

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: **A72-04224A**
Date Received: 1/ 2/1990
Receipt No: X777777
Received By: _____

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

1. Name: WHITNEY COLLINS 408-659-4665
Address: PO BOX 1035
CARMEL VALLEY CA 93924
AND/OR
Name: CAROL M COLLINS 408-659-4665
Address: PO BOX 1035
CARMEL VALLEY CA 93924

2. Date of Priority: SEP 1, 1919

3. Source: LIVINGSTON CREEK Trib. to: SLATE CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10N	16E	17	SE	NW	SE		CUSTER

5. Description of diverting works:
CANAL, DITCHES, 1 STORAGE CRIB

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	06/01	11/01	0.800		
DOMESTIC	01/01	12/31	0.020		

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

A.F.A.

8. Total consumptive use is 100.0 Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC 1 HOUSE

MICROFILMED
NOV 01 1994

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
10N	16E	17	SE NW	NW SE	DOMEST IRR	40.0
Section Acres						40.0
Total Acres						40.0

11. Place of use in counties: CUSTER

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

13. Other Water Rights Used:
NONE

14. Remarks:

P/D & P/U ARE IN H. E. S. 324.
AC. IRRIG. = 58.

|
THIS CLAIM IS SPLIT FROM THE ORIGINAL CLAIM TO SHOW THE SEPARATE
SOURCE & SYSTEM FROM LIVINGSTON CREEK.

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

MICROFILMED
NOV 01 1994

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

MICROFILMED
NOV 01 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

MAY 6, 1994

R. KEITH HIGGINSON
Director

THOMAS A & CARMEN M
ROMANOWSKI TRUST
1380 KERSEY LANE
ROCKVILLE MD 20854

RE: CHANGE OF OWNERSHIP OF A72-04224B

DEAR MR. & MRS. ROMANOWSKI,

PURSUANT TO THE REQUEST THAT YOU HAVE OWNERSHIP OF A PORTION OF THE CLAIM TO A WATER RIGHT A72-04224, ENCLOSED PLEASE FIND A COPY OF YOUR WATER RIGHT CLAIM AS IT NOW APPEARS IN THE **SRBA** RECORDS.

FOR YOUR INFORMATION I HAVE ALSO ENCLOSED A COPY OF THE LETTER I SENT TO THE ORIGINAL CLAIMANTS, THE COLLINS', REGARDING THIS CHANGE OF OWNERSHIP.

IF YOU HAVE ANY QUESTIONS PLEASE CONTACT ME AT OUR OFFICE.

SINCERELY,


STEVE CLELLAND
WATER AGENT, SR.

ENC:

MICROFILMED
NOV 01 1994

A72-4224A



State of Idaho
DEPARTMENT OF WATER RESOURCES
Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

MAY 6, 1994

R. KEITH HIGGINSON
Director

WHITNEY OR CAROL M COLLINS
PO BOX 1035
CARMEL VALLEY CA 93924

RE: SPLIT OF A72-04224 FOR OWNERSHIP AND SOURCE

DEAR MR. & MRS. COLLINS,

ENCLOSED PLEASE FIND THE CURRENT COPIES OF YOUR WATER RIGHT CLAIMS AS THEY NOW APPEAR IN THE SRBA. YOUR CLAIM HAS BEEN SPLIT INTO A72-04224A AND A72-04224C.

THE FIRST SPLIT OF YOUR ORIGINAL CLAIM A72-04224 OCCURRED TO SEPARATE THE SOURCES OF LAST CHANCE CREEK AND LIVINGSTON CREEK INTO THEIR RESPECTIVE AND SEPARATE SYSTEMS OF USE AND DELIVERY. THE LIVINGSTON CREEK PORTION IS NOW NUMBERED A72-04224A. THE LAST CHANCE CREEK PORTION WAS NUMBERED A72-04224B, BUT, A CHANGE OF OWNERSHIP BY THOMAS A. AND CARMEN M. ROMANOWSKI CAUSED THIS CLAIM TO BE SPLIT FURTHER.

AS WE DISCUSSED DURING THE FIELD EXAM ON JULY 15, 1993, PORTIONS OF THE PLACE OF USE YOU HAD CLAIMED WERE NOW OWNED BY THE ROMANOWSKI'S. BASED ON MY FIELD EXAM OBSERVATIONS, THE 5 ACRES OWNED BY ROMANOWSKIS INCLUDED THE HOUSE AND WAS UNDER MOST OF THE IRRIGATION FOUND IN USE. THEREFORE THE FOLLOWING SPLIT WAS MADE TO THE CLAIM PORTION OF A72-04224B:

A72-04224C
COLLINS' CLAIM FOR
LAST CHANCE CREEK
13 ACRES IRRIGATION
0.26 CFS
NO DOMESTIC USE

A72-04224D
ROMANOWSKI'S PORTION

5 ACRES IRRIGATION
0.10 CFS
0.02 CFS FOR DOMESTIC USES

THESE TWO PARTS ADDED TOGETHER REPRESENT THE TOTALS FOUND IN THE CLAIM A72-04224B AFTER THE SOURCE SPLIT DESCRIBED ABOVE. SEE THE ENCLOSED COPIES OF EACH CLAIM AS THEY ARE NOW RECORDED WITH IDWR. IF YOU HAVE ANY QUESTIONS PLEASE CONTACT ME AT OUR OFFICE.

SINCERELY,

STEVE CLELLAND
WATER AGENT, SR.

MICROFILMED

NOV 01 1994

ENC:

CC: ROMANOWSKI

A72-4224A

POOR ORIGINAL

RECEIVED

Hailey 012754

THE UNITED STATES OF AMERICA,

AUG 06 1992

To All To Whom These Presents Shall Come,

Department of Water Resources
Southern Region Office

Greeting:

WHEREAS, a Certificate of the register of the Land Office at Hailey, Idaho, has been deposited in the General Land Office, whereby it appears that, pursuant to the Act of Congress of May 20, 1862, "To Secure Homesteads to Actual Settlers on the Public Domain," and the acts supplemental thereto, the claim of Daniel B. Fisher has been established and duly consummated, in conformity to law, for the H. E. Survey No. 324, embracing a portion of, approximately, Sections nine and ten in Township ten north of Range sixteen east of the Boise Meridian, Idaho, more particularly bounded and described as follows: Beginning at corner No. 1, from which U.S. Location Monument No. 323, bears north seventy-seven degrees nine minutes east twenty-eight links distant; thence, south twenty-five degrees seventeen minutes west sixty-one and twenty-three-hundredths chains to corner No. 2; thence, north eighty-six degrees eighteen minutes west nineteen and forty eight-hundredths chains to corner No. 3; thence, north twenty-five degrees twenty-five minutes east eighty-two and forty-eight-hundredths chains to corner No. 4; thence, east five and eighty-two-hundredths chains to corner No. 5; thence, south eleven degrees fifty-seven minutes east twenty and eighty-five-hundredths chains to corner No. 1, the place of beginning, containing one hundred thirty-five and thirty-three-hundredths acres, according to the Official Plat of the Survey of the said Land, returned to the GENERAL LAND OFFICE, by the Surveyor-General:

NOW KNOW YE, That there is, therefore, granted by the UNITED STATES unto the said claimant the tract of Land above described; TO HAVE AND TO HOLD the said tract of Land, with the appurtenances thereof, unto the said claimant and to the heirs and assigns of the said claimant forever; subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws, and decisions of courts; and there is reserved from the lands hereby granted, a right of way thereon for ditches or canals constructed by the authority of the United States.

IN TESTIMONY WHEREOF, I, Woodrow Wilson

President of the United States of America, have caused these letters to be made Patent, and the seal of the General Land Office to be hereunto affixed. GIVEN under my hand, in the District of Columbia, the TENTH day of SEPTEMBER in the year of our Lord one thousand nine hundred and NINETEEN and of the Independence of the United States the one hundred and FORTY-FOURTH.

By the President: Woodrow Wilson

By M. P. LeRoy, Secretary.

I. Q. C. Lamar,

Recorder of the General Land Office.

RECORDED: Patent Number 705972.

State of Idaho,
County of Custer, ::SS.

This instrument was filed for record at the request of Daniel B. Fisher at 10 o'clock A. M. July 6th., 1920.

\$1.00 Paid.

E. J. Michael
Ex-officio Recorder.

A72-04224

August 3, 1992

RECEIVED

AUG 06 1992

Department of Water Resources
Southern Region Office

Mr. Bob Worstell
State of Idaho
Department of Water Resources
222 Shoshone St, East
Twin Falls, Id 83301

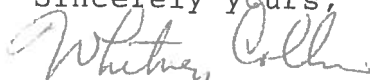
Dear Sir:

This letter is in reference to Water Right Number A72-04224 and our declared Priority Date of 09/01/1919. I have talked to you on the phone about the problem of finding a reliable witness for a date of first use, since a 10 year old in 1919 would be 83 today, with amemory probably poorer than mine!

I shall be in Challis during the next three weeks and will explore the possibilities further. My best evidence is the attached deed - a "Homestead to Actual Settlers". I know that the original family built and operated a sawmill on the property and lived in tents until they built a house in 1925 or 1926. I shall go to the county records to see if there is any evidence of this activity - a tax record or a building permit. I doubt very much if they left any footprints at all.

I hope you can accept thia homestead deed as date of first use, since homesteading requires occupancy.

Sincerely yours,


Whitney Collins

P.S. I see that the deed date is actually 09/10/1919. If you wish to phone me during August the number is (208)879-4382

MICROFILMED

NOV 01 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

JUNE 3, 1993

R. KEITH HIGGINSON
Director

WHITNEY AND CAROL M COLLINS
PO BOX 1035
CARMEL VALLEY CA 93924

RE: SECOND REQUEST EVIDENCE OF PRIORITY - CLAIM A72-04224

DEAR MR. & MRS. COLLINS,

YOU WERE ASKED TO SUBMIT SOME EVIDENCE OF PRIORITY FOR THE ABOVE WATER RIGHT AND THE INFORMATION RECEIVED IN THE INITIAL REVIEW OF YOUR CLAIM INVESTIGATION DOES NOT SUPPORT THE DATES OR USES CLAIMED.

YOUR CLAIM IS CURRENTLY RECOMMENDED FOR DISALLOWAL DUE TO LACK OF EVIDENCE SUPPORTING THE PRIORITY DATE CLAIMED. AS EXPLAINED IN OUR PREVIOUS LETTER, BEFORE THE DEPARTMENT CAN MAKE A RECOMMENDATION TO THE COURT TO DECREE THE CLAIM, SOME EVIDENCE OF THE PRIORITY DATE MUST BE SUBMITTED. WE REQUEST THAT YOU SUBMIT YOUR EVIDENCE OF PRIORITY AS SOON AS POSSIBLE. IF WE DO NOT RECEIVE THE REQUESTED DOCUMENTATION, YOUR CLAIM WILL BE RECOMMENDED FOR DISALLOWAL IN THE DIRECTOR'S REPORT DUE TO LACK OF EVIDENCE SUPPORTING ANY PRIORITY DATE.

THE PATENT DOCUMENT YOU SUBMITTED DESCRIBES DIFFERENT LANDS THAN YOUR CLAIM. ALSO THE STATEMENTS IN THE LAST PARAGRAPH ABOUT WATER RIGHTS MERELY INCLUDE ANY WATER RIGHTS **ALREADY ESTABLISHED**, IT DOES NOT CONFIRM OR IDENTIFY THAT ANY RIGHTS ARE IN USE AT THAT TIME.

PLEASE SUBMIT THE REQUIRED EVIDENCE SUPPORTING THE PRIORITY DATE **WITHIN 30 DAYS OF THIS DATED LETTER**. PLEASE REFERENCE THE CLAIM NUMBER ON YOUR CORRESPONDENCE. IF YOU HAVE QUESTIONS OR NEED OTHER ASSISTANCE PLEASE CONTACT THIS OFFICE.

SINCERELY,

STEVE CLELLAND
WATER AGENT, SR.

MICROFILMED
NOV 01 1994

CAROL & WHITNEY COLLINS
P. O. BOX 1035
CARMEL VALLEY, CA 93924

xxxi



JOHANNESBEEK
RÖNDEL-STERNEN
TRAFFIC

RECEIVED

JUL 02 1993

Department of Water Resources
Southern Region Office

Mr. Steve Clelland, Water Agent, Sr. of Idaho
Department of Water Resources, State of
222 Shoshone St., East
Twin Falls, Idaho 83301

MICROFILMED
NOV 01 1994



June 30, 1993

Mr. Steve Clelland, Water Agent, Sr.
Department of Water Resources, State of Idaho
222 Shoshone St, East
Twin Falls, Idaho 83301

RECEIVED

JUL 02 1993

Re: Evidence of Priority - Claim A72-04224

Department of Water Resources
Southern Region Office

Dear Mr. Clelland:

Following our conversation on establishing the earliest date for water use on HE 324, Slate Creek, Custer Co., I spoke with Violet Fisher Baker who now lives in Challis. She was born on the Slate Creek property in 1929 and lived there until she was 18 years old. The property was then worked by her father and uncle, who were the sons of David Fisher, the first owner. She will give me a statement regarding the existence of the irrigation from both Livingston and Last Chance Creeks. I shall be in Challis July 15, and will get a statement from her at that time to forward to you.

I purchased the property in 1966. At that time the fields on both sides of Slate creek were being actively cultivated and irrigated. I don't remember the crop on the west side, but on the east side they were raising "broom grass" which I guess had some commercial value. The ditches and culverts now in place were in use when I bought the property. I have never raised any crops, however my son John has occasionally rented out the fields for Fall grazing. The present use of the water is for fire control and household use in the farmhouse (built about 1945), and in my son's cabin across Slate Creek. Since my purchase we have sold 2 5 acre parcels - one containing the farmhouse (about 1968) and an unimproved piece a quarter mile north along the road.

My telephone number in Challis (my wife is there now) 879-4382.

Sincerely yours,


Whitney Collins

MICROFILMED
NOV 01 1994

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A72-04224
Date Received: 1/02/1990
Receipt No: S010813
Received By: lu

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: WHITNEY COLLINS 408-659-4665
Address: P. O. BOX 1035
CARMEL VALLEY, CA 93924

Name: CAROL M. COLLINS 408-659-4665
Address: P. O. BOX 1035
CARMEL VALLEY, CA 93924

2. Date of Priority: SEP 01, 1919

3. Source: LIVINGSTON CREEK Trib. to: SLATE CREEK
LAST CHANCE CREEK SLATE CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10N	16E	17	NW	NE	SW		CUSTER
			SE	NW	SE		CUSTER

5. Description of diverting works:
CANAL, DITCHES, 2 STORAGE CRIBS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	06/01	11/01	1.160		
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is 145.0 Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 HOUSE

A72-04224

Page 1

Date: 01/02/90

MICROFILMED
MAR 18 1993

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10N	16E	17	SE	NW		IRR	18.0
			SE	NW		DOMEST	
			NW	SE		IRR	40.0
						Section Acres	58.0
						Total Acres	58.0

11. Place of use in counties: CUSTER

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

13. Other Water Rights Used:
NONE

14. Remarks:
P/D & P/U ARE IN H. E. S. 324.
AC. IRRIG. = 58.

15. Basis of Claim: STATUTORY CLAIM

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____

_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day

of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

A72-4224

10200

To _____
Date _____ Time _____

WHILE YOU WERE OUT

_____ Whitney Collins
of _____ 408-1059-4165
Phone _____ CA

Telephoned	☒	Please call	☒
Called to see you	☐	Will call again	☐
Wants to see you	☐	Returned your call	☐

Message _____ note
- for get / for

DEC 27 1989
Department of Water Resources
Southern Region Office

MICROFILMED Operator

Wise send MAR 18 1993
12/27

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39356

Ident. Number _____

Date Received _____

Receipt Number _____

RECEIVED

DEC 22 1989

Department of Water Resources
Southern Region Office

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) WHITNEY + CAROL M COLLINS Phone (408) 659-4665Mailing Address PO Box 1035, CARMEL VALLEY CA Zip 939242. Date of Priority (Only one (1) per claim) 9/01/19193. Source of water supply (a) LIVINGSTON CR, LAST CHANCE CR
which is tributary to (b) SLATE CR4. a. Location of existing point of diversion is: Township 10 N Range 16 E Section 17,
_____ 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot, _____ B.M., County of CUSTER

Additional points of diversion if any: _____

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

Township 10 N Range 16 E Section 17, SE 1/4 of NW 1/4 of SE 1/4, Livingston
NW NE SW Last Chance
Govt. Lot _____ B.M., County of CUSTERending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of
_____ 1/4, Govt. Lot _____ B.M., 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.IRRIGATION CANAL, DITCHES, & 2 CRIBS FOR DOMESTIC STORAGE

MICROFILMED

Copies: White-State, Yellow-Claimant

6 Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from 6/01 to 11/01 amount 1.16 or _____

For DOMESTIC purposes from 1/01 to 12/31 amount .04 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 1.2 (cfs) and/or (b) 145 (acre feet)

8. Total consumptive use claimed is 145 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) 1 household

10. Description of place of use:

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

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

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
10N	16E	17								D 78						D 40			58

Total number of acres irrigated 58

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

12. Do you own the property listed above as place of use? Yes X No _____

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

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

14. Remarks:

Last Name COLLINS Ident No. _____

MICROFILMED

Copies: White -State, Yellow-Claimant

MAR 18 1993

15. Basis of Claim (check one) Beneficial Use X Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number 72-04224
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

16. Signature (s)
(a.) By signing below, I/We acknowledge that I/We have received, read, and understand the form entitled
"How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not X
wish to receive and pay a small annual fee for monthly copies of the docket sheet.
Number of attachments 3

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

Signature of Claimant (s)

John Collins
Carol M Collins

Date 12/19/89

Date 12/19/89

For Organizations: I do solemnly swear or affirm that I am _____

Title

of _____, that I have signed the foregoing
Organization

document in the space below as _____ of _____
Title Organization

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

Signature of Authorized Agent _____

Title and Organization _____

Date _____

State of ~~Idaho~~ or CALIFORNIA)
County of Monterey) SS.

Subscribed and sworn (or affirmed) before me this

19th day of December 19 89.

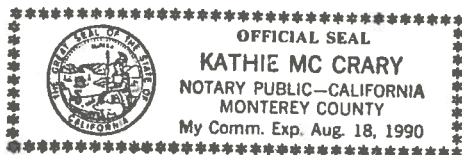
SEAL

Notary Public

Residing at

My Commission Expires

Please Print Name



Kathie McCrary
16 E Carmel Valley Rd ON CA
8-18-90

17. Notice of Appearance:

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

Signature _____

Address _____

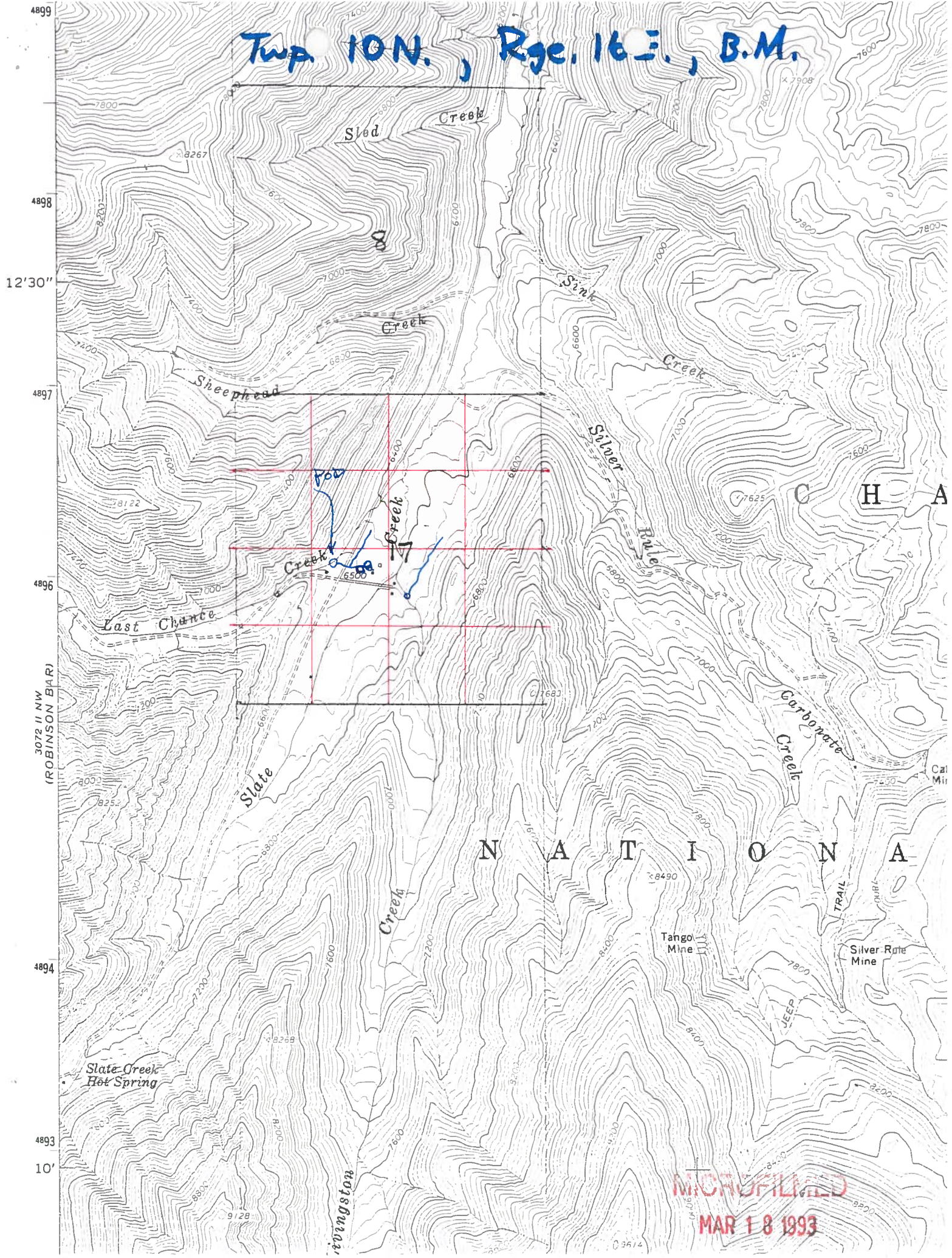
Date _____

Last Name _____ Ident. Number _____

MICROFILMED
Copies White State Yellow-Claimant

MAR 18 1993

Twp 10 N., Rge. 16 E., B.M.



