

01/29/2004

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

RIGHT NUMBER: 85-2065

NAME AND ADDRESS: UNITED STATES OF AMERICA ACTING THROUGH
REGIONAL DIRECTOR PN REGION
BUREAU OF RECLAMATION
1150 N CURTIS RD STE 100
BOISE ID 83706-1234

SOURCE: WEBB CREEK

TRIBUTARY: SWEETWATER CREEK

Point of injection in T34N, R04W, S34, NENE is into the East Fork of Sweetwater Creek. Point of redirection in T34N, R04W, S21, Lot 3 (NWSW) is from Sweetwater Creek via the Sweetwater Canal. Point of injection and point of redirection in T35N, R04W, S17, Lot 18 (SESE) is from Lindsay Creek at Mann Lake.

QUANTITY: 40.000 CFS

PRIORITY DATE: 01/30/1924

POINT OF DIVERSION:

T33N R03W S6 NWNE Lot 2 Within NEZ PERCE County
T34N R04W S21 NWSW Lot 3 Rediversion Within NEZ PERCE County
T34N R04W S34 NENE Injection Within NEZ PERCE County
T35N R04W S17 SESE Lot 18 Injection Within NEZ PERCE County
T35N R04W S17 SESE Lot 18 Rediversion Within NEZ PERCE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
MUNICIPAL	01/01 12/31	40.000 CFS
IRRIGATION	02/15 11/30	40.000 CFS

PLACE OF USE:

3845 ACRES TOTAL

Right Nos. 85-16, 85-2049, 85-2063, 85-2065, 85-2146, 85-2147, 85-4483 and 85-11087 are limited to the irrigation of a combined total of 3845 acres in a single irrigation season.

Place of use is within the service area of Lewiston Orchards Irrigation District as provided for under Idaho law. The place of use is generally described as within the city limits of Lewiston and the surrounding service area.

The boundary encompassing the irrigation place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.

