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DEPARTMENT OF
WATER RESOURCES

9-30

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. 84-12265
) (Insert Water Right Number)
)
)
Case No. 39576) **STANDARD FORM 4**
)
) **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

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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 \$104.00. 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.

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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.

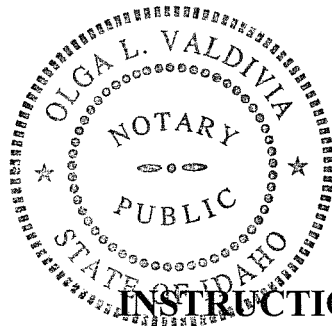
Signature of person filing motion

Tyson K. Nelson

Attorney signing in representative capacity

Subscribed and sworn to before me on September 28, 2011

(Insert Date)



Olga L. Valdivia

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.

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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.

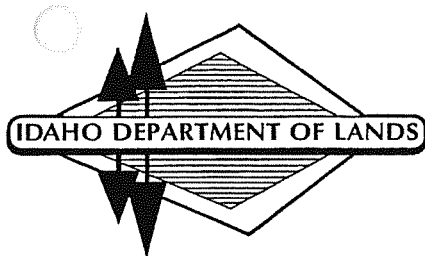
(Insert Names/address of parties)



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

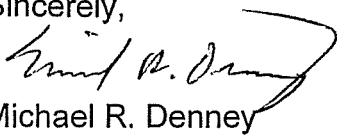
Re: Fee Payment for Claim No. 84-12265

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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**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 84-12265

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 83720-0050
Street or Box City State

2. Date of Priority (Only one (1) per claim) 09/08/1968
Month Day Year (YYYY)

3. Source of water supply (Check one) Ground Water () or Other (✓) (a) PETE AND CHARLIE CREEK
which is tributary to (b) LOLO CREEK

4. a. Location of Point of Diversion is: Township 34N, Range 05E, Section 9,
NE, 1/4 of SE, 1/4 Govt. Lot _____, BM., County of CLEARWATER

Parcel (PIN) no. _____

Additional points of diversion if any: 34N05E-4-SESE (42-64)

If available, GPS Coordinates 46.29977 -115.831 (42-37) 46.30991 -115.83 (42-64)

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) 28.92 (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	
34N	05E	9	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
34N	05E	4	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? CLEARWATER

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 DEPARTMENT OF LANDS Identification No. 84-12265

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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 Jan A. Carpenter 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 T. Nelson Date 9/26/2011

Address Office of the Attorney General
P.O. Box 44449, Boise, ID 83711-4449

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Last Name IDAHO DEPT. OF LANDS Identification No. _____

42-37, 42-64

Attachment 1

Statement of Claimed Water Purposes and Quantity

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PURPOSE	FROM	TO	CFS	AF
STOCKWATER STORAGE	1-1	12-31		1.37
STOCKWATER FROM STORAGE	1-1	12-31		1.37
FIRE PROTECTION STORAGE	1-1	12-31		28.92
FIRE PROTECTION FROM STORAGE	1-1	12-31		28.92
INDUSTRIAL STORAGE	1-1	12-31		28.92
INDUSTRIAL FROM STORAGE	1-1	12-31		28.92

STOCK

NONSTOCK

POND #	POND SIZE	EVAP	USAGE	=A/F	GPM TO AF
42-37	.39	+.30	+.2=	.89	21.72
42-64	.11	+ .17	+.2=	.48	7.2
				1.37	28.92

Attachment 2

Map of Ponds

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Attachment 3

Affidavit for Proof of Use

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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) 42-37 and 42-64 were constructed no later than the date of the attached photograph showing the ponds location and was used as early as 9-8-1968, 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 8, 2011

Name (Printed)

Date

Michael R. Denney

Signature

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

Address, City, State, Zip Code

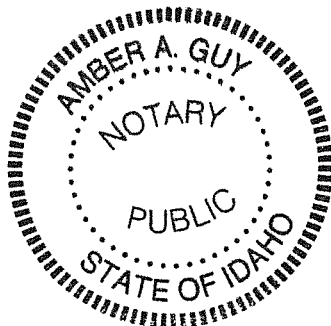
Subscribed and sworn before me the 8th day of September, year 2011, County of Kootenai, State of Idaho.

