	Remaining State Acres
31N 04E	36	60	Public Schools	EASEMENT	2171	0.00	0.00	640.00

Description:

Remarks: USFS (Nez Perce Ntl. Forest) - Road

Town / Range	Section	Sequence	Ownership	Activity	Instrument Number	Acquired Acres	Construction Sale Acres	Remaining State Acres
31N 04E	36	70	Public Schools	TEMPORARY PERMIT	1232	0.00	0.00	640.00

Description:

Remarks: USFS (Nez Perce Ntl. Forest) - Road use & rock removal - Cancelled 4-5-1974.

Town / Range	Section	Sequence	Ownership	Activity	Instrument Number	Acquired Acres	Construction Sale Acres	Remaining State Acres
31N 04E	36	80	Public Schools	TEMPORARY PERMIT	314	0.00	0.00	640.00

Description:

Remarks: USFS (Nez Perce Ntl. Forest) - Road use - Cancelled 7-31-1978

Town / Range	Section	Sequence	Ownership	Activity	Instrument Number	Acquired Acres	Construction Sale Acres	Remaining State Acres
31N 04E	36	90	Public Schools	TEMPORARY PERMIT	188	0.00	0.00	640.00

Description:



Remarks: USFS (Nez Perce Ntl. Forest) - Road use - Cancelled 10-19-1979

Town / Range	Section	Sequence	Ownership	Activity	Instrument Number	Acquired Acres	Construction Sale Acres	Remaining State Acres
31N 04E	36	100	Public Schools	GRAZING LEASE	4280	0.00	0.00	640.00

Description:

Remarks: Cancelled 12-31-1985

Town / Range	Section	Sequence	Ownership	Activity	Instrument Number	Acquired Acres	Construction Sale Acres	Remaining State Acres
31N 04E	36	110	Public Schools	GRAZING LEASE	4280	0.00	0.00	640.00

Description:

Remarks: Cancelled 12-31-1992

Town / Range	Section	Sequence	Ownership	Activity	Instrument Number	Acquired Acres	Construction Sale Acres	Remaining State Acres
31N 04E	36	120	Public Schools	TEMPORARY PERMIT	570	0.00	0.00	640.00

Description:

Remarks: USFS - Metal gate on Forest Road 1104 - Cancelled 1-12-1995

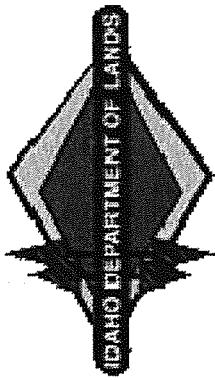
Town / Range	Section	Sequence	Ownership	Activity	Instrument Number	Acquired Acres	Construction Sale Acres	Remaining State Acres
31N 04E	36	130	Public Schools	TIMBER SALE	2909	0.00	0.00	640.00

Description:

Remarks: Weyerhaeuser Co. - Sears Wall (Assigned to Three Rivers Timber, Inc. on 2-15-1996) - Cancelled 9-2-1997

Town / Range	Section	Sequence	Ownership	Activity	Instrument Number	Acquired Acres	Construction Sale Acres	Remaining State Acres
31N 04E	36	140	Public Schools	GRAZING LEASE	4425	0.00	0.00	640.00

Description:



Remarks: Cancelled 5-15-2003

Town / Rang e	Sectio n	Sequenc e	Ownership	Activity	Instrument Numb er	Acquired Acre s	Construction Sale Acr es	Remaining State Acr es
31N 04E	36	150	Public Schools	DIRECT SALES	425273	0.00	0.00	640.00

Description: Dataload April 2009

Remarks: RONALD S MORROW - SEARS WALL 3 - Cancelled 11/01/2008

Town / Rang e	Sectio n	Sequenc e	Ownership	Activity	Instrument Numb er	Acquired Acre s	Construction Sale Acr es	Remaining State Acr es
31N 04E	36	160	Public Schools	TEMPORAR Y PERMIT	425032	0.00	0.00	640.00

Description:

Remarks: Allan and Robin Scott- Grazinf permit. Replaces Grazing lease G-4280. Expires 12/31/2009.

