

24N

22.6 Acres

diversion

diversion

31.2 Acres

34.2 Acres

diversion

IE

24N
1E
S. 28, 32,
33

Slight section
irregularities
Exaggerated by
copying & splicing
maps; but
NO
gov't.
lots

-82 4/25/15

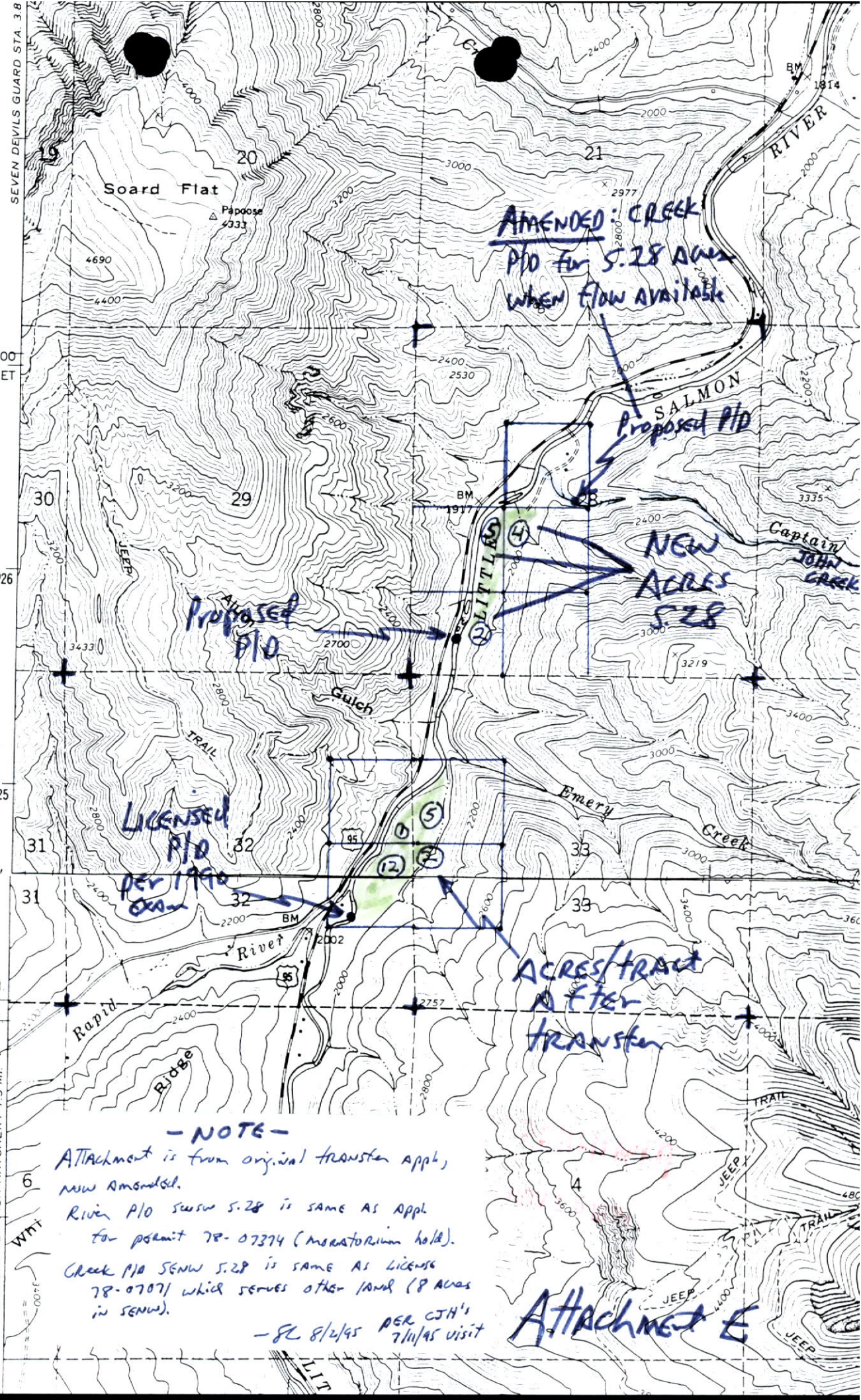
MAP BASED
ON APL's
MAP &
LICENSE info
+ site visit
7/11/95 by
CJH

AF 22'20"

T. 24 N

T. 23 N

RAPID RIVER FISH HATCHERY 1.5 MI.



- NOTE -
Attachment is from original transfer appl,
now Amended.
River PLO S. 28 is SAME AS Appl
for permit 78-07374 (Moratorium hold).
Creek PLO S. 28 is SAME AS LICENSE
78-07071 which serves other land (8 ACRES
in S. 28).

-82 8/2/95 PER CJH's
7/11/95 visit

Attachment E

To show existing
P/U per 1990 Exam

Should questions arise during
the processing of this applica-
tion please contact:

Form 219
6/86
SHERL L. CHAPMAN
410 S. Orchard, Suite 144
Boise, ID 83705
344-6690

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 78-7273

1. Owner: R & S Realty Corp.

Phone No. 628-3446

Current Address: P.O. Box 247, Riggins, ID 83549

2. Accompanied by: Doug Boggan, Manager

EXAM. DATE: 8/31/90

Address: P.O. Box 247, Riggins, ID 83549

Phone No. 628-3446

Relationship to Permit Holder: Manager - Ranch

3. Source: Little Salmon River tributary to Salmon River

B. OVERLAP REVIEW

1. Other water rights with same place of use: None

☐ Copies Attached

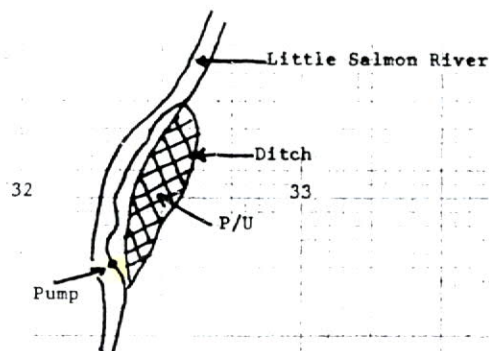
2. Other water rights with same point of diversion: None

☐ Copies Attached

☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = _____

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required).

☒ Aerial Photo Attached
(required for irrigation of 10 acres or more).

☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater).

NOV 15 1995

Attachment F
(3 pgs)



NOV 15 1995

13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number. 24N R 1E Sec 28

NEW ELEVEN ACRES

PROPOSED FOR 78-07273

C5
Area To Be Irrigate ☐
Main line for Sprinkler
irrigation - - - -

THIS MAP copied from
Appl. for Permit (now with-
drawn). CAN SEE THAT NEW
ACRES ARE clearly in SW 1/4,
not NW 1/4 - thus pg. 1
changed but does not
APPEAR to need Applicant's
initials of this "clerical"
correction. -RL 4/26/95

point of diversion

Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Kenneth Walter
(Applicant)

Attachment G

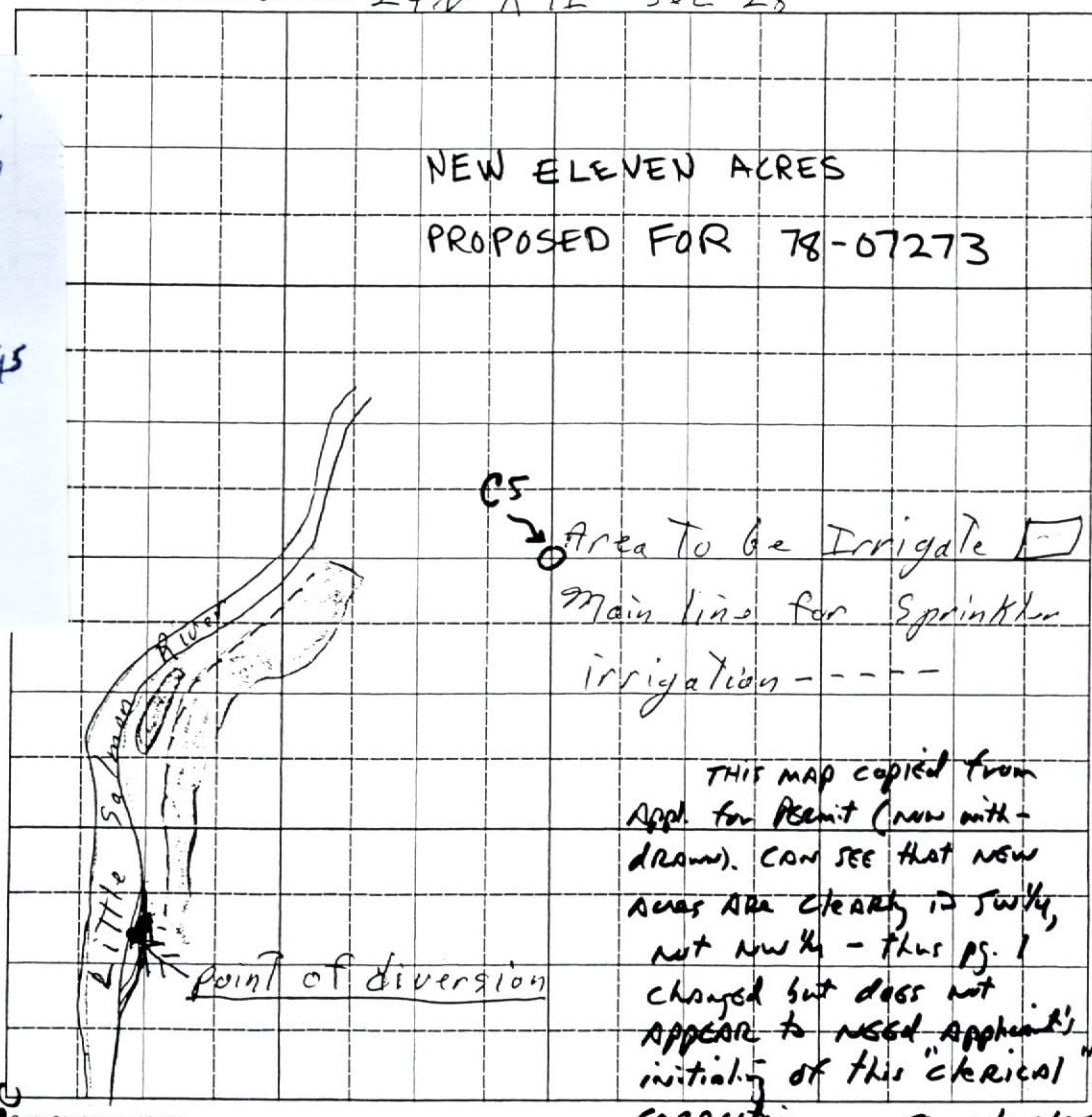
SW
COR of
Section

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.

13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number. 24N R 1E Sec 28

Pgs 3-4 now
with Amended
APP
- JL 8/2/45



THIS MAP COPIED FROM
App. for Permit (now with-
drawn). CAN SEE THAT NEW
AREAS ARE CLEARLY IN SW 1/4,
NOT NW 1/4 - thus pg. 1
changed but does not
appear to need Applicant's
initialing of this "clerical"
correction. - JL 4/26/45

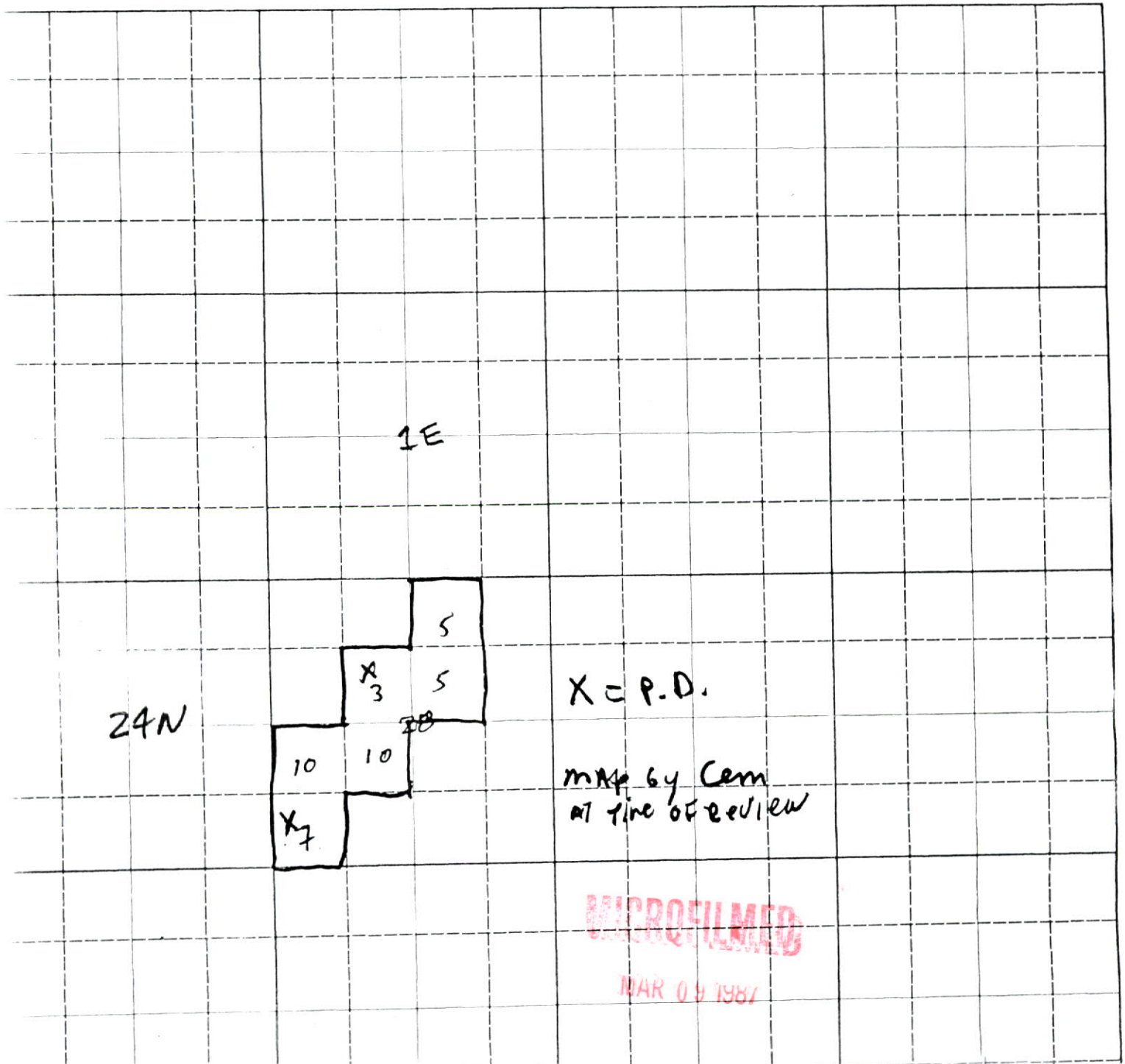
BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

SW COR of section

Kenneth Walten
(Applicant)

This is Reduced Size copy of map submitted with first app. For the map as submitted, see Attachment G. - JL 4/26/45

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

R. S. Reath
(Applicant)

Affidavit of Publication

STATE OF IDAHO, }
COUNTY OF IDAHO, } ss.

I, ROBERT E. WHERRY, being first duly sworn, depose and say that I am the Publisher of the COTTONWOOD CHRONICLE, a weekly newspaper, published and issued weekly at Cottonwood, Idaho County, State of Idaho, which is of general circulation in said county and state, that the said notice, of which the one hereto is attached is a true copy, was published in said newspaper for 2 weeks being published 2 times, the first publication being on the 16th day of October 19 86, and the last publication on the 23rd day of October, 19 86; and that the said notice was published in the newspaper proper and not in a supplement; that said newspaper has been continuously and uninterruptedly published in said county during a period of seventy-eight (78) consecutive weeks prior to the first publication of said notice or advertisement.

Robert E. Wherry

Subscribed and sworn to before me this 5th day of November, 19 86.

Patricia E. Wherry, Notary Public,

for the State of Idaho, residing at Cottonwood, Idaho.

EXPIRES DEC 1988

PUBLIC NOTICES

NOTICE OF APPLICATION FOR WATER RIGHT

The following application(s) have been filed to appropriate the public waters of the State of Idaho:
78-7273 ✓ 4P

R & S REALTY CORP.

C-O ROBERT C. SENTER, SR.,
PRES. P.O. BOX 847, PLAISTOW,
NH 03865

Source: LITTLE SALMON RIVER
trib. to SALMON RIVER

Diversion Pt: SENW SWSW Sec 28
T 24N R 01E

Use: IRRIGATION (0.8 CFS)

Date Filed: 09-30-1986

In: NWNE SWNE SENW NESW
NWSW SWSW Sec 28 T 24N R 01E
FOR 40 ACRES

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Western Region, Statehouse, Boise, Idaho 83720 on or before NOVEMBER 3, 1986.

KEN DUNN, Dir.