My Commission Expires 1/18/2015

Amber A. Guy

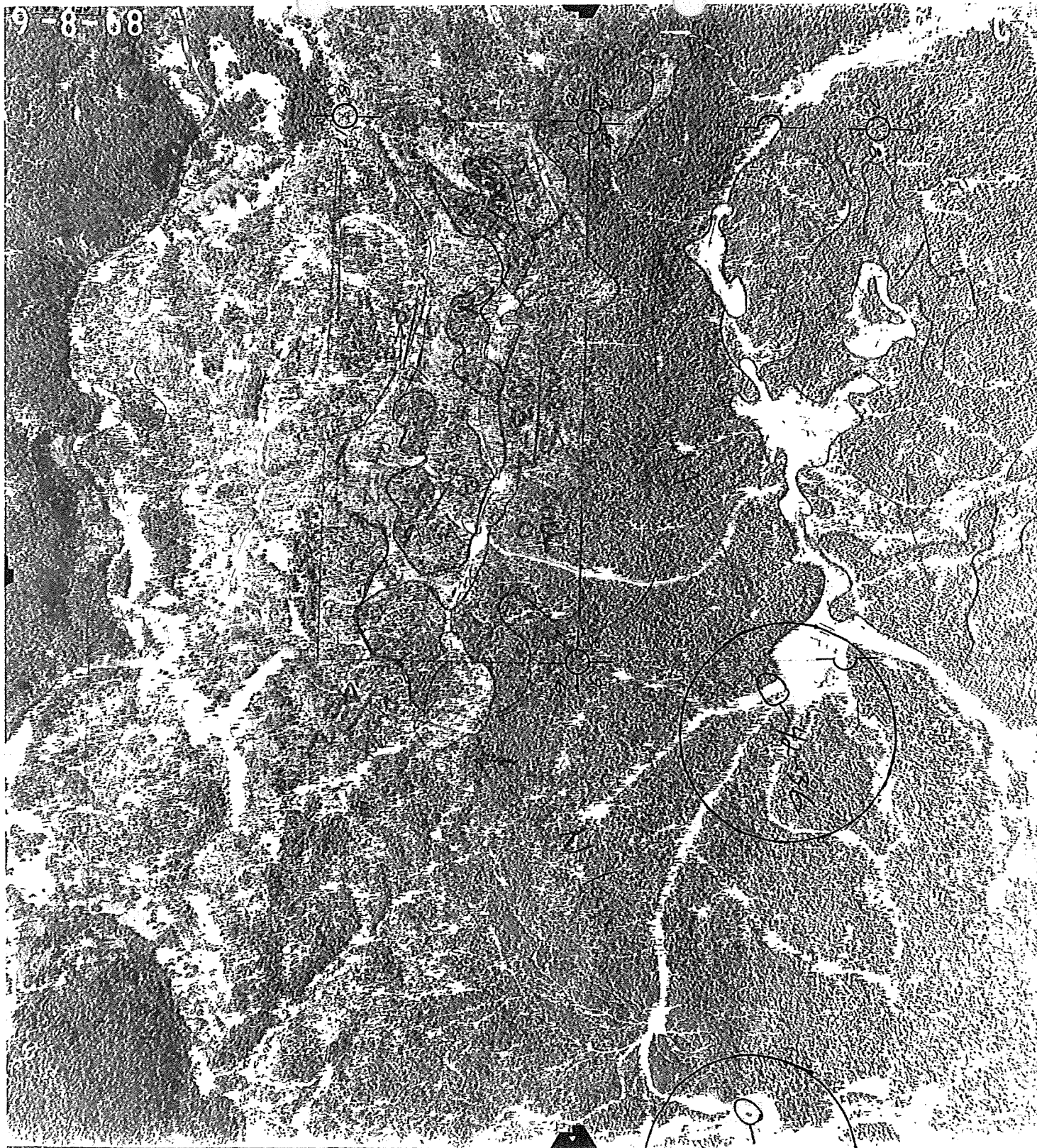
Notary Public's Signature

SEAL



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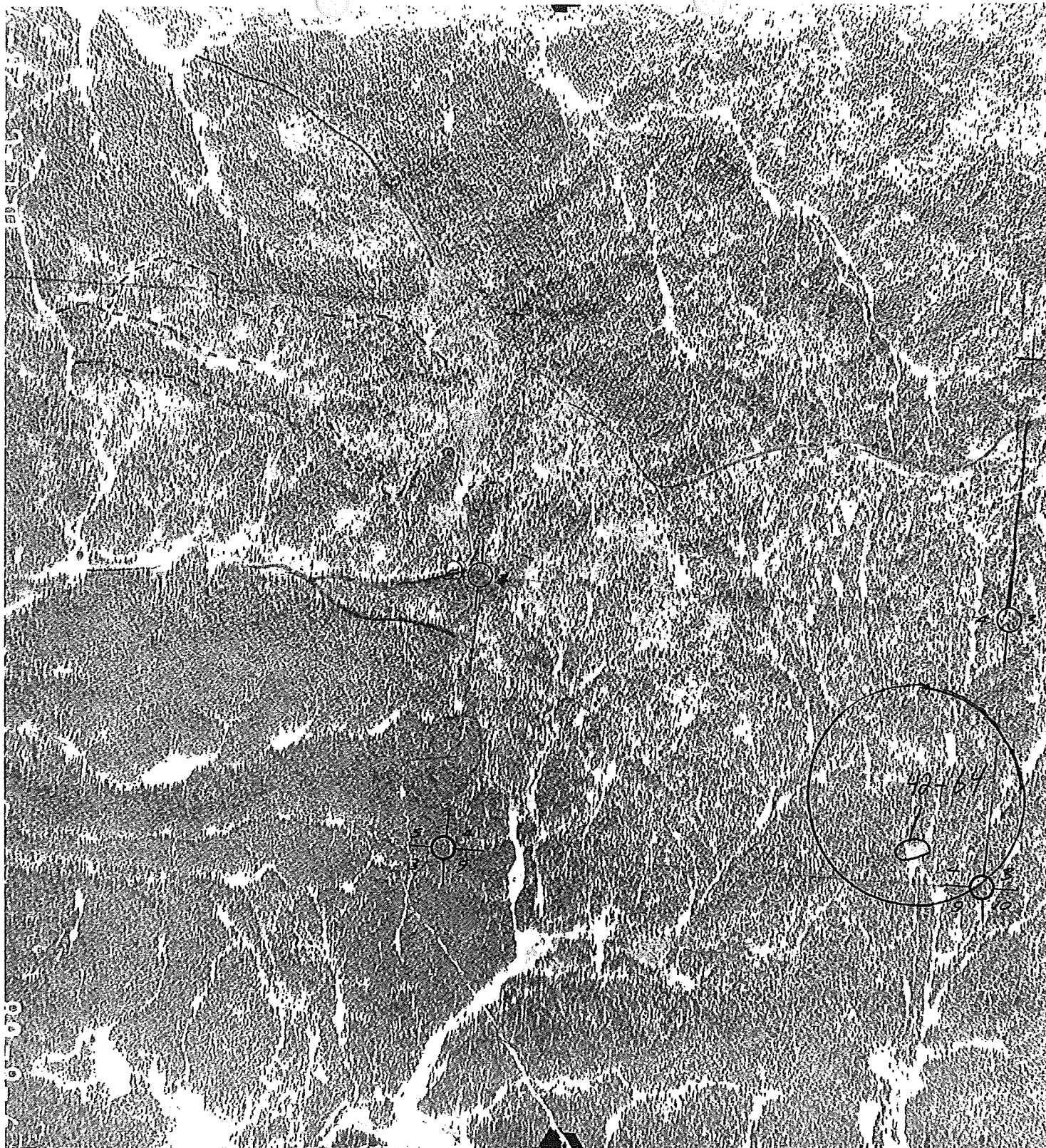
9-8-68