MICROFILMED
MAR 18 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

Jan. 3, 1990

Re: A72-04224

WHITLEY COLLINS
P O BOX 1035
CARMEL VALLEY CA 93924

Dear Claimant(s):

Please find enclosed your receipt and a copy of a computer generated claim based on the information from your original claim(s) which has been entered in our computer records.

Please review the computer generated claim for accuracy. In a few instances clarifications may have been added by the Department at the time of data entry. If you have any questions or objections regarding the computer record of your claim(s), please contact this office.

Yours truly,

A handwritten signature in cursive script, appearing to read 'Judy Givens'.

Judy Givens
Adjudication Secretary

/jg

Enclosures:

MICROFILMED

MAR 18 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

March 2, 1992

R. KEITH HIGGINSON
Director

A72-04224
WHITNEY COLLINS
CAROL M. COLLINS
P. O. BOX 1035
CARMEL VALLEY CA 93924

RE: Evidence of Priority

RESPONSE DEADLINE

MAY 1, 1992

Dear Claimant:

The Notice(s) of Claim identified with the number shown above your name on the mailing label has been filed in the Snake River Basin Adjudication (SRBA). The Notice(s) indicate your water usage is based on "Beneficial Use" or a "Statutory Claim". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed. The date of first use, known as the priority date, has not been confirmed by a License, Decree or Permit. The Department will soon conduct reviews &/or field exams for the claims in your area. Since the priority date of a beneficial use water right can not be confirmed by field examination, proof must be provided supporting the priority date you have claimed.

The Department will not recommend the Notice(s) be decreed by the court as claimed if no evidence of a priority date is submitted.

Please find enclosed a computer printout of your Notice(s) and the pamphlet entitled "Evidence of Priority". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. I direct your attention to the two sections entitled "What Kind of Evidence is Required" and "Some Examples of Documents Which May Be Evidence of the Priority Date".

Please submit the required evidence supporting the priority date(s) by May 1, 1992, referencing all documents with the corresponding Notice number(s). If you have any questions not covered by this letter or the enclosed pamphlet, please contact this office.

Respectfully submitted,

Allen Merritt, P.E.
Water Rights Supervisor

Enclosures

MICROFILMED

MAR 18 1993

July 26, 1993

Mr. Steve Clelland, Water Agent, Sr.
Department of Water Resources, State of Idaho
222 Shoshone St. East
Twin Falls, Idaho 83301

RECEIVED

JUL 27 1993

Department of Water Resources
Southern Region Office

Re: Water Use on Slate Creek Property

Dear Mr. Clelland:

Mr. Whitney Collins has asked me to write you regarding my knowledge of the water use on Slate Creek. I was born there in 1929 and lived there until 1947.

My father, Frank Fisher, and my grandfather Andrew Jackson Fisher ran 50 or more head of cattle in the Slate Creek Canyon from the early 1920's. They raised all their own hay on what is presently the Collins property. Irrigation was accomplished by diverting water from Livingston Creek, Last Chance Creek, and probably Sheephead Creek. Actually all of Last Chance Creek flowed through the property. The culverts crossing under the road were installed by the CCC (Civilian Conservation Corps) probably in 1935-36.

The Farmhouse was built by my father with the help of my first cousin (then 16 years old) Denzel Marker, in 1938. He lives in Teton and may be visiting here in Challis next month.

If I can answer any questions, please call me in Challis at 879-2298.

Sincerely yours,

Violet Fisher Baker

Violet Fisher Baker

MICROFILMED

NOV 01 1994

Mr. Steve Clelland, Water Agent, Sr.
Department of Water Resources, State of Idaho
222 Shoshone St, East
Twin Falls, Idaho 83301

RECEIVED

AUG 23 1993

Department of Water Resources
Southern Region Office

Re: Evidence of Priority - Claim A72-04224

Dear Mr. Clelland:

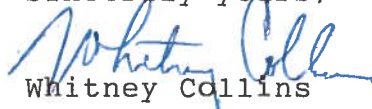
Enclosed are documents retrieved from the Forest Service relating to the Fisher name and Slate Creek. Since the property was homesteaded in 1919 and which probably predates the Forest Service in this area, there were no permits relating to our property. However the documents indicate the extent of activity in the area outside the homestead.

The Fishers essentially "owned" Slate Creek. Daniel Fisher and A.J Fisher, brothers, apparently settled in the area in 1916. A.J. Fisher built a cabin at the mouth of Slate Creek at that time. He had two sons Frank and David who bought our property, which their uncle Daniel homesteaded in 1919, in 1937. Violet Fisher Baker, a daughter of Frank was born there in 1929. The activity of this extended family was logging and farming.

As I say, all this does not directly relate to the subject property, but may be helpful to you in getting a feeling for the activity there.

Please call if you have questions. I have copies of all the documents.

Sincerely yours,


Whitney Collins

MICROFILMED

NOV 01 1994

L - Uses - Challis (Pasture) Fisher, A. J. 2/26/30

CLOSED

POOR ORIGINAL



EMPIRE FOLDER

Better folders for better files

204S

Send your Order to the nearest "Y and E"
Representatives or to our Home Office

YAWMAN AND ERBE MFG. CO.

Main Factories and Executive Offices

ROCHESTER, N. Y.

Branches and Agents in all Principal Cities

RECEIVED

AUG 29 1993

Department of Water Resources
Southern Region Office

MICROFILMED

#1 NOV 01 1994

A72-4224

POOR ORIGINAL

UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE
CHALLIS NATIONAL FOREST



Clayton, Idaho
July 9, 1929

L-Uses, Pasture
A.J.Fisher
7-9-29

1. Applicant:

A.J.Fisher, Clayton, Idaho.

2. Kind of permit and intended use:

Applicant desires pasture permit for approximately 8 acres of land part of which is now under fence. When it is fenced no other lands will be enclosed. Applicant has no grazing permit at this time.

3. Location and status of land affected:

Land is located in Sec. 34; T. 11 N.; R. 16 E. B. Mer., Challis National Forest. It is located on the east side of Slate Creek about 1 mile from Salmon River.

4. Character of land:

This land was once covered with a dense stand of willows but approximately one-half the area has been cleared and sowed to clover. The ground being low is easily irrigated making it well suited for pasture use.

5. Timber:

No timber is involved.

6. Conditions in permit:

Left to the description of Forest Supervisor.

7. Other remarks:

The applicant has made use of this land as a pasture for several years prior to the time it was made a part of the National Forest. He has cleared and fenced some of the land.

MICROFILMED

NOV 01 1994

POOR ORIGINAL

8. Date of examination:

May 22, 1929

9. Recommendations:

I recommend that special use permit be issued and an annual charge of \$2.00 be made for such use.

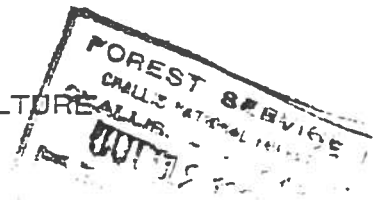
Chas. Laughlin

Forest Ranger.

MICROFILMED

NOV 01 1994

UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE



REPORT ON APPLICATIONS FOR SPECIAL-USE PERMITS
L-Uses, Pasture AND RIGHTS OF WAY

A.J. Fisher

7-9-29

(Case designation.)

(This outline should be returned with report. Head all reports with full case designation.)

1. Applicant:

Name and address; if corporation or association, name and address of representative.

2. Kind of permit and intended use:

As reservoir, stating approximate area and capacity; conduit, length and size; hotel or residence, size and kind of construction; power, irrigation, summer home; if pasture, drift fence or corral, state whether applicant has grazing permit and for what number of stock, also whether other lands are inclosed and number of acres; state what use is to be made of proposed structure.

3. Location, and status of land affected:

If no map is filed with application, sketch map should be made on Form 878 if required by Supervisor; status should be shown on map when one is made, also any claims or improvements. terminal points of roads and trails should be given.

4. Character of land:

General description, with discussion of adaptability for proposed use.

5. Timber:

State approximate amount and kinds of timber which will be destroyed; what charge should be made for it. If large amount of timber will be destroyed it may be scaled later as directed by Supervisor.

6. Conditions in permit:

State fully with reasons therefor, if not apparent, with reference to character of structures, sanitation, care with fire, etc. Bond required in sawmill cases, not usual in others; if recommended, give reasons and amount; time for beginning and completing construction; what annual rental; no charge made for easements.

7. Other remarks:

State any facts of which you have knowledge which might affect granting of permit or future use of the land.

8. Date of examination:

9. Recommendations:

7-9-29

(Date.)

Chas. Laughlin

(Signature.)

Forest Ranger.

(Title.)

Approved, _____, 192

(Signature.)

(Title.)

MICROFILMED
NOV 01 1994

NOTE.—Number paragraphs as in outline; repeat only main headings. The subheadings are intended to be suggestive and are not exhaustive of the points which should be discussed. The discussion under each heading should be full and appropriate to the case under consideration.



SPECIAL USE PERMIT

POOR ORIGINAL

Uses - Challis
Fisher, A. J.
Pasture 2/25/50

(Case designation.)

Permission is hereby granted to A. J. Fisher
of Clayton, Idaho

to use the following-described lands: Eight (8) acres of pasture located approximately
(Describe the lands to be occupied, if unsurveyed, by metes and bounds, with reference to a road or
in unsurveyed Section 34, Township 11 North, Range 16 East, B. M., on the East
stream or well-known landmark; right of way by terminal points, direction, and lands occupied.)
side of Slate Creek about one mile from Salmon River.

for the purpose of pasture
(Briefly but clearly describe the use, giving area of inclosures, length and width of right of way, etc.)

subject to the following conditions:

1. The permittee shall pay to the Federal Reserve Bank of
Salt Lake City, Utah (United States Depository), to be
placed to the credit of the Treasurer of the United States, in consideration for this use, the sum of
Two (\$2.00) No/100 dollars (\$ 2.00) for the period
from January 1, 19 50, to December 31, 19 50, and thereafter annually,
on January 1 each year, Two No/100 (Min. Rate) dollars (\$ 2.00).

2. The permittee shall comply with the regulations of the Department of Agriculture governing
the National Forest, shall observe all sanitary laws and regulations applicable to the premises, and
shall keep the premises in a neat and orderly condition and dispose of all refuse and locate outhouses
and cesspools as required by the Forest officers.

3. This permit is subject to all valid claims.

4. The permittee shall take all reasonable precaution to prevent and suppress forest fires.

MICROFILMED

NOV 8 1954

5. The permittee, if engaged in business, shall conduct same in an orderly manner and in accordance with all requirements of the laws of the State of Idaho, as well as the laws of the United States.

6. The permittee shall pay the United States for any damage to its property resulting from this use.

7. The permittee shall fully repair all damage, other than ordinary wear and tear, to roads and trails in the National Forests caused by the permittee in the exercise of the privilege granted by this permit.

8. Construction work (or occupancy and use) under this permit shall begin within How partly fenced months, be completed within _____ years from the date of the permit, and this use shall be actually exercised at least 365 days each year, unless the time is extended or shortened.

9. In case of change of address, permittee shall immediately notify the Forest Supervisor.

10. The charges for this use may be readjusted whenever necessary to place this permit on a basis consistent with the charge to other permittees for like privileges. A general readjustment will be made at the end of five years from the date of issuance of permit and at the end of each five-year period thereafter.

11. No National Forest timber may be cut or destroyed without first obtaining a permit from the Forest Supervisor.

12. Upon the abandonment, termination, or revocation of this permit, and in the absence of an agreement to the contrary, the permittee, if all the rental charges due the Government have been paid, may, within a reasonable period to be determined by the issuing officer, remove all structures which have been placed on the premises by him, except where the material was furnished by the Forest Service, but upon failure to remove the structures within that period they shall become the property of the United States.

13. This permit may be transferred with the approval of the officer by whom it was given or his successor, subject to such conditions as may be imposed at the time of transfer. It shall terminate upon breach of any of the conditions herein or at the discretion of the District Forester or the Forester.

14. The permittee shall provide, whenever requested by the Forest officers, a way across the land covered by this permit for the free ingress or egress of Forest officers and for users of National Forest land and purchasers of National Forest products.

15. ~~Cates will be provided in such places as will allow free travel for cars or~~
(Special stipulations necessary.)
~~wagons as may be found necessary or desirable by the Forest Supervisor.~~

16. ~~This permit shall be without effect except in connection with a grazing~~
~~permit or stock exempt under Regulation G-2~~

February 25, 1950
(Date)

E. A. Renner
(Signature of officer issuing permit.)

Forest Supervisor
(Title.)

POOR ORIGINAL

U.S. DEPARTMENT OF AGRICULTURE
BUREAU OF LAND MANAGEMENT
INFORMATION FOR

INSTRUCTIONS

Record information on the ground. Submit in duplicate to the supervisor, who, after review, will return report with any instructions deemed improvements and if the enterprise is giving service desired. Report to this form if letter or memo is giving service desired. Do not limit your report to property adversely affected is necessary to Forest interests are adversely affected random, private, or Forest interests are adversely affected by this use.

Form 399
(Revised June, 1920)

REPORT ON CONDITIONS OF SPECIAL USE AREA

Fisher, H. J.
(Case designation)
Pasture 2/25/30
Is permit used? yes Is continuance desired? ? Area cultivated? ?
What is condition of area used? Fair

Cost of improvements _____ Condition of improvements OK

Are the permit conditions complied with? yes
What action is necessary to correct any unsatisfactory conditions? _____

What action has been taken by reporting officer? _____

(Date examined) 1934 B. H. Harris
(Name)
S. H. R.
(Title)

SEE BACK FOR INSTRUCTIONS

MICROFILMED
NOV 01 1994

UNITED STATES
DEPARTMENT OF AGRICULTURE
BUREAU OF LAND MANAGEMENT
REPORT FOR SPECIAL USE PERMIT

POOR ORIGINAL

Form 399
(Revised June, 1920)

REPORT ON CONDITIONS OF SPECIAL USE AREA

Fisher, A. G.
(Case designation)

Pasture

Is permit used? yes Is continuance desired? ? Area cultivated?

What is condition of area used? OK

Cost of improvements Condition of improvements OK

Are the permit conditions complied with? yes

What action is necessary to correct any unsatisfactory conditions?

What action has been taken by reporting officer?

Sumner, 19 35
(Date examined)

W. E. Culmer
(Name)
S. F. R.
(Title)

SEE BACK FOR INSTRUCTIONS

8-4594

MICROFILMED

NOV 01 1994

L - Uses - Challis (Residence) Fisher, A. J. 7/9/29

CLOSED

11/29

POOR ORIGINAL

RECEIVED

AUG 23 1993

Department of Water Resources
Southern Region Office

EMERGENCY FOLDER

Better folders for better files

3043

Send your Order to the nearest "Y and F"
Representatives or to our Home Office

YAWMAN AND FREE MFG. CO.

Main Factories and Executive Offices

ROCHESTER, N. Y.

Branches and Agents in all Principal Cities

#2

MICROFILMED

NOV 01 1994

A72-4224

UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE
CHALLIS NATIONAL FOREST

POOR ORIGINAL



Clayton, Idaho
July 9, 1929

L-Uses, Residence
A.J.Fisher
7-9-29

1. Applicant:

A.J.Fisher, Clayton, Idaho.

2. Kind of permit and intended use:

Applicant desires permit for residence, house is of log construction and has 3 rooms. Also for a log barn 10 ft. by 20 ft. in size. Area desired is approximately 2 acres.

3. Location and status of land affected:

Land in question is located at the mouth of Slate Creek in Sec. 27; T.11N; R. 16E. B. mer.

4. Character of Land.

Land consists of a small bench on the west side of Slate Creek which is unsuited for any other purpose. It being such a small area, rocky and uneven it is useless for purposes other than that desired.

5. Timber:

No timber is involved.

6. Conditions in permit:

The use of this tract of land for any commercial or other purpose except as a residence will be cause for revocation of this permit.

Permittee shall clear the premises, and keep them clear, of all inflammable brush, undergrowth or other debris and shall burn no debris without consent of a Forest Officer.

Any garbage and refuse shall be disposed of in a manner satisfactory to the Forest Officer in charge.

MICROFILMED
NOV 01 1994

P

Proper sanitary measures shall be provided for which are satisfactory to Forest Officers.

Violation of any of the State Fish and Game Laws by permittee shall be considered grounds for the revocation of this permit.

7. Other remarks:

The applicant has maintained a residence on this land for about fifteen years prior to the time it was made a part of the National Forest.

8. Date of examination:

May 22, 1929

9. Recommendations:

I recommend that desired permit be issued free of charge. In making this recommendation I take into consideration other similar uses which are granted without pay.



Forest Ranger.

MICROFILMED

NOV 01 1994

964.
Nov., 1916.)

UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE

POOR ORIGINAL

REPORT ON APPLICATIONS FOR SPECIAL-USE PERMITS
AND RIGHTS OF WAY

L-Uses-Residence
A.J.Fisher

(Case designation.)

(This outline should be returned with report. Read all reports with full case designation.)

1. Applicant:

Name and address; if corporation or association, name and address of representative.

2. Kind of permit and intended use:

As reservoir, stating approximate area and capacity; conduit, length and size; hotel or residence, size and kind of construction; power, irrigation, summer home; if pasture, drift fence or corral, state whether applicant has grazing permit and for what number of stock, also whether other lands are inclosed and number of acres; state what use is to be made of proposed structure.

3. Location, and status of land affected:

If no map is filed with application, sketch map should be made on Form 878 if required by Supervisor; status should be shown on map when one is made, also any claims or improvements. terminal points of roads and trails should be given.

4. Character of land:

General description, with discussion of adaptability for proposed use.

5. Timber:

State approximate amount and kinds of timber which will be destroyed; what charge should be made for it. If large amount of timber will be destroyed it may be scaled later as directed by Supervisor.

6. Conditions in permit:

State fully with reasons therefor, if not apparent, with reference to character of structures, sanitation, care with fire, etc. Bond required in sawmill cases, not usual in others; if recommended, give reasons and amount; time for beginning and completing construction; what annual rental; no charge made for easements.

7. Other remarks:

State any facts of which you have knowledge which might affect granting of permit or future use of the land.

8. Date of examination:

9. Recommendations:

July 9, 1929

(Date.)

Chas. Langhugh
(Signature.)

Forest Ranger

MICROFILMED

NOV 01 1994

Approved, _____, 192

(Signature.)

(Title.)

NOTE.—Number paragraphs as in outline; repeat only main headings. The subheadings are intended to be suggestive and are not exhaustive of the points which should be discussed. The discussion under each heading should be full and appropriate to the case under consideration.



POOR ORIGINAL

SPECIAL USE PERMIT

L
Uses - Challis
Fisher, A. J.
Residence & Barn
2 - 25 - 30
(Case designation.)

Permission is hereby granted to A. J. Fisher
of Clayton, Idaho

to use the following-described lands: Two (2) acres located at the mouth of Slate Creek,
(Describe the lands to be occupied, if unsurveyed, by metes and bounds, with reference to a road or
approximately in unsurveyed Section 27, Township 11 North, Range 16 East, B. M.
stream or well-known landmark; right of way by terminal points, direction, and lands occupied.)

for the purpose of maintaining a log residence of three rooms; also a log barn
(Briefly but clearly describe the use, giving area of inclosures, length and width of right of way, etc.)
10 x 20 feet.

subject to the following conditions:

1. The permittee shall pay to the Federal Reserve Bank of
Salt Lake City, Utah. (United States Depository), to be
placed to the credit of the Treasurer of the United States, in consideration for this use, the sum of
Five No/100 dollars (\$ 5.00) for the period
from _____, 19____, to December 31, 19____, and thereafter annually,
on January 1 each year, Five No/100 dollars (\$ 5.00).

2. The permittee shall comply with the regulations of the Department of Agriculture governing
the National Forest, shall observe all sanitary laws and regulations applicable to the premises, and
shall keep the premises in a neat and orderly condition and dispose of all refuse and locate outhouses
and cesspools as required by the Forest officers.

3. This permit is subject to all valid claims.

4. The permittee shall take all reasonable precaution to prevent and suppress forest fires.

MICROFILMED
NOV 01 1994

ance with all requirements of the laws of the State of Idaho, as well as the laws of United States.

6. The permittee shall pay the United States for any damage to its property resulting from this use.

7. The permittee shall fully repair all damage, other than ordinary wear and tear, to roads and trails in the National Forests caused by the permittee in the exercise of the privilege granted by this permit.

8. Construction work (or occupancy and use) under this permit shall begin Now constructed within _____ months, be completed within _____ years from the date of the permit, and this use shall be actually exercised at least 365 days each year, unless the time is extended or shortened.

9. In case of change of address, permittee shall immediately notify the Forest Supervisor.

10. The charges for this use may be readjusted whenever necessary to place this permit on a basis consistent with the charge to other permittees for like privileges. A general readjustment will be made at the end of five years from the date of issuance of permit and at the end of each five-year period thereafter.

11. No National Forest timber may be cut or destroyed without first obtaining a permit from the Forest Supervisor.

12. Upon the abandonment, termination, or revocation of this permit, and in the absence of an agreement to the contrary, the permittee, if all the rental charges due the Government have been paid, may, within a reasonable period to be determined by the issuing officer, remove all structures which have been placed on the premises by him, except where the material was furnished by the Forest Service, but upon failure to remove the structures within that period they shall become the property of the United States.