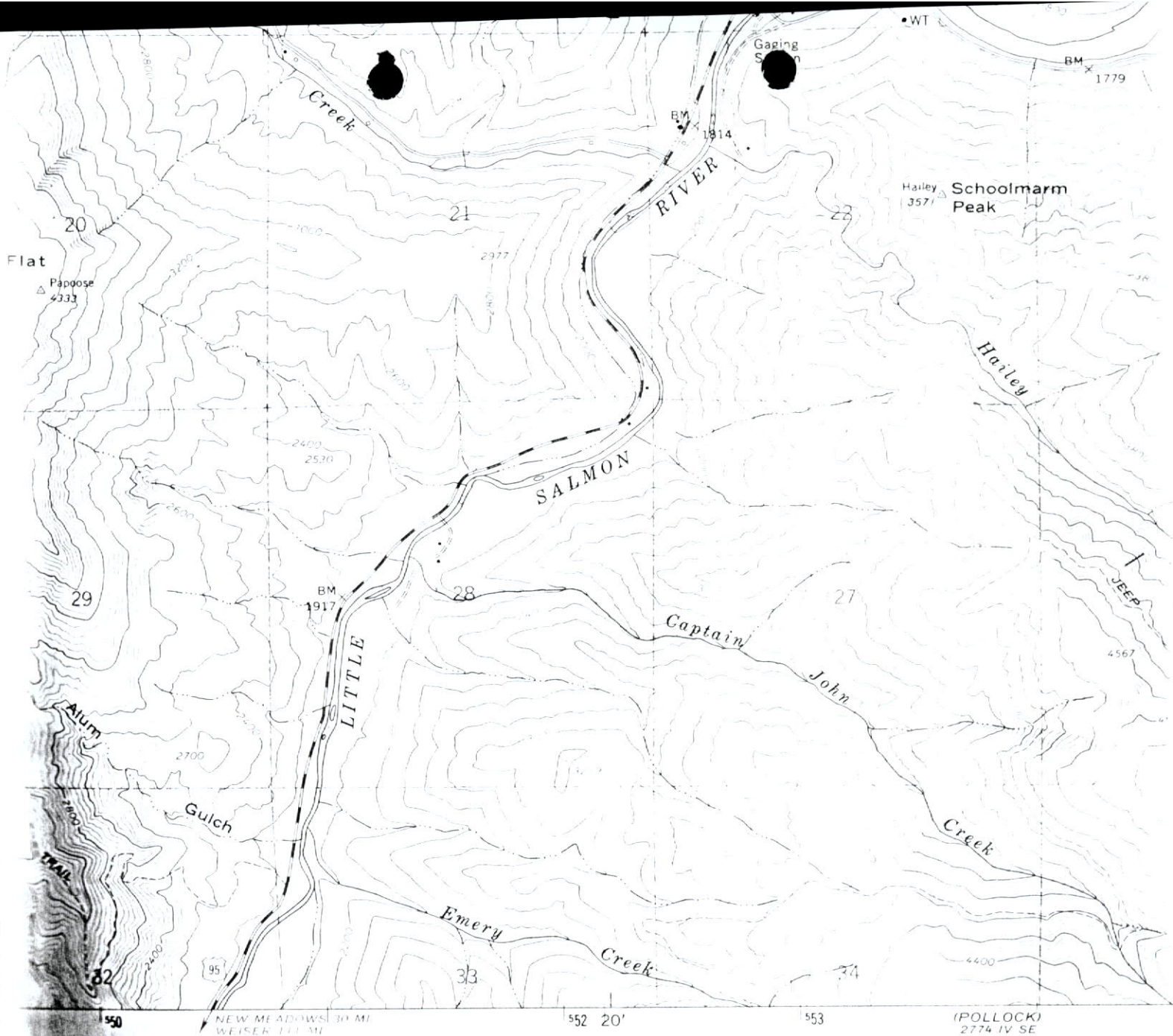
Published in the Cottonwood
Chronicle 10-16 and 10-23, 1986.

Department of Water Resources

MICROFILMED

MAR 09 1987

Department of Water Resources
Western Regional Office



published by the Geological Survey

USGCS

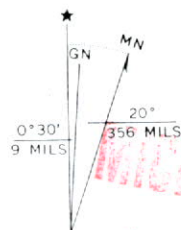
photometric methods from aerial

Field checked 1964

1927 North American datum

in Idaho coordinate system,

Transverse Mercator grid ticks,



UTM GRID AND 1964 MAGNETIC NORTH DECLINATION AT CENTER OF SHEET

MICROFILMED

APR 29 1981



SCALE 1:24,000

(POLLOCK)
2774 IV SE

CONTOUR INTERVAL 40 FEET
CONTOUR INTERVAL ON RIVER SURFACE 20 FEET
DATUM IS MEAN SEA LEVEL

THIS MAP COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS
FOR SALE BY U.S. GEOLOGICAL SURVEY, DENVER, COLORADO 80225, O
A FOLDER DESCRIBING TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE

wants to divert fr. Captain John CK in
 lieu of Salmon River right when
 flows are sufficient
 add P/D + add source

expansion using same P/D as Captain John
 claim

How many total
 here?

$$11 + 8 = 19?$$

$$13 + 8 = 21?$$

Application acres (13)
 priority 1995

Transfer acres (11)
 under 78-7273
 priority 1986

SW 1/4 S 28

78-7071 - 8 ac priority 1980?
 1975

SEPARATE
 ACRES - 82

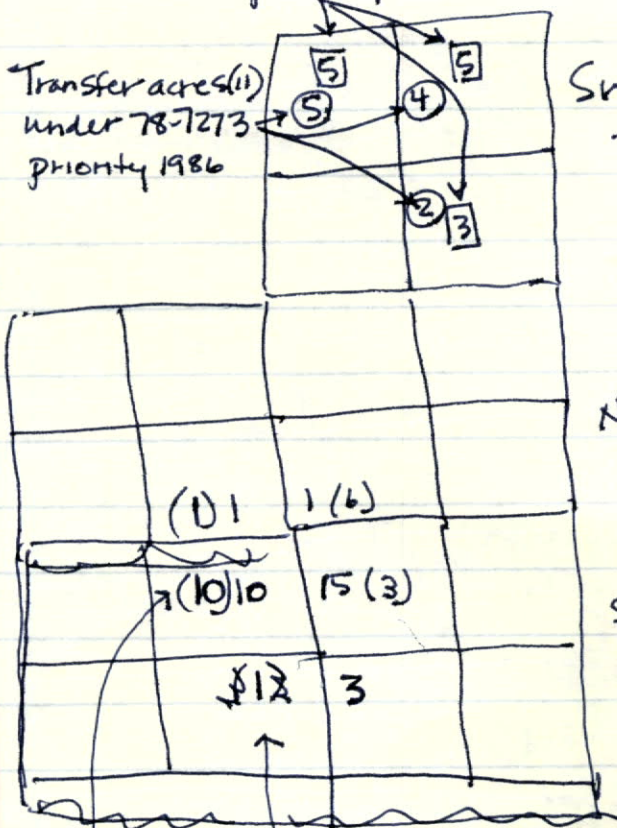
NE S 32

NW 1/4 S 33

Walters bought
 ~ 92

SE S 32

SW S 33



licence 78-7273 (31 ac) - 11 ac transfer = 20 ac
 as recorded
 priority 1986

permit 78-7072 (20 ac) 1975

proof due 1980

CJH
 7/11/85
 NOTES
 site visit

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO
County of Idaho - ss.

**NOTICE OF AMENDED PROPOSED
CHANGE
OF WATER RIGHT NO. 78-07273
TRANSFER NO. 4598**

Notice is hereby given that Kenneth & Tammie Walters of Riggins, ID have applied to the Department of Water Resources to Amend a Proposed Change of Point of Diversion & Place of Use (previously published on July 6 & 13, 1995) to now include a New Source for the following described water right to be changed pursuant to Section 42-222 of Idaho Code:

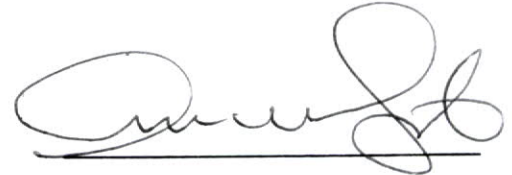
WATER RIGHT AS RECORDED:
BASIS, License
PRIORITY DATE, 9-30-1986
SOURCE, Little Salmon River tributary to Salmon River
AMOUNT, 0.62 cfs
USE, Irrigation from 3-1 to 11-30
POINT OF DIV, NESE, S32, T24N, R1E Idaho County
PLACE OF USE, SENE, NESE, SESE
S32: NWNW, SWNW, NWSW S33, T24N, R1E (31 acres total)

**PREVIOUS CHANGE TO POINT OF
DIVERSION AND PLACE OF USE
WAS AS FOLLOWS:**
POINT OF DIV, SWSW S28 (new point) & NESE S32 (existing point)
PLACE OF USE, NESW, NWSW, SWSW S28; SENE, NESE S32; SWNW, NWSW S33 (31 acres total). All sites remain in T24N, R1E.

**AMENDED CHANGE TO SOURCE,
POINT OF DIVERSION, & PLACE OF
USE AS FOLLOWS:**
SOURCE, Add Captain John Creek to supplement river source.
POINT OF DIV, As previously proposed plus add point in SENW S28, T24N, R1E at creek.
PLACE OF USE, As previously proposed.
Any protest against approval of the proposed water right application must be filed with the Department of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705, together with a protest fee of \$25 on or before September 25, 1995. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director
Published in the Idaho County Free Press on September 7 and 14, 1995.
S6-13

Andrew J. McNab, being first duly sworn, says she is the Publisher of the IDAHO COUNTY FREE PRESS, a weekly newspaper published and issued weekly at Grangeville, Idaho county, State of Idaho, and is of general circulation in said county and state, that the said notice, of which the one hereto attached is a true copy, was published in said paper for two weeks, being published two times, the first publication being on the 6th day of September, 19 95, and the last publication on the 13th day of September, 19 95; and that the said notice was published in the newspaper proper and not a supplement; that said newspaper has been continuously and uninterruptedly published in said county during a period of seventy-eight consecutive weeks prior to the publication of said notice or advertisement.



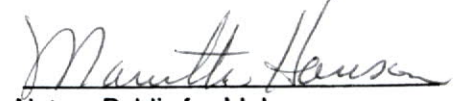
STATE OF IDAHO }
COUNTY OF } IDAHO

RECEIVED

SEP 27 1995

WATER RESOURCES
WESTERN REGION

On this 13th day of September in the year of 1995,
Before me, a Notary Public, personally appeared
Andrew J. McNab, known or identified to me
to be the person whose name subscribed to the within instrument, and
being by me first duly sworn, declared that the statements therein are
true, and acknowledged to me that he executed the same.


Notary Public for Idaho
Residing at Grangeville, ID
My commission expires: 10-8-99

NOV 15 1995

(Include distance from pump to measuring device, if applicable.)

licensing exam map

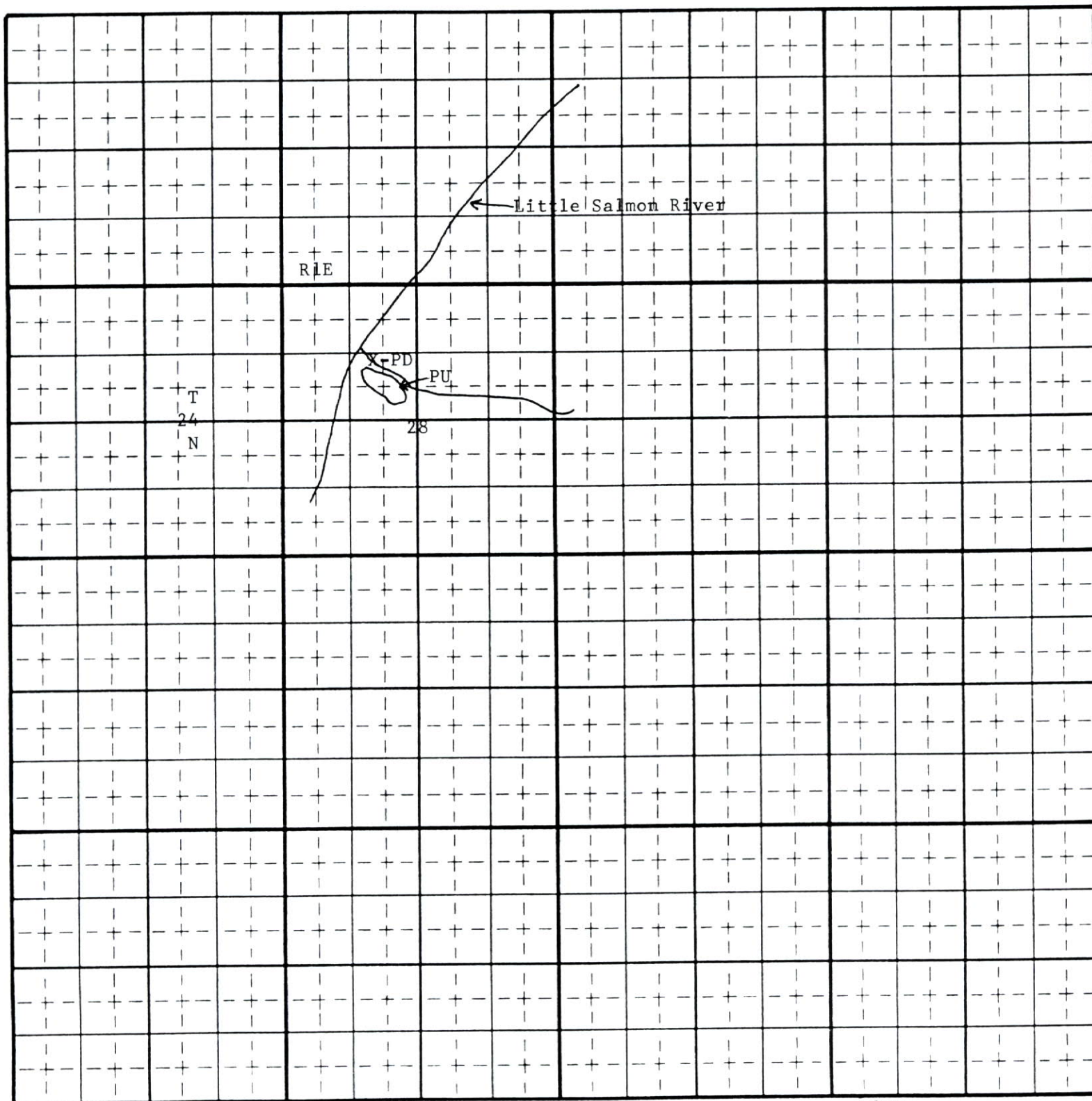
Place(s) of Use ☒[illegible]

☒ None
☐ Other

Date 11-13-85

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile



Last Name R & S Realty

Ident No. 56NW

claim
A78-07071 MAP

MICROFILMED
OCT 06 1992

Copies: White-State, Yellow-Claimant

RECEIVED

JUL 17 1995

WATER RESOURCES
WESTERN REGION

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO
County of Idaho - ss.

**NOTICE OF PROPOSED CHANGE
OF WATER RIGHT NO. 78-07273
TRANSFER NO. 4598**

Notice is hereby given that Kenneth & Tammie Walters of Riggins, ID have applied to the Department of Water Resources to Change the Point of Diversion and Place of Use of the following described water right to be changed pursuant to Section 42-222 of Idaho Code:

WATER RIGHT AS RECORDED:

BASIS: License

PRIORITY DATE: 9-30-1986

SOURCE: Little Salmon River tributary to Salmon River

AMOUNT: 0.62 cfs

USE: Irrigation from 3-1 to 11-30

POINT OF DIV: NESE, S32, T24N, R1E Idaho County

PLACE OF USE: SENE, NESE, SESE S32; NWNW, SWNW, NWSW S33, T24N, R1E (31 acres total)

TO BE CHANGED AS FOLLOWS:

POINT OF DIV: SWSW S28 (new point) & NESE S32 (existing point)

PLACE OF USE: NESW, NWSW, SWSW S28; SENE, NESE S32; SWNW, NWSW S33 (31 acres total). All sites remain in T24N, R1E.

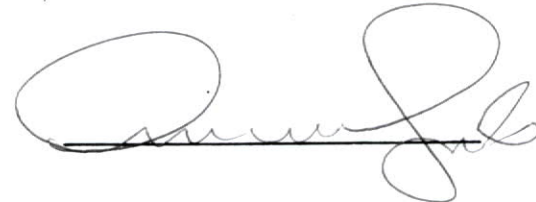
Any protest against approval of the proposed water right application must be filed with the Department of Water Resources, Western Region, 2735 Airport Way, Boise, Id 83705, together with a protest fee of \$25 on or before July 24, 1995. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director
Published in the Idaho County Free Press on July 6 and 13, 1995.

Jy 5-12

*Publication of
original proposal
5/2*

Andrew J. McNab, being first duly sworn, says he is the Publisher of the IDAHO COUNTY FREE PRESS, a weekly newspaper published and issued weekly at Grangeville, Idaho county, State of Idaho, and is of general circulation in said county and state, that the said notice, of which the one hereto attached is a true copy, was published in said paper for two weeks, being published two times, the first publication being on the 5th day of July, 1995, and the last publication on the 12th day of July, 1995; and that the said notice was published in the newspaper proper and not a supplement; that said newspaper has been continuously and uninterruptedly published in said county during a period of seventy-eight consecutive weeks prior to the publication of said notice or advertisement.



STATE OF IDAHO }
COUNTY OF } IDAHO

On this 12th day of July in the year of 1995
Before me, a Notary Public, personally appeared Andrew J. McNab, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.


Notary Public for Idaho
Residing at Grangeville, ID
My commission expires: 10-8-99

NOV 15 1995

AFFIDAVIT of PUBLICATION

State of Idaho }
County of Gooding } ss.

Patty Nance, being first duly sworn, deposes and says that she is the printer (publisher) of the Gooding County Leader, a newspaper published every week in Gooding, County of Gooding, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once each week for

2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 10 day of May, 1995, and the date of the last publication was on the 17 day of May, 1995.