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

EXPLANATORY MATERIAL: License

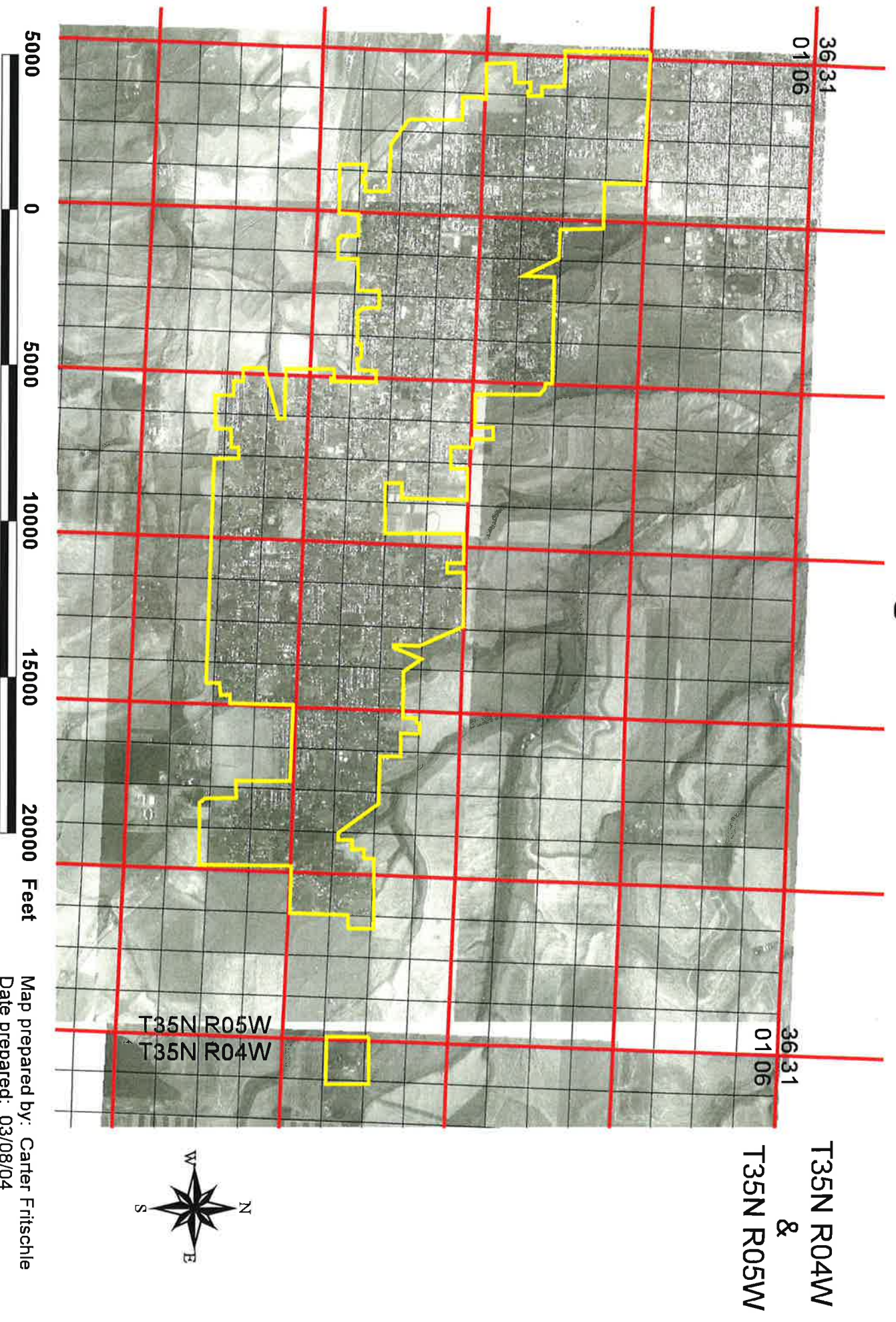
01/29/2004

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

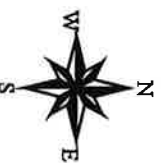
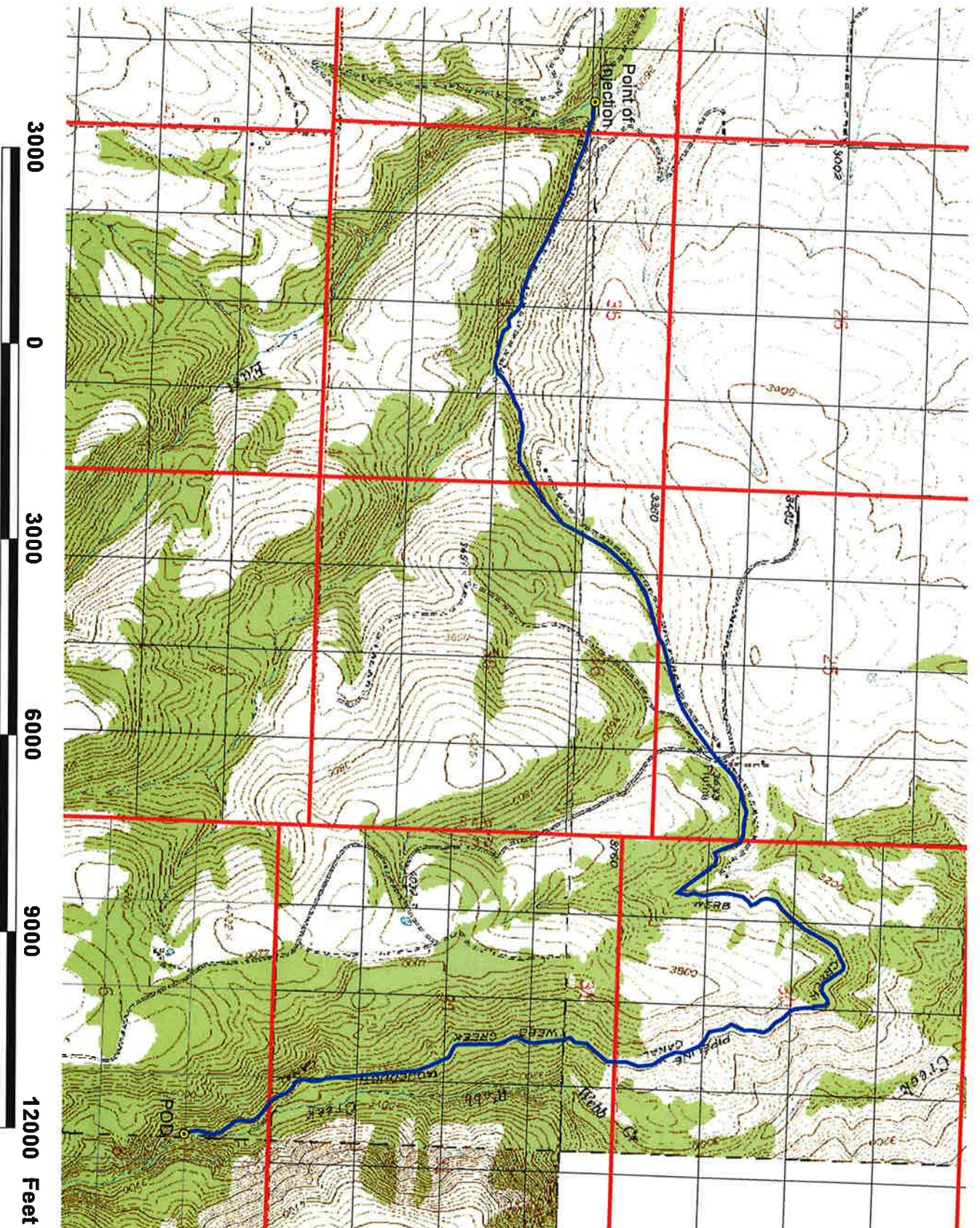
Water is delivered through the Webb Creek Canal.

Municipal use includes domestic use as claimed.

Lewiston Orchards Irrigation District Service Area



Lewiston Orchards Irrigation District 85-2065 and Webb Creek Canal



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: A85-02065
Date Received: 9/27/1988
Receipt No: _____
Received By: _____

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

1. Name: UNITED STATES OF AMERICA, ACTING THROUGH 208-334-1165
Address: REGIONAL DIRECTOR, P.N. REGION
BUREAU OF RECLAMATION
BOX 043-550 WEST FORT STREET
BOISE, ID 83724

2. Date of Priority: JAN 30, 1924

3. Source: WEBB CREEK Trib. to: SWEETWATER CREEK
WEBB CREEK RESERVOIR WEBB CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
33N	03W	6	NW NE		NEZ PERCE

5. Description of diverting works:
DAM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S. (or)	A.F.A.
IRRIGATION	03/15	11/15	40.000	
DOMESTIC	01/01	12/31	40.000	

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC

A85-02065

Page 1

Date: 12/05/88

MICROFILMED

JAN 17 1989

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
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11. Place of use in counties:

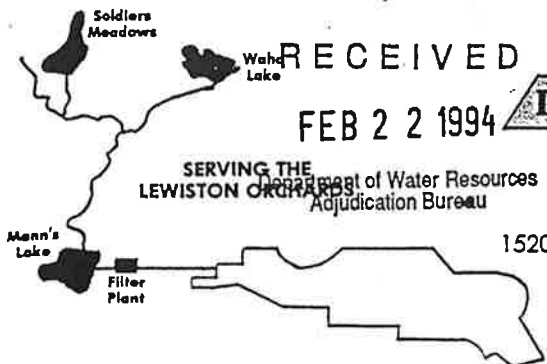
12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:
85-2003 AND OTHERS

14. Remarks:

P/U = LEWISTON ORCHARDS IRRIGATION DISTRICT - NEZ PERCE COUNTY
3845.48 ACRES IRRIGATED

15. Basis of Claim: LICENSE
Water Right Number: 15945



RECEIVED

FEB 22 1994

LEWISTON ORCHARDS IRRIGATION

and Irrigation Water

domestic

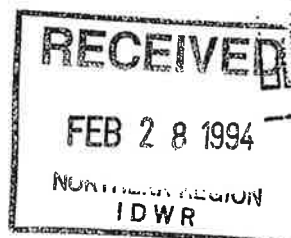
DISTRICT

1520 Powers Avenue

(208) 746-8235

Lewiston, Idaho 83501

Rebecca Craven
Deputy Counsel
Nez Perce Tribal Executive Committee
Office of Legal Counsel
P.O. Box 305
Lapwai ID 83540



FEB 17 1994

Dear Ms. Craven:

I would like to thank you for the invitation to participate in the negotiations of the Nez Perce tribal water right claims in the Snake River Basin Adjudication. Lewiston Orchards Irrigation District does possess water rights within the Snake River drainage area that could be effected by any claims that the Nez Perce Tribe may make in this adjudication process.

Currently the water rights of the District, as well as title to all facilities are held as collateral by the Bureau of Reclamation due to loans that were received in the past. The Bureau of Reclamation oversees the interest of the United States in the affairs of the District and the condition of the collateral that was put forth in the rehabilitation and betterment loans secured in 1947. It will be imperative that they are introduced to the negotiation process. The citizens that reside within the city limits of the City of Lewiston are also beneficiaries of the water rights that the District administers, therefore, should also be included in any negotiations in this adjudication.

I would request that you keep myself informed of any meetings in the future regarding this adjudication. I do appreciate your contacting me and look forward to meeting with you in the future during the negotiations.

Sincerely,


Randy Moore
District Manager
Lewiston Orchards Irrigation District

cc: Jan Vasser, City Manager
City of Lewiston
Max VanDenBerg, Bureau of Reclamation

A85-04483
A85-02146
A85-02065✓
A85-02049
A85-02147
A85-11087
A85-02016

MICROFILMED

JAN 17 1995

REGION I HEADQUARTERS

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State of Idaho

License and Certificate of Water Right

Water License No. 15945
Water District No. 81-X

Amount 40 sec. ft.
Priority 1-30-1924

THIS IS TO CERTIFY that Lewiston Orchards Irrigation District of Lewiston, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated January 30, 1924; that Permit No. 15945 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 40 second feet, was issued thereunder on April 30, 1924, showing that said works were completed on the 10th day of April, 1924; and that on the 10th day of April, 1924,

Lewiston Orchards Irrigation District

of Lewiston, State of Idaho, made proof to the satisfaction of the Commissioner of Reclamation of Idaho, of the right to use the waters of Webb Creek and Webb Creek Reservoir, a tributary of, for the purpose of irrigation and domestic use, under Use Permit No. 15945 of the Commissioner of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the Commissioner of Reclamation of Idaho and entered of record in Volume 6 of Licenses, at page 3160, on the 30th day of April, 1924;

The right hereby confirmed dates from January 30, 1924;

The Point of Diversion is located in the NW 1/4 NE 1/4, Sec. 6, Tp. 33 N., R. 3 W., B. M.

County of Nez Perce.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 40 cubic feet per second.

Description and location of use:

Twp. 35 North, Range 4 West, B. M.

Section 18	NE 1/4 SW 1/4	40.52	158.54
	NW 1/4 SW 1/4	40	
	SW 1/4 SW 1/4	38.72	
	SE 1/4 SW 1/4	39.3	

Twp. 35 North, Range 5 West, B. M.

Section 13	NE 1/4 NW 1/4	37.17	
	NW 1/4 NW 1/4	30.71	
	SW 1/4 NW 1/4	39.92	
	SE 1/4 NW 1/4	39.45	
	NE 1/4 SW 1/4	40.69	464.35
	NW 1/4 SW 1/4	40	
	SW 1/4 SW 1/4	38.50	
	SE 1/4 SW 1/4	39.26	
	NE 1/4 SE 1/4	40.70	
	NW 1/4 SE 1/4	40	
	SW 1/4 SE 1/4	38.61	
	SE 1/4 SE 1/4	39.34	
Section 23	NE 1/4 NE 1/4	39.09	
	NW 1/4 NE 1/4	40	
	SW 1/4 NE 1/4	41.85	

85 2065

Twp. 35 North, Range 4 West, B. M.

Section 13	NE 1/4 SW 1/4	40.52	158.54
	NW 1/4 SW 1/4	40	
	SW 1/4 SW 1/4	38.72	
	SE 1/4 SW 1/4	29.5	

Twp. 35 North, Range 5 West, B. M.