13. This permit may be transferred with the approval of the officer by whom it was given or his successor, subject to such conditions as may be imposed at the time of transfer. It shall terminate upon breach of any of the conditions herein or at the discretion of the District Forester or the Forester.

14. The permittee shall provide, whenever requested by the Forest officers, a way across the land covered by this permit for the free ingress or egress of Forest officers and for users of National Forest land and purchasers of National Forest products.

15. ~~The permittee shall clear and keep clear the premises of all inflammable brush, undergrowth, and other debris, but shall burn no debris without consent of a forest officer.~~ (Special stipulations necessary.)

16. ~~The permittee agrees to observe and comply with all State laws and County or municipal ordinances or regulations concerning sanitation and the protection of health which are effective within area covered by this permit; to adopt all necessary precautions to prevent the pollution of the waters of streams or springs by manure or other deleterious substances; to construct toilets or latrines of approved flyproof type, to locate them only at points designated by the forest officer and to maintain them in good sanitary condition; and to burn or bury all garbage, debris, refuse, cans, etc., resulting from this occupancy of the land.~~

February 25, 1930

8-713

E. A. Renner

(Signature of officer issuing permit)

Forest Supervisor

(Title)

MICROFILMED
NOV 01 1994



UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE



SPECIAL USE APPLICATION

POOR ORIGINAL

(Case Designation)

Application is hereby made for permit to use the following described lands: One-half (1/2)
acre of land at the mouth of Slate Creek, approximately in
unsurveyed Section 27, Township 11 N., Range 16 E.B.M.
for the purpose of maintaining a log residence of three rooms and garage
(State fully the nature of the intended use)
the area to be occupied containing about one-half (1/2) acre,

Construction of intended improvements will begin within July 1st months and be completed within
one month months; the premises will be used at least all time days each year; the contemplated improvements will cost approximately \$ 1.50 dollars
and will consist of the following: finishing new house on property that
Mr. Bert Fisher is selling on the aboute described lands.
Consisting of- house and garage and cellar.

May 26 1938

(Date of application)

G.H. Colby
MICROFILMED
MAY 21 1959

(Signature of applicant)

Clayton, Idaho

(Post office address)

POOR ORIGINAL

RECEIVED

AUG 23 1993

Department of Water Resources
Southern Region Office

MICROFILMED
NOV 01 1994

#3

A72-4224

Free Use

Doc. and 10/21/94

USBR - Chellis - Fisher, A. J. - Sawmill, 10/21/94

UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE

FOREST SERVICE
CHALLIS NATIONAL FOREST
CHALLIS. - - IDAHO
NOV 24 1924
RECEIVED

L
Challis-Uses
A. J. Fisher
11/21/24
(Case designation.)

REPORT ON APPLICATIONS FOR SPECIAL-USE PERMITS
AND RIGHTS OF WAY

(This outline should be returned with report. Head all reports with full case designation.)

1. Applicant:

Name and address; if corporation or association, name and address of representative.

2. Kind of permit and intended use:

As reservoir, stating approximate area and capacity; conduit, length and size; hotel or residence, size and kind of construction; power, irrigation, summer home; if pasture, drift fence or corral, state whether applicant has grazing permit and for what number of stock, also whether other lands are inclosed and number of acres; state what use is to be made of proposed structure.

3. Location, and status of land affected:

If no map is filed with application, sketch map should be made on Form 878 if required by Supervisor; status should be shown on map when one is made, also any claims or improvements terminal points of roads and trails should be given.

4. Character of land:

General description, with discussion of adaptability for proposed use.

5. Timber:

State approximate amount and kinds of timber which will be destroyed; what charge should be made for it. If large amount of timber will be destroyed it may be scaled later as directed by Supervisor.

6. Conditions in permit:

State fully with reasons therefor, if not apparent, with reference to character of structures, sanitation, care with fire, etc. Bond required in sawmill cases, not usual in others; if recommended, give reasons and amount; time for beginning and completing construction; what annual rental; no charge made for easements.

7. Other remarks:

State any facts of which you have knowledge which might affect granting of permit or future use of the land.

8. Date of examination:

9. Recommendations:

November 21, 1924.

(Date.)

(Signature.)

Forest Ranger

(Title.)

Approved, Nov. 25, 1924

(Signature.)

Forest Supervisor

(Title.)

NOTE.—Number paragraphs as in outline; repeat only main headings. The subheadings are intended to be suggestive and are not exhaustive of the points which should be discussed. The discussion under each heading should be full and appropriate to the case under consideration.

1. Applicant:

A. J. Fisher, Clayton, Idaho.

2. Kind of permit and intended use:

Two acres of land located in approximately, unsurveyed Sec. 20, T. 10 N., R. 16 E., on Slate Creek, above the Kemp homestead. The land to be used to erect a saw mill, run by water power, for the purpose of sawing lumber from National Forest Timber. Also a ditch leading from this area, and extending approximately 2000 feet up Slate Creek, the ditch to furnish power for the mill.

4. Character of land:

This land is located along the Main Slate Creek, it has been cut up by the stream at some future time and is rocky in character and by a little leveling up is adapted to the purpose for which asked.

5. Timber:

No timber will be destroyed, as only a few trees is found on this area and they are mature and ready for cutting.

Conditions of Permit:

6. As the mill is to be run by water power, there is no danger of fire from this source. The saw dust is to be taken care of so as not to enter the stream and the area is to be kept in order and in a sanitary condition. One year will be ample time in which to complete construction. No annual rental should be charged.

General Remarks:

7. There is no reason in my knowledge which might affect the granting of any future permit.

8. Date of Examination:

November 17, 1924.

9. Recommendations:

Recommend this application be granted under free Special Use.

MICROFILMED
NOV 01 1994

Willis - U.S.C.
J.F. Fisher.
11/21/24

POOF ORIGINAL

• Cpl No. 3. Kemp Homes Lead.

Slate Cr.
Pitch 2000'

Livingston Cr.

Sec. 20.

John E. Maltz
MICROFILMED
NOV 01 1994
11/21/24

UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE

POOR ORIGINAL



SPECIAL USE PERMIT

Uses - **Challis.**

Fisher, A. J.

Sawmill, 11-21-24

(Case designation.)

Permission is hereby granted to

A. J. Fisher

Clayton, Idaho

to use the following-described lands: **2 acres of land approximately in unsurveyed**
(Describe the lands to be occupied, if unsurveyed, by metes and bounds, with reference to a road or

Sec. 20, T. 10 N., R. 16 E., B. M.: also a ditch leading from this

area and extending approximately 2000 ft. up Slate Creek.

stream or well-known landmark; right of way by terminal points, direction, and lands occupied.)

for the purpose of **erecting, maintaining and operating a sawmill.**

also such other sheds, barns, etc. as are necessary in the operation of such sawmill

subject to the following conditions:

1. The permittee shall pay to the **No payment required** Bank of

(United States Depository), to be

placed to the credit of the Treasurer of the United States, in consideration for this use, the sum of

dollars (\$) for the period

from , 19 , to December 31, 19 , and thereafter annually,

on January 1 dollars (\$)

2. The permittee shall comply with the regulations of the Department of Agriculture governing

the National Forest, shall observe all sanitary laws and regulations applicable to the premises, and

shall keep the premises in a neat and orderly condition and dispose of all refuse and locate outhouses

and cesspools as required by the Forest officers.

3. This permit is subject to all valid claims.

4. The permittee shall take all reasonable precaution to prevent and suppress forest fires.

4a. This permit confers no rights upon the permittee to use of

the water involved.

MICROFILMED
NOV 21 1994

POOR ORIGINAL

REPORT
Challis-Uses
A. J. Fisher
11/21/24
(Cont.)

5. The permittee, if engaged in business, shall conduct same in an orderly manner and in accordance with all requirements of the laws of the State of Idaho, as well as the laws of the United States.
6. The permittee shall pay the United States for any damage to its property resulting from this use.
7. The permittee shall fully repair all damage, other than ordinary wear and tear, to roads and trails in the National Forests caused by the permittee in the exercise of the privilege granted by this permit.
8. Construction work (or occupancy and use) under this permit shall begin within 2 months, be completed within 1 years from the date of the permit, and this use shall be actually exercised at least 100 days each year, unless the time is extended or shortened.
9. In case of change of address, permittee shall immediately notify the Forest Supervisor.
10. The charges for this use may be readjusted whenever necessary to place this permit on a basis consistent with the charge to other permittees for like privileges. A general readjustment will be made at the end of five years from the date of issuance of permit and at the end of each five-year period thereafter.
11. No National Forest timber may be cut or destroyed without first obtaining a permit from the Forest Supervisor.
12. Upon the abandonment, termination, or revocation of this permit, and in the absence of an agreement to the contrary, the permittee, if all the rental charges due the Government have been paid, may, within a reasonable period to be determined by the issuing officer, remove all structures which have been placed on the premises by him, except where the material was furnished by the Forest Service, but upon failure to remove the structures within that period they shall become the property of the United States.
13. This permit may be transferred with the approval of the officer by whom it was given or his successor, subject to such conditions as may be imposed at the time of transfer. It shall terminate upon breach of any of the conditions herein or at the discretion of the District Forester or the Forester.
14. The permittee shall provide, whenever requested by the Forest officers, a way across the land covered by this permit for the free ingress or egress of Forest officers and for users of National Forest land and purchasers of National Forest products.
- ~~15. The permittee shall clear of brush and other ground cover and keep clear all lands embraced within the mill yard and an additional strip of 100 feet in width beyond the marginal limits thereof.~~
- ~~16. Sawdust, slabs, edging and refuse shall be disposed of as directed by Forest officers, and if not burned shall be piled or stored at points where minimum danger of stream pollution or fire will result.~~
- ~~17. All camp buildings and structures shall be located in a manner satisfactory to the Forest officers.~~
- ~~18. This permit is granted free of charge under Reg. L-2 (g) with the understanding that 75 per cent or more of the timber sawed will be purchased from national forest lands. In the event that the percentage of timber from National Forest lands regularly sawed in the mill falls below 75 per cent this permit will terminate and become void and a new permit on a charge basis must be secured.~~

November 25, 1924

(Date)

(Signature of officer issuing permit.)

Forest Supervisor.

(Title.)

NOV 21 1924
MICROFILMED

THIS CASE IS CLOSED

RECEIVED

POOR ORIGINAL

AUG 23 1993

Department of Water Resources
Southern Region Office

G - PERMITS - C&H - Challis - Fisher Brothers

MICROFILMED
NOV 01 1994

#4

A72-4224

POOR ORIGINAL

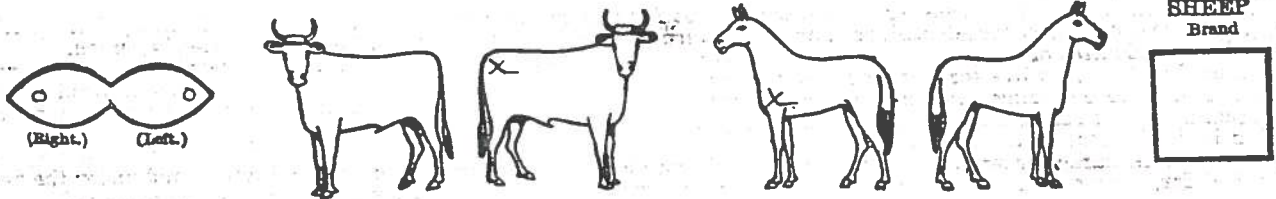
UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE

APPLICATION FOR GRAZING PERMIT

we Frank L. and David A. Fisher, of Clayton Idaho
(Name of applicant) (Post-office address)

hereby certify that—
1. *own 30* head of cattle, *4* head of horses, *—* head of sheep, and

—, branded and earmarked as follows:



2. I do not own as many livestock as I desire to graze but I intend to purchase *—* head of *—* not later than *—*, 19*—*

3. During the period my permitted livestock are on the forest my other range livestock will be grazed as follows: *on our enclosed pasture on our ranch*

own 170 acres of ranch property located in *—* (Give section, township, and range)
on main Slate Creek. (See previous application)

5. The above-owned property is classified as *50* acres cultivated, *—* acres summer range, *—* acres winter range, and *170* acres spring-fall range. *we pasture entire ranch spring & fall*

6. Last season *175* tons of hay and *—* tons of grain; and in addition I purchased *—* tons of hay, *1* tons of grain, and *—* tons of other supplemental feeds.

7. Last winter my cattle were fed *70* days at the approximate rate per head of *1450* tons of hay, *per winter* pounds of grain, and *—* pounds of other supplemental feed. *My sheep were fed* *—* days at the approximate rate per head of *—* tons of hay, *—* pounds of grain, and *—* pounds of other supplemental feed.

8. I hold a license or permit on Taylor Grazing District No. *—* for *—* head of *—* from *—* to *—*

9. I now lease *—* acres of cultivated land, *—* acres of summer range, *—* acres of winter range, and *—* acres of spring-fall range.

10. No other person owns any interest in the livestock I desire to graze, except as follows: *—*

11. I have no interest in any other grazing preference held by any person, firm, or corporation, except as follows: *—*

12. *we are* ~~I am~~ a citizen of the United States by birth. ~~by naturalization~~ (Strike out one.) If the latter, give status of papers.

13. I have not applied for a permit on any other forest except as follows: *—* (Give name of forest and number applied for)

- I hereby expressly understand and agree that if this application for a permit is approved in whole or in part—
- (a) I will deposit on or before the date specified in the Statement Form 861 the amount due for grazing fees to the credit of the Forest Service in the depository designated by the Statement Form.
- (b) I bind myself and my employees, while on or in the vicinity of the national forest, to extinguish all fires started by me or them. I will do all in my power individually and voluntarily to prevent and suppress fires on my range allotment or in its vicinity and will report promptly to the local officers all fires that I or my employees may discover which we cannot suppress through our own efforts. Unless prevented by circumstances over which I have no control, I will place myself, my employees, and my transportation facilities at the disposal of any authorized forest officer for fighting fires. Payment for such services shall be at the current rates of pay prevailing within the said national forest for similar services. If, however, I or my employees are directly or indirectly responsible for the origin of the fire, no payment shall be made for the services so rendered.
- (c) The livestock thereunder will be allowed to graze only upon lands of the United States within the areas specified in the permit and will not be allowed to intrude on any areas upon which grazing is prohibited.
- (d) I will obey and support all laws and regulations governing the national forests, and I will pay for all damages sustained by the United States through any violation by myself or my employees of such laws or regulations or of the terms hereof or of the permit issued upon this application.
- (e) I will forfeit the permit whenever the national forest for any reason ceases to exist or for a violation of the national forest regulations now or hereafter adopted, or of any of the terms hereof, or of the terms of the permit issued hereupon.
- (f) If in the judgment of the forest officer in charge the forage is not ready to be grazed at the beginning of the designated grazing season, I will hold my livestock off the forest range until that stage of forage growth is attained that will avoid the damaging effect of premature grazing. In some seasons this may mean a delay of 5, 10, or 15 days. I further agree to remove my livestock from the forest before the expiration of the designated grazing season if in the judgment of the forest officer in charge the grazing is detrimental to the range.
- (g) No livestock marked or branded otherwise than as shown above will be grazed upon national forest land under the permit herein applied for, except with the approval of the forest supervisor based upon a showing of the actual ownership of such livestock.
- (h) When requested by the Forest Supervisor, I will pay into the Cooperative Work Fund, in accordance with the regulations of the Secretary of Agriculture, an amount not in excess of the usual annual grazing fees for the number of livestock and season of use shown in the Statement Form 861 validating my grazing permit, to be used for protection, improvement, and betterment of the range within any part of the Forest.
- (i) The validating Statement form or forms to be sent me may modify for any year the number of livestock and season approved, if such changes conform to the regulations of the Secretary of Agriculture.
- (j) I will not allow any livestock owned or controlled by me in excess of numbers for which I may receive a permit to graze on the national forest; nor will I allow any livestock owned or controlled by me to graze on the national forest before or after the season authorized in my permit, except by special permission from the forest officer in charge.
- (k) Instructions issued by the local forest officer for the purpose of management of the permitted livestock on the range will be followed.

I hereby apply for a Term (Term) (Annual) permit to graze livestock upon the Slate Creek Cattle range National Forest as follows:

20 head of cattle from June 1, 1945 to Sept. 1, 1945 on Slate Creek Cattle Range (Name of range)

_____ head of _____ from _____ to _____ on _____

_____ head of _____ from _____ to _____ on _____

_____ head of _____ from _____ to _____ on _____

also to lamb _____ head of _____ from _____ to _____ on _____ (Name of range)

David A. Fisher Frank L. Fisher (Signature of applicant)

Feb 16, 1945 (Date)

ACTION BY APPROVING OFFICER

Approved for—

NUMBER OF LIVESTOCK	KIND OF LIVESTOCK	TERM, ANNUAL, OR TEMPORARY	PERIOD		ALLOTMENT
			From—	To—	
<u>20</u>	<u>cattle</u>	<u>Term</u>	<u>6/1/45</u>	<u>8/31/45</u>	<u>Each: Cattle \$15.60</u>
<u>4</u>	<u>horses</u>	<u>Term</u>	<u>6/1/45</u>	<u>8/31/45</u>	<u>" 3.84</u>

U-20-4 4/9/45

also to lamb _____ head of _____ from _____ to _____ on _____ (Name of range)

Disapproved for _____ cattle, _____ horses, _____ sheep, and _____

Initials of approving officer A. J. H. B. Date 3/21/45

POOR ORIGINAL

ACRES RANCH PROPERTY

CULTIVATED		PASTURE					
		Summer		Winter		Spring-Fall	
Own	Lease	Own	Lease	Own	Lease	Own	Lease
40	—	—	—	—	—	—	—

TONS FEED LAST YEAR

GROWN ON OWN LAND		PURCHASED	
Hay	Grain	Hay	Grain
50	—	—	—

MICROFILMED
NOV 01 1994

POOR ORIGINAL

UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE

APPLICATION FOR GRAZING PERMIT

(Fill out and mail to Supervisor of Forest—Answer fully.)

(Indicate kind of permit desired. Annual _____ Term _____)

We Fisher Brothers
(Name of applicant.)

Clayton, Idaho
(Post office address.)

hereby apply for a permit to graze 35 head of cattle, 3 head of horses, _____

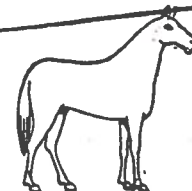
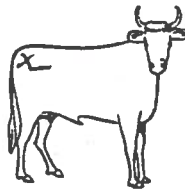
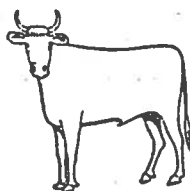
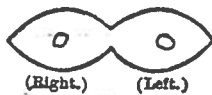
head of sheep, _____ head of _____ upon the lands of the United States within

the Challis National Forest from May 15, 1940 Sept. 30, 1940

Also to lamb or kid _____ head of _____ Season changed at

My brands and earmarks are:

Request of Fisher
Brothers



SHEEP
B. R. H. Brand



I desire to graze these animals upon that part of the forest described as follows:

Range formerly used along Plate Creek

Part of the

1. Is this application made for your exclusive use and benefit? yes

2. Does any other person own an interest in the stock to be grazed under permit? None

If so, describe such interest _____

3. Are you interested, directly or indirectly, in any grazing permit held by any other person, firm, or corporation on any National Forest? If so, give name of permit and extent of your interest in it. None

4. Are you a citizen of the United States? yes How? By birth. By ~~naturalization~~ (Erase one.) If the latter, give status of papers. _____

5. Do you actually own, or hold under legal entry, any ranch property? yes How many acres? 100
Where located? Sections 8 & 17, Twp 10 N. Range 16 E BM
(Give section, township, and range.)

How many acres of this are now under cultivation? 40

MICROFILMED
NOV 01 1954

POOR ORIGINAL

How many acres are grazing land? 136

How much of above is used in connection with the stock to be grazed? All

6. How many tons of hay were produced on above lands last year? 50 ton

Other forage crops? Tons — Kind —

How many tons grain? —

7. Where do you reside? On the above ranch
(Give city or town, or if on ranch property, location of land.)

8. In addition to above, do you lease or rent any ranch property? — How many acres? —

Where located? —
(Section, township, and range.)

9. Do you feed your stock in winter? yes If so, where? on above ranch

How many tons hay or forage per head is fed? 1

10. If you do not winterfeed, where do you winter your stock? —

(If public range, so state. If private lands, give section, township, and range.)

11. Have you applied for a grazing permit this season on any other National Forest? — If so, state forest None For how many head? — Class of stock? —

12. How many head of stock do you actually own? 40 cattle, 5 horses, — sheep, and —

13. I intend to purchase — head of — not later than —, 19

I agree that the validating letter or letters of transmittal to be sent me may modify for any year the number of stock herein stated if such changes conform to the regulations of the Secretary of Agriculture relative to my class.

Provided, That they shall not intrude upon any areas upon which grazing is prohibited.

If this application is granted, in whole or in part, I do hereby agree to deposit on or before the dates specified in the letter of transmittal the amount due for grazing fees to the credit of the Forest Service in the U. S. Depository designated by the letter of transmittal before allowing any of my stock to enter the National Forest.

I also hereby bind myself and my employees engaged in the caring for the animals while on the forest independently and voluntarily to do all in our power to prevent and suppress forest fires on my allotment or in its vicinity and to report promptly to the local Forest Officers all fires which I or my employees discover but which we can not suppress through our own efforts. Unless prevented by circumstances over which I have no control, I agree to place at the disposal of any authorized forest officer myself, employees, and transportation facilities for fighting forest fires. Payment for such services shall be at the current rates of pay prevailing within said National Forest for similar services, unless I or my employees are directly or indirectly responsible for the origin of the fire, in which event no payment will be made for services so rendered.