Subscribed and sworn to before me this 17th day of May, 1995.
(SEAL)

Charles Kresh
NOTARY PUBLIC

GOODING COUNTY LEADER

Gooding, Idaho

COST OF PUBLICATION

Number of Picas per Line _____
Number of Lines in Notice _____
Number of Insertions 2x's

Affidavit Fee 2.00
506 Lines tabular at 25.30 6¢/Pica
Lines straight at 20.24 5¢/Pica
Subsequent lines at 4¢/Pica
TOTAL COST \$47.54

COPY OF NOTICE

(Paste Here)

Notice of Proposed
TITLE OF NOTICE
Change of Water Right

PLAINTIFF ATTORNEY

78-07273

DEFENDANT

PLAINTIFF

Idaho Department
BILL TO
of Water Resources

NOTICE OF PROPOSED CHANGE
OF WATER RIGHT NO. 78-07273
TRANSFER NO. 4598
Notice is hereby given that Kenneth & Tammie Walters of Riggins, ID have applied to the Department of Water Resources for a Change in Point of Diversion and Place of Use of the following described water right to be changed pursuant to Section 42-222 of Idaho Code:
WATER RIGHT AS RECORDED;
BASIS License
PRIORITY DATE 9-30-1986
SOURCE Little Salmon River tributary to Salmon River
AMOUNT 0.62 cfs
USE Irrigation 3-1 to 11-30
POINT OF DIV NESE S32, T24N, R1E Idaho County
PLACE OF USE SENE, NESE, SESE S32; NWNW, SWNW, NWSW S33, T24N, R1E (31 acres total)
TO BE CHANGED AS FOLLOWS:
POINT OF DIV SWSW S28 (proposed) & NESE S32 (existing)
PLACE OF USE NESW, NWSW, SWSW S28; SENE, NESE S32; SWNW, NWSW S33, (31 acres total)
All property remains within T24N, R1E.
Any protest against approval of the proposed water right application must be filed with the Department of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705, together with a protest fee of \$25.00 on or before May 22, 1995. The protestant must also send a copy of the protest to the applicant.
R. Keith Higginson, Director
PUB: 5/10-5/17 G6861

RECEIVED

MAY 22 1995

WATER RESOURCES
WESTERN REGION

151 Adv. in wrong paper,
corrected in Adv. sent last week June
-SL 6/28/95

Should questions arise during the processing of this application please contact:

Form 219
6/86 SHERL L. CHAPMAN
410 S. Orchard, Suite 144
Boise, ID 83705
344-6690

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 78-7273

1. Owner: R & S Realty Corp. Phone No. 628-3446

Current Address: P.O. Box 247, Riggins, ID 83549

2. Accompanied by: Doug Boggan, Manager EXAM. DATE: 8/31/90

Address: P.O. Box 247, Riggins, ID 83549 Phone No. 628-3446

Relationship to Permit Holder: Manager - Ranch

3. Source: Little Salmon River tributary to Salmon River

B. OVERLAP REVIEW

1. Other water rights with same place of use: None

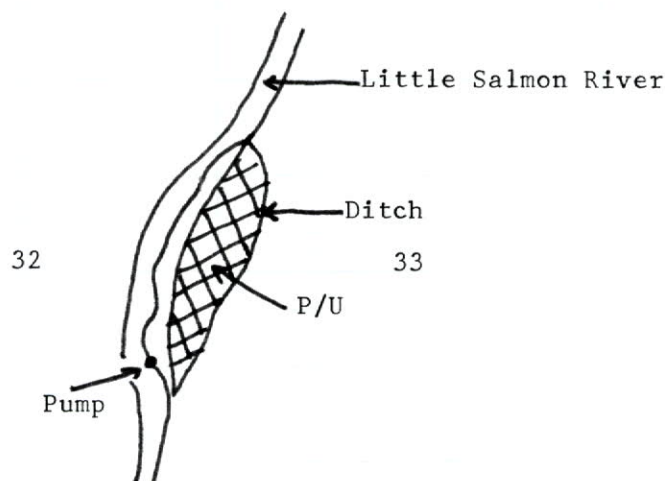
☐ Copies Attached

2. Other water rights with same point of diversion: None

☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = _____

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required).

☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater).

☒ Aerial Photo Attached
(required for irrigation of 10 acres or more).

RECEIVED
DEC 10 1992



PUMP & TRACTOR



PUMP INTAKE



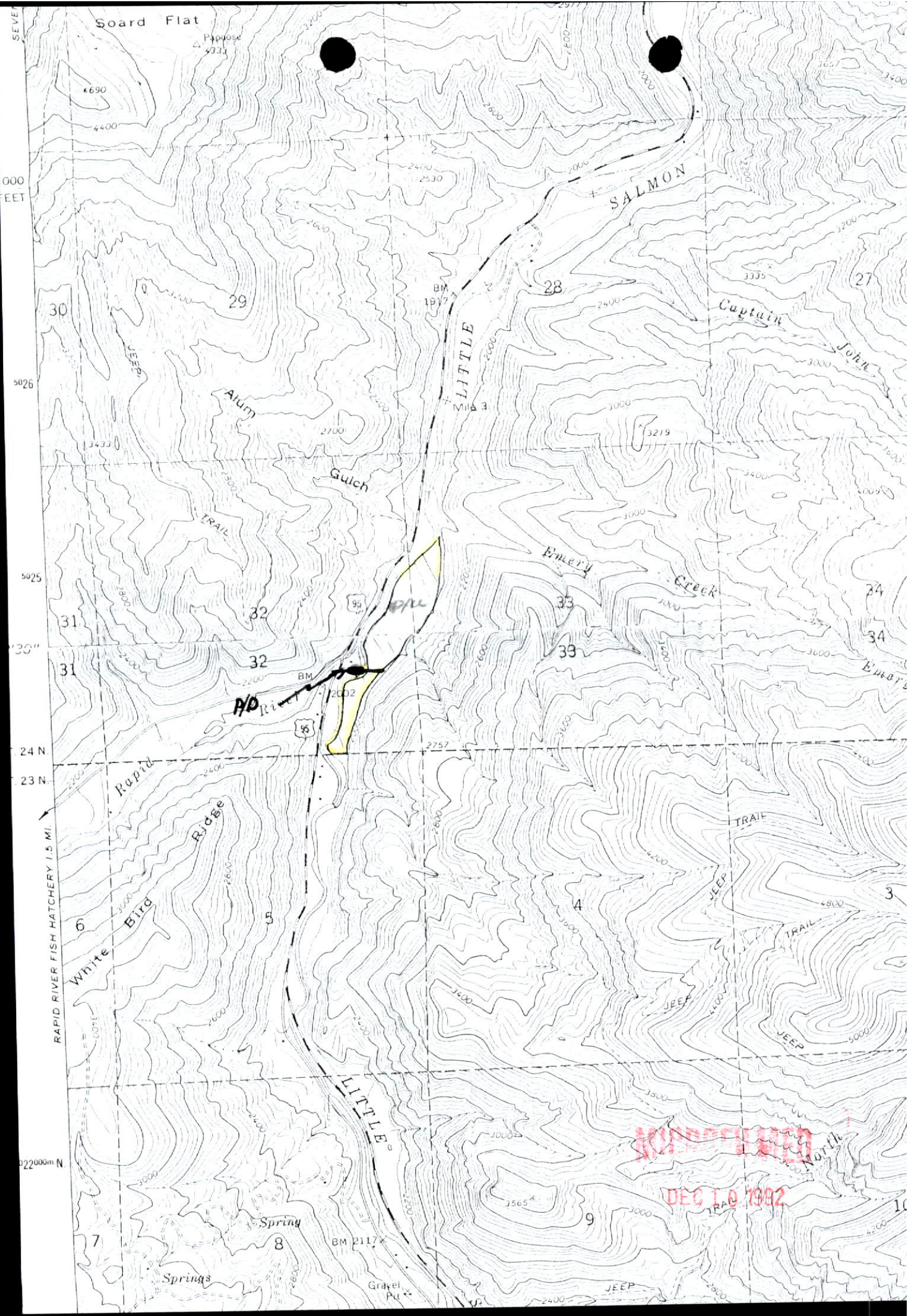
IRRIGATION DITCH



PUMP DISCHARGE & PORTABLE MAINLINE

UNCLASSIFIED

DATE 0 1992



SEVENTH
1000
EET

5026

5025

35"

24 N

23 N

322000 N

RAPID RIVER FISH HATCHERY 1.5 MI.

Soard Flat

Pyroose
5333

4690
4400

30

29

Alum

Gulch

TRAIL

31

32

95

RD

RD

95

BM

2002

2757

Rapid

Ridge

6

White Bird

5

4

LITTLE

Spring

Springs

7

8

BM

2117

Gravel
Pit

SALMON

28

BM

1917

LITTLE
Mile 3

Captain

John

27

3219

Emery

Creek

33

33

34

34

Emery

TRAIL

JEOP

TRAIL

JEOP

TRAIL

JEOP

TRAIL

JEOP

TRAIL

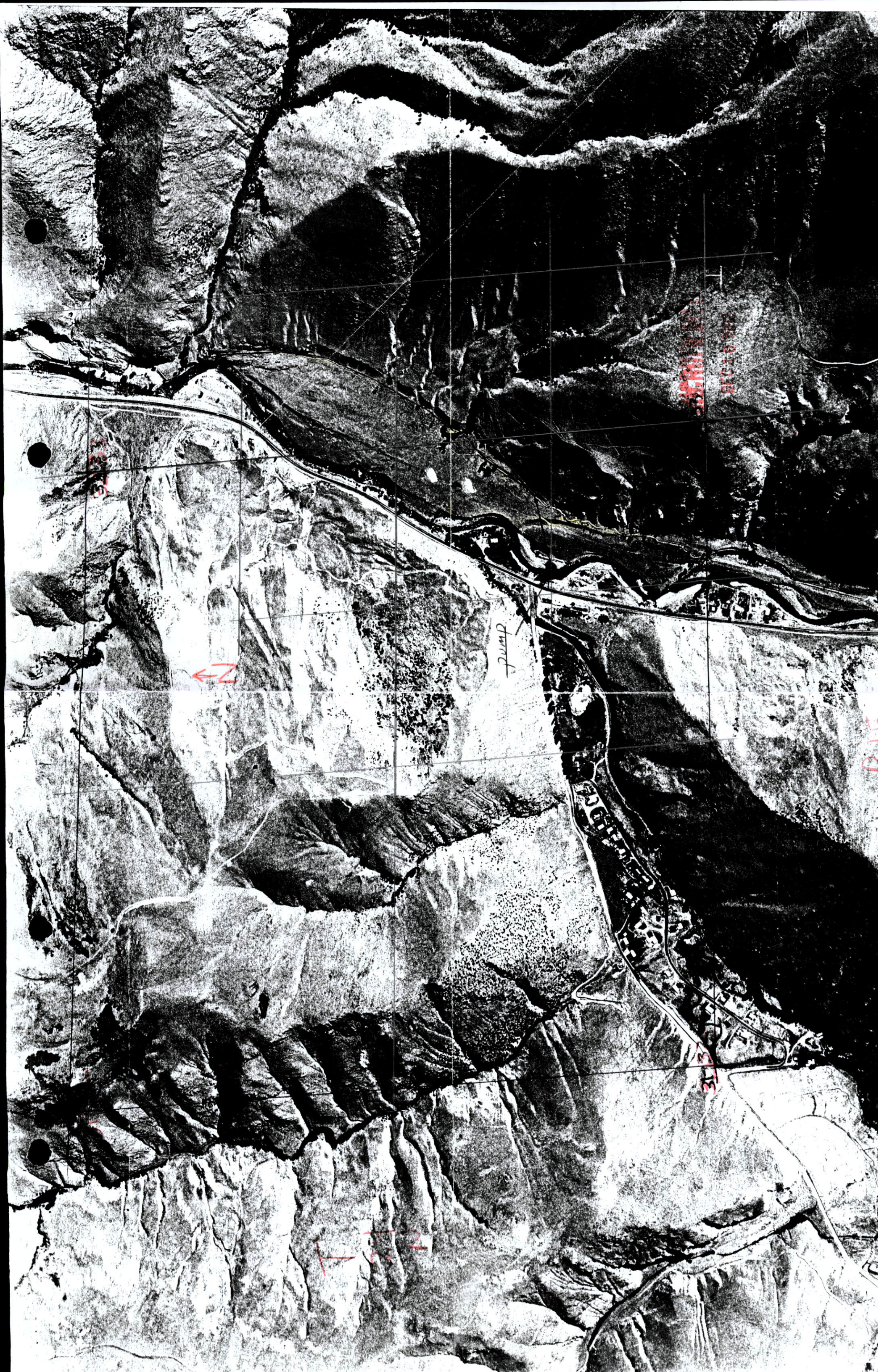
JEOP

TRAIL

JEOP

RECEIVED

DEC 10 1992



RECEIVED

MAR 18 2003

RECEIVED

MAR 14 2003

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

WATER RESOURCES
WESTERN REGION

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

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

Water Right No(s)	Adjudication Claim No(s)	Split	Water Right No(s)	Adjudication Claim No(s)	Split
78-07273	\$25-				
78-07071	NO FEE - REGION PROCESSED				
78-10323	\$25-				

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

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

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

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

OR

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

3. Name and Address of Former Owner/Claimant(s)

Ken & Tammy Walters

4. New Owner/Claimant(s)

Riggins Id.

Ralph M Steteger

83549
 RES PROPERTIES, LIMITED
 PARTNERSHIP

New Mailing Address

120 East Lake Street Suite 101

City, State and ZIP Code

Sandpoint Idaho 83864

New Telephone Number

208 263-0417

5. Date you acquired the property

OCT 1 2002

MICROFILMED

AUG 11 2003

Form 42-249/42-1409(c) July, 2000

6. *N/A* If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

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

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

For Office Use Only

Received by DHDate 3-14-03Fee \$25 EAfor 78-10323 + 78-7273Received by DHDate 3-14-03Receipt No. W030210

Processed by _____

AJ

Date _____

WR _____

Date _____

MICROFILMED

AUG 11 2003

WARRANTY DEED

GRANTOR, KENNETH RAY WALTERS and TAMMIE RAE WALTERS, husband and wife, of P. O. Box 31, Riggins, ID 83549, for a good and valuable consideration, that being completion of IRC Section 1031 Like-Kind Tax-Deferred Exchange the receipt of which is hereby acknowledged, does hereby grant, bargain, sell and convey to R & S PROPERTIES, LIMITED PARTNERSHIP, an Idaho Limited Partnership, of P. O. Box 1658, Sandpoint, ID 83864, as GRANTEE, and to grantee's heirs and assigns forever, all of the following described real estate located in the County of Idaho, State of Idaho, to wit:

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

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

Subject to:

1. General taxes for the year 2002, which are a lien, not yet due and payable.

2. Lien for any taxes deferred by virtue of the designation of the insured premises or any portion thereof as forest lands as provided in Section 63-1701 et seq, Idaho Code.

3. Rights and easements in favor of the public for recreational uses of the Little Salmon River and Rapid River.

4. Any adverse claims based on the assertion that the location of the Little Salmon River or Rapid River has moved subsequent to their adoption as a title boundary.

5. Reserved to the UNITED STATES OF AMERICA all coal and other minerals in the land so entered and patented, together with the right to prospect for, mine, and remove the same pursuant to the provisions and limitations of the act of December 29, 1916 (39 Stat., 862) as set forth in the following Patents:

- a) recorded September 1, 1925, in Book 53 page 80;
 - b) recorded April 21, 1927, in Book 54 page 537;
 - c) recorded September 28, 1937, in Book 66 page 508;
- all records of Idaho County, Idaho.

6. Easement, including the terms and conditions thereof, by and between C. N. HALL and IOLA BUHL HALL to THE MOUNTAIN STATES TELEPHONE AND TELEGRAPH CO., recorded September 6, 1932, under Instrument No. 99329, in Book 60 page 459, records of Idaho County, Idaho.

1 7. Subject to the terms and conditions as set forth in Quitclaim
2 Deed, by and between W. F. WICKS and EVA V. WICKS, his wife, to THE
3 STATE OF IDAHO, recorded February 21, 1950, under Instrument No.
4 165850, in Book 82 page 457, records of Idaho County, Idaho.

5 8. Power Line Easement, including the terms and conditions thereof,
6 by and between W. F. WICKS and EVA V. WICKS, his wife, Grantors to
7 IDAHO POWER COMPANY, a corporation, Grantee, recorded February 21,
8 1958, under Instrument No. 193559, in Book 91, page 436, records of
9 Idaho County, Idaho.

10 9. Agreement, including the terms and conditions thereof, by and
11 between DELBERT F. WICKS and LUVERNE L. ANDERSON, recorded August 6,
12 1985, under Instrument No. 321209, records of Idaho County, Idaho.

13 10. Easement including the terms and conditions thereof, by and
14 between KENNETH WALTERS and TAMMIE RAE WALTERS, husband and wife,
15 Grantors, and DOUGLAS BOGGAN and SHARON BOGGAN, husband and wife,
16 Grantees, recorded November 30, 1993, under Instrument No. 371717,
17 records of Idaho County, Idaho.

18 11. Subject to matters as shown on Record of Survey, No. S-1379,
19 recorded September 17, 1997, under Instrument No. 395417, records of
20 Idaho County, Idaho.

21 12. Subject to a life estate in favor of Lola L. Wicks, pursuant to
22 a certain agreement executed the 30th day of September 1986, between
23 Delbert F. Wicks and Lola L. Wicks and R & S Realty Corp. in a
24 certain 2 acre tract of land contained in the property described in
25 Exhibit "A".

26 TO HAVE AND TO HOLD the said premises, with their appurtenances,
27 unto the said Grantees, their heirs and assigns forever. And the said
28 Grantors do hereby covenant to and with the said Grantees that they are
the owners in fee simple of said premises; that they are free from all
encumbrances, and that they will warrant and defend the same from all
lawful claims whatsoever, except general taxes for the year 2002, and
easements, reservations, restrictions and rights-of-way of record or in
use.

Except as otherwise expressly provided in this instrument, GRANTORS,
hereby declare pursuant to Title 5, Chapter 2 of the Idaho Code, that in
the event GRANTORS shall have permitted or suffered at any time prior to
the making of this instrument, any person or entity to possess, use or
occupy the above-described premises, or any portion thereof, for any
purpose, with or without the knowledge of GRANTORS, it was not the intent
of GRANTORS, by permitting or suffering such possession, use or
occupation, to thereby define property boundaries or ownership thereof.

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

3 IN WITNESS WHEREOF, Grantors have hereunto subscribed their names to
4 this instrument this 7th day of October 2002.

5 Kenneth Ray Walters
6 KENNETH RAY WALTERS

Tammie Rae Walters
TAMMIE RAE WALTERS

7
8 STATE OF IDAHO)

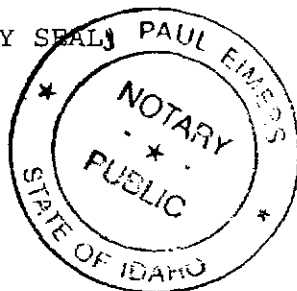
ss.

9 County of Idaho)

10 On this 7th day of October 2002, before me,
11 J. Paul Eimers, a Notary for the said County and State,
12 personally appeared KENNETH RAY WALTERS and TAMMIE RAE WALTERS, husband
13 and wife, known or identified to me to be the persons whose names are
14 subscribed to the within instrument, and they acknowledged to me that
15 they freely executed the same and that the statements therein contained
are true.