O-42-37

O-42-36

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Digital Land Records Report

Township	Range	Section	Activity	Inst Number	Remarks	Description	Ownership
34N	05E	01	CLEAR LIST	4	Date of Grant 5-4-1895 Subject to any valid interfering rights at date of selection.		School Of Science
			DIRECT SALES	425266	EXCELL LOGGING & FORESTRY INC - PICKLE KNOB - Cancelled 01/08/2008	Dataload April 2009	School Of Science
				425276	B&K Logging dba Kelly Smith - Lunch Scraps. Instrument Date 7/21/2008, Cancelled 10/23/2008.		School Of Science
			GRAZING LEASE	4070	Cancelled 3-26-1996		School Of Science
				4592	Expired 12/31/2010.	Part SW	School Of Science
					GRAZING LEASE #4597 IN LITIGATION - TEMPORARY PERMIT #42-5008 ISSUED TO GRAZING LEASE HOLDER UNTIL COURT DECREE. Cancelled 6-31-2002	Part SW	School Of Science
			TIMBER SALE	3021	L.D. McFarland Co., Ltd. - Mussell Pole - Cancelled 3-16-1998	Parts	School Of Science
				423464	Empire Lumber Co. - Lunch Saddle Seed - Cancelled 10/31/2007	Parts	School Of Science
				423563	McFarland Cascade Pole & Lumber Co. - Crane Creek Pole - Cancelled 1/14/2009		School Of Science
		02	CLEAR LIST	4	CL Dated 5-4-1895 Subject to any valid interfering rights at date of selection.		School Of Science
			DIRECT SALES	425266	EXCELL LOGGING & FORESTRY INC - PICKLE KNOB - Cancelled 01/08/2008	Dataload April 2009	School Of Science
				425276	B&K Logging dba Kelly Smith - Lunch Scraps. Instrument Date 7/21/2008, Cancelled 10/23/2008.		School Of Science
			GRAZING LEASE	4070	Cancelled 3-26-1996		School Of Science
				4592	Expired 12/31/2010.	Part N2S2	School Of Science
					GRAZING LEASE #4597 IN LITIGATION - TEMPORARY PERMIT #42-5008 ISSUED TO GRAZING LEASE HOLDER UNTIL COURT DECREE. Cancelled 6-31-2002	Part N2S2	School Of Science
			TIMBER SALE	2492	Kooskia, Inc. - Pete & Charlie Basin - Cancelled 1-14-1994	Parts	School Of Science
				3021	L.D. McFarland Co., Ltd. - Mussell Pole - Cancelled 3-16-1998	Parts	School Of Science
				3258	Empire Lumber Co. - Brown's Mountain - Cancelled 11-22-2004	Parts	School Of Science
					McFARLAND CASCADE POLE & LUMBE - UPPER TROUT POLE - Cancelled 12/02/2005	Dataload April 2009	School Of Science
				403298	Empire Lumber Co. - Lunch Saddle Seed - Cancelled 10/31/2007	Parts	School Of Science
				423464	McFarland Cascade Pole & Lumber Co. - Crane Creek Pole - Cancelled 1/14/2009		School Of Science
				423563	Stella-Jones Corporation - Browns Mountain Pole	Parts	School Of Science
				423767	Empire Lumber Company - Rock Ridge. Instrument date 8/6/2010, Expires 8/6/2013.	Parts	School Of Science
				423810			School Of Science



Digital Land Records Report

Township Range	Section	Activity	Inst Number	Remarks	Description	Ownership
34N	05E	02				
		TIMBER SALE	43298	L.D. McFarland Company - Upper Trout Pole - Cancelled 12-2-2005	Parts	School Of Science
			626	Mussell Shell Lumber Co. - Cancelled 7-2-1951		School Of Science
	03	CLEAR LIST	4	CL Dated 5-4-1895 Subject to any valid interfering rights at date of selection.		School Of Science
		DIRECT SALES	425248	SEE R SERVICES LLC - BROWNS BUGS - Cancelled 03/11/2005	Dataload April 2009	School Of Science
		GRAZING LEASE	4070	Cancelled 3-26-1996		Charitable Inst.
						Public Schools
						School Of Science
			4592	Expired 12/31/2010.		Charitable Inst.
						Public Schools
					Part SENE	School Of Science
				GRAZING LEASE #4597 IN LITIGATION - TEMPORARY PERMIT #42-5008 ISSUED TO GRAZING LEASE HOLDER UNTIL COURT DECREE. Cancelled 6-31-2002	Part SENE	School Of Science
		TIMBER SALE	4597	Schmidt Brothers, Inc. - Cancelled 5-5-1959		School Of Science
			1261	Kooskia, Inc. - Pete & Charlie Basin - Cancelled 1/14/1994	Parts	Public Schools
			2492	Kooskia, Inc. - Pete & Charlie Basin - Cancelled 1-14-1994	Parts	Charitable Inst.
					Parts SE	School Of Science
					Parts	Charitable Inst.
			2926	L.D. McFarland - Blonde Poles - Cancelled 10-6-1995		Public Schools
						School Of Science
						Charitable Inst.
			3258	Empire Lumber Co. - Brown's Mountain - Cancelled 11/22/2004	Parts	Public Schools
						School Of Science
				Empire Lumber Co. - Brown's Mountain - Cancelled 11-22-2004	Parts	Charitable Inst.
			423557	Empire Lumber Company - Pete's Basin OSR - Cancelled 10/22/2008		School Of Science
						Charitable Inst.
			423767	Stella-Jones Corporation - Browns Mountain Pole	Parts	School Of Science
						Charitable Inst.
						Public Schools
						School Of Science
			470	Chapins Cedar Co. - Expired 2-15-1939		School Of Science
			626	Mussell Shell Lumber Co. - Cancelled 7-2-1951		School Of Science