I also hereby agree that I will allow my stock to graze only upon lands of the United States within the areas specified in the permit; that I will obey and support all the laws and regulations governing National Forests, and that I will pay for all damages sustained by the United States, through any violation, by myself or my employees, of such laws or regulations, or of the terms hereof, or of the permit issued upon this application.

I also agree to forfeit the permit whenever the National Forest for any reason ceases to exist, or for a violation of the National Forest regulations now or hereafter adopted or of any of the terms hereof, or of the terms of the permit issued hereupon, or whenever an injury is being done to the forest by reason of the presence of the animals therein.

It is hereby expressly agreed and understood that no stock marked or branded otherwise than as shown above will be grazed upon National Forest land under the permit herein applied for except with the approval of the Forest Supervisor based upon a showing of actual ownership of such stock.

I CERTIFY that all of the foregoing answers and statements are true and correct to the best of my knowledge and belief.

ACTION TAKEN

PERMIT	SEASON	CATTLE	HORSES	SHEEP & GOATS	SWINE
Term	<u>5/15-9/30</u>	<u>35</u>	<u>3</u>	<u>Unit #1</u>	
Annual				<u>Dist #1</u>	
Temporary					

NOTE.—Animals under six months old at the time of entry which are the natural increase of stock grazed under permit will not be counted, and therefore should not be included in this application.

Permit for Cattle Allotment

Closed

POOR ORIGINAL

RECEIVED

AUG 23 1993

Department of Water Resources
Southern Region Office

G - Permits, C&H - Challis - Fisher, Daniel B.

MICROFILMED
NOV 01 1994

#5

A72-4224

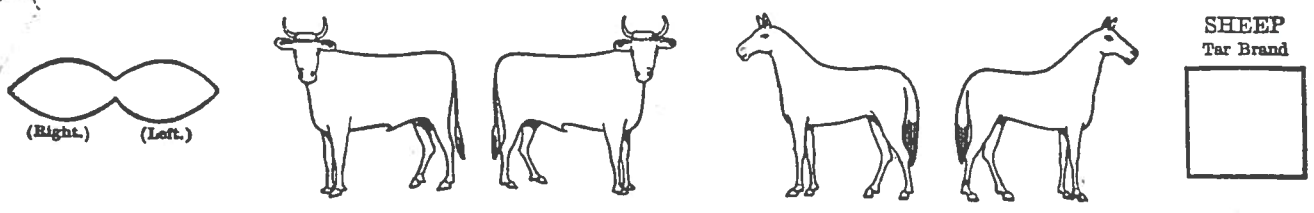
POOR ORIGINAL

GRAZING PERMIT

10-YEAR, ~~ANNUAL, SHORT SEASON OR TEMPORARY~~



(This permit can not be transferred or renewed except in accordance with the regulations of the Secretary of Agriculture)



May 6, 1929
(Date)

Daniel B. Fisher
(Name of permittee)

Clayton, Idaho
(Post office address)

DEAR SIR:

Subject to payment of all fees required by the regulations of the Secretary of Agriculture governing grazing on the National Forests, you are hereby authorized to pasture on lands of the United States in the Challis National Forest, within the area described below, or as modified in accordance with the regulations of the Secretary of Agriculture, during the period specified in the letter of transmittal approving your application, the number and class of stock stated in the letter of transmittal furnished you each year by the Forest Supervisor, which when received back by you, stamped "Paid," shall validate this permit for the time stated in said letter and become a part thereof. This permission, however, to become null and void immediately upon your failure to pay promptly any such fees when due or upon any violation of the terms of your application or of this permit, including the stipulations on the back hereof, or of the provisions of any such letter of transmittal or of said regulations, or in the event said lands shall be eliminated from said National Forest.

Ranger District No. 4.
(Description of area covered by permit)

Silver Rule & Slate Creek

MICROFILMED
NOV 01 1994

E. A. Renner
Forest Supervisor.

STIPULATIONS

During the period covered by this permit the permittee binds himself and his employees while on or in the vicinity of the National Forest to extinguish all fires started by him or them. He will further do all in his power independently to prevent and suppress forest fires on his range allotment or in its vicinity and will require his employees to do likewise. Unless prevented by circumstances over which he has no control the permittee agrees to place himself, his employees, and his transportation facilities at the disposal of any authorized forest officer for fighting forest fires. Payment for such services shall be at the current rates of pay prevailing within said National Forest for similar services. If, however, the Forest Supervisor holds the permittee or his employees directly or indirectly responsible for the origin of the fire, no payment shall be made for services so rendered.

This permit is issued with the understanding that full payment of the grazing fees will be made on or before the dates specified in the letters of transmittal. Failure to make payment on the date specified will be sufficient reason for the revocation of the grazing preference of the permittee, the institution of trespass proceedings, or other appropriate legal action for the collection of the value of the forage consumed by the animals herein mentioned for the period of the permit not covered by fees which have been paid.

CS-5101

This permit carries a preference for five cattle.

ALL RIGHTS RESERVED
NO REPRODUCTION OR
TRANSMISSION BY ANY MEANS
PERMITTED BY THIS NOTICE

MICROFILMED
NOV 01 1994

POOR ORIGINAL

UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE

APPLICATION FOR GRAZING PERMIT

(Fill out and mail to Supervisor of Forest—Answer fully.)

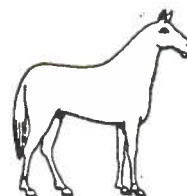
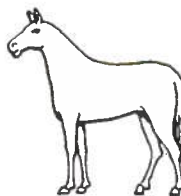
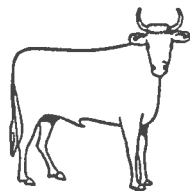
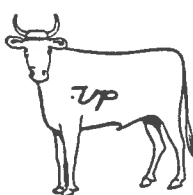
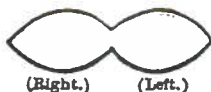
(Indicate kind of permit desired. Annual Term)

MAR 15 1937
RECEIVED

Ans

I, Daniel B. Fisher, of Clayton, Idaho
(Name of applicant.) (Post office address.)
hereby apply for a permit to graze 5 head of cattle, no head of horses,
head of sheep, no head of — upon the lands of the United States within
the Challis National Forest from Jan. 1, 1937, to Jan. 1, 1938
Also to lamb or kid — head of —

My brands and earmarks are: —



SHEEP
R. R. H. Brand



I desire to graze these animals upon that part of the forest described as follows:

Daniel B. Fisher's ranch on Slate Creek

1. Is this application made for your exclusive use and benefit? yes

2. Does any other person own an interest in the stock to be grazed under permit? no

If so, describe such interest —

3. Are you interested, directly or indirectly, in any grazing permit held by any other person, firm, or corporation on any National Forest? If so, give name of permit and extent of your interest in it no

4. Are you a citizen of the United States? yes How? By birth. By — If the latter, give status of papers —

5. Do you actually own, or hold under legal entry, any ranch property? yes How many acres? 133

Where located? Slate Creek, Clayton, Idaho - Challis Nat. Forest
(Give section, township, and range.)

How many acres of this are now under cultivation? 20

- How many acres are grazing land? 113
- How much of above is used in connection with the stock to be grazed? all
6. How many tons of hay were produced on above lands last year? none
- Other forage crops? Tons — Kind —
- How many tons grain? —
7. Where do you reside? State Creek, Clayton, Idaho
(Give city or town or if on ranch property, location of land.)
8. In addition to above, do you lease or rent any ranch property? none How many acres? —
- Where located? —
(Section, township, and range.)
9. Do you feed your stock in winter? yes If so, where? —
- How many tons hay or forage per head is fed? 16 tons
10. If you do not winterfeed, where do you winter your stock? State Creek, Clayton, Idaho
(If public range, so state. If private lands, give section, township, and range.)
11. Have you applied for a grazing permit this season on any other National Forest? no If so, state forest — For how many head? — Class of stock? —
12. How many head of stock do you actually own? 5 cattle, 5 horses, — sheep, and —
13. I intend to purchase — head of — not later than —, 19

I agree that the validating letter or letters of transmittal to be sent me may modify for any year the number of stock herein stated if such changes conform to the regulations of the Secretary of Agriculture relative to my class.

Provided, That they shall not intrude upon any areas upon which grazing is prohibited.

If this application is granted, in whole or in part, I do hereby agree to deposit on or before the dates specified in the letter of transmittal the amount due for grazing fees to the credit of the Forest Service in the U. S. Depository designated by the letter of transmittal before allowing any of my stock to enter the National Forest.

I also hereby bind myself and my employees engaged in the caring for the animals while on the forest independently and voluntarily to do all in our power to prevent and suppress forest fires on my allotment or in its vicinity and to report promptly to the local Forest Officers all fires which I or my employees discover but which we can not suppress through our own efforts. Unless prevented by circumstances over which I have no control, I agree to place at the disposal of any authorized forest officer myself, employees, and transportation facilities for fighting forest fires. Payment for such services shall be at the current rates of pay prevailing within said National Forest for similar services, unless I or my employees are directly or indirectly responsible for the origin of the fire, in which event no payment will be made for services so rendered.

I also hereby agree that I will allow my stock to graze only upon lands of the United States within the areas specified in the permit; that I will obey and support all the laws and regulations governing National Forests, and that I will pay for all damages sustained by the United States, through any violation, by myself or my employees, of such laws or regulations, or of the terms hereof, or of the permit issued upon this application.

I also agree to forfeit the permit whenever the National Forest for any reason ceases to exist, or for a violation of the National Forest regulations now or hereafter adopted or of any of the terms hereof, or of the terms of the permit issued hereupon, or whenever an injury is being done to the forest by reason of the presence of the animals therein.

It is hereby expressly agreed and understood that no stock marked or branded otherwise than as shown above will be grazed upon National Forest land under the permit herein applied for except with the approval of the Forest Supervisor based upon a showing of actual ownership of such stock.

I CERTIFY that all of the foregoing answers and statements are true and correct to the best of my knowledge and belief.

ACTION TAKEN

PERMIT	SEASON	CATTLE	HORSES	SHEEP & GOATS	SWINE
Term <u>—</u>	<u>5</u>	<u>5 hd</u>	<u>—</u>	<u>—</u>	<u>—</u>
Annual <u>—</u>	<u>1</u>	<u>—</u>	<u>—</u>	<u>—</u>	<u>—</u>
Temporary <u>—</u>	<u>—</u>	<u>—</u>	<u>—</u>	<u>—</u>	<u>—</u>

Daniel B. Fisher
(Signature of applicant.)

Mar. 13, 1937
(Date.)

NOTE.—Animals under six months old at the time of entry which are the natural increase of stock grazed under permit will not be counted, and therefore should not be included in this application.

THIS CASE IS CLOSED.

POOR ORIGINAL

RECEIVED

AUG 23 1993

Department of Water Resources
Southern Region Office

G - Permits, C&H - Challis - Fisher, David A.

MICROFILMED
NOV 01 1994

#6

A72-4224

POOR ORIGINAL

UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE

APPLICATION FOR GRAZING PERMIT

(Fill out and mail to Supervisor of Forest—Answer fully.)

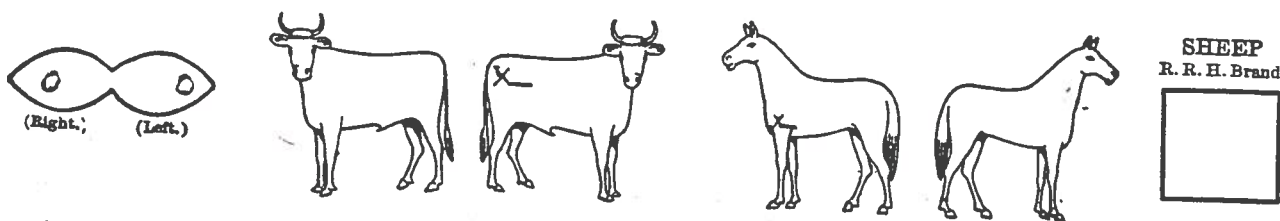
(Indicate kind of permit desired. Annual _____ Term X _____)

I, David O Fisher, of Clayton, Idaho
(Name of applicant.) (Post office address.)

hereby apply for a permit to graze 20 head of cattle, 3 head of horses,
head of sheep, _____ head of _____ upon the lands of the United States within
the Challis National Forest from _____, 19 _____, to _____, 19 _____.

Also to lamb or kid _____ head of _____

My brands and earmarks are:



I desire to graze these animals upon that part of the forest described as follows:

Slate Creek and its
tributaries

1. Is this application made for your exclusive use and benefit? yes
2. Does any other person own an interest in the stock to be grazed under permit? yes
If so, describe such interest F. L. & D. A. & A. J. Fisher partners
3. Are you interested, directly or indirectly, in any grazing permit held by any other person, firm, or corporation on any National Forest? If so, give name of permit and extent of your interest in it. no
4. Are you a citizen of the United States? yes How? By birth. yes (Erase one.) If the latter, give status of papers _____
5. Do you actually own, or hold under legal entry, any ranch property? yes How many acres? 13
Where located? The first ranch up from the mouth of Slate Creek (Give section, township, and range.)
How many acres of this are now under cultivation? about 15

MICROFILMED
NOV 01 1984

POOR ORIGINAL

How many acres are grazing land? 211

How much of above is used in connection with the stock to be grazed? 211

6. How many tons of hay were produced on above lands last year? 30

Other forage crops? Tons _____ Kind _____

How many tons grain? _____

7. Where do you reside? at Santa Fe Creek
(Give city or town, or if on ranch property, location of land.)

8. In addition to above, do you lease or rent any ranch property? _____ How many acres? _____

Where located? _____
(Section, township, and range.)

9. Do you feed your stock in winter? yes If so, where? at Ranch

How many tons hay or forage per head is fed? about 1 ton

10. If you do not winterfeed, where do you winter your stock? _____

(If public range, so state. If private lands, give section, township, and range.)

11. Have you applied for a grazing permit this season on any other National Forest? _____ If so, state forest _____ For how many head? _____ Class of stock? _____

12. How many head of stock do you actually own? 34 cattle, 5 horses, _____ sheep, and _____

13. I intend to purchase _____ head of _____ not later than _____, 19 _____

I agree that the validating letter or letters of transmittal to be sent me may modify for any year the number of stock herein stated if such changes conform to the regulations of the Secretary of Agriculture relative to my class.

Provided, That they shall not intrude upon any areas upon which grazing is prohibited.

If this application is granted, in whole or in part, I do hereby agree to deposit on or before the dates specified in the letter of transmittal the amount due for grazing fees to the credit of the Forest Service in the U. S. Depository designated by the letter of transmittal before allowing any of my stock to enter the National Forest.

I also hereby bind myself and my employees engaged in the caring for the animals while on the forest independently and voluntarily to do all in our power to prevent and suppress forest fires on my allotment or in its vicinity and to report promptly to the local Forest Officers all fires which I or my employees discover but which we can not suppress through our own efforts. Unless prevented by circumstances over which I have no control, I agree to place at the disposal of any authorized forest officer myself, employees, and transportation facilities for fighting forest fires. Payment for such services shall be at the current rates of pay prevailing within said National Forest for similar services, unless I or my employees are directly or indirectly responsible for the origin of the fire, in which event no payment will be made for services so rendered.

I also hereby agree that I will allow my stock to graze only upon lands of the United States within the areas specified in the permit; that I will obey and support all the laws and regulations governing National Forests, and that I will pay for all damages sustained by the United States, through any violation, by myself or my employees, of such laws or regulations, or of the terms hereof, or of the permit issued upon this application.

I also agree to forfeit the permit whenever the National Forest for any reason ceases to exist, or for a violation of the National Forest regulations now or hereafter adopted or of any of the terms hereof, or of the terms of the permit issued hereupon, or whenever an injury is being done to the forest by reason of the presence of the animals therein.

It is hereby expressly agreed and understood that no stock marked or branded otherwise than as shown above will be grazed upon National Forest land under the permit herein applied for except with the approval of the Forest Supervisor based upon a showing of actual ownership of such stock.

I CERTIFY that all of the foregoing answers and statements are true and correct to the best of my knowledge and belief.

ACTION TAKEN

PERMIT	SEASON	CATTLE	HORSES	SHEEP & GOATS	SWINE
Term	<u>9/1</u>				
Annual	<u>70</u>	<u>9</u>	<u>2</u>		
Temporary	<u>11/15</u>	<u>11</u>	<u>1</u>		

David A. Gisher
(Signature of applicant.)

Sept 7
(Date.)

NOTE.—Animals under six months old at the time of entry which are the natural increase of stock grazed under permit will not be counted, and therefore should not be included in this application.

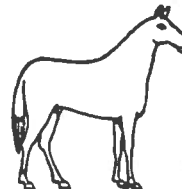
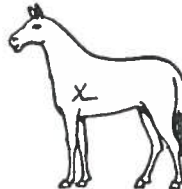
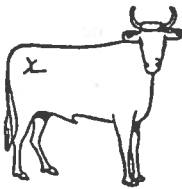
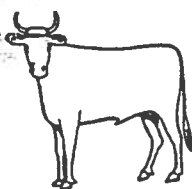
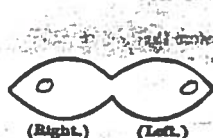
POOR ORIGINAL



GRAZING PERMIT

~~10 YEAR~~ ANNUAL, ~~SHORT SEASON~~ OR TEMPORARY

(This permit can not be transferred or renewed except in accordance with the regulations of the Secretary of Agriculture)



SHEEP
Brand



July 5, 1935

(Date)

David A. Fisher,

(Name of permittee)

Clayton, Idaho

(Post office address)

Temporary Permit not renewable for 11 head of cattle & 1 horse.

DEAR SIR:

Subject to payment of all fees required by the regulations of the Secretary of Agriculture governing grazing on the National Forests, you are hereby authorized to pasture on lands of the United States

in the Challis National Forest, within the area described below, or as modified in accordance with the regulations of the Secretary of Agriculture, during the period specified in the letter of transmittal approving your application, the number and class of stock stated in the letter of transmittal furnished you each year by the Forest Supervisor, which when received back by you, stamped "Paid," shall validate this permit for the time stated in said letter and become a part thereof. This permission, however, to become null and void immediately upon your failure to pay promptly any such fees when due or upon any violation of the terms of your application or of this permit, including the stipulations on the back hereof, or of the provisions of any such letter of transmittal or of said regulations, or in the event said lands shall be eliminated from said National Forest.

and 2 head of horses,

Ranger District #4. Annual permit for 9 head of cattle/and temporary permit

(Description of area covered by permit)

for 11 head of cattle and 1 horse on Slate Creek C&H Allotment.

Permittee agrees fully to repair all damage other than ordinary wear and tear to roads and trails in the National Forests caused by the permittee in the exercise of the privilege granted by this permit.

MICROFILMED
NOV 01 1994

POOR ORIGINAL

APPLICATION FOR GRAZING PERMIT

(Fill out and mail to Supervisor of Forest—Answer fully.)

(Indicate kind of permit desired. Annual Term)

I, David A. Fisher, of St. Paul, Minn.
(Name of applicant.) (Post office address.)

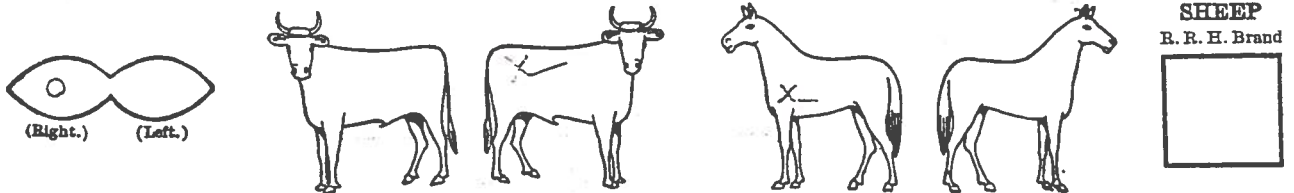
hereby apply for a permit to graze 9 head of cattle, 2 head of horses, _____

head of sheep, _____ head of _____ upon the lands of the United States within

the _____ National Forest from _____, 19 _____, to _____, 19 _____.

Also to lamb or kid _____ head of _____

My brands and earmarks are:



I desire to graze these animals upon that part of the forest described as follows:

1. Is this application made for your exclusive use and benefit? Yes

2. Does any other person own an interest in the stock to be grazed under permit? No

If so, describe such interest _____

3. Are you interested, directly or indirectly, in any grazing permit held by any other person, firm, or corporation on any National Forest? If so, give name of permit and extent of your interest in it. No

4. Are you a citizen of the United States? Yes How? By birth. By naturalization (Enter one.) If the latter, give status of papers. Birth

5. Do you actually own, or hold under legal entry, any ranch property? Yes How many acres? 32
Where located? on Statecreek
(Give section, township, and range.)

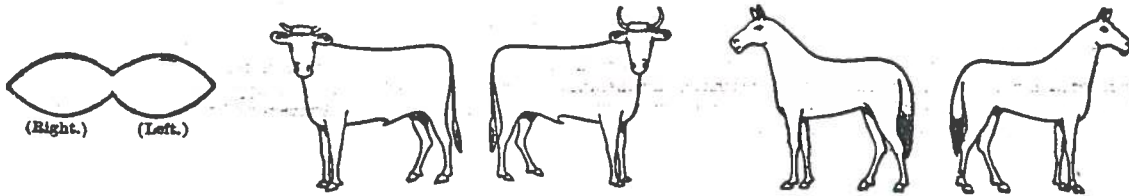
How many acres of this are now under cultivation? About 20

MICROFILMED
NOV 01 1994

GRAZING PERMIT

10-YEAR, ~~ANNUAL~~, ~~SHORT SEASON~~, OR ~~TEMPORARY~~

(This permit can not be transferred or renewed except in accordance with the regulations of the Secretary of Agriculture)



SHEEP
Tar Brand



June 16, 1934

(Date)

David A. Fisher

(Name of permittee)

Clayton, Idaho

(Post office address)

DEAR SIR:

Subject to payment of all fees required by the regulations of the Secretary of Agriculture governing grazing on the National Forests, you are hereby authorized to pasture on lands of the United States

in the Challis National Forest, within the area described below, or as modified in accordance with the regulations of the Secretary of Agriculture, during the period specified in the letter of transmittal approving your application, the number and class of stock stated in the letter of transmittal furnished you each year by the Forest Supervisor, which when received back by you, stamped "Paid," shall validate this permit for the time stated in said letter and become a part thereof. This permission, however, to become null and void immediately upon your failure to pay promptly any such fees when due or upon any violation of the terms of your application or of this permit, including the stipulations on the back hereof, or of the provisions of any such letter of transmittal or of said regulations, or in the event said lands shall be eliminated from said National Forest.