Section 13	NE 1/4 NW 1/4	37.17	
	NW 1/4 NW 1/4	30.71	
	SW 1/4 NW 1/4	39.92	
	SE 1/4 NW 1/4	39.45	

NE 1/4 SW 1/4	40.69	464.35
NW 1/4 SW 1/4	40	
SW 1/4 SW 1/4	38.50	
SE 1/4 SW 1/4	39.26	
NE 1/4 SE 1/4	40.70	
NW 1/4 SE 1/4	40	
SW 1/4 SE 1/4	38.61	
SE 1/4 SE 1/4	39.54	

Section 23	NE 1/4 NE 1/4	39.89	163.06
	NW 1/4 NE 1/4	40	
	SW 1/4 NE 1/4	41.85	
	SE 1/4 NE 1/4	41.32	

Section 14	SW 1/4 NE 1/4	40	
	SE 1/4 NE 1/4	23.12	

SW 1/4 NW 1/4	6.62	
SE 1/4 NW 1/4	17.01	

NE 1/4 SW 1/4	40	
NW 1/4 SW 1/4	40	
SW 1/4 SW 1/4	38.84	
SE 1/4 SW 1/4	38.40	

NE 1/4 SE 1/4	37.66	395.82
NW 1/4 SE 1/4	37.60	
SW 1/4 SE 1/4	38.26	
SE 1/4 SE 1/4	38.51	

Section 15	NE 1/4 NE 1/4	42.58	
	NW 1/4 NE 1/4	18.18	
	SW 1/4 NE 1/4	36.39	
	SE 1/4 NE 1/4	35.89	

NE 1/4 NW 1/4	42.21	
NW 1/4 NW 1/4	41.6	
SW 1/4 NW 1/4	40	
SE 1/4 NW 1/4	40.92	

NE 1/4 SW 1/4	40.95	
NW 1/4 SW 1/4	40	
SW 1/4 SW 1/4	39.82	
SE 1/4 SW 1/4	38.74	

NE 1/4 SE 1/4	40.6	619.59
NW 1/4 SE 1/4	40	
SW 1/4 SE 1/4	40.44	
SE 1/4 SE 1/4	41.26	

Twp. 55 North, Range 5 West, B. M. (Continued)

Section 16	NW $\frac{1}{4}$ NE $\frac{1}{4}$	30.47	
	SW $\frac{1}{4}$ NE $\frac{1}{4}$	30	
	NE $\frac{1}{4}$ NW $\frac{1}{4}$	40.81	
	NW $\frac{1}{4}$ NW $\frac{1}{4}$	41.29	
	SW $\frac{1}{4}$ NW $\frac{1}{4}$	40.16	
	SE $\frac{1}{4}$ NW $\frac{1}{4}$	39.92	
	NE $\frac{1}{4}$ SW $\frac{1}{4}$	39.92	
	NW $\frac{1}{4}$ SW $\frac{1}{4}$	34.93	
	SW $\frac{1}{4}$ SW $\frac{1}{4}$	39.08	
	SE $\frac{1}{4}$ SW $\frac{1}{4}$	39.71	
	NE $\frac{1}{4}$ SE $\frac{1}{4}$	40.91	
	NW $\frac{1}{4}$ SE $\frac{1}{4}$	40	
	SW $\frac{1}{4}$ SE $\frac{1}{4}$	39.68	
	SE $\frac{1}{4}$ SE $\frac{1}{4}$	40.59	537.47
Section 17	NE $\frac{1}{4}$ NE $\frac{1}{4}$	40.07	
	NW $\frac{1}{4}$ NE $\frac{1}{4}$	41.02	
	SW $\frac{1}{4}$ NE $\frac{1}{4}$	40.72	
	SE $\frac{1}{4}$ NE $\frac{1}{4}$	40.48	
	NE $\frac{1}{4}$ NW $\frac{1}{4}$	40.12	
	NW $\frac{1}{4}$ NW $\frac{1}{4}$	40.66	
	SW $\frac{1}{4}$ NW $\frac{1}{4}$	40.72	
	SE $\frac{1}{4}$ NW $\frac{1}{4}$	40.12	
	NE $\frac{1}{4}$ SW $\frac{1}{4}$	40.21	
	NW $\frac{1}{4}$ SW $\frac{1}{4}$	40.70	
	NE $\frac{1}{4}$ SE $\frac{1}{4}$	40.88	
	NW $\frac{1}{4}$ SE $\frac{1}{4}$	30.54	476.24
	NE $\frac{1}{4}$ NE $\frac{1}{4}$	39.4	
	NW $\frac{1}{4}$ NE $\frac{1}{4}$	39.66	
Section 18	SW $\frac{1}{4}$ NE $\frac{1}{4}$	40	
	SE $\frac{1}{4}$ NE $\frac{1}{4}$	39.39	
	NE $\frac{1}{4}$ SE $\frac{1}{4}$	39.19	
	NW $\frac{1}{4}$ SE $\frac{1}{4}$	40	237.64
	NE $\frac{1}{4}$ SW $\frac{1}{4}$	40.6	
	NW $\frac{1}{4}$ SW $\frac{1}{4}$	40.67	
	SW $\frac{1}{4}$ SW $\frac{1}{4}$	40.72	
	SE $\frac{1}{4}$ SW $\frac{1}{4}$	39.96	
	NE $\frac{1}{4}$ SE $\frac{1}{4}$	40.55	
	NW $\frac{1}{4}$ SE $\frac{1}{4}$	41.06	
	SW $\frac{1}{4}$ SE $\frac{1}{4}$	40.72	
	SE $\frac{1}{4}$ SE $\frac{1}{4}$	39.99	324.27
	NW $\frac{1}{4}$ SW $\frac{1}{4}$	10.4	
	SW $\frac{1}{4}$ SW $\frac{1}{4}$	15.44	
Section 9	SE $\frac{1}{4}$ SW $\frac{1}{4}$	4.99	30.87
	NE $\frac{1}{4}$ NE $\frac{1}{4}$	40.99	
	NW $\frac{1}{4}$ NE $\frac{1}{4}$	40	
	SW $\frac{1}{4}$ NE $\frac{1}{4}$	40.30	
	SE $\frac{1}{4}$ NE $\frac{1}{4}$	41.63	
	NE $\frac{1}{4}$ NW $\frac{1}{4}$	39.92	
	NW $\frac{1}{4}$ NW $\frac{1}{4}$	38.67	
	SW $\frac{1}{4}$ NW $\frac{1}{4}$	38.66	
	SE $\frac{1}{4}$ NW $\frac{1}{4}$	40.2	320.37