Digital Land Records Report

Township	Range	Section	Activity	Inst Number	Remarks	Description	Ownership
34N	05E	04	CLEAR LIST	4	Date of Grant 5-4-1895 Subject to any valid interfering rights at date of selection.		School Of Science
			DIRECT SALES	425227	MARVIN OSWOLD - LONG MEADOW BLOWDOWN - Cancelled 01/07/2004	Datalog April 2009	School Of Science
				425246	MARVIN OSWOLD - LONG MEADOW BLOW - Cancelled 11/10/2004	Datalog April 2004	School Of Science
				425249	MARVIN OSWOLD - ANOTHER MEADOW - Cancelled 02/09/2005	Datalog April 2004	School Of Science
				425307	Joe Cook Logging - Thistle Plantation Blowdown. Instrument date 8/11/2010, Expires 2/11/2011. Cancelled 10/27/2010.	Parts	School Of Science
				425308	Joe Cook Logging - Thistle Plantation Blowdown II. Instrument date 9/2/2010, Expires 3/2/2011. Cancelled 10/27/2010.	Parts	School Of Science
			GRAZING LEASE	4070	Cancelled 3-26-1996		School Of Science
				4597	GRAZING LEASE #4597 IN LITIGATION - TEMPORARY PERMIT #42-5008 ISSUED TO GRAZING LEASE HOLDER UNTIL COURT DECREE. Cancelled 6-31-2002		School Of Science
			TIMBER SALE	1327	Schmidt Brothers, Inc. - Cancelled 12-21-1962		School Of Science
				2492	Kooskia, Inc. - Pete & Charlie Basin - Cancelled 1-14-1994	Parts	School Of Science
				2579	Potlatch Corp. - Upper Miles OSR - Cancelled 12-8-1992	Parts	School Of Science
				3009	Clearwater Forest Industries, Inc. - Long Meadow Pulp - Cancelled 1-12-2001	Parts	School Of Science
				423555	Potlatch Forest Products Corp. - Eight Ball Pulp - Cancelled 12/4/2007		School Of Science
				470	Chapins Cedar Co. - Expired 2-15-1939		School Of Science
	05		CLEAR LIST	4	CL Dated 5-4-1895 Subject to any valid interfering rights at date of selection.		School Of Science
			DIRECT SALES	425227	MARVIN OSWOLD - LONG MEADOW BLOWDOWN - Cancelled 01/07/2004	Datalog April 2009	School Of Science
				425236	MARVIN OSWOLD - LONG MEADOW CEDAR - Cancelled 01/30/2004	Datalog April 2004	School Of Science
				425246	MARVIN OSWOLD - LONG MEADOW BLOW - Cancelled 11/10/2004	Datalog April 2004	School Of Science
				425249	MARVIN OSWOLD - ANOTHER MEADOW - Cancelled 02/09/2005	Datalog April 2004	School Of Science
				425307	Joe Cook Logging - Thistle Plantation Blowdown. Instrument date 8/11/2010, Expires 2/11/2011. Cancelled 10/27/2010.	Parts	School Of Science
				425308	Joe Cook Logging - Thistle Plantation Blowdown II. Instrument date 9/2/2010, Expires 3/2/2011. Cancelled 10/27/2010.	Parts	School Of Science
			GRAZING LEASE	4070	Cancelled 3-26-1996		School Of Science