Ranger District No. 4

(Description of area covered by permit)

Slate Creek C&N Allotment

MICROFILMED
NOV 01 1994

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 11/13/98
PAGE: 1

Water Source:	LIVINGSTON CREEK	Tributary to:	SLATE CREEK	Stage:	BENEFICIAL USE
---------------	------------------	---------------	-------------	--------	----------------

Point(s) of Diversion:	T10N R16E S17	NNNNSE	CUSTER County
------------------------	---------------	--------	---------------

Place of use Legal Description for: IRRIGATION

[illegible]

Place of use Legal Description for: DOMESTIC

[illegible]

Non-Irrigation Uses: 1 HOUSE

Other Rights: NONE

Conditions of Approval:

N10 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR DOMESTIC USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

N12 - THE QUANTITY OF WATER UNDER THIS RIGHT FOR DOMESTIC USE SHALL NOT EXCEED 13,000 GALLONS PER DAY.

REMARKS: EXP PROPERTY IS ALSO KNOWN AS HOMESTEAD ENTRY NO. 324.

Dates:	Exam Made Date:	07/15/1993	Verified Date:	11/13/1998	Objection Filed Date:
--------	-----------------	------------	----------------	------------	-----------------------

Misc:	Water District Number:	Field Inspection Flag:
		Presumption Flag:

PROPERTY

CLAIM NUMBER 472-04224A DATE 11/13/98 TRANSFER NUMBER _____
 AGENT SCC CLAIMED ACRE TOTAL 40
 GIS ACRE TOTAL 7.8

	TWP	RNG	SEC	NE				NW				SW				SE			
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
CLAIM	<u>10N</u>	<u>16E</u>	<u>17</u>			<u>Ø</u>											<u>40</u>		
GIS						<u>5.4</u>											<u>2.4</u>		<u>7.8</u>
RECOM						<u>5.5</u>											<u>2.5</u>		<u>8</u>
CLAIM																			
GIS																			
RECOM																			
CLAIM																			
GIS																			
RECOM																			

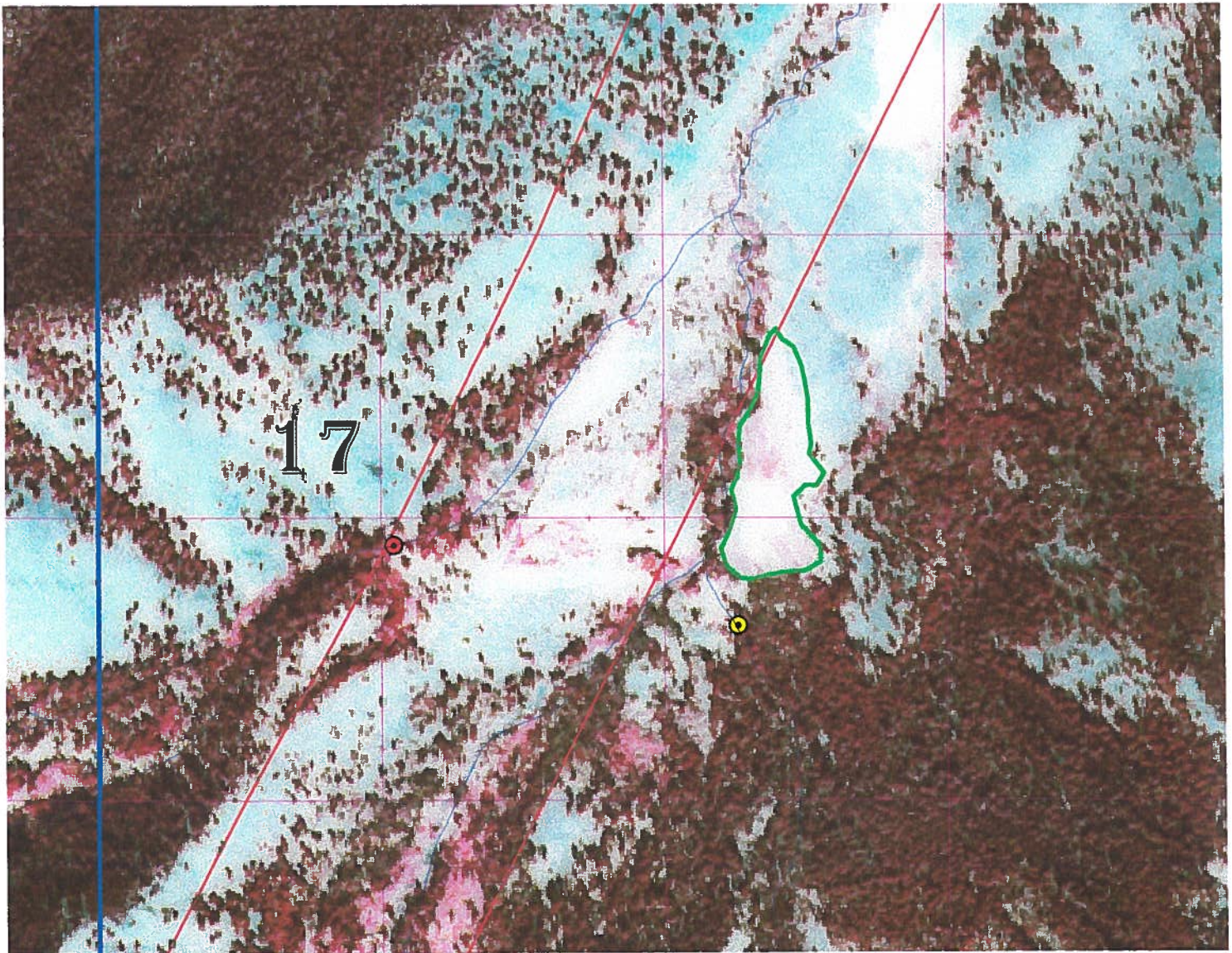
B72-DBPOU.SHP Rec'd Pou per GIS = 8 acres
 SHAPE NOS. 456

B72-DBPOD.SHP _____
 NOS. DESCRIPTION 297 S.17, NWNWSE

DBF TABLES UPDATED _____
 B72-DBPOU.DBF 11/14/97
 B72-DBPOD.DBF SCC
 JPEG LAYOUT ✓ 72-04224A.jpg

IDAHO DEPARTMENT OF WATER RESOURCES

72-04224A



660 0 660 1320 Feet

-  RECOMMENDED PLACE OF USE
-  RECOMMENDED POINT OF DIVERSION
-  SECTION LINES
-  QUARTER-QUARTER LINES
-  STREAMS & DITCH CHANNELS

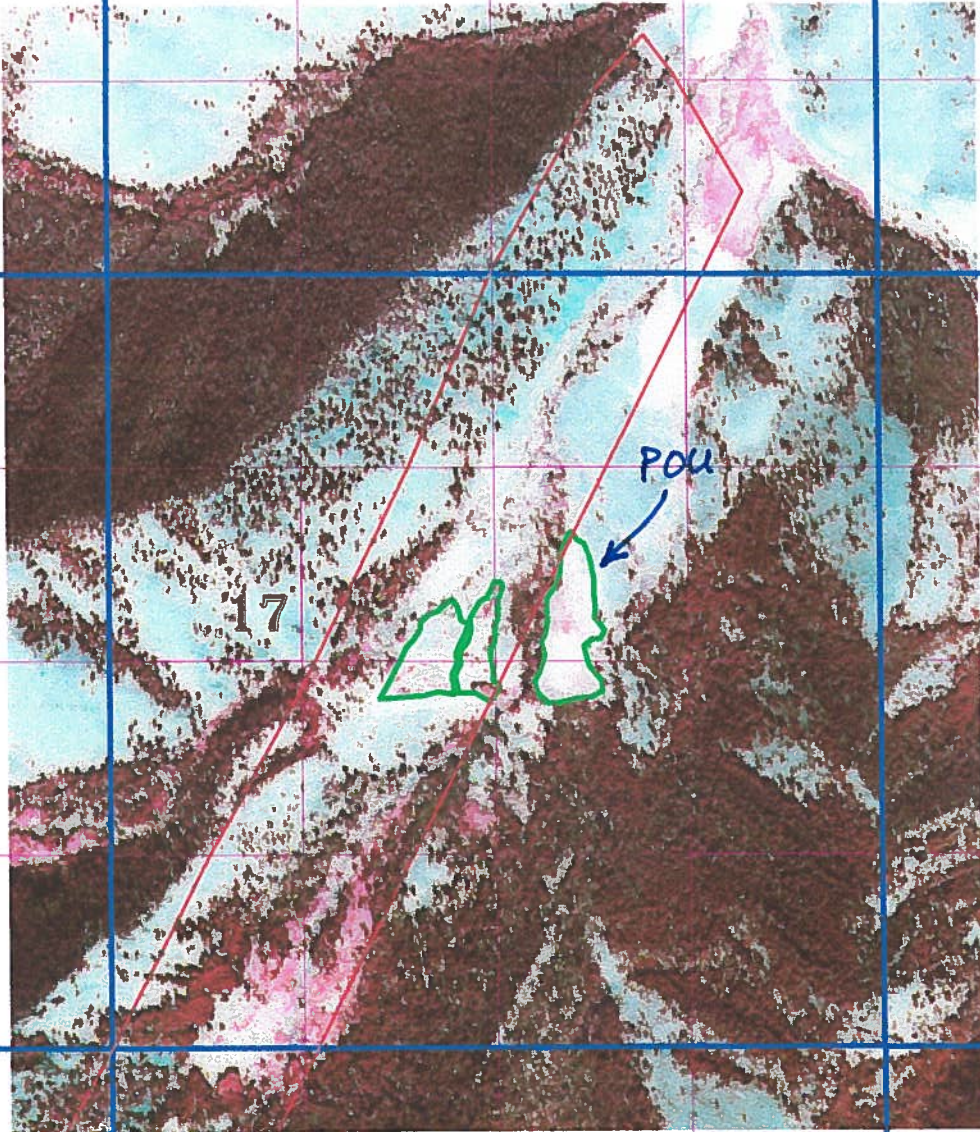
TWN: 10N
RNG: 16E
SEC: 17



GIS PLACE OF USE PRESENTATION
USFS AERIAL PHOTOGRAPHY, 1988
BY STEVE CLELLAND

DATE: NOV. 13, 1998

8



18

17

16

19

20

A72-04224.A

Overview
ON
SLATE Creek

11/13/98 *scw*

REEVALUATION OF IRRIGATION RATES BASED UPON 1997 REVISED HUBBLE ANALYSIS PROCEDURES

CLAIM NUMBERS

A72-04224 A

 DATE: 11/13, 1998

 REVIEWED BY See

CHALLIS AREA SOIL REVIEW

SOIL TYPE	BORDER CFS/AC		FURROW CFS/AC		OPTIMUM ROTATION	
	PAST	ALFA	PAST	ALFA	PASTURE	ALFALFA
ATC	.15	.13			6.49	7.62
BB1	.09	.09			6.09	6.17
BC1	.16	.17			5.82	5.46
BK1	.07	.06			10.62	11.86
BT1	.18	.16			3.99	4.19
BT2	.41	.32			2.34	2.87
CB1	.06	.06			11.55	13.47
CHA	.21	.21			4.52	4.76
CP1	.36	.36			2.61	2.78
DB1	.13	.11			5.66	6.65
DBB	.13	.11			5.71	6.69
DBC	.13	.11			5.71	6.69
DMF	.18	.21			5.12	4.72
DRF	.18	.19			9.08	9.68
DT2	.05	.04			12.46	16.50
DWA	.14	.14			4.79	5.01
G01	.10	.12			12.47	10.51
KEG	.08	.07			8.73	10.06
MBF	.15	.12			7.65	5.81
MUG	.15	.14			4.54	4.98
NDL	.13	.12			5.30	6.06

SOIL TYPE	BORDER CFS/AC		FURROW CFS/AC		OPTIMUM ROTATION	
	PAST	ALFA	PAST	ALFA	PASTURE	ALFALFA
PD2	.11	.12			5.15	4.74
Q	.26	.21			13.2	10.4
RE2	.29	.21			3.15	4.74
RP1	.19	.21			4.89	4.57
SH1	.06	.05			9.37	12.10
SOC	.08	.07			7.38	8.08
SSA	.15	.14			4.79	5.01
SXF	.12	.11			6.14	6.80
TC1	.06	.06			9.82	9.55
TD1	.04	.03			12.46	16.50
WB2	.13	.13			5.37	5.43
WAA	.19	.16			3.81	4.23
WBB	.17	.14			3.36	3.84
WC1	.07	.06			11.24	13.45
WPT	.19	.15			3.16	3.69
WV1	.07	.06			11.24	13.45
XHS						
YN1	.18	.14			5.38	6.92

Same as original Hubble Calc. (see CR)

The rate per acre calculations are based upon a 300 foot run at a 2% slope. An 8 hour set time was also used. Individual graded border evaluations, soil characteristics work sheets, and peak irrigation diversion requirement work sheets have been created and archived separately for each soil type.

Where actual rotation is shorter than the optimal rotation, optimal rotation is the criteria to be used for the recommendation analysis and, therefore, the rotation percentage adjustment is not necessary. The rate becomes the acres per soil type times the rate per acre from the above chart.

SOIL TYPE	OPTIMAL ROTATION / (chart)	ACTUAL ROTATION / (field)	ACRES PER SOIL TYPE (field)	RATE PER ACRE (chart)	TOTAL DIVERSION RATE
_____	_____ / _____	_____ / _____	* <u>8</u>	* <u>0.07</u>	= <u>0.56</u> CFS
_____	_____ / _____	_____ / _____	* _____	* _____	= _____ CFS
_____	_____ / _____	_____ / _____	* _____	* _____	= _____ CFS
_____	_____ / _____	_____ / _____	* _____	* _____	= _____ CFS

 TOTAL ACRES 8

No Cons. loss.

DECREED RATE = _____

CLAIMED DIVERSION RATE = _____

MEASURED DIVERSION RATE = _____

.82 = (.56) * 1.46

Ser

TOTAL DIVERSION:	0.57 CFS	
CONSUMPTIVE USE:		16.00 AFA

Stage: BENEFICIAL USE

CUSTER County

description for: IRRIGATION

06	:	8.0
TOTAL ACRES	:	8.0

Description for: DOMESTIC

[illegible]

POU County: CUSTER

Non-Irrigation Uses: DOMESTIC 1 HOUSE

Other Rights: NONE

PROPERTY IS ALSO KNOWN AS HOMESTEAD ENTRY NO. 324.

Verified Date: 05/09/1994

Field Inspection Flag:
Presumption Flag:

Date: 05/09/1994 User-ID: CLELLAND Subject: COPIED FROM REMARKS
P/D & P/U ARE IN H. E. S. 324.
AC. IRRIG. = 58.

MICROFILMED

— 124 —

Comments: Date: 05/09/1994 User-ID: CLELLAND Subject: COPIED FROM REMARKS

THIS CLAIM IS SPLIT FROM THE ORIGINAL CLAIM TO SHOW THE SEPARATE
SOURCE & SYSTEM FROM LIVINGSTON CREEK.

Date: 05/09/1994 User-ID: CLELLAND Subject: RECOMMENDATION
A DIVERSION RATE OF 0.069 CFS PER ACRE IS NEEDED AT THE FIELD
HEADGATE AS PER THE HUBBLE ANALYSIS. BASED ON THE COMMON SOIL
TYPE FOR AREA STREAM CHANNEL VALLEYS OF W1.

Audit: 05/09/94 CLELLAND

MICROFILMED
JULY 01 1994

Top 10N. Rge. 16E B.M.

POOR ORIGINAL

12'30"

4897

4896

3072 II NW
(ROBINSON BAR)

4894

4893

10'

18

8

9

16

C

H

20

N A T I O N A

A72-4224 A

POD: T10N R16E S17 SW NWSE

map: Topo V22

* AS Recommended

MICROFILMED
NOV 01 1994

MICROFILMED

MAR 18 1993

Sled Creek

Creek

Sheephead

Creek

Last Chance

Slate

Creek

LIVINGSTON

Sink Creek

Silver

8 Acre Pond

Carbonate

TRAIL

Tango Mine

Silver Rate Mine

Slate Creek Hot Spring

LAST: COLLINS
ADDRESS: PO BOX 1035
CITY: CARMEL VALLEY
PHONE NUMBER: 408-659-4665
OWNER CODE: C
FIRST: WHITNEY
STATE: CA ZIP: 93924

LAST: COLLINS
ADDRESS: PO BOX 1035
CITY: CARMEL VALLEY
PHONE NUMBER: 408-659-4665
OWNER CODE: C
FIRST: CAROL M
STATE: CA ZIP: 93924

FIELD EXAM REQUIRED?
VERIFICATION REQUIRED DUE TO REMARKS?
CLAIM REMARKS: P/D & P/U ARE IN H. E. S. 324.
AC. IRRIG. = 58.

THIS CLAIM IS SPLIT FROM THE ORIGINAL CLAIM TO SHOW THE SEPARATE
SOURCE & SYSTEM FROM LIVINGSTON CREEK.

MICROFILMED
NOV 01 1994

CONTACT PERSON: Whitney Collins PHONE NUMBER: () - -
DATE OF FIELD EXAM: 7/15/93 APPOINTMENT MADE: Y (X) N () TIME: : A () P ()
ACCOMPANIED BY: RELATIONSHIP TO CLAIMANT: PHONE NUMBER: () - -

DIRECTIONS TO PROPERTY / NOTES:

I met w/ Mr. Collins on 7-15-93 in Stanley and followed him up to the State Creek property. He showed me the Livingston Culea divisions & divides. We walked the irrigated pasture and located the "cub" & "cubline" to the cabin. After Mr. Collins left I went back to the main division and measured the flow divide.

See

5-6-94

Maps used in Review of this claim:

PLAT MAP: COLLINS SUBD. MAP
TOPO MAP: LIVINGSTON QUAD 122

BLM QUAD: WHITECLOUD PEAKS 1979

CHARLIS NATIONAL FOREST: FOREST SERVICE MAP

NAPP PHOTOS:

#441-185	V 21 NE	8-22-88
#441-187	V 21 NE	8-22-88
#443-89	V 22 NW	9-14-88

Copy in File?

Y

Y

Y

N

N

MICROFILMED
NOV 0 1 1994

A. AJ CLAIM: # A72-04224A PRIORITY DATE: 09-01-1919 STAGE: 4 5
B. WR RECORD: # 72-04224 PRIORITY DATE: 09-01-1919 STAGE: S

C. FIELD EXAM REQUIRED?
DUE TO PRIORITY DATE DISCREPANCY? (Y/N) N DATABASE N FIELD EXAMINER X

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y(X) N()
IF YES EXPLAIN.

NOTES:

Patent submitted and not supportive of the claimed date.
2nd request was sent on 6-3-93.

McCollins signed several First Service Documents.
(see Priority Review report of 11-12-93.)
Document 4 supports a year of 1945

RECOMMENDED PRIORITY DATE:

09-01-1919 1945

REVIEWED BY

See

DATE

5-6-94

MICROFILMED
NOV 01 1994

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	LOT	CNTY
A72-04224A	10N	16E	17	1/4	CUSTER

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX R PREFIX
NONE R72-04224

WR RECORDS IN SAME 40 ACRE TRACT

NONE

SOURCE: LIVINGSTON CREEK

TRIB: SLATE CREEK

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	LOT	CNTY
72-04224	10N	16E	9	1/4	CUSTER
72-04224	10N	16E	10	1/4	CUSTER
72-04224	10N	16E	16	1/4	CUSTER
72-04224	10N	16E	17		CUSTER

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

NONE

NONE

NONE

SOURCE: LIVINGSTON CREEK
LAST CHANCE CREEK

TRIB: SLATE CREEK
SLATE CREEK

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY?	(Y/N)	DATABASE	FIELD EXAMINER
DUE TO SOURCE DISCREPANCY?	(Y/N)	Y	Y

NOTES:

A in 10 acre tract. per plan & topo map 1/22

MICROFILMED

NOV 01 1994

DIVERSION NAME

11

"Kids" for

5-9-94



A. ROOT WATER RIGHT NUMBERS: R72-04224
A72-04224A

A72-04224B

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM. ACRES	RECOMM. ACRES
10N	16E	17	SE	NM		COLLINS, WHITNEY	A72-04224A /	-	/		
			SE	NM		COLLINS, WHITNEY	R72-04224 /18.0	-	/		
			SE	NM		COLLINS, CAROL M	A72-04224B /18.0	-	/		
10N	16E	17	NM	SE		COLLINS, WHITNEY	A72-04224A /40.0	-	/		
			NM	SE		COLLINS, WHITNEY	R72-04224 /40.0	-	/		
TOTAL ACRES							A72-04224A	40.00			

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y () N ()
IF YES SEE ATTACHED SHEET: *SW NE*

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE Y FIELD EXAMINER *X*

POU COUNTY: CUSTER

~~PRESUMPTION FLAG:~~

NOTES:

RECOMMENDATIONS:

TOTAL ACRES:

8.0

REVIEWED BY:

SW

DATE:

5-9-94

MICROFILMED

NOV 01 1994

A. AJ CLAIMED USES:

PURPOSES
A72-04224A IRRIGATION
A72-04224A DOMESTIC

MONTH/DAY
FROM ~~06-01~~ ~~10-11-91~~ **5-1 to 9-30** DIVERSION QUANTITY
FROM ~~01-01~~ ~~10-12-31~~ **5-1 to 9-30** .800 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED **5-1 to 9-30** .020 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED **5-1 to 9-30** .820 CFS

B. MR RECORDED USES:

PURPOSES
72-04224 IRRIGATION
72-04224 DOMESTIC

MONTH/DAY
FROM 06-01 TO 11-01 DIVERSION QUANTITY
FROM 01-01 TO 12-31 1.160 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED 1.200 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

DUE TO WATER-USE DISCREPANCY? (Y/N)
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)

DATABASE EXAMINER
N ☒ Y ☒
N ☒ Y ☒

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?
RECOMMEND TO MR STANDARDS OR OTHER?