Twp. 35 North, Range 6 West, Sec. 22

Section 22	NE $\frac{1}{4}$ NE $\frac{1}{4}$	40.9	
	NW $\frac{1}{4}$ NE $\frac{1}{4}$	39.67	
	SW $\frac{1}{4}$ NE $\frac{1}{4}$	40.84	
	SE $\frac{1}{4}$ NE $\frac{1}{4}$	41.30	
	NE $\frac{1}{4}$ NW $\frac{1}{4}$	25.5	
	NW $\frac{1}{4}$ NW $\frac{1}{4}$	40	
	SW $\frac{1}{4}$ NW $\frac{1}{4}$	40.72	
	SE $\frac{1}{4}$ NW $\frac{1}{4}$	41.72	510.66
Section 12	NW $\frac{1}{4}$ SW $\frac{1}{4}$	5.01	
	SW $\frac{1}{4}$ SW $\frac{1}{4}$	40	
	SE $\frac{1}{4}$ SW $\frac{1}{4}$	37.47	80.48
Section 7	SW $\frac{1}{4}$ NE $\frac{1}{4}$	38.38	
	NW $\frac{1}{4}$ NW $\frac{1}{4}$	1.21	
	SW $\frac{1}{4}$ NW $\frac{1}{4}$	1.12	
	SE $\frac{1}{4}$ NW $\frac{1}{4}$	36.93	
	NE $\frac{1}{4}$ SW $\frac{1}{4}$	37.78	
	NE $\frac{1}{4}$ SE $\frac{1}{4}$	38.96	
	NW $\frac{1}{4}$ SE $\frac{1}{4}$	38.27	
	SW $\frac{1}{4}$ SE $\frac{1}{4}$	40	
	SE $\frac{1}{4}$ SE $\frac{1}{4}$	39.77	<u>272.42</u>

Total Number of Acres Irrigated **4591.78**

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the Commissioner of Reclamation, affixed at Boise, Idaho, this 30th day of April, 1924.

W. G. SWENDSEN.
Commissioner of Reclamation.

(SEAL)

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 15945

This proof is for Comp. of Works & Beneficial Use of Water In Water District No. _____

1. Name of applicant: Lewiston Orchards Irrigation District
2. Source of water supply: Webb Creek & Webb Creek Reservoir (Soldier Meadows)
3. Location of point of diversion: Is in the NW 1/4 of NE 1/4 of Section 6
T. 33 N R. 3 W B.M. County of Nez Perce
4. Describe works as they exist, giving dimensions and capacities of same: Diversion Dam, Crib 50' long & 15' high, turning Webb Creek water into canal of 40 sec. ft. capacity, 3 1/2 miles long, whence water is spilled into Sweetwater creek and the distribution system of the Lewiston Orchards Irrigation District.
5. Water is used for: Irrigation
6. State whether or not water has been turned into works of diversion: Yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if for other than irrigation): List of lands assessed for benefit, Lewiston Orchards Irrigation District, which is all land within boundaries of the Irrigation District. See maps in Bond Commission, Irrigation District & Permit files.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach? Snake River