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Township	Range	Section	Activity	Inst Number	Remarks	Description	Ownership
34N	05E	05	GRAZING LEASE	4597	GRAZING LEASE #4597 IN LITIGATION - TEMPORARY PERMIT #42-5008 ISSUED TO GRAZING LEASE HOLDER UNTIL COURT DECREE. Cancelled 6-31-2002		School Of Science
			TIMBER SALE	1168	Potlatch Forests, Inc. - Cancelled 3-29-1957	Parts of N2S2 & W2NW	School Of Science
				2395	Clearwater Forest Inc. (Kooskia) - Deer Gulch - Cancelled 12-11-1985		School Of Science
				3009	Clearwater Forest Industries, Inc. - Long Meadow Pulp - Cancelled 1-12-2001	Parts	School Of Science
				423555	Potlatch Forest Products Corp. - Eight Ball Pulp - Cancelled 12/4/2007		School Of Science
				43297	Potlatch Corp. - Round Prairie Pulp - Cancelled 6-10-2004	Parts	School Of Science
				691	Steve Russell - (Assigned to B. J. Carney Co.) - Cancelled 8-6-1947		School Of Science
		06	CLEAR LIST	4	CL Dated 5-4-1895 Subject to any valid interfering rights at date of selection.	L1(39.74),L2(39.81),L3(39.88),L4(37.15),L5(37.58),L6(37.97),L7(38.36)	School Of Science
			GRAZING LEASE	4002	Expires 12/31/2016		School Of Science
				4070	Cancelled 3-26-1996		School Of Science
				4597	GRAZING LEASE #4597 IN LITIGATION - TEMPORARY PERMIT #42-5008 ISSUED TO GRAZING LEASE HOLDER UNTIL COURT DECREE. Cancelled 6-31-2002		School Of Science
			TIMBER SALE	1168	Potlatch Forests, Inc. - Cancelled 3-29-1957		School Of Science
				1784	Joslyn Mfg. & Supply Co. - Miles Creek Poles - Cancelled 6-3-1970		School Of Science
				2072	Potlatch Corp. - Miles Creek Pulp - Cancelled 7-22-1982		School Of Science
				2347	Potlatch Corp. - Lacey Meadows Pulp - Cancelled 11-4-1988		School Of Science
				2674	Empire Lumber Co. - East Lacey - Cancelled 11-21-1991		School Of Science
				423	Chapin Cedar Co. - Cancelled 8-22-1938		School Of Science
				43297	Potlatch Corp. - Round Prairie Pulp - Cancelled 6-10-2004	Parts	School Of Science
		07	CLEAR LIST	4	CL Dated 5-4-1895 Subject to any valid interfering rights at date of selection.	L1(38.61),L2(38.71),L3(38.81),L4(38.91)	School Of Science
			DIRECT SALES	425269	IDAHO CRANE & MACHINE - DOUGLAS FEVER - Cancelled 07/29/2008	Databload April 2009	School Of Science

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Township	Range	Section	Activity	Inst Number	Remarks	Description	Ownership
34N	05E	07	DIRECT SALES	425289	B and K Logging dba Kelly Smith - Fir Flats - Instrument date 7/23/2009, Cancelled 11/16/2009		School Of Science
			GRAZING LEASE	4002	Expires 12/31/2016	Pts. E2E2	School Of Science
				4070	Cancelled 3-26-1996		School Of Science
				4597	GRAZING LEASE #4597 IN LITIGATION - TEMPORARY PERMIT #42-5008 ISSUED TO GRAZING LEASE HOLDER UNTIL COURT DECREE. Cancelled 6-31-2002		School Of Science
			TIMBER SALE	1207	Potlatch Forests, Inc. - Cancelled 7-16-1958		School Of Science
				2347	Potlatch Corp. - Lacey Meadows Pulp - Cancelled 11-4-1988		School Of Science
				2674	Empire Lumber Co. - East Lacey - Cancelled 11-21-1991		School Of Science
				3060	Empire Lumber Co. - Miles Creek Pulp - Cancelled 12-17-1999	Parts	School Of Science
				3174	L.D. McFarland Co., Ltd. - East Lacey Pole - Cancelled 8-10-2001	Parts	School Of Science
				423555	Potlatch Forest Products Corp. - Eight Ball Pulp - Cancelled 12/4/2007		School Of Science
				431	Chapins Cedar Co. - Expired 7-6-1937		School Of Science
		08	CLEAR LIST	4	CI Dated 5-4-1895 Subject to any valid interfering rights at date of selection.		School Of Science
			DIRECT SALES	425307	Joe Cook Logging - Thistle Plantation Blowdown. Instrument date 8/11/2010, Expires 2/11/2011. Cancelled 10/27/2010.	Parts	School Of Science
				425308	Joe Cook Logging - Thistle Plantation Blowdown II. Instrument date 9/2/2010, Expires 3/2/2011. Cancelled 10/27/2010.	Parts	School Of Science
			GRAZING LEASE	4070	Cancelled 3-26-1996		School Of Science
				4597	GRAZING LEASE #4597 IN LITIGATION - TEMPORARY PERMIT #42-5008 ISSUED TO GRAZING LEASE HOLDER UNTIL COURT DECREE. Cancelled 6-31-2002		School Of Science
			TIMBER SALE	1207	Potlatch Forests, Inc. - Cancelled 7-16-1958		School Of Science
				2004	Scott Paper Co. - Lacy Meadow Pulp - Cancelled 3-5-1975		School Of Science
				2347	Potlatch Corp. - Lacey Meadows Pulp - Cancelled 11-4-1988		School Of Science
				2579	Potlatch Corp. - Upper Miles OSR - Cancelled 12-8-1992	Parts	School Of Science
				3009	Clearwater Forest Industries, Inc. - Long Meadow Pulp - Cancelled 1-12-2001	Parts	School Of Science
				3060	Empire Lumber Co. - Miles Creek Pulp - Cancelled 12-17-1999	Parts	School Of Science
				423555	Potlatch Forest Products Corp. - Eight Ball Pulp - Cancelled 12/4/2007		School Of Science
				433	Chapins Cedar Co. - Cancelled 8-22-1938		School Of Science
		09	CLEAR LIST	4	CI Dated 5-4-1895 Subject to any valid interfering rights at date of selection.		School Of Science