Y() N(☒)
Y(☒) N() Explain in notes, below.

NOTES:

*Domestic Season is dependent on the Irrigation Season
to fill the canal ditch for Delivery. Winter uses will freeze up
the system.*

*Irrigation Uses limited to add season 5-1 to 9-30
which in season - no increase in season*

NOV 01 1994
5-9-94

MICROFILMED

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

AJ TOTAL CLAIMED DIVERSION RATE: 0.820 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 1.200 CFS

*** IF NO OR IF STATUTORY CLAIM OR BENEFICIAL USE THEN FLOW MEASUREMENT REQUIRED. ***
** If an amount smaller than the original diversion rate is claimed and an exam is NOT required, explain in notes. **

FLOW MEASUREMENT REQUIRED?

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N)

FIELD DATABASE EXAMINER
Y

B.

MEASUREMENT METHOD Current Meter, FLOW MEASUREMENT 1.86 cfs
SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? Y() N(X) IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: NONE

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A72-04224A	LIVINGSTON CREEK	COLLINS, WHITNEY	0.820	0.020		
R72-04224	LIVINGSTON CREEK	COLLINS, WHITNEY	1.200	0.020		
A72-04224B	LAST CHANCE CREEK	COLLINS, CAROL M	0.380	0.021		

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A72-04224A	DOMESTIC	COLLINS, WHITNEY	FROM 01-01 TO 12-31	.020 CFS	
R72-04224	DOMESTIC	COLLINS, WHITNEY	FROM 01-01 TO 12-31	.040 CFS	
A72-04224B	DOMESTIC	COLLINS, CAROL M	FROM 01-01 TO 12-31	.020 CFS	

MICROFILMED
NOV 01 1989

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES 8 x 0.02 CFS/ACRE = 0.16 CFS
(Taken from p/u review)

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE?

Y(☒) N(☐)

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y(☐) N(☒) ***

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 100.0 AF/A

ACRES 8 x CONSUMPTIVE VOL. AF/A FOR AREA 16 =

TOTAL CONSUMPTIVE USE 2 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES 16 x DIVERSION VOL. AF/A FOR AREA 16 =

TOTAL DIVERSION VOLUME 16 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y(☐) N(☐)
P/D & P/U ARE IN H. E. S. 32%.
AC. IRRIG. = 58.

NOTES: (Include limitations on CONSUMPTIVE USE for combined rights.)

1b. CALCULATIONS

Hubble Analysis:

Based on WVI soils.

Water is not stored on a constant basis or schedule per m.n. Colline.

used will soils since most known small creek bottoms as this have this soil type. Sids for this site are not available.

Compensance loss:

0 cfs

not considered as a separate part of the Diversion Rate... any seepage will end in the sub-irrigation of the POU.

0.069 cfs/4 x 8.4

= 0.55 cfs

MICROFILMED

NOV 01 1994

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD		REC. DIV RATE CFS	REC. DIV VOL. AF/A		REC. CONS. USE
	FROM	TO		EXAMINER	EXAMINER	
IRRIGATION	~~06-01~~ 5-1	~~11-01~~ 9-30	~~0.000~~ 0.020	0.55		
DOMESTIC	~~01-01~~	~~12-31~~	~~0.020~~ 0.57			
TOTAL FOR THIS RIGHT						

REVIEWED BY: Se

DATE: 5-9-94

~~Remarks~~ : JP2
on CoA.

MICROFILMED
NOV 01 1994

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____ ACCEPTED AS CLAIMED ()
FORFEIT/ABANDON _____ NEEDS REVIEW ()
ADDITIONAL DIV. AMOUNT _____ ()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 72-04224
TOTAL DIVERSION RATE OF WR SPLITS DATABASE 1.200 EXAMINER CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	R72-04224	1.200	R72-04224	1.200	72-04224	1.200
A72-04224	A72-04224A	0.820	-	-	72-04224	1.200
72-04224	A72-04224A	0.820	-	-	72-04224	1.200
A72-04224	A72-04224B	0.380	-	-	72-04224	1.200
72-04224	A72-04224B	0.380	-	-	72-04224	1.200

TOTAL CFS 3.600 1.200 1.200

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
If NO, is the written review sheet attached? (Y/N)

FIELD EXAMINER
DATABASE N

NOTES:

Not Required - based on Burfield Memo.

AUTHENTICATION: *Steve Caldwell*
SIGNATURE: *Steve Caldwell* DATE: *5-9-94*
NAME OF FIELD EXAMINER: _____ TITLE: _____

MICROFILMED
MAY 01 1994

MR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE	(X)	Field Doc. 2nd Request Sent Sec 6-3-93	7-15-93 Sec	(X)	6.	Sec 5-9-94	Sec 5-9-94	Sec 5-9-94
POINT OF DIV	Y			(X)	1456			
SOURCE	Y			N				
PLACE OF USE	Y			(X)	1456			
DIV. AMOUNT CFS/VOLUME	Y			(X)	6.44			
CONSUMPTIVE USE	-			(X)				
PURPOSES				(X)				
PERIOD OF USE				(X)	6.			
BASIS OF CLAIM	Y			N				
REMARKS	Y			N	6.			

"VERIFIED BY" CODES

- TOPO MAP/ORTHO-PQ = 1
- ASCS MAP = 2
- WATERMASTER RECORDS = 3
- NAPP PHOTOS = 4
- FIELD EXAM = 5
- OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

MICROFILMED
MAY 01 1994

NOV 01 1994
5-9-94
su

MICROFILMED

100-111-101

POOR ORIGINAL

POU
100-111-101

N →

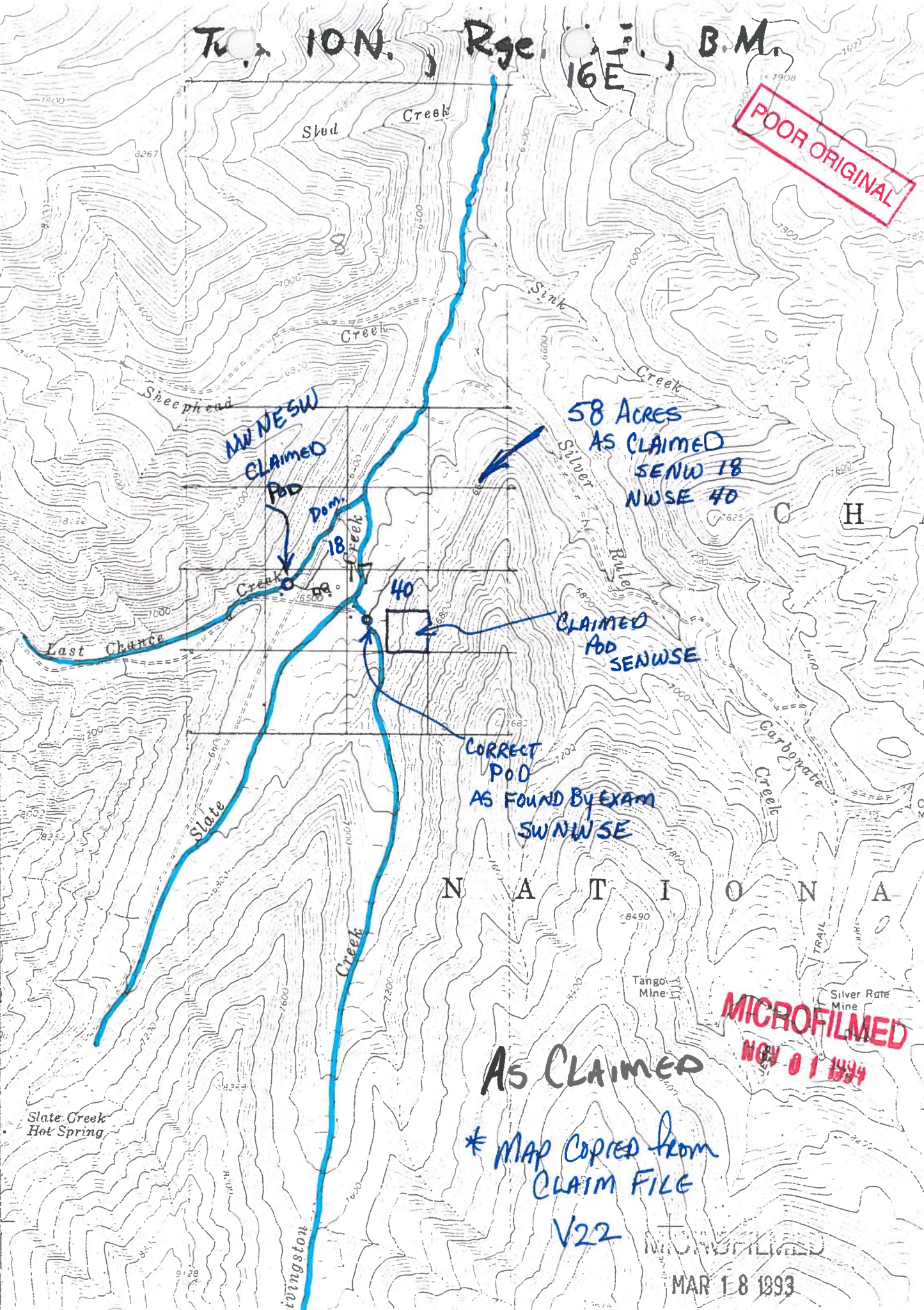
CLAIM A72-4224A INIT SC
T. R. S. Q/Q 5-6-94

P/D
PHOTO NAPP #441-185
DT.&ID. 8-22-88
VZINE

T. 10 N., Rge. 16 E., B.M.

POOR ORIGINAL

4894
4898
12'30"
4897
4896
3072 II NW (ROBINSON BAR)
4894
4893
10'



MICROFILMED
NOV 01 1994

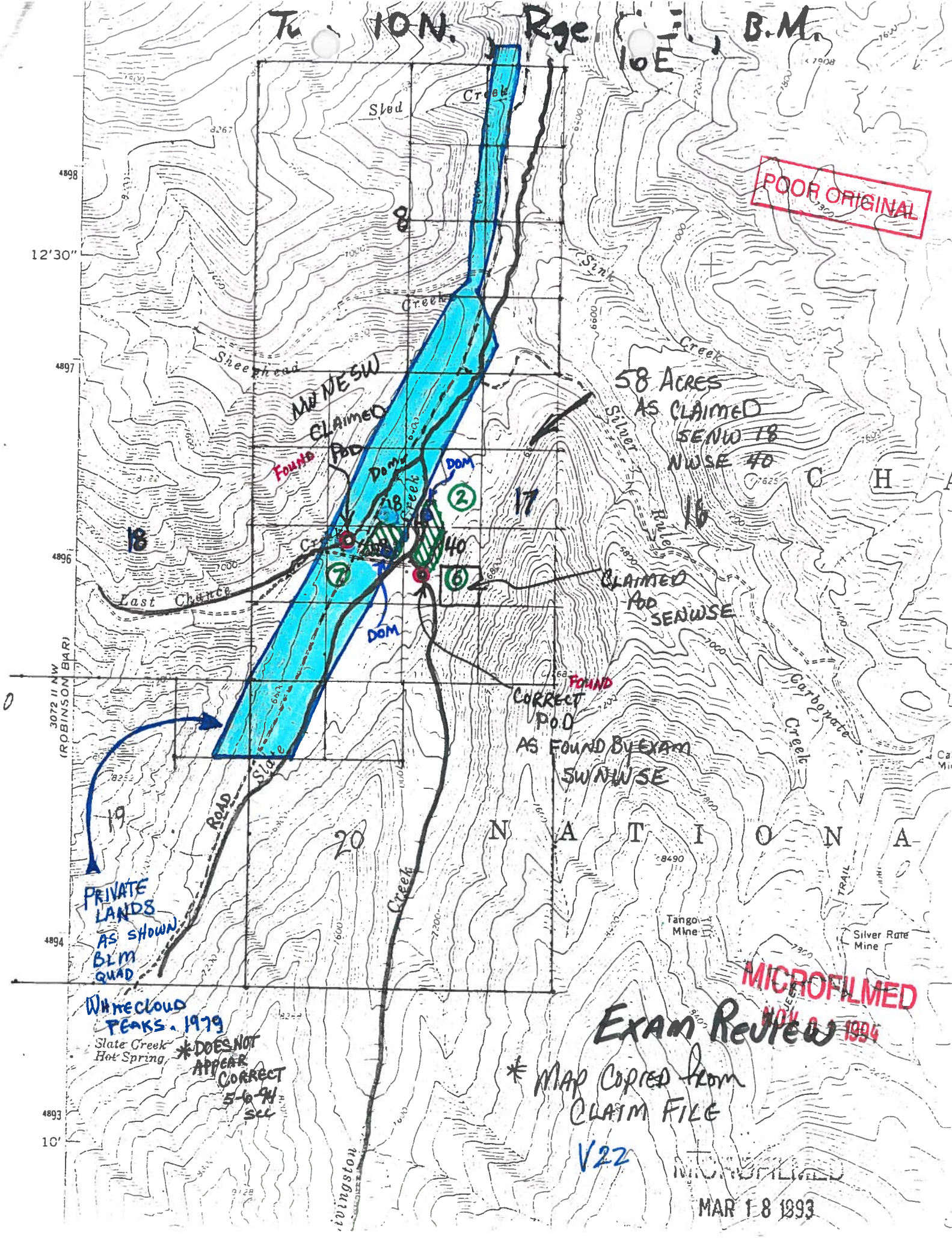
As Claimed

* MAP COPIED FROM
CLAIM FILE
V22

MAR 18 1993

T₁₀ 10N. Rge. 10E, B.M.

POOR ORIGINAL



58 ACRES
AS CLAIMED
SE NW 18
NW 1/4 40

CLAIMED
PO.D
SE NW 18

FOUND
CORRECT
PO.D
AS FOUND BY EXAM
SW NW 18

MICROFILMED
NOV 8 1994

Exam Review

* MAP COPIED FROM
CLAIM FILE

V22

MAR 18 1993

PRIVATE
LANDS
AS SHOWN
BLM
QUAD

WHITECLOUD
PEAKS 1979

Slate Creek
Hot Spring

* DOES NOT
APPEAR
CORRECT
5-6-94
SEC

GRADED BORDER EVALUATION

Job name: A72-04224A
By: SCC

Location: WV1 SOILS 8 ACRES PAS
Date: May 9, 1994

Roughness coefficient (n)= 0.250 Intake family (If)=3.00
Slope (S)= 0.0200 ft/ft Border width (W)= 12 ft
Net application (Fn)= 3.24 inches Border length (L)= 697 ft
Inflow time (Ti)= 8 hours, 0 minutes

Flow per Border (cfs)	Unit Flow (cfs/ft)	Gross Application (in)	Deep Percolation (in)	Runoff (in)	Application Efficiency (percent)	Notes
0.46	Gross depth is less than required gross application depth					
0.47	Gross depth is less than required gross application depth					
0.48	Gross depth is less than required gross application depth					
0.49	Gross depth is less than required gross application depth					
0.50	Gross depth is less than required gross application depth					
0.51	Gross depth is less than required gross application depth					
0.52	Gross depth is less than required gross application depth					
0.53	Gross depth is less than required gross application depth					
0.54	Gross depth is less than required gross application depth					
0.55	0.046	22.73	19.32	0.17	14.3	(2)
0.56	0.047	23.14	19.32	0.58	14.0	(2)

(2) Erosive stream-- non-sod forming crops.

Based on conditions found at Exam.

$$\frac{0.55 \text{ cfs}}{8 \text{ ACRES}} = 0.069 \text{ cfs/Ac.}$$

MICROFILMED
NOV 01 1994

 SOIL CHARACTERISTICS
 =====

CLAIM NO. --- A72-04224A
 AGENT ----- SCC
 DATE ----- 05/09/94

Lotus Program:
 IRR-PRAC.WK3
 Date form revised:
 4/21/93 by KKC

Soil Type = WV1 WISKISPRINGS SILT LOAM
 Source of Soils Data = Printout From SCS State Office

soil depth (inches)		AWC (in/in)		PH		organic (%)		soil depth (ft)	AWC (inches)	intake family
lower	upper	lower	upper	lower	upper	lower	upper			
0	8	0.17	0.19	6.6	7.3	2	3	1	2.16	flood 3
8	49	0.17	0.19	6.6	7.3			2	2.34	furrow 0.7
49	54	0.13	0.14	6.6	7.8			3	6.48	
54	60	0.03	0.04	6.6	7.8			4	8.64	alternate
								5	9.70	method
										NA NA

Management Allowed Deficit (MAD)

crop	root depth (ft)	stress point (INCHES)	MAD
alfalfa (hay or seed)	5	0.5	4.85
corn (field or silage)	4	0.5	4.32
grain (winter or spring)	4	0.5	4.32
pasture (or grass hay)	3	0.5	3.24
other (enter below)			

=====

FIELD NOTES AND CALCULATIONS

	FIELD 1	FIELD 2	FIELD 3	FIELD 4
FIELD WIDTH	500	0		
IRRIGATION DAYS	14			
DRY DAYS	0			
SET TIME(hours)	8			
CALCULATED RUN (run = acres*43560/width)				
RUN =	697			
CALCULATED BORDER WIDTH (ditch length/irr days * cha				
WIDTH =	12			
THEORETICAL ROTATION (mad/net irr req in inches per				
SELECTED MAD =	3.24			
ROTATION =	14.0 DAYS			

 PEAK IRRIGATION DIVERSION REQUIREMENT AT FIELD
 =====

Weather Station = CHALLIS
 Figure No = 10-15

crop	acres	system	recomm. eff.	Net Irrigation Requirement (mm/day)							
				mar	apr	may	jun	jul	aug	sep	oct
PASTURE	8	FLOOD	14.3		1.47	3.84	4.87	5.86	4.56	3.23	2.07
ALFALFA		FLOOD			1.28	4.51	5.65	6.25	4.45	2.52	0.7

Summary	8		14		1.47	3.84	4.87	5.86	4.56	3.23	2.07
Peak Net Irrigation Requirement (mm/day) =					5.86						

Program Operation based upon "GUIDELINES FOR THE EVALUATION OF IRRIGATION DIVERSION RATES"
 HUBBLE ENGINEERING INC. OCTOBER 1991

Soil Characteristics based upon SOIL CONSERVATION SERVICE STUDIES

Peak Irrigation Diversion based upon ALLEN & BROCKWAY WEATHER INFORMATION 1983

MICROFILMED
 NOV 11 1994

GRADED BORDER EVALUATION

Job name: A72-04224A
By: SCC

Location: WV1 SOILS 8 AC PAST
Date: May 9, 1994

Roughness coefficient (n)= 0.250 Intake family (If)=3.00
Slope (S)= 0.0200 ft/ft Border width (W)= 21 ft
Net application (Fn)= 3.24 inches Border length (L)= 387 ft
Inflow time (Ti)= 8 hours, 0 minutes

Flow per Border (cfs)	Unit Flow (cfs/ft)	Gross Application (in)	Deep Percolation (in)	Runoff (in)	Application Efficiency (percent)	Notes
0.46	Gross depth is less than required	gross application depth				
0.47	Gross depth is less than required	gross application depth				
0.48	Gross depth is less than required	gross application depth				
0.49	Gross depth is less than required	gross application depth				
0.50	Gross depth is less than required	gross application depth				
0.51	Gross depth is less than required	gross application depth				
0.52	Gross depth is less than required	gross application depth				
0.53	Gross depth is less than required	gross application depth				
0.54	0.026	22.96	19.32	0.40	14.1	
0.55	0.026	23.39	19.32	0.83	13.9	
0.56	0.027	23.81	19.32	1.25	13.6	

for comparison:

this shows a more common
length of field run of 387'

See

5-9-94

MICROFILMED

NOV 01 1994

 SOIL CHARACTERISTICS
 =====

CLAIM NO. --- A72-04224A
 AGENT ----- SCC
 DATE ----- 05/09/94

Lotus Program:
 IRR-PRAC.WK3
 Date form revised:
 4/21/93 by KKC

Soil Type = WV1 WISKISPRINGS SILT LOAM
 Source of Soils Data = Printout From SCS State Office

soil depth (inches)		AWC (in/in)		PH		organic (%)		soil depth (ft)	AWC (inches)	intake family	
lower	upper	lower	upper	lower	upper	lower	upper			flood	furrow
0	8	0.17	0.19	6.6	7.3	2	3	1	2.16	3	0.7
8	49	0.17	0.19	6.6	7.3			2	2.34		
49	54	0.13	0.14	6.6	7.8			3	6.48		
54	60	0.03	0.04	6.6	7.8			4	8.64	alternate	
								5	9.70	method	
										NA	NA

Management Allowed Deficit (MAD)

crop	root depth (ft)	stress point (INCHES)	MAD
alfalfa (hay or seed)	5	0.5	4.85
corn (field or silage)	4	0.5	4.32
grain (winter or spring)	4	0.5	4.32
pasture (or grass hay)	3	0.5	3.24
other (enter below)			

FIELD NOTES AND CALCULATIONS

	FIELD 1	FIELD 2	FIELD 3	FIELD 4
FIELD WIDTH	900	0		
IRRIGATION DAYS	14			
DRY DAYS	0			
SET TIME(hours)	8			
CALCULATED RUN (run = acres*43560/width)				
RUN =	387			
CALCULATED BORDER WIDTH (ditch length/irr days * cha				
WIDTH =	21			
THEORETICAL ROTATION (mad/net irr req in inches per				
SELECTED MAD =	3.24			
ROTATION =	14.0 DAYS			

***** PEAK IRRIGATION DIVERSION REQUIREMENT AT FIELD =====

Weather Station = CHALLIS
 Figure No = 10-15

			Net Irrigation Requirement (mm/day)								
crop	acres	system	recomm. eff.	mar	apr	may	jun	jul	aug	sep	oct
PASTURE	8	FLOOD	14.3		1.47	3.84	4.87	5.86	4.56	3.23	2.07
ALFALFA		FLOOD			1.28	4.51	5.65	6.25	4.45	2.52	0.7

Summary 8 14 1.47 3.84 4.87 5.86 4.56 3.23 2.07

Peak Net Irrigation Requirement (mm/day) = 5.86

To compare a typical length of run.