Town / Rang e	Sectio n	Sequenc e	Ownership	Activity	Instrument Numb er	Acquired Acre s	Construction Sale Acr es	Remaining State Acr es
31N 04E	36	170	Public Schools	GRAZING LEASE	4280	0.00	0.00	640.00

Description:

Remarks: Part S2SE S. of fence, cancelled 12/31/2009

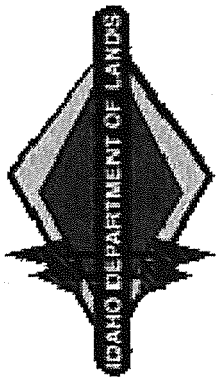
Town / Rang e	Sectio n	Sequenc e	Ownership	Activity	Instrument Numb er	Acquired Acre s	Construction Sale Acr es	Remaining State Acr es
31N 04E	36	180	Public Schools	GRAZING LEASE	420001	0.00	0.00	640.00

Description:

Remarks: Instrument date 1/1/2010, expires 12/31/2019

Town / Rang e	Sectio n	Sequenc e	Ownership	Activity	Instrument Numb er	Acquired Acre s	Construction Sale Acr es	Remaining State Acr es
31N 04E	36	190	Public Schools	TIMBER SALE	423861	0.00	0.00	640.00

Description:



Remarks: Seawall - Idaho Forest Group, LLC - Expires 6/24/2014

IDAHO DEPARTMENT OF PUBLIC LANDS

November 1, 1969

12-57
42-58

Dear Lessee:

The Idaho Department of Public Lands has commenced a resource inventory on all state lands. The ultimate result of this inventory will be classification of these lands to indicate their highest and best use, keeping fully in mind the rights and needs of the lessee.

In order to insure the fullest consideration of your needs and accomplishments, your answers to the following questions are requested.

1. Improvements:

Please list on this sheet and sketch in and plot on the enclosed plat map any improvements that may exist. Also, indicate the cost of the improvements, year constructed, and how much federal cost-sharing was received.

A. Fencing: add 21.4 posts wire

1. wire 3 wire posts cedar miles 2 1/2 new fence
woven/barbed steel/wood
cost \$ 550 federal cost-share about \$100 year constructed 1962

2. wire _____ posts _____ miles _____
woven/barbed steel/wood
cost \$ _____ federal cost-share _____ year constructed _____

B. Number of ponds developed two ponds

1. Type of improvement: _____ no. boxed _____ pipeline _____
actual cost \$ don't know troughs _____ length/size _____
federal cost-share \$ _____

C. Seeding:

acres none grass _____ year _____ cost \$ _____
federal cost-share \$ _____

D. Brush spray:

acres none material _____ year _____
cost \$ _____ federal cost-share \$ _____
_____ % kill

E. Roads constructed by lessee:

miles none surface _____ year _____ cost \$ _____

F. Wells:

depth _____ yield _____ cost \$ _____ federal cost-share \$ _____

G. Buildings:

type no buildings
year constructed _____ cost \$ _____

2. Livestock use on state leased land:

A. Class:

cattle 20 sheep _____ horses _____
no. no. no.

B. Season of use:

1. Turn out date:

a. cattle June 15 sheep _____ horse _____

2. Gathering date:

a. cattle Oct 15 sheep _____ horse _____

3. Is state land within a BLM or Forest Service allotment?

yes _____ no no what agency? _____

4. Does a federal agency grant you exchange of use on your state land lease and permit you to graze in another area? yes _____ no no

5. Do your livestock run in common with other users within an allotment?

yes _____ no no If so, who? _____

You are requested to contact our District or Area offices rather than the Land Commissioner's office to discuss any leasing details. Our field staff, located in your area, is better acquainted with your situation.

Please review all the terms and conditions of your lease. Particular attention is invited to item No. 15 regarding waste. It is the lessee's responsibility to prevent the dumping of trash and refuse on state land. The lessee is also responsible for control of noxious weeds on state leases.

Your cooperation is deeply appreciated. A member of our local staff will call on you in the future.

Very truly yours,


G. C. TROMBLEY
Commissioner

A C K N O W L E D G M E N T

I have completed the foregoing questionnaire to the best of my knowledge.