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Township Range	Section	Activity	Inst Number	Remarks	Description	Ownership
34N 05E 09		DIRECT SALES	425307	Joe Cook Logging - Thistle Plantation Blowdown. Instrument date 8/11/2010, Expires 2/11/2011. Cancelled 10/27/2010.	Parts	School Of Science
			425308	Joe Cook Logging - Thistle Plantation Blowdown II. Instrument date 9/2/2010, Expires 3/2/2011. Cancelled 10/27/2010.	Parts	School Of Science
		GRAZING LEASE	4070	Cancelled 3-26-1996		School Of Science
			4597	GRAZING LEASE #4597 IN LITIGATION - TEMPORARY PERMIT #42-5008 ISSUED TO GRAZING LEASE HOLDER UNTIL COURT DECREE. Cancelled 6-31-2002		School Of Science
		TIMBER SALE	1327	Schmidt Brothers, Inc. - Cancelled 12-21-1962		School Of Science
			2004	Scott Paper Co. - Lacy Meadow Pulp - Cancelled 3-5-1975		School Of Science
			2492	Kooskia, Inc. - Pete & Charlie Basin - Cancelled 1-14-1994	Parts	School Of Science
			2579	Potlatch Corp. - Upper Miles OSR - Cancelled 12-8-1992	Parts	School Of Science
			3009	Clearwater Forest Industries, Inc. - Long Meadow Pulp - Cancelled 1-12-2001	Parts	School Of Science
			3060	Empire Lumber Co. - Miles Creek Pulp - Cancelled 12-17-1999	Parts	School Of Science
			3257	Empire Lumber Co. - Lolo Breaks - Cancelled 3-14-2003	Parts	School Of Science
			436	Chapins Cedar Co. - Cancelled 12/4/1938		School Of Science
			463	Chapin Cedar Co. - Cancelled - No date found		School Of Science
			536	Leonard Cardiff, Inc. - Cancelled 9-25-1946		School Of Science
	10	CLEAR LIST	4	CL Dated 5-4-1895 Subject to any valid interfering rights at date of selection.		School Of Science
		GRAZING LEASE	4070	Cancelled 3-26-1996		School Of Science
			4597	GRAZING LEASE #4597 IN LITIGATION - TEMPORARY PERMIT #42-5008 ISSUED TO GRAZING LEASE HOLDER UNTIL COURT DECREE. Cancelled 6-31-2002		School Of Science
		TIMBER SALE	1261	Schmidt Brothers, Inc. - Cancelled 5-5-1959		School Of Science
			2492	Kooskia, Inc. - Pete & Charlie Basin - Cancelled 1-14-1994	Parts	School Of Science
			3075	Clearwater Forest Industries, Inc. - Rocky Pete - Cancelled 9-13-2001	Parts	School Of Science
			403298	MCFARLAND CASCADE POLE & LUMBE - UPPER TROUT POLE - Cancelled 12/02/2005	Datalog April 2009	School Of Science
			423810	Empire Lumber Company - Rock Ridge. Instrument date 8/6/2010, Expires 8/6/2013.	Parts	School Of Science
			43298	L.D. McFarland Company - Upper Trout Pole - Cancelled 12-2-2005	Parts	School Of Science
			463	Chapin Cedar Co. - Cancelled - No date found		School Of Science
			470	Chapins Cedar Co. - Expired 2-15-1939		School Of Science

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34N	05E	10	TIMBER SALE	536	Leonard Cardiff, Inc. - Cancelled 9-25-1946		School Of Science
				626	Mussell Shell Lumber Co. - Cancelled 7-2-1951		School Of Science
		11	CLEAR LIST	4	CL Dated 5-4-1895 Subject to any valid interfering rights at date of selection.		School Of Science
			DIRECT SALES	425231	LARRY D SPENCE - ROCK RIDGE BLOWDOWN - Cancelled 12/01/2003	Dataload April 2009	School Of Science
				425235	FLASH EXCAVATION INC - CRANE LOOP DAYLIGHT - Cancelled 12/29/2003	Dataload April 2009	School Of Science
				425279	B&K Logging bda Kelly Smith - Loaded Larch. Instrument date 8/7/2008, cancelled 10/23/2008		School Of Science
				425291	Idaho Crane and Machine - Widespread Cleanup. Instrument Date 11/08/2009, Expires 4/8/2010 - Cancelled 5/26/2011.		School Of Science
			GRAZING LEASE	4070	Cancelled 3-26-1996		School Of Science
				4597	GRAZING LEASE #4597 IN LITIGATION - TEMPORARY PERMIT #42-5008 ISSUED TO GRAZING LEASE HOLDER UNTIL COURT DECREE. Cancelled 6-31-2002		School Of Science
			TIMBER SALE	1949	B.J. Carney & Co.-Pete & Charlie Poles - Cancelled 10-3-1973		School Of Science
				2866	Weyerhaeuser Co. (Assigned to Three Rivers Timber, Inc. on 2-15-1996)- Lower Trout Creek - Cancelled 1-16-1998	Parts	School Of Science
				3075	Clearwater Forest Industries, Inc. - Rocky Pete - Cancelled 9-13-2001	Parts	School Of Science
				403298	MCFARLAND CASCADE POLE & LUMBE - UPPER TROUT POLE - Cancelled 12/02/2005	Dataload April 2009	School Of Science
				423507	Empire Lumber Co. - West Crane Ridge - Cancelled 1/14/2009	Parts	School Of Science
				423563	McFarland Cascade Pole & Lumber Co. - Crane Creek Pole - Cancelled 1/14/2009	Parts	School Of Science
				423810	Empire Lumber Company - Rock Ridge. Instrument date 8/6/2010, Expires 8/6/2013.	Parts	School Of Science
				43298	L.D. McFarland Company - Upper Trout Pole - Cancelled 12-2-2005	Parts	School Of Science
				626	Mussell Shell Lumber Co. - Cancelled 7-2-1951		School Of Science
		12	CLEAR LIST	4	CL Dated 5-4-1895 Subject to any valid interfering rights at date of selection.		School Of Science
			DEED	4662	CS 7257		School Of Science
			DIRECT SALES	425291	Idaho Crane and Machine - Widespread Cleanup. Instrument Date 11/08/2009, Expires 4/8/2010 - Cancelled 5/26/2011.		School Of Science
			GRAZING LEASE	4070	Cancelled 3-26-1996		School Of Science