Remarks: _____

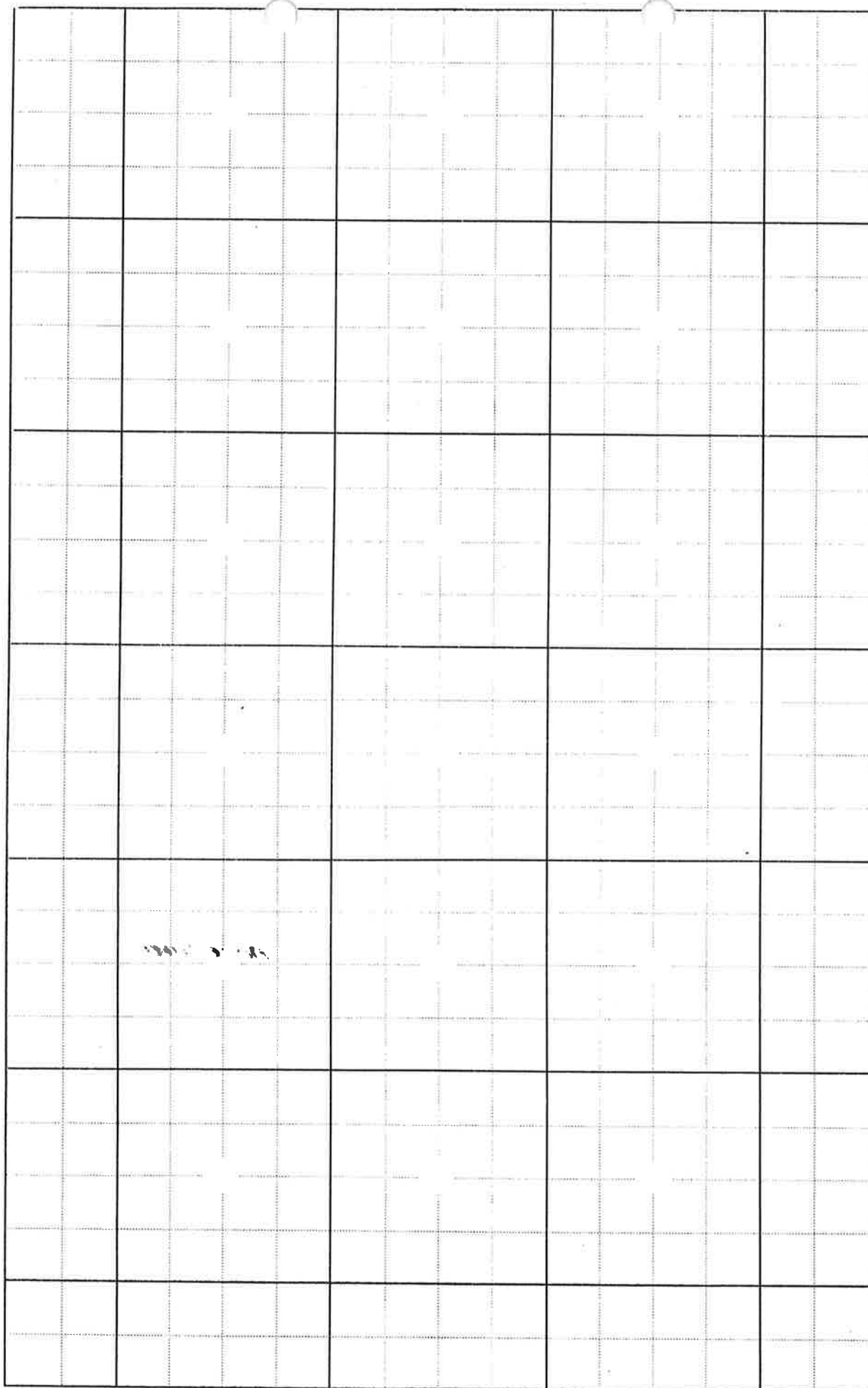
This examination was made on the _____ day of _____ 19____

15945

(Signed)

[Signature]

Examiner.



SCALE: 2 INCHES EQUALS 1 MILE. DRAW MAP IN INK.

LAND LIST ATTACHMENT 85.2065

Description and location of place of use: A

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
35N	4W	18									41	40	39	37					
35N	5W	13					37	31	40	39	41	40	38	37	41	40	39	39	
		23	40	40	42	41													
		14			40	23			7	17	40	40	39	38	38	38	38	38	
		15	43	18	39	30	42	42	40	41	41	40	40	39	41	40	40	41	
		16		30	30		41	41	40	40	40	35	39	40	41	40	40	41	
		17	40	41	41	40	40	41	41	40	40	41			41	31			
		18	39	40	40	39									39	40			
		8									41	41	41	40	41	41	41	40	
		9									10	10	15	5					
		21	41	40	40	42	40	39	39	40									
		22	41	40	41	41	36	40	41	42									
		12									3	40	39						
		17			39		1	1	39	38					39	38	40	40	

Total number of acres irrigated 4391.78

APPLICATION FOR PERMIT 85-2065

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Application No. 22649
Permit No. 15945
District No. 81-X

1. Name of Applicant: Lewiston Orchards Irrigation District,
Postoffice address: Lewiston, County: Nez Perce, State: Idaho.
 I. If applicant is a corporation, give:
 (a) Date and place of incorporation: January 19, 1920 at Lewiston, Idaho.
 (b) Amount of capital stock:
 (c) Amount paid in:
 (d) Names and addresses of directors: David S. Wallace, H. A. Canter, H. H. S. Rowell, Edmund Vandal, W. S. Thornber, Philpi Bishop and Walter Eddy, all addressed at Lewiston Orchards, Lewiston, Idaho.
 II. The financial resources of the applicant are:
 (a) Cash on hand: \$12,000
 (b) Treasury stock:
 (c) Bonds to be issued: \$350,000
 (d) Other resources: Real property and complete water system.
2. Quantity of water claimed: Forty (40) cubic feet per second.
3. Source of water supply: Webb Creek & Webb Creek Reservoir which is a tributary of Lapwai Creek and Clearwater River.
4. Location of point of diversion: S. 36° 26' E. 1478 feet distant from the north quarter corner of Section 6, T. 33 N., R. 3 W., B. M., and is in the NW 1/4 of the NE 1/4 of Section 6, T. 33 N., R. 3 W., B. M., County of Nez Perce.
5. Water is to be used for: Irrigation and domestic purposes.
6. If for mining, milling, power or manufacturing purposes, give:
 (a) Point of use of water: feet distant from corner of Section T. , R. , B. M., in the of Section , T. , R. , B. M.
 (b) Amount of power generated: H. P., under feet head.
 (c) Water is to be returned to at a point feet distant from the corner of Section , T. , R. , B. M., in the of Section , T. , R. , B. M.
7. Estimated cost of works: \$ 36,000.00
8. Kind of works: Diversion dam, ditch and flume.
9. Height of dam 14 feet; length of dam at top 50 feet; length of dam at bottom feet; material used in dam Log crib dam rock filled
10. Size of headgate: width Small regulating headgate in dam. feet; height feet
11. Ditch: Width at bottom 6 feet; width at water line 10 1/2-15 feet; depth of water 3 feet; dimensions of flume 4 feet by 3 feet
 Diameter of pipe inches; length of conduit 3.4 miles.
 Average grade per mile 10 feet
12. The time required for the completion of such work is six months years.
13. The time required for the complete application of the water to the proposed use is no additional years.
14. The land to be irrigated is described in the following tabulation: See Remarks.