Program Operation based upon

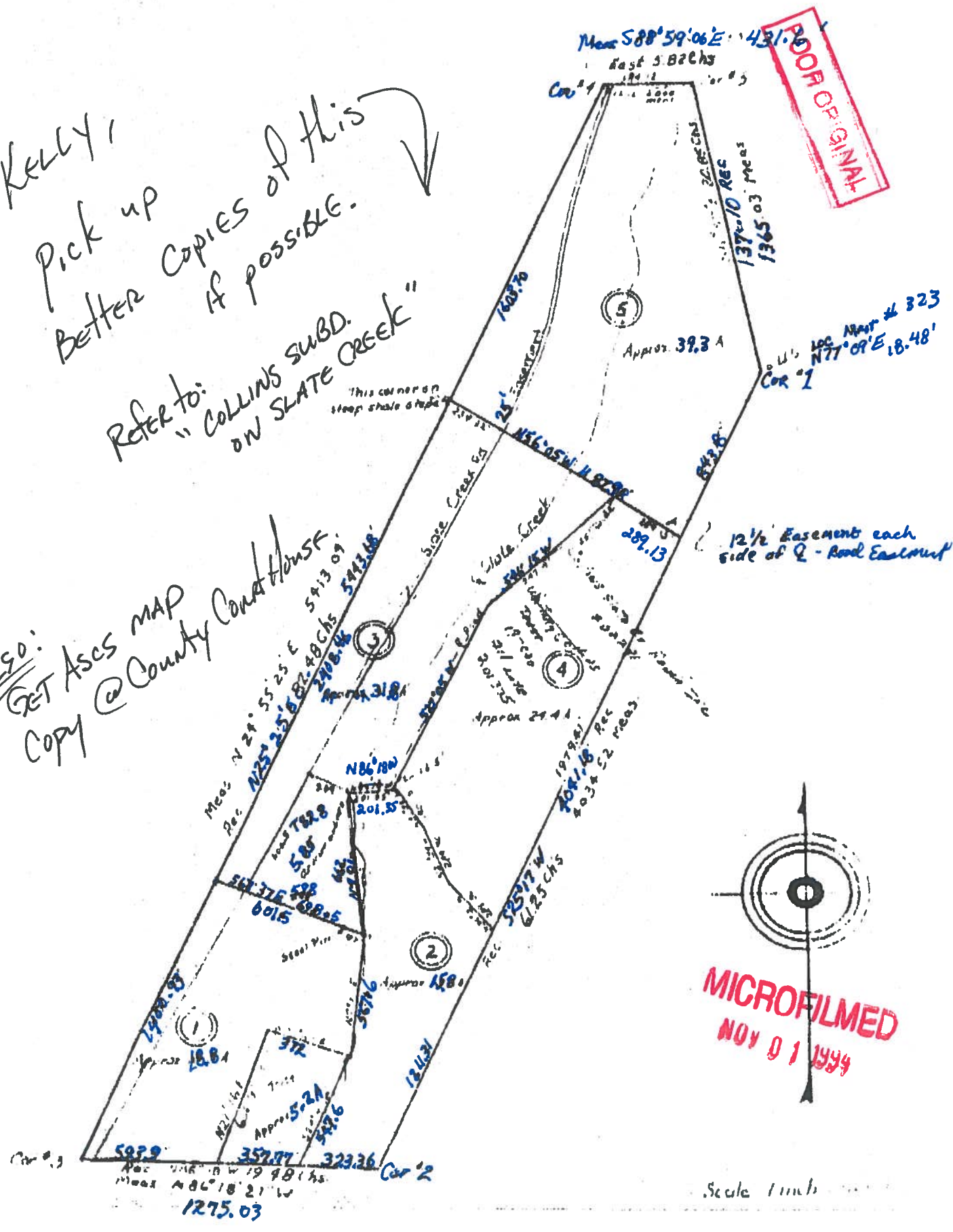
"GUIDELINES FOR THE EVALUATION OF IRRIGATION DIVERSION RATES"
 HUBBLE ENGINEERING INC. OCTOBER 1991

Soil Characteristics based upon

SOIL CONSERVATION SERVICE STUDIES

Peak Irrigation Diversion based upon ALLEN & BROCKWAY WEATHER INFORMATION 1983

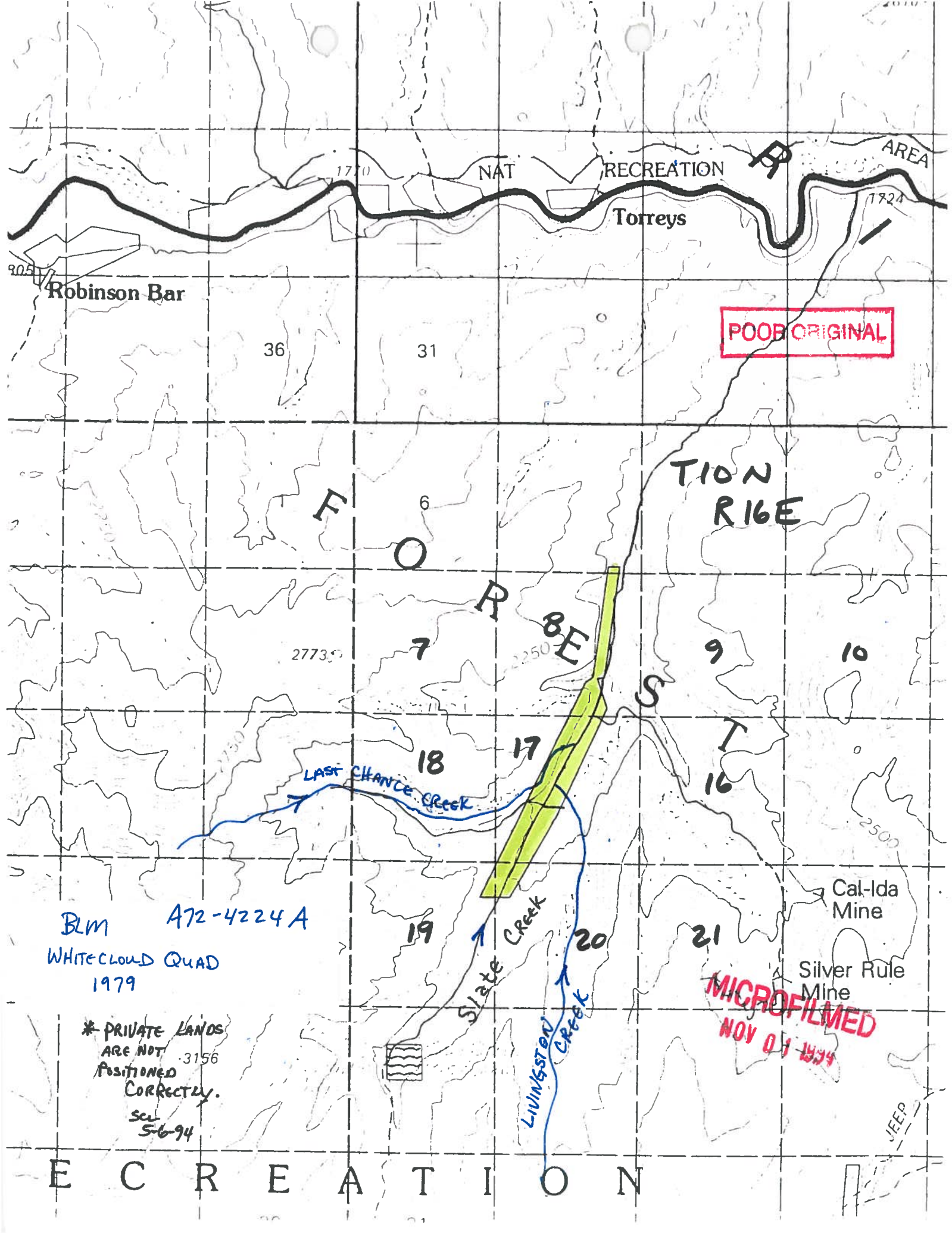
MICROFILMED
 NOV 01 1984



3/1/80
POOR ORIGINAL

MICROFILMED
NOV 01 1984

Scale 1 inch



POOR ORIGINAL

TION
RIGE

F
O
R
E
S
T

9

10

18

17

T

16

BLM A72-4224 A

WHITECLOUD QUAD
1979

* PRIVATE LANDS
ARE NOT
POSITIONED
CORRECTLY.
See
5-6-94

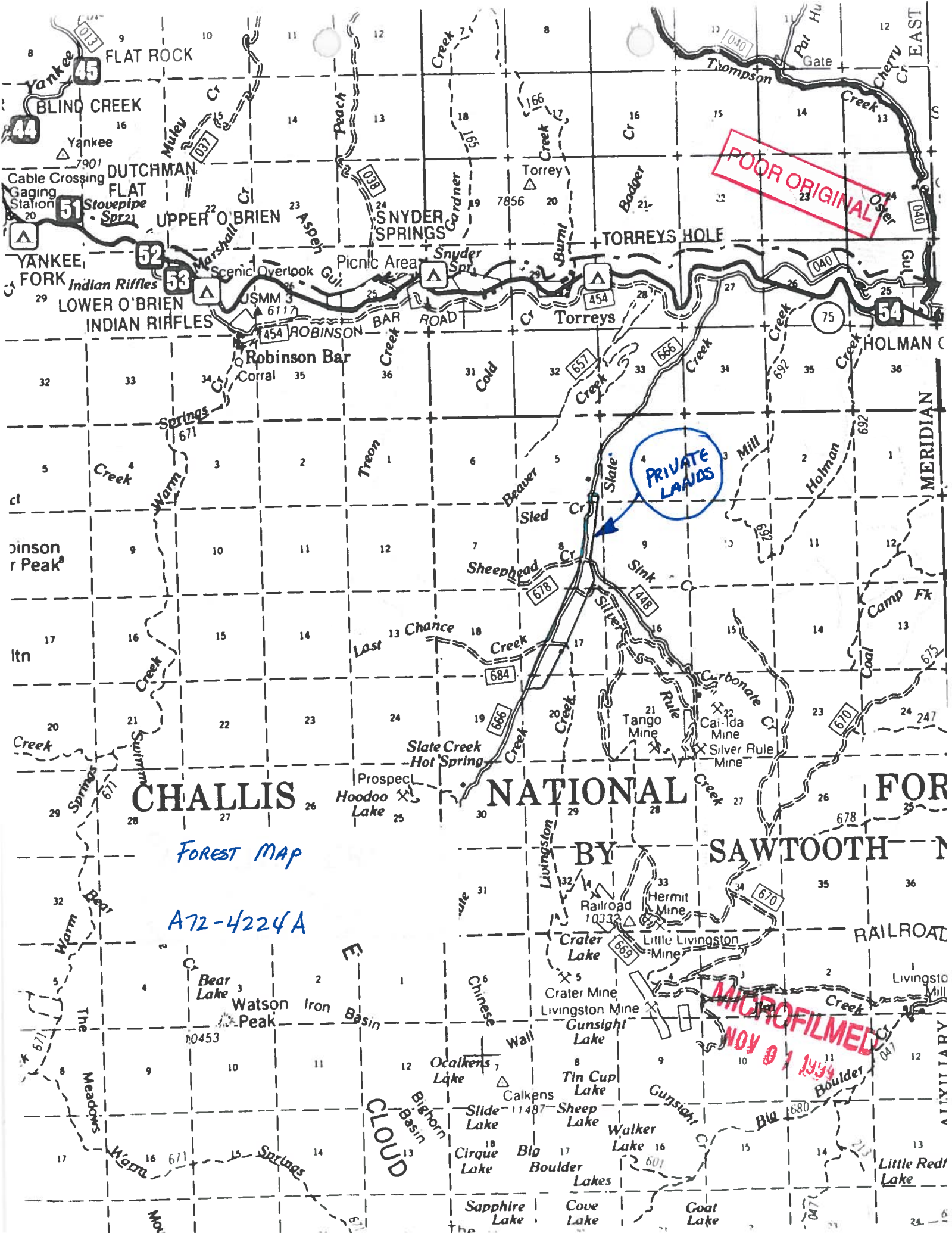
Cal-Ida
Mine

Silver Rule
Mine

MICROFILMED
NOV 01 1974

E C R E A T I O N

JEEP



POOR ORIGINAL

PRIVATE LANDS

MICROFILMED
NOV 8 1994

CHALLIS NATIONAL FOREST BY SAWTOOTH NATIONAL FOREST

FOREST MAP

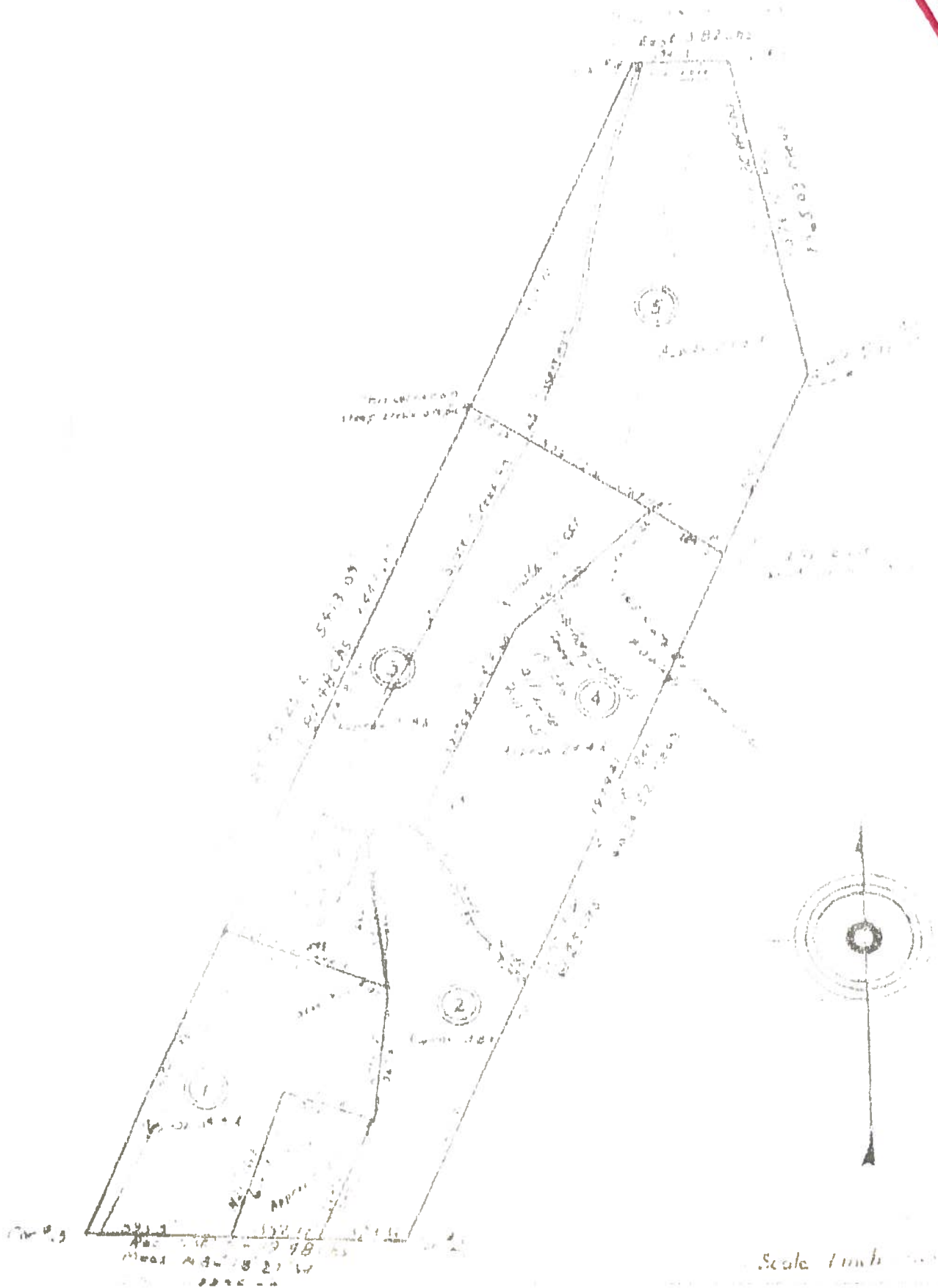
A72-4224A

CLOUD BASIN

RAILROAD

ADJUTARY

POOR ORIGINAL



W. COLLINS A72-4224

11-12-93

Forest Service Documents: (#1-6)

Priority Review -
summary of documents
by Steve Culland

1. 1929 T11N, R16E, S34

1 mile from Salmon River
East of Slate Creek

- for 8 Acres Pasture.

2. 1929 T11N, R16E, S27

- for Domestic residence and barn.

- existed 15 years prior to USFS

3. 1924 T10N, R16E, S20

- for sawmill site

(actual site remnants found in S17
between Livingston Creek & Slate Creek.)

** 4. 1945 - 170 Acres on Slate Creek (owned).

Grazing Permit 30 head cattle
35 allowed

T10N, R16E, S8+17

40 Acres cultivated

this data
supported and
Recommended
5-6-94
SC

5. 1938 - grazing permit

6. 1935 - grazing permits

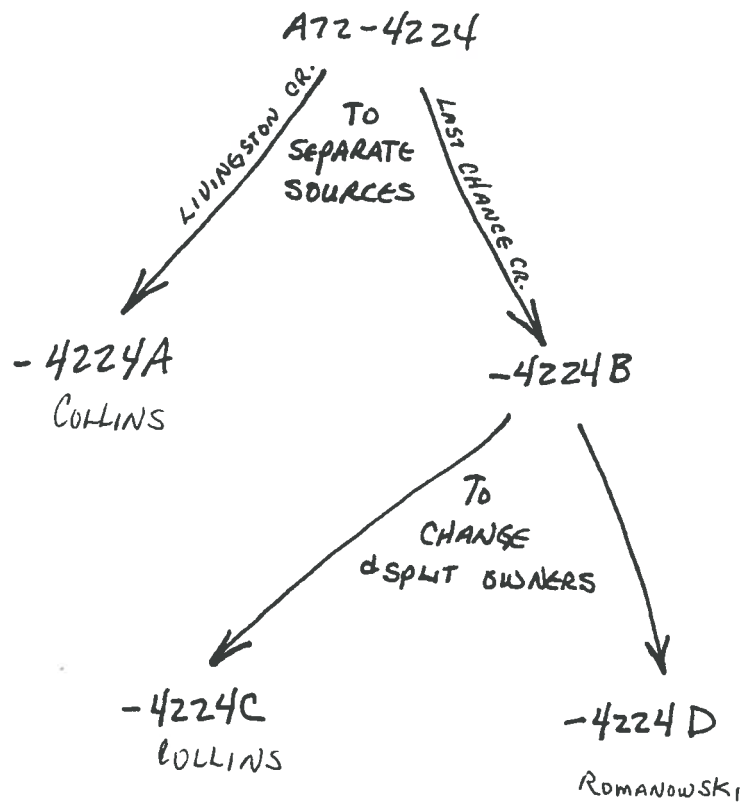
MICROFILMED
NOV 01 1994

A72-4224

5-6-94
SLC

POOR ORIGINAL

FLOW CHART OF SPLITS



MICROFILMED
NOV 01 1994

A72-4224 A

UP ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE	Y	Patent Doc. and Royalty 6-3-93	7-15-93 w/ Whitney Collins					
POINT OF DIV	Y							
SOURCE								
PLACE OF USE	Y							
AMOUNT CFS/VOLUME								
CONCEPTIVE USE	-							
PURPOSES								
PERIOD OF USE								
BASIS OF CLAIM								
REMARKS	Y							

this CIR version
 has been replaced.
 pages 12, 13 & 3 are
 kept in the file all other
 pages were blank & removed.
 See
 5-6-94
 see: A72-4224A
 A72-4224C
 A72-4224D

THE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

NOV 01 1994
MICROFILMED

TOPO MAP/ORTHOPHOTO	= 1
ASCS MAP	= 3
WATERMASTER RECORDS	= 3
NAPP PHOTOS	= 4
FIELD EXAM	= 5
OTHER (SEE REMARKS)	= 6

MICROFILMED
NOV 01 1994

CLUSTER County

STAT APPEND

TOTAL DIVERSION:	1.20 CFS	
CONSUMPTIVE USE:		145.0 AFA

Stage: STATUTORY CLAIM

A. AI CLAIM: # A72-04224 PRIORITY DATE: 09-01-1919 STAGE: ☒ (5)
B. WR RECORD: # 72-04224 PRIORITY DATE: 09-01-1919 STAGE: 6

C. FIELD EXAM REQUIRED? DATABASE N FIELD EXAMINER

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? (X) (N) ()
IF YES EXPLAIN.