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Township	Range	Section	Activity	Inst Number	Remarks	Description	Ownership
34N	05E	12	GRAZING LEASE	4597	GRAZING LEASE #4597 IN LITIGATION - TEMPORARY PERMIT #42-5008 ISSUED TO GRAZING LEASE HOLDER UNTIL COURT DECREE. Cancelled 6-31-2002		School Of Science
			TIMBER SALE	2866	Weyerhaeuser Co. (Assigned to Three Rivers Timber, Inc. on 2-15-1996)- Lower Trout Creek - Cancelled 1-16-1998	Parts	School Of Science
				423507	Empire Lumber Co. - West Crane Ridge - Cancelled 1/14/2009	Parts	School Of Science
				423563	McFarland Cascade Pole & Lumber Co. - Crane Creek Pole - Cancelled 1/14/2009		School Of Science
				626	Mussell Shell Lumber Co. - Cancelled 7-2-1951		School Of Science
		13	CLEAR LIST	4	CI Dated 5-4-1895 Subject to any valid interfering rights at date of selection.	Datalog April 2009	School Of Science
			DIRECT SALES	425234	VANCE WOOD PRODUCTS - BURNT TROUT CEDAR - Cancelled 12/29/2003		School Of Science
				425239	VANCE WOOD PRODUCTS - CRANE CREEK CLEANUP - Cancelled 02/04/2004	Datalog April 2009	School Of Science
				425291	Idaho Crane and Machine - Widespread Cleanup. Instrument Date 11/08/2009, Expires 4/8/2010 - Cancelled 5/26/2011.		School Of Science
			GRAZING LEASE	4070	Cancelled 3-26-1996		Charitable Inst.
							School Of Science
				4597	GRAZING LEASE #4597 IN LITIGATION - TEMPORARY PERMIT #42-5008 ISSUED TO GRAZING LEASE HOLDER UNTIL COURT DECREE. Cancelled 6-31-2002		Charitable Inst.
							School Of Science
			TIMBER SALE	1834	Schmidt Brothers, Inc. - Trout Creek - Cancelled 4-3-1972		School Of Science
				2106	Scott Paper Co. - Trout Creek Pulp - Cancelled 11-3-1978		Charitable Inst.
							School Of Science
				2266	Clearwater Forest Industries - Trout Creek Cedar - Cancelled 6-27-1980		School Of Science
				2866	Weyerhaeuser Co. (Assigned to Three Rivers Timber, Inc. on 2-15-1996)- Lower Trout Creek - Cancelled 1/16/1998	Parts	Charitable Inst.
					Weyerhaeuser Co. (Assigned to Three Rivers Timber, Inc. on 2-15-1996)- Lower Trout Creek - Cancelled 1-16-1998	Parts	School Of Science
				423507	Empire Lumber Co. - West Crane Ridge - Cancelled 1/14/2009	Parts	School Of Science
				626	Mussell Shell Lumber Co. - Cancelled 7-2-1951		School Of Science
		14	CLEAR LIST	4	CI Dated 5-4-1895 Subject to any valid interfering rights at date of selection.		School Of Science



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Township	Range	Section	Activity	Inst Number	Remarks	Description	Ownership
34N	05E	14	DIRECT SALES	425269	IDAHO CRANE & MACHINE - DOUGLAS FEVER - Cancelled 07/29/2008	Datalog April 2009	School Of Science
				425281	ROCK CABBAGE B&K LOGGING CANCELLED 8/3/2009	DS	School Of Science
			GRAZING LEASE	4070	Cancelled 3-26-1996		School Of Science
				4597	GRAZING LEASE #4597 IN LITIGATION - TEMPORARY PERMIT #42-5008 ISSUED TO GRAZING LEASE HOLDER UNTIL COURT DECREE. Cancelled 6-31-2002		School Of Science
			SALVAGE SALES	425110	Empire Lumber Co. - Southern Mistletoe Salvage. Expires 3/26/2011.	Parts	School Of Science
			TIMBER SALE	1834	Schmidt Brothers, Inc. - Trout Creek - Cancelled 4-3-1972		School Of Science
				1949	B.J. Carney & Co.-Pete & Charlie Poles - Cancelled 10-3-1973		School Of Science
				2106	Scott Paper Co. - Trout Creek Pulp - Cancelled 11-3-1978		School Of Science
				2266	Clearwater Forest Industries - Trout Creek Cedar - Cancelled 6-27-1980		School Of Science
					Weyerhaeuser Co. (Assigned to Three Rivers Timber, Inc. on 2-15-1996)- Lower Trout Creek - Cancelled 1-16-1998	Parts	School Of Science
				2866	Clearwater Forest Industries, Inc. - Rocky Pete - Cancelled 9-13-2001	Parts	School Of Science
				3075	Potlatch Corp. (Assigned to Potlatch Forest Products Corporation) - Southern Rock - Cancelled 2/7/2008		School Of Science
				423473	L.D. McFarland Company - Upper Trout Pole - Cancelled 12-2-2005	Parts	School Of Science
				43298	Mussell Shell Lumber Co. - Cancelled 7-2-1951	Parts	School Of Science
				626	CL Dated 5-4-1895 Subject to any valid interfering rights at date of selection.		School Of Science
		15	CLEAR LIST	4			
			DIRECT SALES	425237	LARRY D SPENCE - TURPENPINE - Cancelled 12/28/2004	Datalog April 2009	School Of Science
				425281	ROCK CABBAGE B&K LOGGING CANCELLED 8/3/2009	DS	School Of Science
			GRAZING LEASE	4070	Cancelled 3-26-1996		School Of Science
				4597	GRAZING LEASE #4597 IN LITIGATION - TEMPORARY PERMIT #42-5008 ISSUED TO GRAZING LEASE HOLDER UNTIL COURT DECREE. Cancelled 6-31-2002		School Of Science
			SALVAGE SALES	425110	Empire Lumber Co. - Southern Mistletoe Salvage. Expires 3/26/2011.	Parts	School Of Science
			TIMBER SALE	1682	Schmidt Brothers, Inc. - Pete & Charlie Creek - Cancelled 5-15-1968		School Of Science
				1729	Joslyn Mfg. & Supply Co. - Pete & Charlie Creek Poles - Cancelled 5-5-1967		School Of Science
				1949	B.J. Carney & Co.-Pete & Charlie Poles - Cancelled 10-3-1973		School Of Science
				3003	Empire Lumber Co. - Lower Pete & Charlie - Cancelled 10-23-2000	Parts	School Of Science