[illegible]

Proof of Completion of Works made April 10, 1924.
 Certificate of Completion of Works issued April 30, 1924.

Permit No. 15945

CERTIFICATE OF COMPLETION OF WORKS

To All Whom It May Concern:

This is to certify that Lewiston Orchards Irrigation District, of Lewiston, County of Nez Perce, and State of Idaho, the holder of Permit No. 15945, issued upon Application No. 22649, bearing date of priority of January 30, 1924, authorizing the diversion of 40 second feet of the waters of Webb Creek and Webb Creek Reservoir, County of Nez Perce, State of Idaho, for irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 40 second feet of the waters of Webb Creek and Webb Creek Reservoir; that the point of diversion of said waters is in the NW¹ of the NE¹ of Section 6, Township 33 North, Range 3 West, B. M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit:

Twp. 35 North, Range 4 West, B. M.

Section 18	NE ¹ SW ¹	40.52	
	NW ¹ SW ¹	40	
	SW ¹ SW ¹	38.72	
	SE ¹ SW ¹	39.3	158.54

Twp. 35 North, Range 5 West, B. M.

Section 13	NE ¹ NW ¹	37.17	
	NW ¹ NW ¹	30.71	
	SW ¹ NW ¹	39.92	
	SE ¹ NW ¹	39.45	
	NE ¹ SW ¹	40.69	
	NW ¹ SW ¹	40	
	SW ¹ SW ¹	38.50	
	SE ¹ SW ¹	39.26	
	NE ¹ SE ¹	40.70	
	NW ¹ SE ¹	40	
	SW ¹ SE ¹	38.61	
	SE ¹ SE ¹	39.34	464.35
Section 23	NE ¹ NE ¹	39.89	
	NW ¹ NE ¹	40	
	SW ¹ NE ¹	41.85	
	SE ¹ NE ¹	41.32	163.06
Section 14	SW ¹ NE ¹	40	
	SE ¹ NE ¹	23.12	
	SW ¹ NW ¹	6.62	
	SE ¹ NW ¹	17.01	
	NE ¹ SW ¹	40	
	NW ¹ SW ¹	40	
	SW ¹ SW ¹	38.84	
	SE ¹ SW ¹	38.40	
	NE ¹ SE ¹	37.66	
	NW ¹ SE ¹	37.60	
	SW ¹ SE ¹	38.26	
	SE ¹ SE ¹	38.31	395.82
Section 15	NE ¹ NE ¹	42.58	
	NW ¹ NE ¹	18.18	
	SW ¹ NE ¹	36.39	
	SE ¹ NE ¹	35.89	

Twp. 35 North, Range 5 West, B. M.

Section 15 (Continued)

NE $\frac{1}{4}$ NW $\frac{1}{4}$ 42.21
NW $\frac{1}{4}$ NW $\frac{1}{4}$ 41.6
SW $\frac{1}{4}$ NW $\frac{1}{4}$ 40
SE $\frac{1}{4}$ NW $\frac{1}{4}$ 40.93

NE $\frac{1}{4}$ SW $\frac{1}{4}$ 40.95
NW $\frac{1}{4}$ SW $\frac{1}{4}$ 40
SW $\frac{1}{4}$ SW $\frac{1}{4}$ 39.82
SE $\frac{1}{4}$ SW $\frac{1}{4}$ 38.74

NE $\frac{1}{4}$ SE $\frac{1}{4}$ 40.6
NW $\frac{1}{4}$ SE $\frac{1}{4}$ 40
SW $\frac{1}{4}$ SE $\frac{1}{4}$ 40.44
SE $\frac{1}{4}$ SE $\frac{1}{4}$ 41.26

619.59

Section 16

NW $\frac{1}{4}$ NE $\frac{1}{4}$ 30.47
SW $\frac{1}{4}$ NE $\frac{1}{4}$ 30

NE $\frac{1}{4}$ NW $\frac{1}{4}$ 40.81
NW $\frac{1}{4}$ NW $\frac{1}{4}$ 41.29
SW $\frac{1}{4}$ NW $\frac{1}{4}$ 40.16
SE $\frac{1}{4}$ NW $\frac{1}{4}$ 39.92

NE $\frac{1}{4}$ SW $\frac{1}{4}$ 39.92
NW $\frac{1}{4}$ SW $\frac{1}{4}$ 34.93
SW $\frac{1}{4}$ SW $\frac{1}{4}$ 39.08
SE $\frac{1}{4}$ SW $\frac{1}{4}$ 39.71