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

18
19 (NOTARY SEAL)



20 J. Paul Eimers
21 Notary Public for State of Idaho.
22 Residing at Grangeville, therein.
23 My commission expires on 6-24, 2005.

24
25
26
27
28 WARRANTY DEED

MICROFILMED

AUG 11 2003

SCHEDULE C

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

Section 22: Lots 5 and 6

Section 26: W $\frac{1}{2}$

Section 27: E $\frac{1}{2}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, Lots 2, 3 and 4, E $\frac{1}{2}$ SW $\frac{1}{4}$

Section 28: SW $\frac{1}{4}$ NE $\frac{1}{4}$, that part of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ lying East of Highway No. 95,

LESS TAX NO. 181 more particularly described as follows:

That portion of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 28, Township 24 North, Range 1 East, Boise Meridian, lying between the West Bank of the Little Salmon River and U. S. Highway 95, which property is more particularly described from a survey as follows: Beginning at the West $\frac{1}{4}$ corner of said Section 28;

thence N.89°53'05"E., 1,311.314 feet along the center of Section line to the Center-West 1/16th Corner;

thence N.0°22'27"E., 56.337 feet along the West line of SE $\frac{1}{4}$ NW $\frac{1}{4}$ to the Initial Point of Beginning,

thence N.0°22'27"E., 62.267 feet to a point on the Southerly R-O-W line of U. S. 95;

thence N.42°30'40"E., 307.104 feet along said R-O-W line to an angle point;

thence N.42°35'35"E., 501.962 feet along said R-O-W line;

thence S.11°41'51"E., 59.773 feet leaving the R-O-W line and following the Westerly bank of the Little Salmon River;

thence S.15°56'26"W., 454.795 feet;

thence S.72°59'49"W., 286.517 feet;

thence S.63°58'19"W., 179.025 feet back to the Initial Point of Beginning.

SE $\frac{1}{4}$, all that part of the N $\frac{1}{2}$ SW $\frac{1}{4}$ and the SW $\frac{1}{4}$ SW $\frac{1}{4}$ lying East of Highway No. 95.

Section 32: SE $\frac{1}{4}$ NE $\frac{1}{4}$ lying East of Right of Way, E $\frac{1}{2}$ SE $\frac{1}{4}$ lying East of the Little Salmon River, NE $\frac{1}{4}$ SE $\frac{1}{4}$ lying West of the Little Salmon River and West of Rapid River and East of Highway No. 95.

Section 33: NE $\frac{1}{4}$, S $\frac{1}{2}$, NW $\frac{1}{4}$ lying East of Highway No. 95.

Section 34: NE $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, Lots 1, 2, 3 and 4, SE $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$

Section 35: W $\frac{1}{2}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$

MICROFILMED

AUG 11 2003

continued...

SCHEDULE C - continued

LESS

All those portions of the Lots 5 and 6 of Section 22, that portion of the W $\frac{1}{2}$ of Section 26 and that portion of the E $\frac{1}{2}$ of Section 27 lying Northeasterly of the Hydrologic Boundary between Captain John Creek and Hailey Creek; said Hydrologic Boundary being generally described as follows:

Beginning at a point on the line common to Sections 26 and 35, said point being 2000 feet more or less East of the Corner common to Sections 26, 27, 34 and 35;

thence N 40° W, 350 feet;

thence N 55° W, 470 feet;

thence N 10° W, 850 feet;

thence N 45° W, 750 feet;

thence N 33° W, 1150 feet;

thence N 10° W, 350 feet

thence N 45° W, 1050 feet;

thence N 25° W, 900 feet

thence N 65° W, 350 feet;

thence N 15° W, 670 feet;

thence N 70° W, 750 feet;

thence N 55° W, 950 feet;

thence N 20° W, 300 feet more or less to a point on the North line of Government Lot 5 of Section 22 and the Terminus of this description.

MICROFILMED

AUG 11 2003

24N

IE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4598
WATER RIGHT NO. 78-07273

This is to certify that: **KENNETH WALTERS**
TAMMIE WALTERS
PO BOX 31
RIGGINS ID 83549

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/01 to 11/30	* 0.62 CFS	* 124.0 AF

SOURCE

LITTLE SALMON RIVER
CAPTAIN JOHN CREEK

TRIBUTARY OF

SALMON RIVER
LITTLE SALMON RIVER

Priority: 09/30/1986

LOCATION OF POINT(S) OF DIVERSION:

SENW , Sec. 28, Township 24N, Range 01E
SWSW , Sec. 28, Township 24N, Range 01E
NESE , Sec. 32, Township 24N, Range 01E
IDAHO County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
24N	01E	28	NESW 4	NWSW 5	SWSW 2	11
		32	SENE 1	NESE 12		13
		33	SWNW 5	NWSW 2		7
Total number of acres irrigated:						31

CONDITIONS OF APPROVAL AND REMARKS

1. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.

WIPRONEW

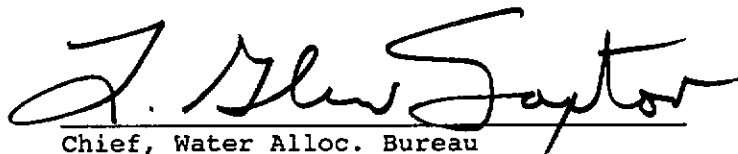
NOV 15 1995

TRANSFER NO. 4598
WATER RIGHT NO. 78-07273

CONDITIONS OF APPROVAL AND REMARKS

2. After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.
3. Approval of this transfer in no way grants any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
4. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
5. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
6. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
7. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
- *8. The total instantaneous diversion of water from all points of diversion under Transfer No. 4598 shall not exceed 0.62 cfs, nor total combined annual volume of 124.0 af.

Dated this 3rd day of November, 1995.


Chief, Water Alloc. Bureau

RECEIVED
NOV 15 1995

Page 1 of 6STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 4598

RECEIVED

AUG 17 1995

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

RECEIVED

OCT 11 1995

AMENDED *

WATER RESOURCES
WESTERN REGIONName of applicant Kenneth s/o Tammie Walters Phone 628-3803
Post Office address Po Box 31 Riggins, ID 83549

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☒ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☒ Other add source
2. Describe the reason for the proposed changes To provide irrigation in Section 28 which Appl. for permit # 78-07374 remains on hold (Salmon River Mountains). Also, add Capt. John Creek P/O to allow gravity flow irrigation of 5.28 acres when creek flow is available, thus decreasing pumping requirements from river. NO increase in water use on acres proposed.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number 78-07273 Priority 9-30-86 Amount (cfs/ac-ft) .62 cfs Nature of Use Irrigation Period of Use 3-1 to 11-30
2. Total amount of water being transferred .62 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Little Salmon River tributary to Salmon River and
4. Point(s) of Diversion: Captain John Creek " " Little Salmon River

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	NW	28	24N	1E	IDAHO	Existing creek diversion (see remarks, pg. 2)
		SW	SW	32				proposed river diversion
		NE	SE	32				Existing river diversion

5. Lands irrigated or place of use:

Twp.	Rge.	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	
24N	1E	28									4	5	2						11
		32				1									12				13
		33						5			2								7

NOV 15 1995

* AMENDMENT RESULTS from CJH's 7/11/95
site visit with applicants.Total acres 31

PART 1

6. General Information:

a. Description of diversion system Pumps + pipeline from river, headgate + ditch from
creek

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? ☒ Yes _____ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes. Attachment D

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
Dry up 11 acres at current P/L to move to new P/L

(NOTE that relinquishment/cancellation of permit 78-07072 to be addressed via contact with permit owner or record, R-S Realty Corp.; that permit concerns 5.32 river pump + 20 of the 31 acres licensed in 78-07273.)

d. Remarks: Creek diversion located about 1/4 mile from river; existing diversion for license 78-07071 serves 8 acres in SE NW 50 different (and than this transfer). NO other water rights or SRBA claims listed in IDWR records for this creek in this vicinity. Proposed river pump is across in 5.28 also listed for moratorium hold appl.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES # 78-07374.

This is to certify that I have examined Application for Transfer of Water Rights No. _____
And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____.

NOV 15 1995

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RECEIVED

NOV 15 1995

PART 2

TRANS NO.

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 78-07273

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/01 to 11/30	0.62 CFS	124.0 AF

<u>SOURCE</u>	<u>TRIBUTARY OF</u>
LITTLE SALMON RIVER	SALMON RIVER

Priority: 09/30/1986

LOCATION OF POINT(S) OF DIVERSION:NESE , Sec. 32, Township 24N, Range 01E
IDAHO CountyPLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
24N 01E/ 32	SENE 1	NESE 10	SESE 1	12 (1 Acre to NESE)
33	NWNW 17-1	SWNW 15 -10	NWSW 3 1-1	19 (12 Acres moved to Set 28432)
Total number of acres irrigated:				31

CONDITIONS/REMARKS:

1. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.

RECORDED

NOV 15 1995

Page _____ of _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. _____

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water _____ tributary to _____

4. Date or priority _____

5. Water is used for the following purpose:

amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right _____ cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

8. Lands irrigated or place of use:

Twp.	Rge.	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	

Total acres _____

9. Describe any other water rights used for the same purpose as described above _____

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

NO If yes, describe (PER RECENT LICENSE REPORT and issuance of License - 4/26/05)**B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED**

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	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	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	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	

Total acres _____

SEVEN DEVILS GUARD STA. 3.8

24N
1E

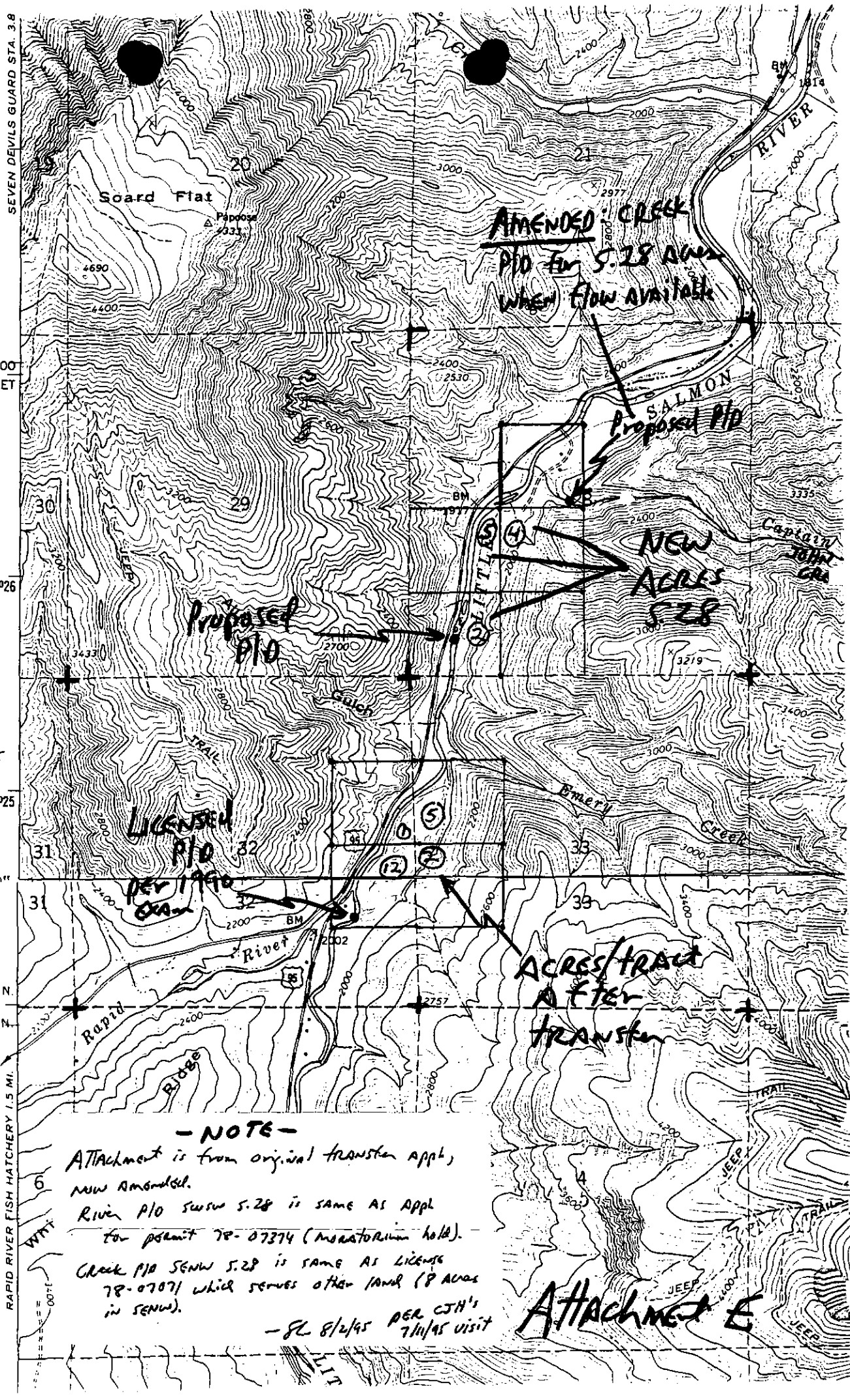
S. 28, 32,
33

1360000
FEET

Slight section
irregularities
exaggerated by
copying & splicing
maps; but
NO
gov't.
lots

-SL 4/25/45

MAP BASED
ON ABL.
MAP &
LICENSE info
+ SITE visit
7/11/45 by
CJH



RAPID RIVER FISH HATCHERY 1.5 MI.

- NOTE -

Attachment is from original transfer appl,
now Amended.

River PLO serves S. 28 is same as Appl
for permit 78-07374 (Mortatorium hold).

Creek PLO serves S. 28 is same as LICENSE
78-07071 which serves other land (8 acres
in S. 28).

-SL 8/2/45 PER CJH's
7/11/45 visit

ATTACHMENT E

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.

SEE Attachment E

RECEIVED

NOV 15 1995

PART 3

B. CHANGES IN NATURE OF USE

N/A

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to
				to

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Kenneth D. Watter
(Signature of Applicant)

Subscribed and sworn to before me this 14th day of August, 1995.

Louella K. Buchanan
(Notary Public)

My commission expires 7-22-00

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 7 attachments

Received by DB Date 8-17-95 Protest filed by _____

Prelim. check by SL & L Fee *50-

Receipted by DB WD19758 Date 8-17-95

Published in _____ Copies of protest forwarded by _____

Pub. dates _____ Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☒ approval ☐ denial

_____ rec'd. _____ by DB

Copy of transfer sent to lien holder _____

* FEE original \$100 paid 2/9/95 ✓
Amended \$50 paid 8/17/95 ✓

PROCESSED
NOV 15 1995

MAKE CHECK PAYABLE TO: TAX BILL/RECEIPT CODE AREA 9-00 PARCEL NUMBER
 CLARICE SCHMIDT RP24N01E327200A
 IDAHO COUNTY TREAS. TAX COLL TAX YEAR 1994 BILL NO 8298 L 2.925
 320 WEST MAIN, ROOM 2
 GRANGEVILLE, ID 83530-1994

						TOT MV		2.925
1ST TAX	11.38	2ND TAX	11.38	FULL TAX	22.76			
HALF PEN		HALF PEN		PEN				
INT		INT		INT				
COST		COST		COST				
TOT		TOT		TOT				

WALTERS KENNETH RAY
 & WALTERS TAMMIE RAE (H & W)
 P O BOX 31
 RIGGINS ID 83549

TAXING DISTRICT	**RATE**	**AMOUNT**
STATE	.000000000	
COUNTY	.002543434	7.44
SCHOOL #241	.003910738	11.44
SYRINGA HOSP	.000436405	1.28
RIGGINS CEM	.000095733	.28
COUNTY R & B	.000793653	2.32
TOTALS	.007779963	22.76
NET TAX/SPECIALS DUE		22.76

T24N R1E SEC 32 73.961 AC
 NE4SE4 LYING EAST OF HWY
 SE4SE4, LESS RD

more water from 5686532

*** IMPORTANT ***
 PLEASE READ BOTH FRONT AND BACK

PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE
 APPLIED TO THE OLDEST DELINQUENT YEAR.

TO AVOID LATE CHARGES, PAYMENTS MUST BE
 RECEIVED OR POSTMARKED BY THE DUE DATE.

KEEP TOP PORTION FOR YOUR RECORDS.

PERSONAL CHECKS ARE YOUR RECEIPT
 SUBJECT TO BANK CLEARANCE.

208-983-2801

FOR PROPER CREDIT THIS STUB MUST BE RETURNED WITH PAYMENT
 PERSONAL CHECKS ARE SUBJECT TO BANK CLEARANCE

WALTERS, KENNETH RAY

1994
 8298

NOV 15 1995

Attachment A

MAKE CHECK PAYABLE TO: TAX BILL/RECEIPT CODE AREA 9-00 PARCEL NUMBER
 CLARICE SCHMIDT RP24N01E330750A
 IDAHO COUNTY TREAS. TAX COLL TAX YEAR 1994 BILL NO 8308 L 12.056
 320 WEST MAIN, ROOM 2
 GRANGEVILLE, ID 83530-1994

TOT MV: 12.056

1ST TAX	49.41	2ND TAX	49.41	FULL TAX	98.82
HALF PEN		HALF PEN			
INT		INT			
COST		COST			
TOT		TOT			

WALTERS KENNETH RAY
 & WALTERS TAMMIE RAE (H & W)
 P O BOX 31
 RIGGINS ID 83549

T24N R1E SEC 33 630.200 AC
 E2 SEC. NW4 EAST OF HWY 95
 SW4

TAXING DISTRICT	**RATE**	**AMOUNT**
STATE	.000000000	
COUNTY	.002543434	30.66
SCHOOL #241	.003910738	47.16
SYRINGA HDSP	.000436405	5.26
RIGGINS CEM	.000095733	1.16
COUNTY R & B	.000793653	9.58
FIRE PROTECTION		4.50
FPA		.50
TOTALS	.007779963	98.82
NET TAX/SPECIALS DUE		98.82

have water from NW1/4, SW1/4, NW1/4 S. 33

*** IMPORTANT ***
 PLEASE READ BOTH FRONT AND BACK

PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE
 APPLIED TO THE OLDEST DELINQUENT YEAR.