REMARKS:

*Patent submitted is non supportive of the level, date or locs.
Sent AND Request letter on 6-3-93. See*

RECOMMENDED PRIORITY DATE:
09-01-1919

REVIEWED BY DATE

MICROFILMED
NOV 01 1984

CONVERSATION MEMORANDUM

EMPLOYEE: STEVE CLELLAND

FILE A72-4224

RE: PROOF OF PRIORITY

DATE 6-9-93 11:45 AM

NAME OF PARTY

WHITNEY COLLINS

He called this day to find out what the letter was asking.

I explained the lawsuit and the adjudication and then tried to document his right to the Court.

I admit it is challenging to find that evidence for a remote site like this but it still needs done.

Suggested he try for an affidavit from a long time resident of the area.

Also discussed the timing of a field Exam Visit to confirm acres and per & measure the waters used.
Plan is for contact in July 15, 1993.

MICROFILMED

NOV 01 1994

Re Water rights

John Collins

(208) 879-4382

in Challis
on Slate Creek

Collins Ranch

Does have person
to open Ditches
To pastures.

- lives in Clayton

7/19/93
Whitney
Collins

(House built 1938
by fisher's)

MICROFILMED
NOV 01 1994

NOTES ON FILE:

A72-4224

NAME OF STREAM OR DITCH ----- LIVINGSTON CREEK
 LOCATION ----- BELOW POD FROM CREEK 150 FT
 PURPOSE OF MEASUREMENT -- ADJUDICATION REVIEW
 BASIS OF VELOCITY CALCULATIONS
 IF YOU ARE USING A PYGMY METER ENTER ----- 1
 IF YOU ARE USING A AA METER ENTER ----- 2
 ENTRY ----- = 2
 FOLLOWING THE LAST ENTRY IN:
 "DISTANCE FROM INIT PT" ENTRY MUST = "END"

WATER RIGHT NUMBER IF APPLICABLE ----- A72-4224
 AGENT CONDUCTING MEASUREMENT & DATE -- SCC 7-14-93
 ACCOMPANIED BY ----- N/A
 PREMEASUREMENT SPIN TEST (MIN/SEC) --- OK 2:00
 POST MEASUREMENT SPIN TEST (MIN/SEC) - OK 2:30

INITIAL POINT	ANGLE OF COEFFICIENT	DISTANCE FROM INIT PT	DEPTH IN FEET	CALC DEPTH END PTS	1ST MEASUREMENT REVS	VELOCITY DATA		CALC WIDTH	AREA IN SQ FT	CALCULATED VELOCITY			DISCHARGE IN CFS
						2ND MEASUREMENT REVS	TIME/SEC			1ST POINT VELOCITY	2ND POINT VELOCITY	MEAN VELOCITY	
2.25		2.50	0.40	0.20	0			0.13	0.025			0.00	0.00
2.75		2.75	0.55		20		45.3	0.25	0.100	0.98		0.98	0.00
3.00		3.00	0.55		20		28.6	0.25	0.138	1.54		1.54	0.21
3.25		3.25	0.60		30		42.4	0.25	0.150	1.56		1.56	0.23
3.50		3.50	0.60		30		43.8	0.25	0.150	1.51		1.51	0.23
3.75		3.75	0.60		30		43.7	0.25	0.150	1.52		1.52	0.23
4.00		4.00	0.60		30		40.8	0.25	0.150	1.62		1.62	0.24
4.25		4.25	0.60		30		37.8	0.25	0.150	1.75		1.75	0.26
4.50		4.50	0.55		30		48.3	0.25	0.138	1.37		1.37	0.19
4.75		4.75	0.45		15		29.8	0.25	0.113	1.12		1.12	0.13
5.00		5.00	0.40		0			0.25	0.100				
5.25		5.25	0.40		0			0.25	0.100				
5.50		5.50	0.35		0			0.13	0.046				
5.51		5.51	0.35	0.18	0			0.01	0.001				1.86
END													

MICROFILMED
 NOV 01 1994

A72-4224 A

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Water Right No.
(if applicable)

Open Channel Discharge Measurement Notes

A. GENERAL INFORMATION

1. Name of stream or ditch: LIVINGSTON CREEK
2. Location: 150' Below POW from CREEK; 30' below Foot Bridge
3. Person conducting measurement: _____
4. Date and time of measurement: 4:45pm - 5:05pm 7-14-93
5. Accompanied by: N/A
6. Measuring device size and ID no.: #090148 AA
7. Spin test before measurement OK? OK 2 min after measurement OK? 2:30 min OK
8. Purpose of measurement: _____

B. MEASUREMENT DATA

Angle co-efficient	Dist. from initial point	Width	Depth	Observation depth	Revolutions	Time in seconds	VELOCITY		Adjusted for hor. angle or	Area	Discharge
							At point	Mean in vertical			
LEW	2.25		.20		Ø						
	2.50		.40		Ø						
	2.75		.55	.6	20	45.25					
	3.0		.55	.6	20	28.59					
	3.25		.6	.6	30	42.37					
	3.5		.6	.6	30	43.75					
	3.75		.6	.6	30	43.66					
	4		.6	.6	30	40.82					
	4.25		.6	.6	30	37.78					
	4.5		.55	.6	30	48.28					
	4.75		.45	.6	15	29.78					
	5.00		.4	.5	Ø						
	5.25		.4		Ø						
REW	5.5		.35		Ø						

MICROFILMED
NOV 01 1994

C. DIAGRAMS

1. Measurement Location

Scale: _____ = _____

NOV 01 1994
UNCLASSIFIED

2. Cross-Section of Measurement

Scale _____ = _____

D. SUMMARY INFORMATION

1. Measurement rated _____ excellent _____ good _____ fair _____ poor

2. Remarks: _____

3. Width: _____ Area: _____ Discharge in cubic feet per second: _____

DATE

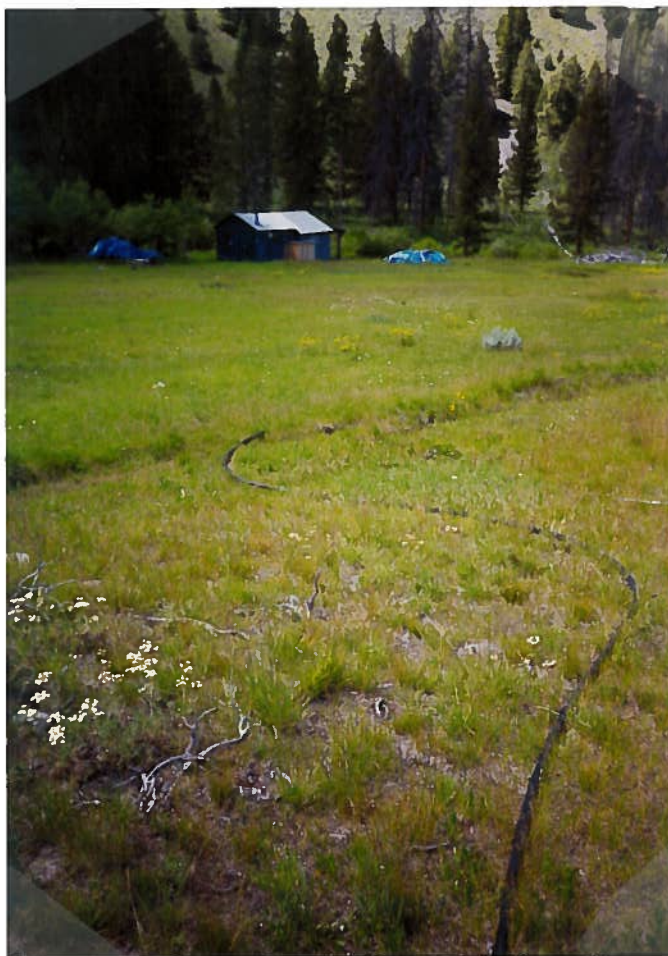
SIGNATURE OF PERSON CONDUCTING MEASUREMENT

LIVINGSTON
CREEK

A72-4224

COLLINS

POOR ORIGINAL



← NOTE PIPELINE
DIVERSION
FROM "CEIB"
TO HOUSE.

7-14-93

PHOTO:
R72-21
by SEC

DOMESTIC USE

ON LIVINGSTON CREEK WATER

MICROFILMED

NOV 01 1994

LIVINGSTON CREEK

A72-4224

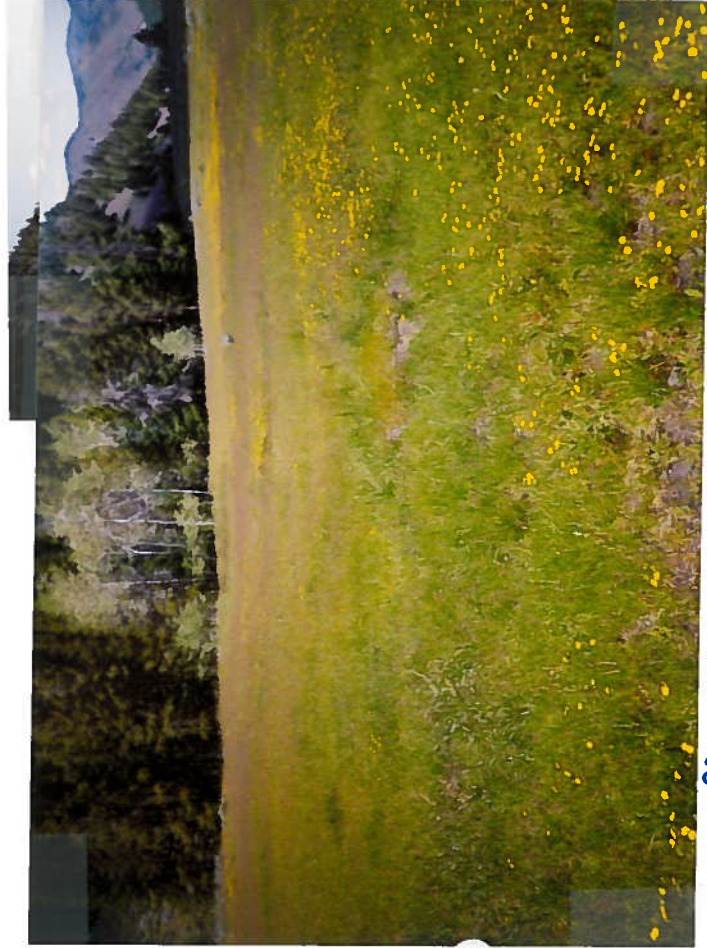
COLLINS

POOR ORIGINAL

7-14-93

Photo:
R72-21
M4566

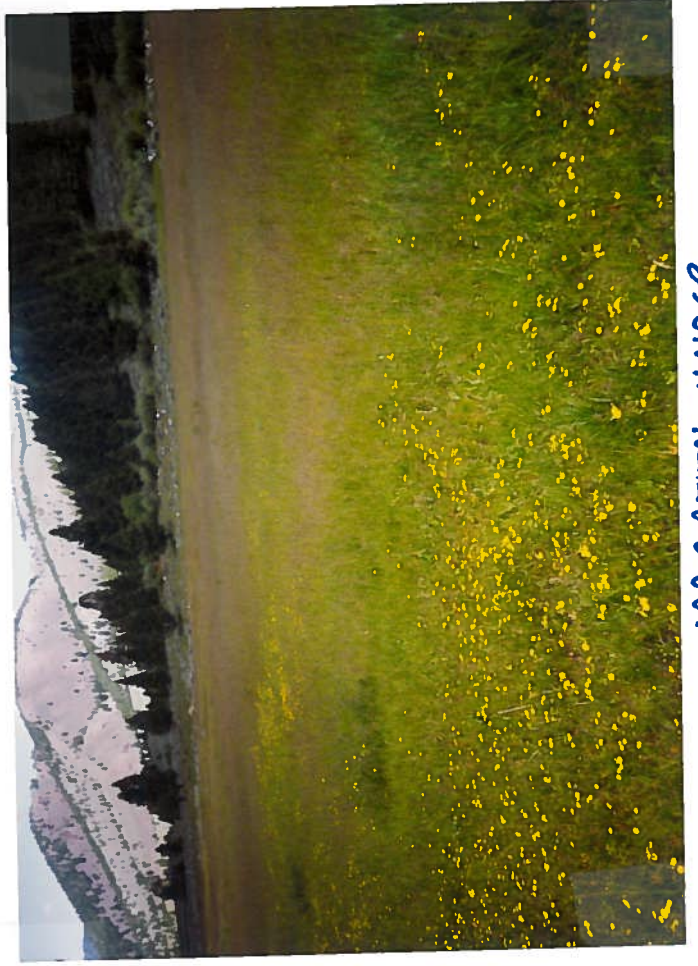
Delaney
channel



IRRIGATION UNDER LIVINGSTON CR.



FENCELINE
SHOWN IN OTHER FILMS



IRRIGATION UNDER
LIVINGSTON CR.

LIVINGSTON
CREEK

A72-4224
COLLINS

LOCATION OF
LOWER
PHOTO



POOR ORIGINAL

← LIVINGSTON
CREEK

OVERVIEW OF POU UNDER
LIVINGSTON CREEK WATERS.
(COLLINS POU BEYOND FENCE.)



PHOTOS:
A72-21
my SCL
7-14-93

GROUND W/ SAGE BRUSH RETURNING
HAS WATER BEING APPLIED.

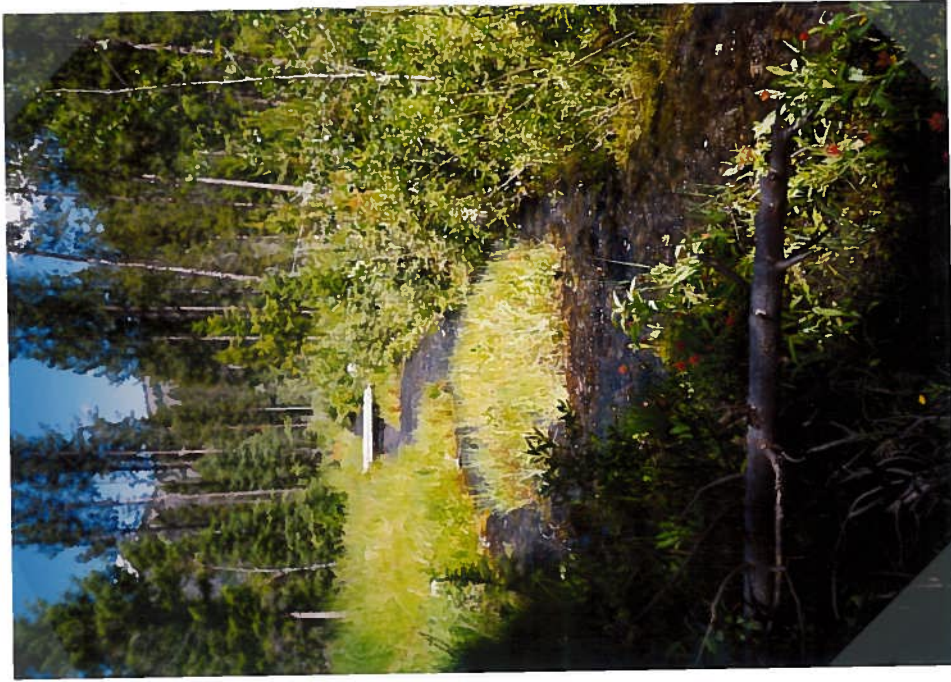
MICROFILMED
NOV 01 1994

PHOTOS: R72-21
by Sec 7-14-93

POOR ORIGINAL

A72-4224
COWINS

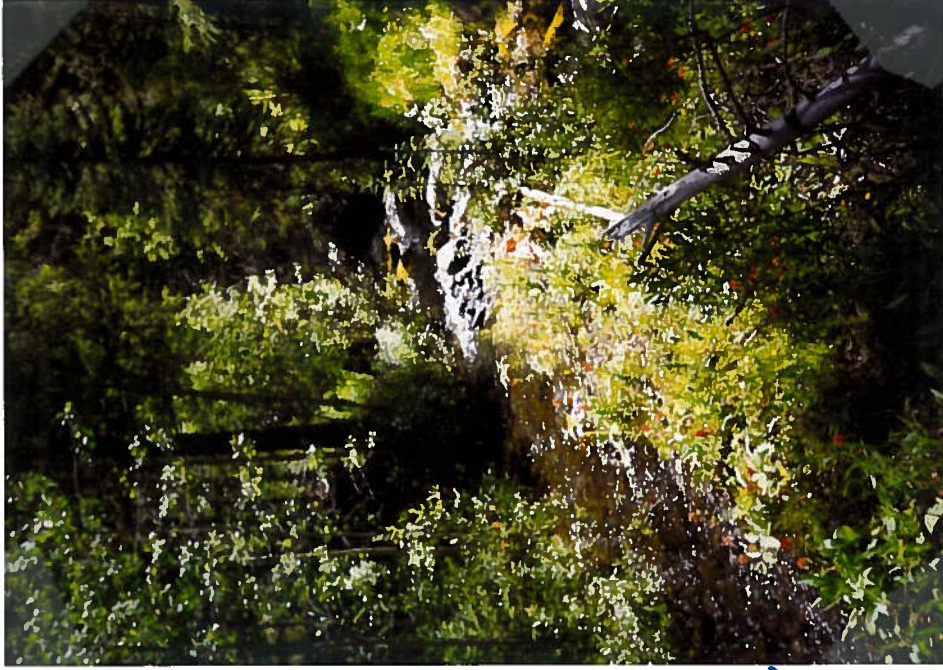
LIVINGSTON CREEK



DITCH
Flow

LIVINGSTON
DELIVERY DITCH

(MEAS. TAKEN BELOW FOOTBRIDGE)
IN THIS PHOTO.



LIVINGSTON
CR. Flow

LIVINGSTON CREEK
POD TO DITCH.
VIEW UPSTREAM

MICROFILMED
NOV 01 1994

Water Right Number - 72-04224 Prefix Translation: WATER RIGHT Old (D) Number -
+ - - - - Last Name - - - - + + - First Name - - + + - - - - Address - - - - - +

*** C - CURRENT OWNER ***
COLLINS

WHITNEY

1 - P. O. BOX 534
2 -
3 -
City- HINSDALE State- IL Zip- 60521
Phone -
1 - P. O. BOX 534
2 -
3 -
City- HINSDALE State- IL Zip- 60521
Phone -

COLLINS

CAROL M.

+ - - Priority Date - - + + - - Region - - + + - - Stage - - - + + - - Status - - - +
09/01/1919 17 SOUTHERN S - STATUTORY CLAIM

+ - - - - Source - - - - + + - - - - Tributary - - - - + + - - - -
LIVINGSTON CREEK SLATE CREEK
LAST CHANCE CREEK SLATE CREEK

+ - - - - Point of Diversion - - - - - Stream Index (Blank if no Index Code) - - - - -
TwN Rng Sec Tract Lot RFlg County Point of Diversion Stream Index (Blank if no Index Code)

10N 16E 9 (37) CUSTER
10 (37) CUSTER
16 (37) CUSTER
17 (37) CUSTER

+ - - - - Description - - - - - Water Use - - - - - Diversion Rate Diversion Volume
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 06/01 11/01 1.160
43 - DOMESTIC 01/01 12/31 0.040

+ - - Total Div. Rate - - + + - - Total Div. Volume - - + + - - Total Div. Capacity - - +
1.200

+ - - - - TwN Rng Sec Tract Lot Acres Place of Use Code Description County
10N 16E 9 01 IRRIGATION (37) CUSTER
10N 16E 10 01 IRRIGATION (37) CUSTER
10N 16E 16 01 IRRIGATION (37) CUSTER
10N 16E 17 01 IRRIGATION (37) CUSTER

+ - - - - Diversion Means - DITCH

+ - - - - Non-Irrigation Use -

+ - - - - Other Rights for Same Use -

MICROFILMED

JULY 01 1994

Water right number -	72-04224	Prefix Translation:	WATER RIGHT
P/D & P/U ARE IN H. E. S. 324. AC. IRRIG. = 58.			
+	- - - - -	- - - - -	Remarks - - - - -
+	- - - - -	- - - - -	Old Water Right Numbers - - - - -
+	- - - - -	- - - - -	No Old Water Right Numbers found.
+	- - - - -	- - - - -	Conditions of Approval - - - - -
+	- - - - -	- - - - -	No Conditions of Approval found.
+	- - - - -	- - - - -	Decree Plaintiff - - - - -
+	- - - - -	- - - - -	Decree Defendant - - - - -
+	- - - - -	- - - - -	Decree Date - - - - -
+	- - - - -	- - - - -	00/00/0000
+	- - - - -	- - - - -	Comments - - - - -
+	- - - - -	- - - - -	No Comments Found
+	- - - - -	- - - - -	Audit Fields - 01/28/86 05/28/88 CONVERT
+	- - - - -	- - - - -	Water Rights Dates and Flags Area - - - - -
	Proof Due Date	- 00/00/0000	Field Exam Made - 00/00/0000
	Approved/Denied	- 00/00/0000	Protested Date - 00/00/0000
	Proof Made Date	- 00/00/0000	Hearing Date - 00/00/0000
	Exam to S.O. Date	- 00/00/0000	Verified Date - 01/28/1986
	Order Show Cause	- 00/00/0000	Receipt Number -
	Licensed Date	- 00/00/0000	Appl Received - 00/00/0000
	Decree Date	- 00/00/0000	Presumption Flag -
			Field Exam Fee -
			Swan Falls -
			Temporary Right - P
			DLE/Carey Act -
			Water District -
			Transfer/Amended -

MICROFILMED
NOV 01 1994