I will return it to:

G. C. Trombley
State Land Commissioner
Statehouse
Boise, Idaho 83707

SIGNED:

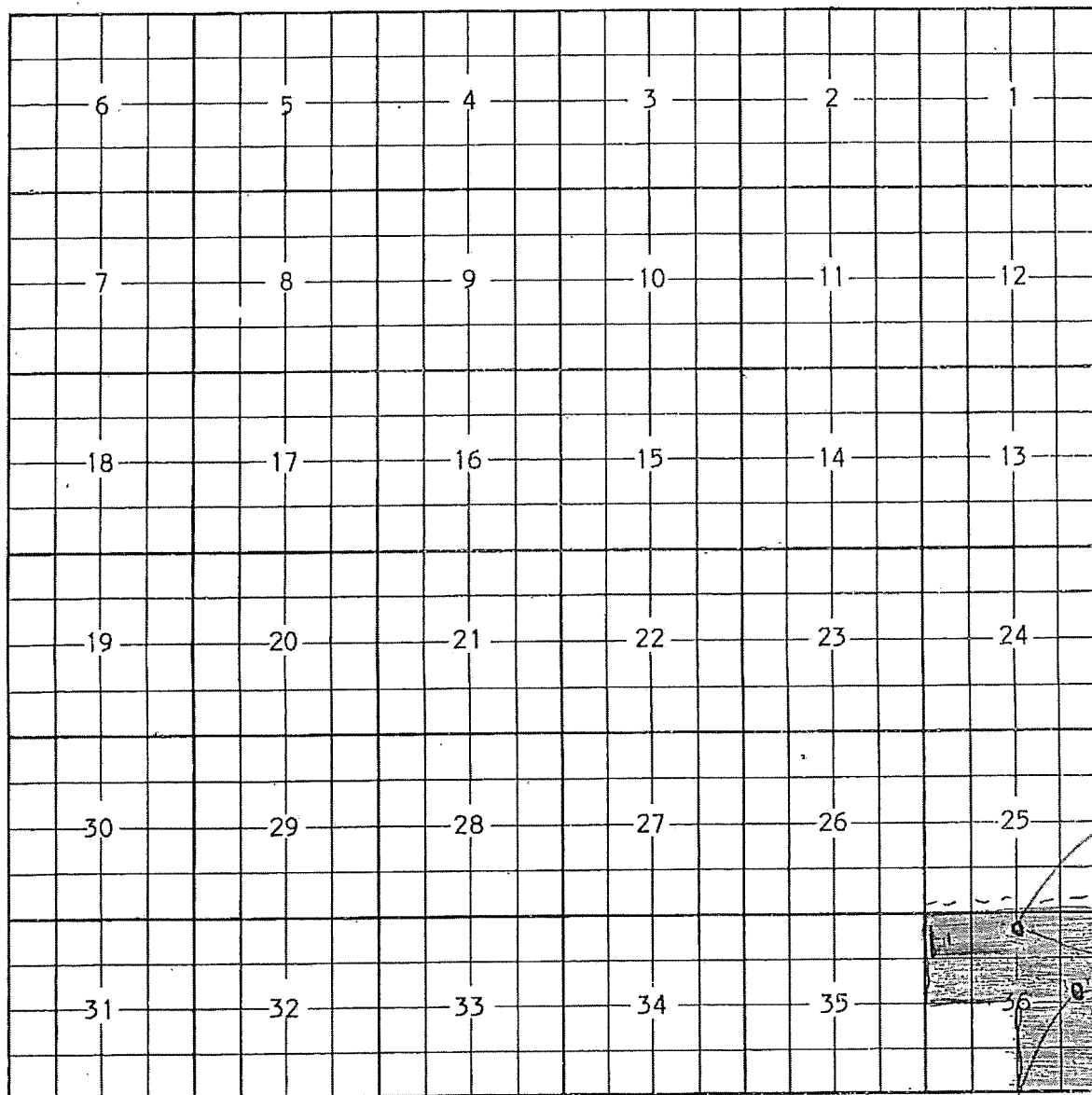
Ed M. Falden
Lessee

Emmas Lou Falden
Lessee

DATE: 11/25/69

Priority
Date

TOWNSHIP 31. N RANGE 4 E
COUNTY Idaho



Scale: 1 inch = 1 Mile