TO AVOID LATE CHARGES, PAYMENTS MUST BE
 RECEIVED OR POSTMARKED BY THE DUE DATE.

KEEP TOP PORTION FOR YOUR RECORDS.

PERSONAL CHECKS ARE YOUR RECEIPT
 SUBJECT TO BANK CLEARANCE.

208-983-2801

FOR PROPER CREDIT THIS STUB MUST BE RETURNED WITH PAYMENT
 PERSONAL CHECKS ARE SUBJECT TO BANK CLEARANCE

WALTERS, KENNETH RAY

1994
 8308

ATTACHED
 11/13/95
 B

MAKE CHECK PAYABLE TO:

TAX BILL/RECEIPT

CODE AREA

9-00

PARCEL NUMBER

CLARICE SCHMIDT

RP24N01E281220A

IDAHO COUNTY TREAS. TAX COLL

TAX YEAR 1994

BILL NO

8280

L

28,131

320 WEST MAIN, ROOM 2

I

38,365

GRANGEVILLE, ID 83530-1994

TOT MV

66,496

1ST TAX

334.69

2ND TAX

334.69

FULL TAX

669.38

HALF PEN

HALF PEN

PEN

INT

INT

INT

COST

COST

COST

TOT

TOT

TOT

NOV 15 1995

Attached C

WALTERS KENNETH RAY
& WALTERS TAMMIE RAE (H & W)
P O BOX 31
RIGGINS ID 83549

T24N R1E SEC 28 288.290 AC
SW4SW4, N2SW4, SE4NW4 LESS TAX
181, ALL LYING EAST OF HWY
95 SW4NE4, SE4 LESS ROAD

TAXING DISTRICT **RATE** **AMOUNT**

STATE	.000000000	
COUNTY	.002543434	169.14
SCHOOL #241	.003910738	260.06
SYRINGA HOSP	.000436405	29.02
RIGGINS CEM	.000095733	6.38
COUNTY R & B	.000793653	52.78
SOLID WASTE		132.00
FIRE PROTECTION		19.00
FPA		1.00
TOTALS	.007779963	669.38
NET TAX/SPECIALS DUE		669.38

move water to portions of SW 1/4 S. 28

*** IMPORTANT ***

PLEASE READ BOTH FRONT AND BACK

PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE
APPLIED TO THE OLDEST DELINQUENT YEAR.

TO AVOID LATE CHARGES, PAYMENTS MUST BE
RECEIVED OR POSTMARKED BY THE DUE DATE.

KEEP TOP PORTION FOR YOUR RECORDS.

PERSONAL CHECKS ARE YOUR RECEIPT
SUBJECT TO BANK CLEARANCE.

208-983-2801

FOR PROPER CREDIT THIS STUB MUST BE RETURNED WITH PAYMENT
PERSONAL CHECKS ARE SUBJECT TO BANK CLEARANCE

WALTERS, KENNETH RAY

1994
8280



Farm Credit Services

501 King Street
P.O. Box 177
Cottonwood, Idaho 83522
208/962-7201 FAX 208/962-3607

February 8, 1995

Department of Water Resources
1301 North Orchard Street
Statehouse Mail
Boise, ID 83720

Dear Sir:

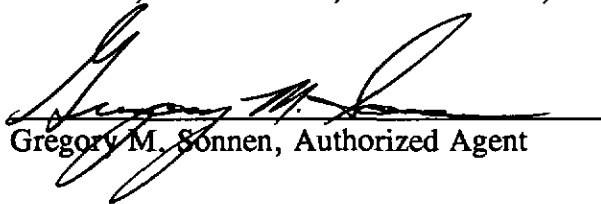
Northwest Farm Credit Services, ACA consents to the transfer of all or a portion of place of use for water right #78-07273. The existing place of use is:

Township 24 North, Range 1 East, Section 32, SE1/4NE1/4, NE1/4SE1/4,
SE1/4SE1/4
Township 24 North, Range 1 East, Section 33, NW1/4NW1/4, SW1/4NW1/4,
NW1/4SW1/4

*reduce & move
to include
S. 28
-FL 7/13/95*

. The proposed place of use is:

Township 24 North, Range 1 East, Section 28, NE1/4SW1/4, NW1/4SW1/4,
SW1/4SW1/4

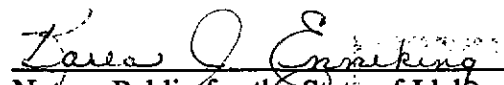


Gregory M. Sonnen, Authorized Agent

STATE of IDAHO)

County of Idaho)

On February 8, 1995, before me personally appeared Gregory M. Sonnen, known to me to be an authorized agent of the corporation that executed the within instrument, and acknowledged to me that such corporation executed the same as its free act and deed; and on oath stated that he was authorized to execute said instrument.



Notary Public for the State of Idaho
Residing at Cottonwood
My commission expires 8-26-97 NOV 15 1995

Attachment D

To show existing
P/O per 1990 Exam

Should questions arise during
the processing of this applica-
tion please contact:

Form 210
6/88
SHERL L. CHAPMAN
410 S. Orchard, Suite 144
Boise, ID 83705
344-6690

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 78-7273

1. Owner: R & S Realty Corp.

Phone No. 628-3446

Current Address: P.O. Box 247, Riggins, ID 83549

2. Accompanied by: Doug Boggan, Manager

EXAM. DATE: 8/31/90

Address: P.O. Box 247, Riggins, ID 83549

Phone No. 628-3446

Relationship to Permit Holder: Manager - Ranch

3. Source: Little Salmon River tributary to Salmon River

B. OVERLAP REVIEW

1. Other water rights with same place of use: None

☐ Copies Attached

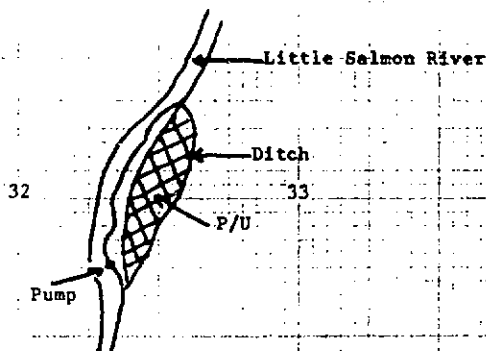
2. Other water rights with same point of diversion: None

☐ Copies Attached

☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = _____

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required).

☒ Aerial Photo Attached
(required for irrigation of 10 acres or more).

☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater.

NOV 15 1995

Attachment F
(3 pgs)

System Description (continued)

3. **Narrative:** Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

Tractor driven Cornell pump from Little Salmon River

4" mainline from tractor pump to ditch. Gravity irrigation of pasture and
oats. Pump is Cornell Centrifugal with 10-3/4" impellers.

☐ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
1	Furman	50	Tractor	Cornell	7144-10-3/4" imp.

*Code to correspond with No. on map and aerial photo

5. **Point(s) of Diversion:**

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
1		SW	NE	SE	32	24N	1E	Idaho	Aerial photo/field

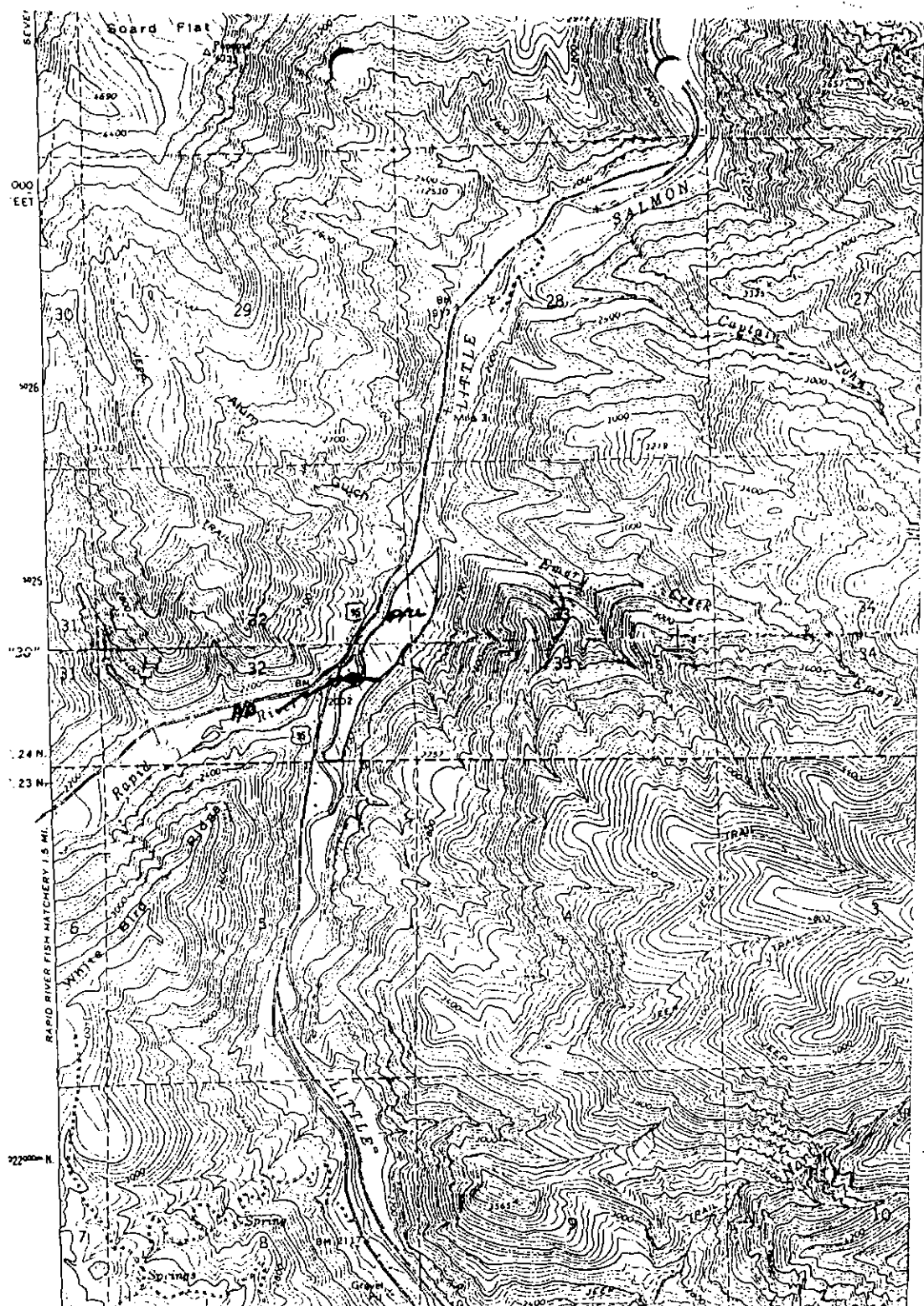
6. **Place(s) of Use:**

Indicate Method of Determination

Twp.	Rge.	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	
24N	1E	32				1									10			1	12
24N	1E	33					1	15			3								19

Do not use this space

NQV 1 5 1995



NOV 1 5 1995

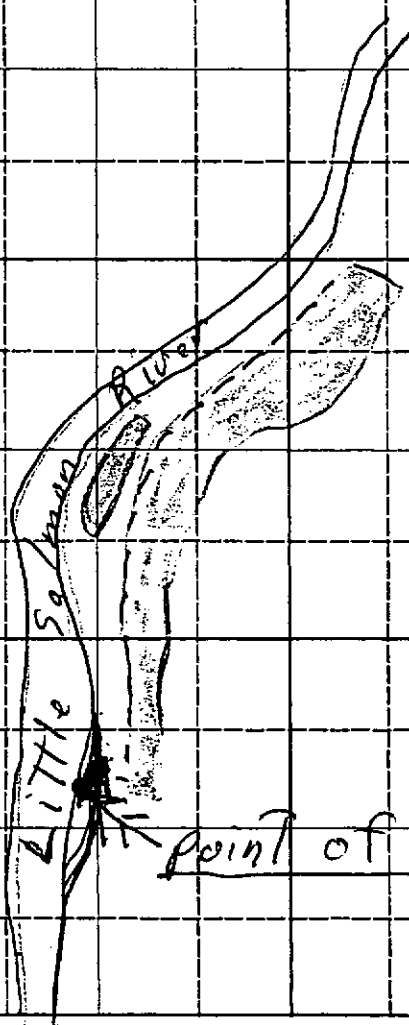
13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number. 24N R 1E Sec 28

NEW ELEVEN ACRES

PROPOSED FOR 78-07273

C5

Area To be Irrigate ☐
Main line for Sprinkler
irrigation - - - -



point of diversion

THIS MAP COPIED FROM
Appl. for Permit (now with-
drawn). CAN SEE THAT NEW
ACRES ARE CLEARLY 12 SW 1/4,
NOT NW 1/4 - thus pg. 1
changed but does not
APPEAR to need Applicant's
initialing of this "clerical"
CORRECTION. -R 4/26/95

Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Kenneth Watten
(Applicant)

Attachment G

SW
COR of
Section

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No.

4598

RECEIVED

APPLICATION FOR TRANSFER OF WATER RIGHT APR 24 1995

PART 1

WATER RESOURCES
WESTERN REGIONName of applicant Kenneth & Tammy Walters Phone 628-3803Post Office address P.O. Box 31, Riggins, Id. 83549

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☒ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____

2. Describe the reason for the proposed changes Due to the moratorium, we are
unable to obtain a new water right to irrigate our
lands in Section 28.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>78-7273</u>	<u>9-30-86</u>	<u>.62</u>	<u>irrigation</u>	<u>11-30</u> <u>3-1</u> to <u>12-1</u>
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____

2. Total amount of water being transferred .62 cubic feet per second and/or _____ acre-feet per annum.

3. Source of water Little Salmon River tributary to Big Salmon River

4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	SW	28	24N	1E	Idaho	proposed
		NE	SE	32	24N	1E	Idaho	existing

5. Lands irrigated or place of use:

SEE pg 5 + ATTACH. E: Applicant intends NEW AC. in SW 1/4

Twp.	Rge.	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	
24N	01E	28					4	5	2		4	5	2						11
		32				1									12				13
		33						5				2							7

* Clarifications per dept. standards & Applicant's info 8/26/95 Total acres 31

PART 1

6. General Information:

a. Description of diversion system Pumps diverting directly from the river.
Aluminum mainline to hand lines.

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? Yes ~~No~~ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes. (Attachment D)

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

Will dry up eleven acres at the current POW to
move to the new POW.

d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____

NOV 15 1995

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

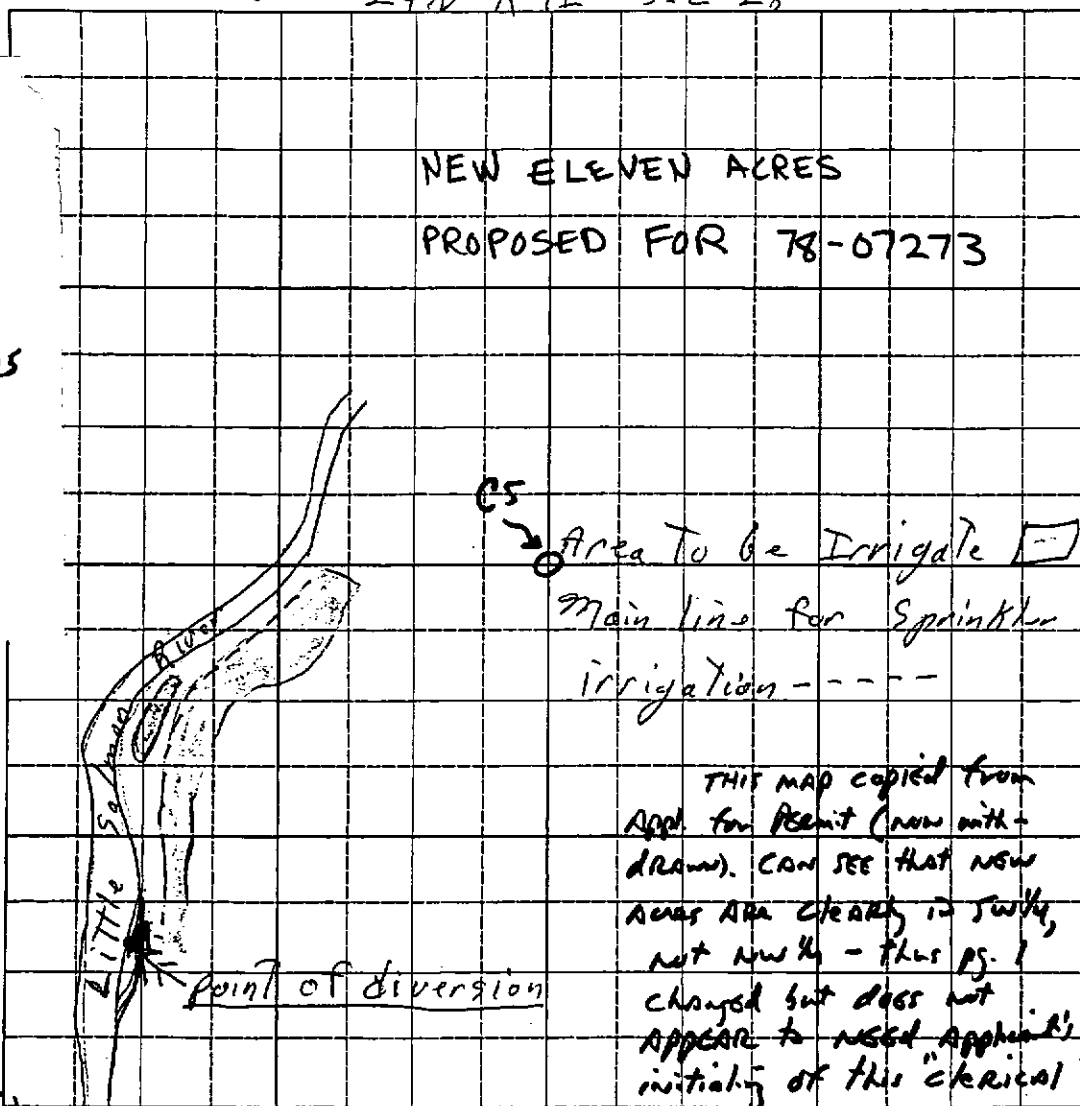
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.