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Township	Range	Section	Activity	Inst Number	Remarks	Description	Ownership
34N	05E	15	TIMBER SALE	3075	Clearwater Forest Industries, Inc. - Rocky Pete - Cancelled 9-13-2001	Parts	School Of Science
				3257	Empire Lumber Co. - Lolo Breaks - Cancelled 3-14-2003	Parts	School Of Science
				423473	Potlatch Corp. (Assigned to Potlatch Forest Products Corporation) - Southern Rock - Cancelled 2/7/2008	Parts	School Of Science
				478	Potlatch Forests, Inc. - Cancelled 7-17-1940		School Of Science
		16	GRAZING LEASE	4070	Cancelled 3-26-1996		School Of Science
				4597	GRAZING LEASE #4597 IN LITIGATION - TEMPORARY PERMIT #42-5008 ISSUED TO GRAZING LEASE HOLDER UNTIL COURT DECREE. Cancelled 6-31-2002		Public Schools
			TIMBER SALE	1566	Schmidt Brothers, Inc. - Lolo Creek - Cancelled 1-20-1964		Public Schools
				1682	Schmidt Brothers, Inc. - Pete & Charlie Creek - Cancelled 5-15-1968		Public Schools
				1696	K & D Pole Co. - Lolo Creek Pole Sale - Cancelled 10-5-1966		Public Schools
				1729	Joslyn Mfg. & Supply Co. - Pete & Charlie Creek Poles - Cancelled 5-5-1967		Public Schools
				2004	Scott Paper Co. - Lacy Meadow Pulp - Cancelled 3-5-1975		Public Schools
				2197	Potlatch Corporation - Lolo Breaks - Cancelled 12-3-1979		Public Schools
				3003	Empire Lumber Co. - Lower Pete & Charlie - Cancelled 10-23-2000	Parts	Public Schools
				3257	Empire Lumber Co. - Lolo Breaks - Cancelled 3-14-2003	Parts	Public Schools
				436	Chapins Cedar Co. - Cancelled 12/4/1938		Public Schools
		17	CLEAR LIST	4	CL Dated 5-4-1895 Subject to any valid interfering rights at date of selection.		School Of Science
			GRAZING LEASE	4070	Cancelled 3-26-1996		School Of Science
				4597	GRAZING LEASE #4597 IN LITIGATION - TEMPORARY PERMIT #42-5008 ISSUED TO GRAZING LEASE HOLDER UNTIL COURT DECREE. Cancelled 12-31-2002		School Of Science
			TIMBER SALE	1566	Schmidt Brothers, Inc. - Lolo Creek - Cancelled 1-20-1964		School Of Science
				1696	K & D Pole Co. - Lolo Creek Pole Sale - Cancelled 10-5-1966		School Of Science
				2004	Scott Paper Co. - Lacy Meadow Pulp - Cancelled 3-5-1975		School Of Science
				2197	Potlatch Corporation - Lolo Breaks - Cancelled 12-3-1979		School Of Science
				3060	Empire Lumber Co. - Miles Creek Pulp - Cancelled 12-17-1999	Parts	School Of Science
				638	Potlatch Forests, Inc. - Cancelled 12/8/1943		School Of Science
		21	GRAZING LEASE	4065	Expires 12/31/2013		Public Schools
			TIMBER SALE	1165	R. H. Roberts - Cancelled 5-11-1960		Public Schools
		28	DEED	11495	CS 23685 Restricted Minerals.		Public Schools



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34N	05E	28	GRAZING LEASE	4065	Expires 12/31/2013		Public Schools
			TIMBER SALE	1165	R. H. Roberts - Cancelled 5-11-1960	Parts S. of Creek & Road	Public Schools
		36	GRAZING LEASE	4194	Cancelled 8-6-1985	Parts	Public Schools
				4215	Cancelled 2-19-1982	Parts N. of Creek & Road	Public Schools
				4343	Cancelled 12-31-1992		Public Schools
				4355	Cancelled 12-31-2002	Parts of: N2NW, SENW & SE	Public Schools
					Expired 7/21/2006.	PT NW (E. of Yakus) PT SE (E. of 100 Road)	Public Schools
				4361	Cancelled 12-31-1983	Parts S. of Creek & Road	Public Schools
			TIMBER SALE	2127	Potlatch Corp. - Yukus Creek - Cancelled 1-31-1979		Public Schools
				2984	Clearwater Forest Industries - Yukus Creek - Cancelled 1-5-1998	Parts	Public Schools
				366	Chapin Cedar Co. - Cancelled 4/1/1936		Public Schools
				423671	McFarland Cascade Pole & Lumber Company-Woodrat-Maggie Pole	Pts. NWNW, S2NW, SW, W2SE	Public Schools
				959	White Pine Lumber Co. - Cancelled 11-19-1957		Public Schools