NE $\frac{1}{4}$ SE $\frac{1}{4}$ 40.91
NW $\frac{1}{4}$ SE $\frac{1}{4}$ 40
SW $\frac{1}{4}$ SE $\frac{1}{4}$ 39.68
SE $\frac{1}{4}$ SE $\frac{1}{4}$ 40.59

537.47

Section 17

NE $\frac{1}{4}$ NE $\frac{1}{4}$ 40.07
NW $\frac{1}{4}$ NE $\frac{1}{4}$ 41.02
SW $\frac{1}{4}$ NE $\frac{1}{4}$ 40.72
SE $\frac{1}{4}$ NE $\frac{1}{4}$ 40.48

NE $\frac{1}{4}$ NW $\frac{1}{4}$ 40.12
NW $\frac{1}{4}$ NW $\frac{1}{4}$ 40.66
SW $\frac{1}{4}$ NW $\frac{1}{4}$ 40.72
SE $\frac{1}{4}$ NW $\frac{1}{4}$ 40.12

NE $\frac{1}{4}$ SW $\frac{1}{4}$ 40.21
NW $\frac{1}{4}$ SW $\frac{1}{4}$ 40.70

NE $\frac{1}{4}$ SE $\frac{1}{4}$ 40.88
NW $\frac{1}{4}$ SE $\frac{1}{4}$ 30.54

476.24

Section 18

NE $\frac{1}{4}$ NE $\frac{1}{4}$ 39.4
NW $\frac{1}{4}$ NE $\frac{1}{4}$ 39.66
SW $\frac{1}{4}$ NE $\frac{1}{4}$ 40
SE $\frac{1}{4}$ NE $\frac{1}{4}$ 39.39

NE $\frac{1}{4}$ SE $\frac{1}{4}$ 39.19
NW $\frac{1}{4}$ SE $\frac{1}{4}$ 40

237.64

Section 8

NE $\frac{1}{4}$ SW $\frac{1}{4}$ 40.6
NW $\frac{1}{4}$ SW $\frac{1}{4}$ 40.67
SW $\frac{1}{4}$ SW $\frac{1}{4}$ 40.72
SE $\frac{1}{4}$ SW $\frac{1}{4}$ 39.96

NE $\frac{1}{4}$ SE $\frac{1}{4}$ 40.55
NW $\frac{1}{4}$ SE $\frac{1}{4}$ 41.06
SW $\frac{1}{4}$ SE $\frac{1}{4}$ 40.72
SE $\frac{1}{4}$ SE $\frac{1}{4}$ 39.99

324.27

Section 9

NW $\frac{1}{4}$ SW $\frac{1}{4}$ 10.44
SW $\frac{1}{4}$ SW $\frac{1}{4}$ 15.44
SE $\frac{1}{4}$ SW $\frac{1}{4}$ 4.99

30.87

Twp. 35 North, Range 5 West, B. M.

Section 21

NE $\frac{1}{4}$ NE $\frac{1}{4}$ 40.99
NW $\frac{1}{4}$ NE $\frac{1}{4}$ 40
SW $\frac{1}{4}$ NE $\frac{1}{4}$ 40.30
SE $\frac{1}{4}$ NE $\frac{1}{4}$ 41.63
NE $\frac{1}{4}$ NW $\frac{1}{4}$ 39.92
NW $\frac{1}{4}$ NW $\frac{1}{4}$ 38.67
SW $\frac{1}{4}$ NW $\frac{1}{4}$ 38.66
SE $\frac{1}{4}$ NW $\frac{1}{4}$ 40.2

320.37

Section 22

NE $\frac{1}{4}$ NE $\frac{1}{4}$ 40.9
NW $\frac{1}{4}$ NE $\frac{1}{4}$ 39.67
SW $\frac{1}{4}$ NE $\frac{1}{4}$ 40.84
SE $\frac{1}{4}$ NE $\frac{1}{4}$ 41.30

NE $\frac{1}{4}$ NW $\frac{1}{4}$ 25.5
NW $\frac{1}{4}$ NW $\frac{1}{4}$ 40
SW $\frac{1}{4}$ NW $\frac{1}{4}$ 40.72
SE $\frac{1}{4}$ NW $\frac{1}{4}$ 41.73

310.66

Section 12

NW $\frac{1}{4}$ SW $\frac{1}{4}$ 3.01
SW $\frac{1}{4}$ SW $\frac{1}{4}$ 40
SE $\frac{1}{4}$ SW $\frac{1}{4}$ 37.47

80.48

Section 7

SW $\frac{1}{4}$ NE $\frac{1}{4}$ 38.38
NW $\frac{1}{4}$ NW $\frac{1}{4}$ 1.21
SW $\frac{1}{4}$ NW $\frac{1}{4}$ 1.12
SE $\frac{1}{4}$ NW $\frac{1}{4}$ 36.93
NE $\frac{1}{4}$ SW $\frac{1}{4}$ 37.78

NE $\frac{1}{4}$ SE $\frac{1}{4}$ 38.96
NW $\frac{1}{4}$ SE $\frac{1}{4}$ 38.27
SW $\frac{1}{4}$ SE $\frac{1}{4}$ 40
SE $\frac{1}{4}$ SE $\frac{1}{4}$ 39.77

272.42

Total

4391.78

Witness my hand this 30th day of April,
A. D. 1924.

W. G. SWENDSEN,
Commissioner of Reclamation.

Licensee used for 40 second feet

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