13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number. 24N R 1E Sec 28

Pgs 3-4 now
with Amended
APP

- JL 8/2/45



THIS MAP COPIED FROM
APP. FOR PERMIT (now with +
drawn). CAN SEE THAT NEW
ACRES ARE CLEARLY IN SW 1/4,
NOT NW 1/4 - THIS PG. 1
CHANGED BUT DOES NOT
APPEAR TO REFLECT APPLICANT'S
INITIALING OF THIS "CLERICAL"
CORRECTION. - JL 4/26/45

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

SW
COR of
Section

Kenneth Walker
(Applicant)

This is Reduced Size copy of map submitted with transfer appl.
For the map as submitted, see Attachment G.
- JL 4/26/45

PART 3

B: CHANGES IN NATURE OF USE

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to _____
				to _____

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

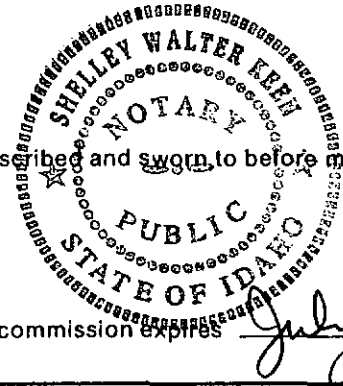
I understand that any willful misrepresentations made in this application may result in voiding its approval.

Subscribed and sworn to before me this 9th day of February, 1995.

Kenneth Walter
(Signature of Applicant)

Shelly Walter Keen
(Notary Public)

My commission expires July 31, 1997



FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 47 attachments

Received by S.W. Keen Date 2-9-95 Protest filed by _____

Prelim. check by SW Keen / SK Fee \$100.00

Receipted by Cindy Z. Date 2-9-95 #CO32132

Published in _____ Copies of protest forwarded by _____

Pub. dates _____ Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder SHIRLEY WALTER

NOV 15 1995

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 78-07273

Priority: September 30, 1986

Maximum Diversion Rate: 0.62 CFS

Maximum Diversion Volume: 124.0 AF

This is to certify, that TAMMIE WALTERS
KENNETH WALTERS

PO BOX 31
RIGGINS ID 83549

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated September 30, 1986; and has submitted Proof of Beneficial Use on November 15, 1990. An examination indicates that the works have a diversion capacity of .950 cfs of water from:

LITTLE SALMON RIVER tributary to SALMON RIVER

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/01 to 11/30	0.62 CFS	124.0 AF

LOCATION OF POINT(S) OF DIVERSION: NESE , Sec. 32, Township 24N, Range 01E
IDAHO County

<u>PLACE OF USE: IRRIGATION</u>		<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>	
<u>TWN</u>	<u>RGE</u>	<u>SEC</u>				
24N	01E	32	SENE 1	NESE 10	SESE 1	12
		33	NWNW 1	SWNW 15	NWSW 3	19

Total number of acres irrigated: 31

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right limited to the amount that can actually be beneficially use used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.

RECORDED

DEC 10 1992

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE
WATER RIGHT NO. 78-07273

CONDITIONS/REMARKS:

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 27th
day of NOVEMBER, 1992.

Acting for R. Keith Higginson, Director

MICROFILMED

DEC 10 1992

RECEIVED

OCT 30 1992

Department of Water Resources

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 78-07273

APPROVED

Date of Priority: September 30, 1986

Maximum Diversion Rate:

0.62 CFS

Maximum Diversion Volume:

124.0 AF

Comes now

R & S REALTY CORP

PO BOX 247

RIGGINS ID 835490000

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 78-07273, and requests that the permit be changed as follows:

Source: LITTLE SALMON RIVER

tributary to SALMON RIVER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/01 to 11/30	0.62 CFS	124.0 AF

LOCATION OF POINT(S) OF DIVERSION:

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

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
24N	01E	32	SENE 1	NESE 10	SESE 1	12
		33	NWNW 1	SWNW 15	NWSW 3	19

Total number of acres irrigated: 31

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at

Baise

, this

30th

day of

Oct.

1992

Kenneth D. Walter
(Signature)

RECEIVED

DEC 10 1992

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 78-07273

FOR DEPARTMENT USE ONLY

Preliminary check by as Fee = \$20.00 Received by [Signature] # C025882 Date 10-30-92

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. Keith Higginson, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 78-07273 with the following;

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right limited to the amount that can actually be beneficially use used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.

Witness my hand this 27 day of NOVEMBER, 1992.

[Signature]
Acting for R. Keith Higginson, Director

DEC 10 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

ASSIGNMENT OF PERMIT

I, R & S Realty Corp., hereby assign to Kenneth and Tammie Walters
of P.O. Box 31, Riggins, Idaho 83549
Address

Check One:

- ☒ 1. All my right, title, and interest in and to Permit No. 78-7273
to appropriate the public waters of the State of Idaho.
- ☐ 2. The following described portion of my right, title, and interest in
and to Permit No. _____ to appropriate the public waters
of the State of Idaho. (Describe that portion of the permit being
assigned by listing the acreage within each 40 acre subdivision, the
point of diversion and the amount of water in cubic feet per second
for direct diversion, or acre feet for storage)

Made this 12th day of October, 1992.

R & S REALTY CORP.

Water Right Holder
Robert C. Senter, Sr. President/Treasurer

Water Right Holder (Spouse, etc.)

State of ~~Idaho~~ New Hampshire)

SS

County of Rockingham)

On this 12th day of October, 1992, personally appeared
before me the signer(s) of the above instrument, who duly acknowledged to
me that he (~~she~~) (~~they~~) executed the same.

Notary Public residing at Danville

My Commission Expires February 26, 1997

My commission expires:

RECORDED

DEC 10 1992

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 78-7273 IN)
THE NAME OF R & S REALTY CORPORATION) ORDER
_____)

WHEREAS, on December 9, 1986, the Department of Water Resources issued Permit No. 78-7273 with a condition of approval which states:

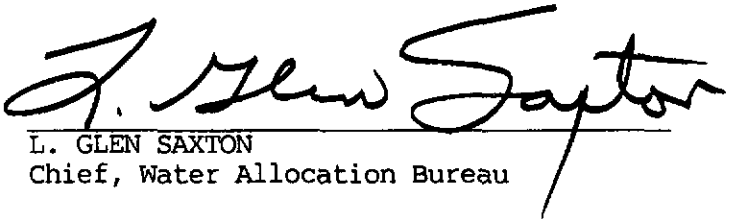
Prior to the diversion of water under this permit a flow measurement port or other device as specified by the Department shall be installed to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department;

and;

WHEREAS, the Department of Water Resources has determined that the compliance with this condition of approval is not required at this time;

NOW, THEREFORE, IT IS ORDERED that this condition of approval on Permit No. 78-7273 is REMOVED.

Dated this 8th day of February, 1991.


L. GLEN SAXTON
Chief, Water Allocation Bureau

MICROFILMED

DEC 10 1992

Department of Water Resources
Western Regional OfficeSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCESFor Office Use Only
\$15 FEE Receipted by JKH
Date 12-29-89
Receipt # W007282

REQUEST FOR EXTENSION OF TIME

RECEIVED
DEC 28 1989to provide additional time in which to submit proof
of beneficial use for a water right permitRECEIVED
JAN 2 1990
Department of Water Resources

The Idaho Department of Water Resources will consider this form as a request that the permit holder(s) request an additional period of time in which to complete development of a water right under the provisions of Section 42-204, Idaho Code.

Permit No. 78-7273Department of Water Resources
Western Regional OfficeName(s) of Permit Holder: R & S Realty Corp.Post Office Address: P. O. Box 247, Riggins, Idaho 83549Telephone No. 628-3446Date Proof Is Due: January 1, 1990Describe what work has been completed toward the development of this water right: Ditches constructed
(This must be filled out! If no work has been completed, show "none".)with flumes and gravity irrigation system.Costing \$ 5,000.00 ±

The permit holder(s) has been unable to complete the remainder of the work for the following reasons:

Access to site has been limited by loss of bridge to irrigated lands and P.D. Bridge
is in process of reconstruction.Permit holder(s) request an extension to January 1, 1991
(1 yr. minimum)David Rogers
(Signature)*

FEE: \$15.00

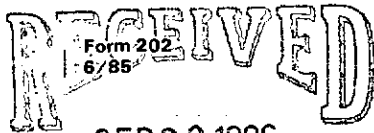
*IF OTHER THAN PERMIT HOLDER,
POWER OF ATTORNEY MUST BE SUPPLIED.

MICROFILMED

ACTION OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above request for extension of time be APPROVED and the time within which to submit proof of beneficial use is extended to January 1, 1991.

Signed this 27th day of February, 19 90.J. Glen Saxton
Chief, Water Allocation Bureau



Ident. No. 78-7273

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

Department of Water Resources
Western Regional Office

To appropriate the public waters of the State of Idaho

1. Name of applicant R & S Realty Corp. (an Idaho Corp.)
Robert C. Senter, Sr., Pres. Phone 603-382-8648
Post office address P.O. Box 847, Plaistow, NH 03865
2. Source of water supply Little Salmon River which is a tributary of Salmon River
3. Location of point of diversion is SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of NW $\frac{1}{4}$, Govt. Lot _____
Sec. 28 Township 24N Range 1E B.M. Idaho County; additional
points of diversion if any: SWSW Sec. 28, T 24N, R 1E
4. Water will be used for the following purposes:
Amount .80Cfs for Irrigation purposes from 3/1 to 12/1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) .80 Cfs. and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Pump and Pipeline to Sprinkler
System.

b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.
c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
d. Is ground water with a temperature of greater than 90°F being sought? _____
7. Time required for the completion of the works and application of the water to the proposed beneficial use is
5 years (minimum 1 year).

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8. Description of proposed uses (if irrigation only, go to item 9):

- a. Hydropower; show total feet of head and proposed capacity in KW. _____
- b. Stockwatering; list number and kind of livestock. _____
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. _____
- e. Other; describe fully. _____

9. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of the use (example: *D* for *Domestic*) in the corresponding place of use below. See instructions for standard symbols.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
24N	1E	28		5	5					3	10	10	7						40

Total number of acres to be irrigated 40

10. Describe any other water rights used for the same purposes as described above. None

11. a. Who owns the property at the point of diversion? Applicant

b. Who owns the land to be irrigated or place of use? Applicant

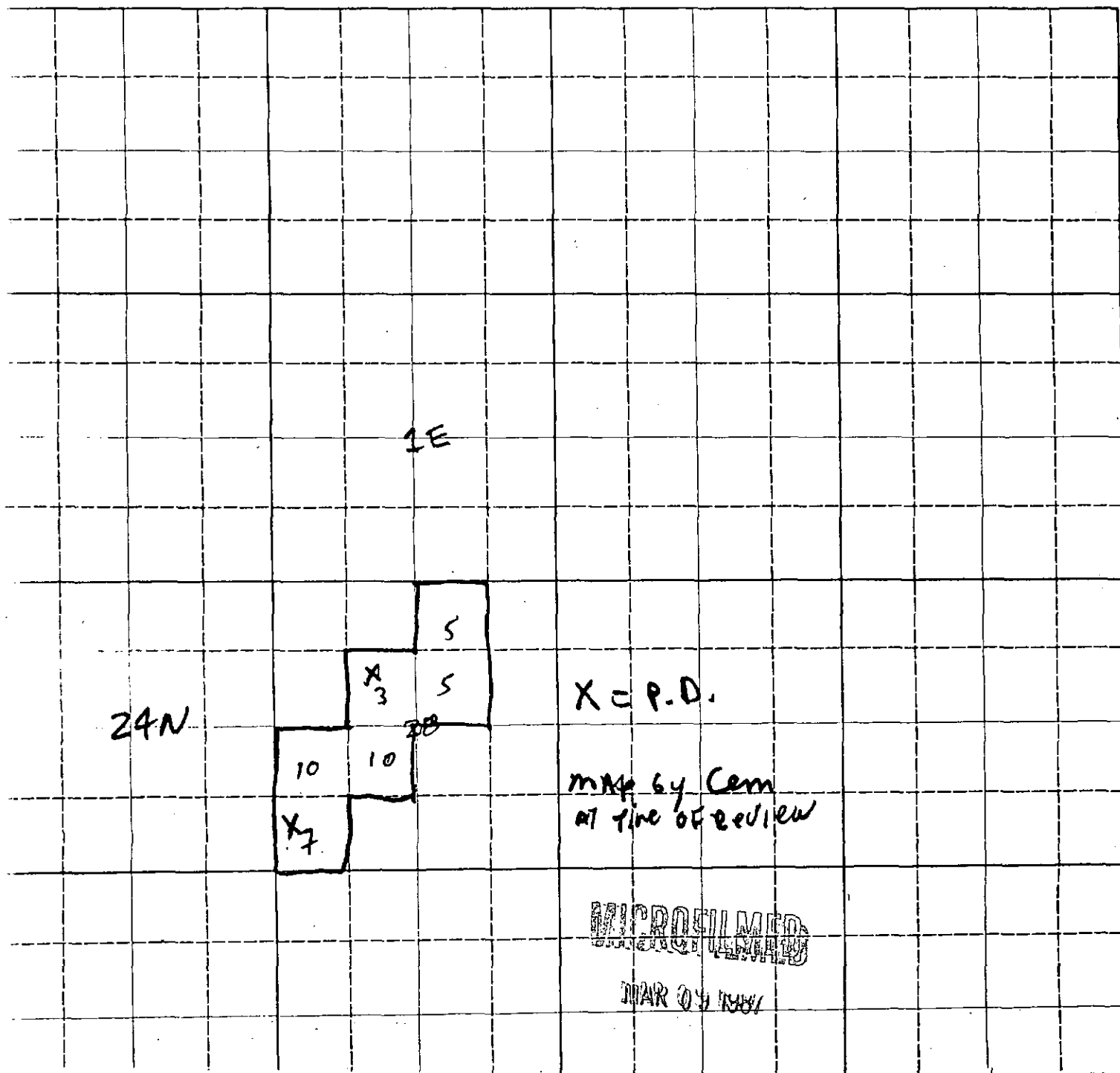
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: This application is made to replace Permit 78-7166 which was allowed to lapse

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11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

W. S. Reathoff
(Applicant)

Proposed Priority 9/30/86

Received by ESR Date 9/30/86 Time 5:00 PM Preliminary check by [Signature]

Fee \$ 45.00 Received by ESR # 42204 Date 9/30/86

Publication prepared by GG Date 10-8-86 Published in Cottonwood Chronicle
10/16 & 10/23/86

Publication approved ES Date 11/3/86

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 78-7273, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before January 1, 1990.

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

e. Other: Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.

Prior to the diversion of water under this permit a flow measurement port or other device as specified by the Department shall be installed to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.

Witness my hand this 9th day of December, 1986.

A. Glen Saxton
Chief, Operations Bureau

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MAR 09 1987

PUBLIC NOTICES

NOTICE OF APPLICATION FOR WATER RIGHT

The following application(s)
have been filed to appropriate the
public waters of the State of Idaho:
78-7273 ✓ 4th

R & S REALTY CORP.

C-O ROBERT C. SENTER, SR.,
PRES. P.O. BOX 847, PLAISTOW,
NH 03865

Source: LITTLE SALMON RIVER
trib. to SALMON RIVER

Diversion Pt: SENW SWSW Sec 28
T 24N R 01E

Use: IRRIGATION (0.8 CFS)

Date Filed: 09-30-1986

In: NWNE SWNE SENW NESW
NWSW SWSW Sec 28 T 24N R 01E
FOR 40 ACRES

The permit(s) will be subject to
all prior water rights. Protests
must be filed with the Director,
Dept. of Water Resources, Western
Region, Statehouse, Boise, Idaho
83720 on or before NOVEMBER 3,
1986.

KEN DUNN, Dir.

Published in the Cottonwood
Chronicle 10-16 and 10-23, 1986.

Department of Water Resources

Affidavit of Publication

STATE OF IDAHO, }
COUNTY OF IDAHO, } ss.

I, ROBERT E. WHERRY, being first duly sworn, depose and say
that I am the Publisher of the COTTONWOOD CHRONICLE, a
weekly newspaper, published and issued weekly at Cotton-
wood, Idaho County, State of Idaho, which is of general circula-
tion in said county and state, that the said notice, of which
the one hereto is attached is a true copy, was published in said
newspaper for 2 weeks being published
2 times, the first publication being on the
16th day of October
19 86 and the last publication on the 23rd
day of October, 19 86; and that
the said notice was published in the newspaper proper and
not in a supplement; that said newspaper has been continu-
ously and uninterruptedly published in said county during a
period of seventy-eight (78) consecutive weeks prior to the
first publication of said notice or advertisement.

Robert E. Wherry

Subscribed and sworn to before me this 5th day
of November, 19 86

Patricia E. Wherry Notary Public,

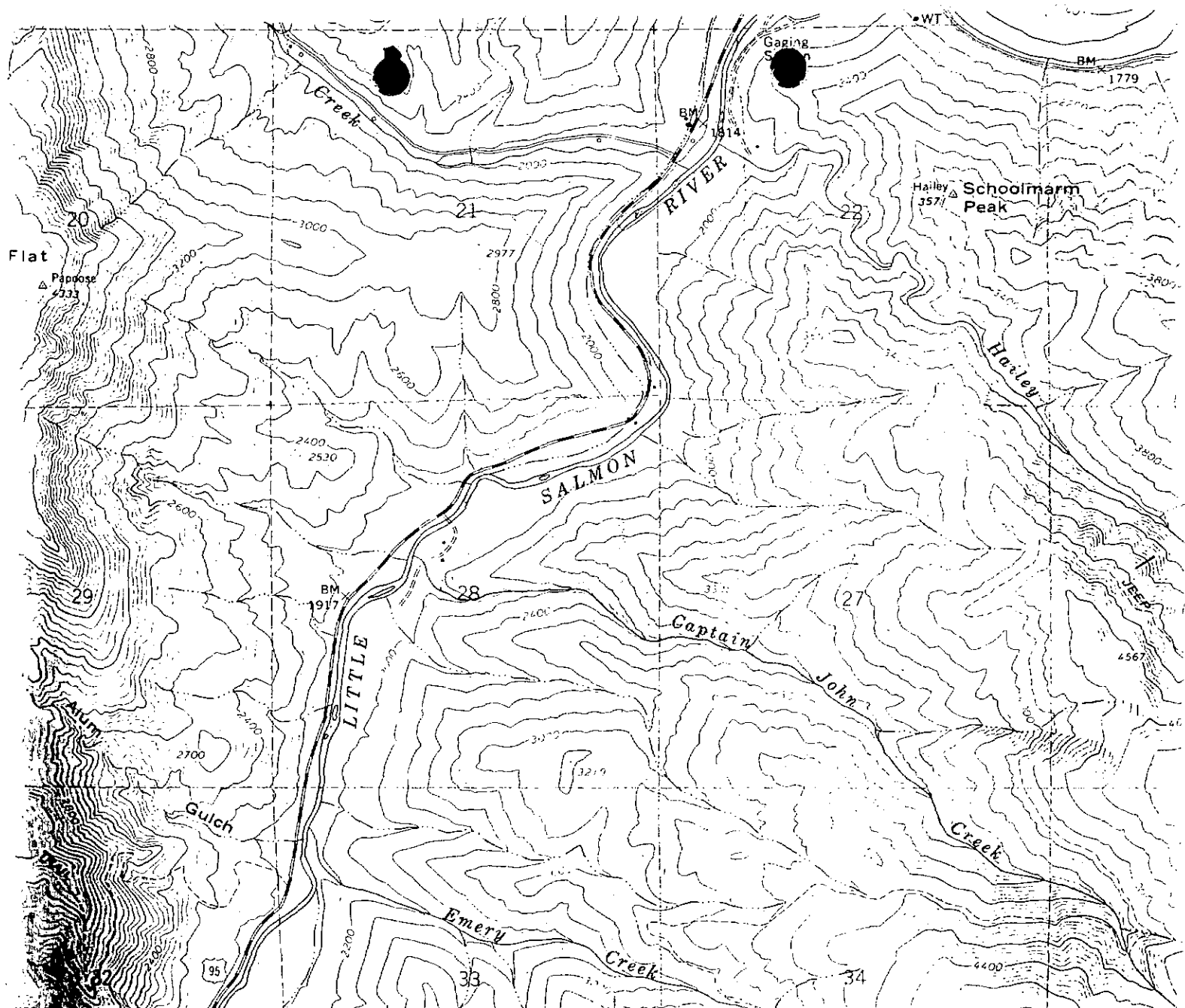
for the State of Idaho, residing at Cottonwood, Idaho

EXPIRES DEC. 1988

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MAR 09 1987

RECEIVED
NOV 10 1986

Department of Water Resources
Western Regional Office



NEW MEADOWS 30 MI.
WEISER 111 MI

1552 20'

1553

(POLLOCK)
2774 IV SE

SCALE 1:24 000

Published by the Geological Survey

Methods from aerial
photo checked 1964

Based on American datum
and coordinate system,

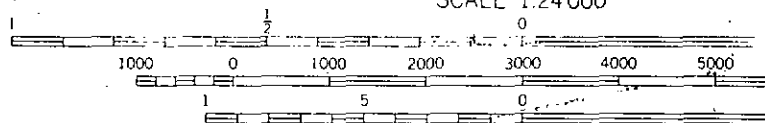
with Mercator grid ticks,



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UTM GRID AND 1964 MAGNETIC NORTH
DECLINATION AT CENTER OF SHEET

MAR 9 1981



CONTOUR INTERVAL 40 FEET
CONTOUR INTERVAL ON RIVER SURFACE 20 FEET
DATUM IS MEAN SEA LEVEL

THIS MAP COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS
FOR SALE BY U. S. GEOLOGICAL SURVEY, DENVER, COLORADO 80225, OR
A FOLDER DESCRIBING TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

August 11, 2003

R & S PROPERTIES LP
120 E LAKE ST STE 101
SANDPOINT ID 83864

RE: Change of Ownership for Water Rights 78-7273 78-10323

Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water rights to you. The department has modified its records to reflect the changes in ownership and has enclosed computer-generated reports for your records. Also enclosed is a receipt for the filing fees.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,

for 
Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosures

MICROFILMED
AUG 11 2003



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

NOVEMBER 3, 1995

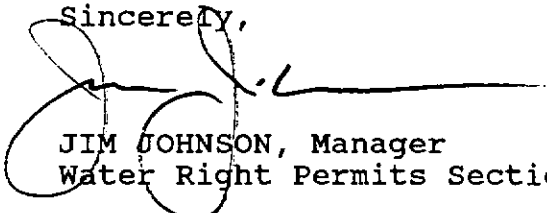
KENNETH WALTERS
TAMMIE WALTERS
PO BOX 31
RIGGINS ID 83549

RE: Transfer of Water Right No. 78-07273

Dear Water Right Holder(s):

Enclosed is a copy of your approved Transfer of Water Right for the above referenced water right (Transfer No. 4598). Please be sure to thoroughly review the "Conditions/Remarks:" as listed on the transfer.

Sincerely,



JIM JOHNSON, Manager
Water Right Permits Section

JJ:rl

Enclosure

NOV 15 1995

MEMORANDUM

TO: FILE NO. 78-07273

FROM: PAM SKAGGS/^{CS}STATE OFFICE

SUBJECT: TRANSFER NO. 4598

DATE: November 3, 1995

=====

Transfer No. 4598 was filed to add points of diversion and a new source, and change the place of use under Right No. 78-07273. The applicant wants to be able to divert water from Captain John Creek, a tributary of the original source, into a gravity flow system for the new acres in Section 28, when water is available. The remainder of the time the acres will be irrigated from the two pumps in the Little Salmon River.

Twelve acres under the original license from Section 32 will be dried up to cover the change in the place of use, adding 11 acres to Section 28. The point of diversion from Captain John Creek is shared by Right No. 78-07071 to serve other acres and there should be no adverse impact from this change. No other rights were found with the Captain John Creek as a source. The total diversion and acres are limited to the licensed parameters and no expansion in use is authorized by this transfer approval.

Recommended conditions include irrigation overlap, future annual reporting, right-of-way, multiple points of diversion/measuring devices and standard transfer conditions.

RECEIVED
NOV 15 1995

TRANSFER REVIEW SHEET
(04-95)

Transfer # 4598

Date Reviewed 11-03-95
CB

Right(s) 78-07273 _____

☒ Print Split Summary ☒ Run POU Comparison Report

B:Change P/D C:Add P/D D:Change P/U E:Change Nature of Use
F:Change Period of Use (G)Other H:Change P/D & Add P/D
I:Change P/D & P/U Change P/D, P/U + Add Source + P/D J:Add P/D & Change P/U

Proof of Ownership '94 tax notice covers transferred acres.
Farm Credit Services Approval of Transfer

Transfer ☒ All of Right _____ Portion of Right
Resulting Split(s) NONE

Check Transfer Against Right Season/Vol. E/4.0

(1) ☒ Priority (2) ☒ Use (3) ☒ Season (4) ☒ Rate (5) ☒ Volume

(6) _____ Source (7) _____ P/D (8) _____ P/U (9) ☒ Proof/Owner (10) ☒ Map

(11) NA Water District (12) Yes Pertinent Conditions (13) No Expansion
IRR Overlap Limit Acres + Div to License

(6) Add 2nd Source, Captain John Creek, to supply water by gravity system to
acres in Sec. 28 when water available.

(7) ~~Change + Add 2 P/Ds~~ - Add pump on Salmon River to point between
irrigated parcels. Add P/D from new source.

(8) Move 12 acres from S33 to Sec 28 + 32 1 Acre moved from SESE to NESE, S32

Transfer Remarks WB4
Conditions 028, R31, T04, T07, T08, T09, T17

Database/Processing Notes + File ✓ 11/8/95
* C/S/at + total diversion condition

WR Reports File _____ Transfer Memo Complete ☒

WR0749NP
No. T78-07273

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 11/03/95
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	KENNETH WALTERS	09/30/1986	IRRIGATION	03-01 11-30	0.620 CFS	124.00 AFA
C	TAMMIE WALTERS					
	PO BOX 31					
	RIGGINS ID 83549			TOTAL DIVERSION:	0.620 CFS	124.00 AFA
	(208) 628-3803					

Water Source: LITTLE SALMON RIVER
CAPTAIN JOHN CREEK

Tributary to: SALMON RIVER
LITTLE SALMON RIVER

Stage: LICENSE

Point(s) of Diversion: T24N R01E S28 SENW SWSW IDAHO County
S32 NESE IDAHO County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE								
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
			:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	
24N	01E	28	:					:					:	04	05	02		:					:	11.0
24N	01E	32	:				01	:					:					:	12				:	13.0
24N	01E	33	:					:			05		:		02			:					:	7.0
																							TOTAL ACRES	31.0

Pou County: IDAHO

Other Water Rights with Same Point(s) of Diversion and Source:
78-07071 78-07072 78-07273 78-07374

Other Water Rights Listing Overlapping Place(s) of Use:
78-07072 78-07141 78-07273 78-07374

Conditions of Approval:

- R31 - This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
- 028 - After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.
- T04 - Approval of this transfer in no way grants any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
- T07 - The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
- T08 - Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
- T09 - Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
- T17 - Prior to diversion of water under this approval, the right holder

WR0749NP
No. T78-07273

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 11/03/95
PAGE: 2

Conditions of Approval:

- shall provide a means of measurement acceptable to the Department
- from all authorized points of diversion which will allow
- determination of the total rate of diversion.

Remarks: The total instantaneous diversion of water from all points of diversion under Transfer No. 4598 shall not exceed 0.62 cfs, nor total combined annual volume of 124.0 af.

Dates: App. Received: 09/30/1986 Priority Date: 09/30/1986
Proof Due Date: 01/01/1991 Proof Made Date: 11/15/1990
Exam Made Date: 08/31/1990 Exam Sent to S.O.: 11/15/1990
Licensed Date: 11/27/1992

Misc: Water District Number: Field Exam Fee: N (Not Required)

Comments: Date: 10/12/1995 User-ID: SCURTIS Subject: TRANSFER NO. 4598
Trans. #4598 was filed to add points of diversion from the river and Captain John Creek and change the place of use.

Audit: 04/26/95 SLESTER 10/12/95 SCURTIS 11/03/95 PSKAGGS

(WATER RIGHT NUMBERS THAT BEGIN WITH AN '*' ARE ADJUDICATION CLAIMS)
(QUARTER-QUARTERS WITH A '?' HAVE DIFFERENT ACREAGE AMOUNTS--CHECK THE DATA BASE RECORDS)

WR-NUMBER	SOURCE	NE				NW				SW				SE				SUM
		Lt		Ac		Lt		Ac		Lt		Ac		Lt		Ac		
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac			
T24N R01E S 28																		
A7804016	SQUAW CREE :	15			5		15											35
7804137	LITTLE SAL :	10																10
7807071	CAPTAIN JO :									8								8
A7807071	CAPTAIN JO :									8								8
7807246	LITTLE SAL :	0																
A7807246	LITTLE SAL :	0																
7807273	LITTLE SAL :											4	5	2				11
7807323	LITTLE SAL :								2			7						9
7807374	LITTLE SAL :											5	5	3				13
NO MAPPING INFO AVAILABLE																		

T24N R01E S 32

7804031	RAPID RIVE :									1		1	1					6
A7804031	RAPID RIVE :											6						12
7804038	RAPID RIVE :															12		5
A7804039	RAPID RIVE :											1	4					1
7804052	LITTLE SAL :															1		1
A7804052	LITTLE SAL :															12		12
7804120	RAPID RIVE :															5		5
A7804120	RAPID RIVE :																	11
7807072	LITTLE SAL :															10		5
7807141	GROUNDWATE :															5	0	5
A7807141	GROUNDWATE :																	12
7807273	LITTLE SAL :															10		13
7807273	LITTLE SAL :															12		10
A7810188	RAPID RIVE :											3	7					
NO MAPPING INFO AVAILABLE																		

T24N R01E S 33

7807072	LITTLE SAL :											6		3				9
7807273	LITTLE SAL :																	19
7807273	LITTLE SAL :																	7
NO MAPPING INFO AVAILABLE																		

WR5747NP

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS NUMBER INDEX

DATE: 10/12/95

PAGE: 1

WATER RIGHT
NUMBER

NAME

CFS

78-07273

WALTERS , TAMMIE
WALTERS , KENNETH

0.62

T#4598

STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

TRANSFER ANALYSIS SHEET

**AMENDED
T. 4598**

INITIAL REVIEW BY: FR

also checked LG
by: LG

APPLICANT K. i. T. Walters

1. Right number 78-07273
2. Type of right: ☐ Decree ☒ License ☐ Claim
3. Purpose of transfer: ☐ Change of point of diversion ☒ Add diversion point(s) ☒ Change of place of use
☐ Change nature of use ☒ Other Add source ←
4. Check:
 - a. ☒ Source ☒ Priority ☒ Amount ☒ Purpose ☒ Period of use ☐ SRBA claim N/A
 - b. ☒ Description of original point of diversion.
 - c. ☒ Description of original place of use.
5. Amount of land &/or water transferred:
 - a. ☒ All of right.
 - b. ☐ Part of right (NOTE! Part B should be filled in only if part of the right is owned by the applicant).
 - c. ☒ Check description of point(s) of diversion.
 - d. ☒ Check description of place of use.
 - e. ☒ Check map (shows p.d. and p.u. after transfer).
 - f. ☒ Check for correct signature, notarization, and fee. \$50 to original i re-activation
 - g. ☒ Check proof of ownership of right &/or land from which water is transferred. Attachments A+B; also see Attach D
 - h. ☒ Check for expansion in use of right. Comments none apparent assuming water withdrawn from creek balanced by reduction in river pumping; creek pld also = 78-07071, separate Acas SENW S.28
 - i. ☒ Check for existing water rights from same source, on land water is being transferred to.
Right number(s) NONE; partial overlap permit 78-07072 to be relinquished/cancelled via Regard work
 - j. ☒ SRBA claim. Comments with owner of record; mont. hold appl 78-07374 refers to some of same land (was going to withdraw appl. but decided to keep on file)
- k. ☐ Is use within Water District? ☐ Yes ☒ No
If yes, what district? _____ Comment letter sent ☐ Yes ☐ No
- l. ☐ Legal notice electronically transmitted to DWR03::Vault?

FINAL PROCESSING REVIEW BY: DW

1. Watermaster recommendation requested on N/A Received on _____
2. Is transfer published correctly? ☒ Yes ☐ No
3. Protest received? ☐ Yes ☒ No

RECOMMENDED ACTION

1. ☒ Approve
2. ☐ Deny
3. Conditions* _____

4. By DW Date 10/4/94

* All uses within Water Districts require special conditions.

This Review Sheet is for Amended version of transfer

wants to divert fr. Captain John CK in
 lieu of Salmon River right when
 flows are sufficient
 add P/D + add source

expansion using same P/D as Captain John
 claim

How many total
 here?

$$11 + 8 = 19?$$

$$13 + 8 = 21?$$

Application across (13)
 priority 1995

Transfer across (11)
 under 78-7273
 priority 1986

SW 1/4 S 28

78-7071 - 8 ac priority 1980?
 1975

SEPARATE
 ACRES - 82

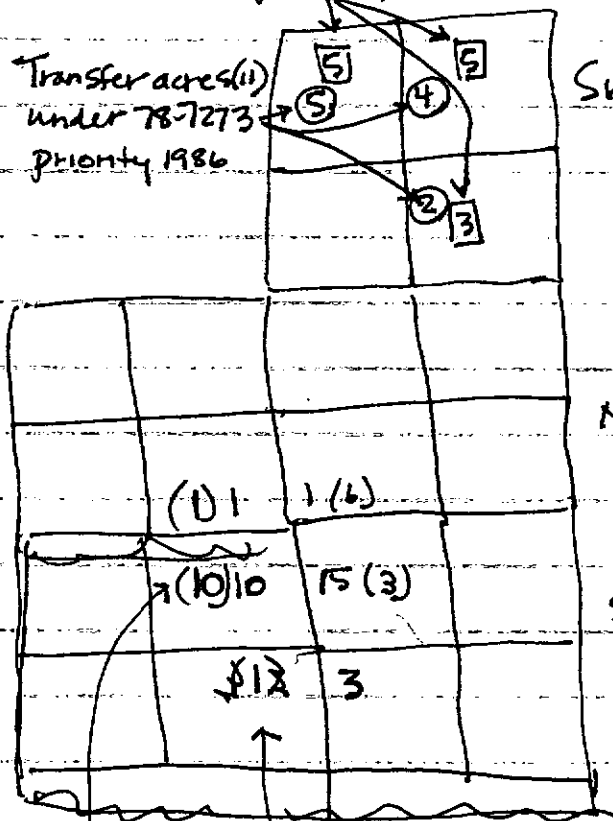
NE S 32

NW 1/4 S 33

Walters bought
 ~ 92

SE S 32

SW S 33



licence 78-7273 (31 ac) - 11 ac transfer = 20 ac
 as recorded
 priority 1986

permit 78-7072 (20 ac) 1975

proof due 1980

JH
 7/1/85
 NOTES
 site visit

(WATER RIGHT NUMBERS THAT BEGIN WITH AN '**' ARE ADJUDICATION CLAIMS)

WR-NUMBER	SOURCE	NE				NW				SW				SE				SUM			
		Lt		Ac		Lt		Ac		Lt		Ac		Lt		Ac					
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac						
7807273	T24N R01E S32	LITTLE SALMON RIVER																			
	:				01	:										10			01	:	12
7804031	RAPID RIVE :					:					I			I		I	:				:
A7804031	RAPID RIVE :					:								06			:				:
7804038	RAPID RIVE :					:											:			12	:
A7804039	RAPID RIVE :					:								01		04	:				:
7804052	LITTLE SAL :					:											:			01	:
A7804052	LITTLE SAL :					:											:			01	:
7804120	RAPID RIVE :					:											:			12	:
A7804120	RAPID RIVE :					:											:			05	:
A7804120	RAPID RIVE :					:											:			15	:
7807072	LITTLE SAL :				01	:											:		10		:
7807141	GROUNDWATE :					:											:		05		:
A7807141	GROUNDWATE :					:											:		05	0	:
T7807273	LITTLE SAL :				01	:											:		10		:
A7810188	RAPID RIVE :					:								03		07	:				:

7807273	T24N R01E S33	LITTLE SALMON RIVER																			
	:					:			01		15					03	:				:
NO MATCHES FOR THIS POU IN AJ-POU-TEMP																					
7807072	LITTLE SAL :					:					06					03	:				:
T7807273	LITTLE SAL :					:					01					03	:				:

78-07072 to be relinquished* - CTH 7/12-14 site visit.

78-07141 on ~~west~~ West side of River = other acres
per Lic. exam map so N/A

* Not developed for B.U. per Xfer file
documentation

**NOTICE OF AMENDED PROPOSED CHANGE
OF WATER RIGHT NO. 78-07273
TRANSFER NO. 4598**

Notice is hereby given that Kenneth & Tammie Walters of Riggins, ID have applied to the Department of Water Resources to Amend a Proposed Change of Point of Diversion & Place of Use (previously published on July 6 & 13, 1995) to now include a New Source for the following described water right to be changed pursuant to Section 42-222 of Idaho Code:

WATER RIGHT AS RECORDED:

BASIS	License
PRIORITY DATE	9-30-1986
SOURCE	Little Salmon River tributary to Salmon River
AMOUNT	0.62 cfs
USE	Irrigation from 3-1 to 11-30
POINT OF DIV	NESE, S32, T24N, R1E Idaho County
PLACE OF USE	SENE, NESE, SESE S32; NWNW, SWNW, NWSW S33, T24N, R1E (31 acres total)

**PREVIOUS CHANGE TO POINT OF DIVERSION
AND PLACE OF USE WAS AS FOLLOWS:**

POINT OF DIV	SWSW S28 (new point) & NESE S32 (existing point)
PLACE OF USE	NESW, NWSW, SWSW S28; SENE, NESE S32; SWNW, NWSW S33 (31 acres total). All sites remain in T24N, R1E.

**AMENDED CHANGE TO SOURCE, POINT OF
DIVERSION, & PLACE OF USE AS FOLLOWS:**

SOURCE	Add Captain John Creek to supplement river source.
POINT OF DIV	As previously proposed plus add point in SENW S28, T24N, R1E at creek.
PLACE OF USE	As previously proposed.

Any protest against approval of the proposed water right application must be filed with the Department of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705, together with a protest fee of \$25 on or before September 25, 1995. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director

Published in the Idaho County Free Press on September 7 and 14, 1995.

RECORDED
NOV 15 1995

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO
County of Idaho - ss.

**NOTICE OF AMENDED PROPOSED
CHANGE
OF WATER RIGHT NO. 78-07273
TRANSFER NO. 4598**

Notice is hereby given that Kenneth & Tammie Walters of Riggins, ID have applied to the Department of Water Resources to Amend a Proposed Change of Point of Diversion & Place of Use (previously published on July 6 & 13, 1995) to now include a New Source for the following described water right to be changed pursuant to Section 42-222 of Idaho Code:

WATER RIGHT AS RECORDED:

BASIS, License
PRIORITY DATE, 9-30-1986
SOURCE, Little Salmon River tributary to Salmon River
AMOUNT, 0.62 cfs
USE, Irrigation from 3-1 to 11-30
POINT OF DIV, NESE, S32, T24N, R1E Idaho County
PLACE OF USE, SENE, NESE, SESE
S32: NWNW, SWNW, NWSW S33, T24N, R1E (31 acres total)

**PREVIOUS CHANGE TO POINT OF
DIVERSION AND PLACE OF USE
WAS AS FOLLOWS:**

POINT OF DIV, SWSW S28 (new point) & NESE S32 (existing point)
PLACE OF USE, NESW, NWSW, SWSW S28; SENE, NESE S32; SWNW, NWSW S33 (31 acres total). All sites remain in T24N, R1E.

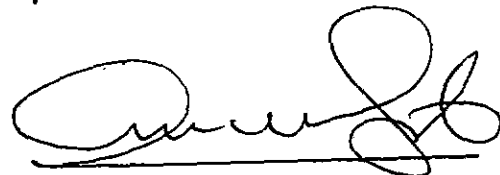
**AMENDED CHANGE TO SOURCE,
POINT OF DIVERSION, & PLACE OF
USE AS FOLLOWS:**

SOURCE, Add Captain John Creek to supplement river source.
POINT OF DIV, As previously proposed plus add point in SENW S28, T24N, R1E at creek.
PLACE OF USE, As previously proposed.
Any protest against approval of the proposed water right application must be filed with the Department of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705, together with a protest fee of \$25 on or before September 25, 1995. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director
Published in the Idaho County Free Press on September 7 and 14, 1995.

S6-13

Andrew J. McNab, being
first duly sworn, says she is the Publisher
of the IDAHO COUNTY FREE PRESS, a weekly newspaper published and issued weekly at Grangeville, Idaho county, State of Idaho, and is of general circulation in said county and state, that the said notice, of which the one hereto attached is a true copy, was published in said paper for two weeks, being published two times, the first publication being on the 6th day of September, 19 95, and the last publication on the 13th day of September, 19 95; and that the said notice was published in the newspaper proper and not a supplement; that said newspaper has been continuously and uninterruptedly published in said county during a period of seventy-eight consecutive weeks prior to the publication of said notice or advertisement.



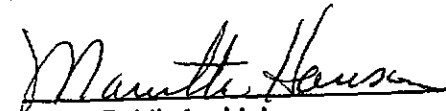
STATE OF IDAHO }
COUNTY OF } IDAHO

RECEIVED

SEP 27 1995

WATER RESOURCES
WESTERN REGION

On this 13th day of September in the year of 1995,
Before me, a Notary Public, personally appeared
Andrew J. McNab, known or identified to me
to be the person whose name subscribed to the within instrument, and
being by me first duly sworn, declared that the statements therein are
true, and acknowledged to me that he executed the same.


Notary Public for Idaho
Residing at Grangeville, ID
My commission expires: 10-8-99

NOTARIALIZED

NOV 15 1995

WR5809NP
No. 78-07071

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 08/02/9
PAGE:

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	WICKS BROTHERS	06/09/1975	IRRIGATION	03-01 12-01	0.050 CFS	27.30 AFA
TOTAL DIVERSION:					0.050 CFS	27.30 AFA

Water Source: CAPTAIN JOHN CREEK

Tributary to: LITTLE SALMON RIVER

Stage: LICENSE

Point(s) of Diversion Capacity: 0.050 CFS

Point(s) of Diversion: T24N R01E S28 SENW

IDAHO County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
24N	01E	28	:																	:	8.0
																				TOTAL ACRES	8.0

Pou County: IDAHO

Other Water Rights Listing Overlapping Place(s) of use:
78-07323

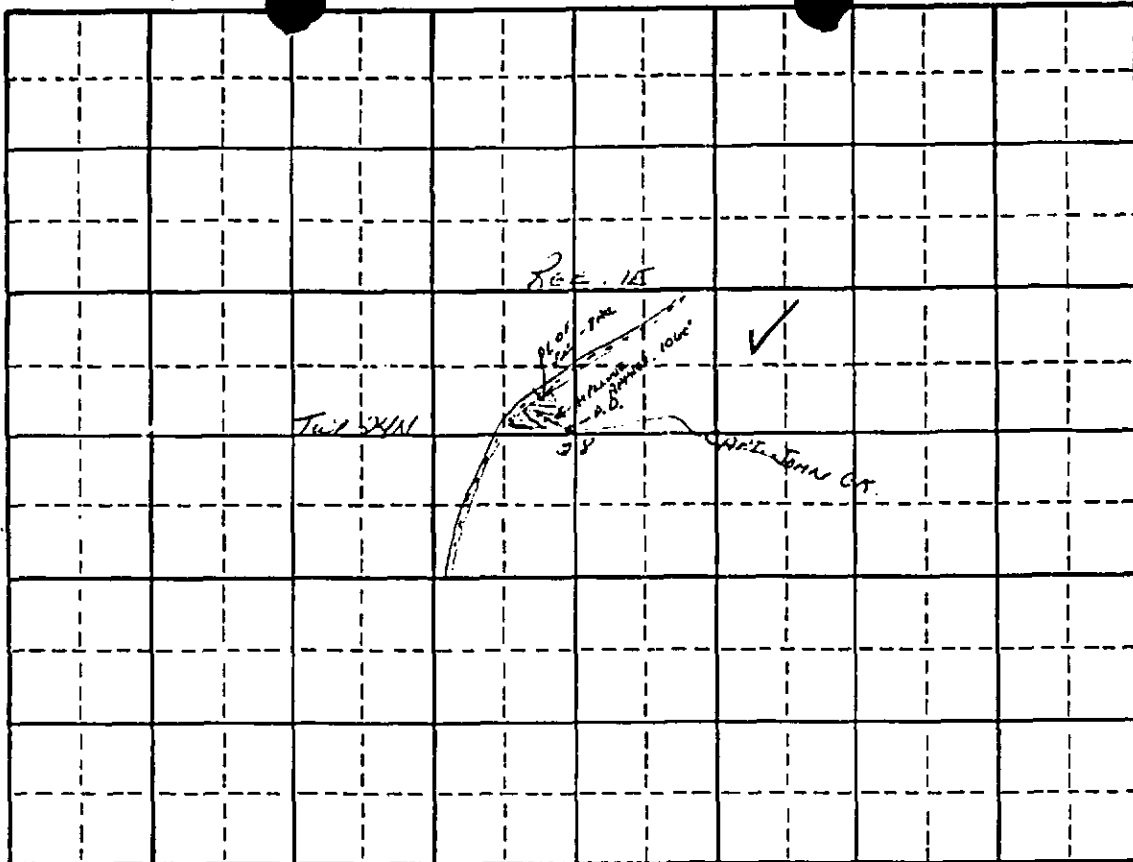
Dates:	App. Received:	Priority Date:	06/09/1975
	Proof Due Date: 07/01/1980	Proof Made Date:	01/01/1900
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date: 01/10/1986		

Misc: Water District Number: Field Exam Fee:

Audit: 03/10/86 05/01/88 CONVERT

*Same creek pl'd
proposed in
T.4548 but
other acres*

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)

licensing
exam map

Point(s) of diversion: SE 1/4 NW 1/4, SEC. 28, TWP. 34N, RGE. 1E.

Place(s) of Use ✓

TWP.	RGE.	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	
34N	1E	28								P									✓

Recommended Amendments:

- ☐ Change P.D. as reflected above
- ☐ Change P.U. as reflected above

- ☐ Add P.D. as reflected above
- ☐ Add P.U. as reflected above

- ☒ None
- ☐ Other

Examiner's Signature

Jan G. Walker

Date 2/15/83

Checked by

DBS

Date 2/25/83

Approved by

Ray Walker

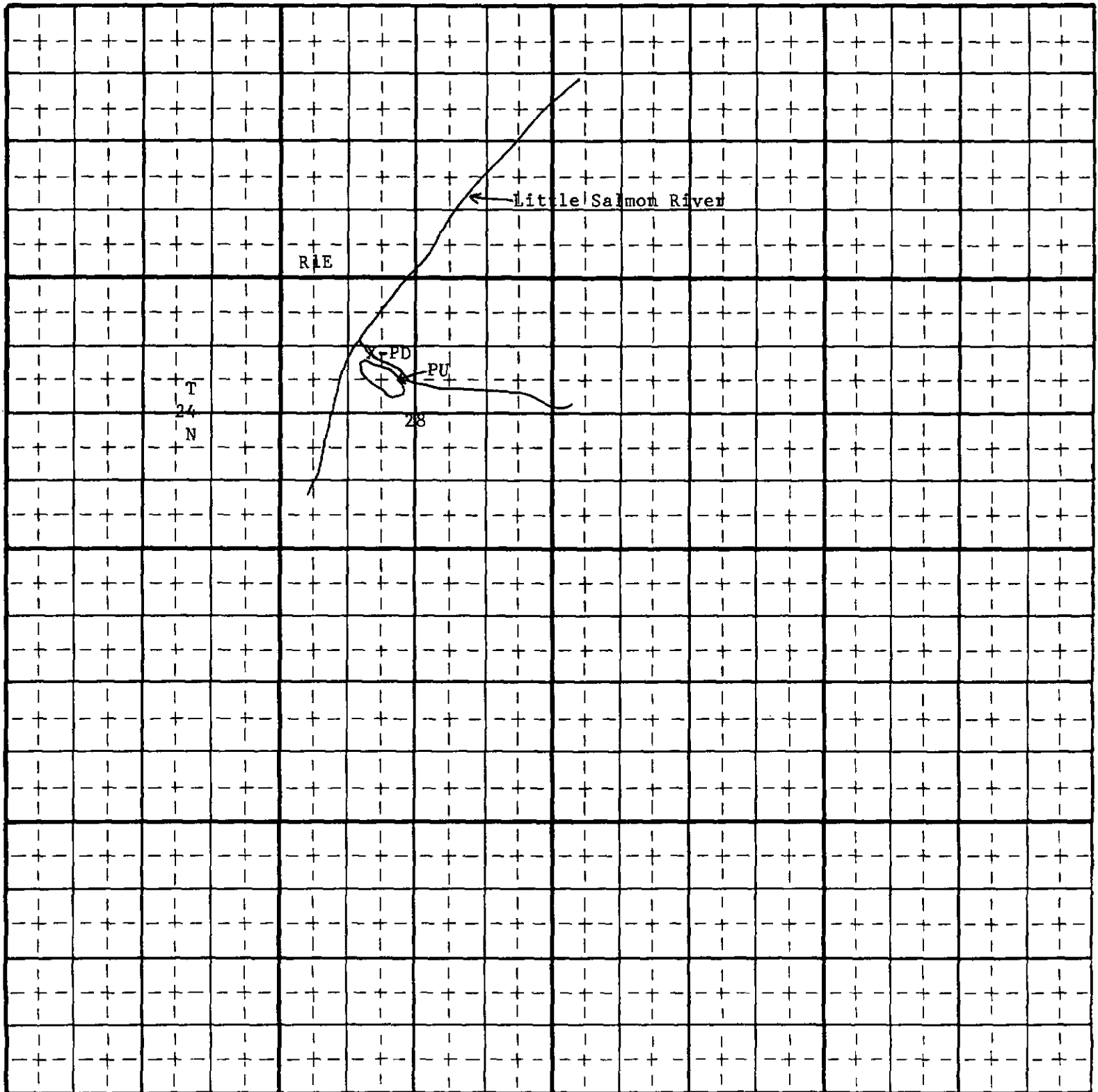
Date 11-13-85

DATE: 08/02/9
PAGE: 1

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

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile



Last Name R & S Realty

Ident No. 56NW

claim
A78-07071 MAP

MICROFILMED
OCT 06 1992

Copies: White-State, Yellow-Claimant

WR5809NP
No. 78-07072

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 04/26/
PAGE:

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	R & S REALTY CORP. C/O ROBERT C. SENTER, SR. P.O. BOX 847 PLAISTOW NH 038650000	06/11/1975	IRRIGATION	05-15 10-01	0.390 CFS	
TOTAL DIVERSION:					0.390 CFS	

Water Source: LITTLE SALMON RIVER

Tributary to: SALMON RIVER

Stage: PERMIT *

Point(s) of Diversion: T24N R01E S32

NESE

IDAHO County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
24N	01E	32	:				01	:												:	11.0
24N	01E	33	:					:			06	:			03	:				:	9.0
																				TOTAL ACRES	20.0

Pou County: IDAHO

Other Water Rights with Same Point(s) of Diversion and Source:
78-07273 178-07273

Other Water Rights Listing Overlapping Place(s) of use:
78-07141 78-07273 178-07273

Remarks: AC. IRR. = 19.5

Dates:	App. Received:	Priority Date:	06/11/1975
	Proof Due Date: 07/01/1980	Proof Made Date:	01/01/1900
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:		

Misc: Water District Number: Field Exam Fee: R (Received)

Audit: 10/16/86 05/01/88 CONVERT 06/28/88 GARRETT

* to be relinquished - CJH 7/12-14 site visit

- JC 7/13/95

04/26/95 10:14

21 208 327 7866

ID WATER RESOURCES --- WESTERN

001



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

TRANSMITTAL COVER SHEET

FAX NUMBER: (208) 327-7866

DATE: 4/26

TO: Steve L FROM: Shelia

DOCUMENT DESCRIPTION: _____

COVER SHEET ÷ 1 PAGES

CONTACT: _____ IF YOU DO NOT RECEIVE ALL THE PAGES

THANK YOU!

Steve, any advancement of priority will be made at time of licensing, therefore there is no order of reinstatement or adv. priority in file. Also, Shelley knew of no on-going assignment paperwork, as of today anyway.

4/86

JUN 30 1988

JUN - 3 1988

KEYPUNCHED

Department of Water Resources STATE OF IDAHO

Department of Water Resources

For Office Use Only
 Fee Received 100.00
 Date 6/7/88
 Receipt # W000315
 Receipt by SR
 Sent to S.O. 6/28/88

DEPARTMENT OF WATER RESOURCES

EXAMINATION FEE INFORMATION

1. Permit No. 78-7072

Department of Water Resources

ONE OF THE FOLLOWING BOXES SHOULD BE MARKED TO DESIGNATE YOUR CHOICE ^{Eastern Regional Office}

☒ I choose to have the department make the field examination of this permit; attached is the examination fee. (If this box is marked, complete items 1 thru 8.)

2. Permit Holder: R % S Realty Corp. c/o3. Post Office Address: C/o Robert Sentes, Sr. P.O. Box 847
Plaistow, N.H. 03865 Telephone No. _____4. Source of Water: Little Salmon River

5. Extent of Use:

Domestic _____ (No. of households) Stockwater _____ (No. and type of stock)

Irrigation 19.5 (acres) Other/Remark _____6. Total rate &/or volume for which proof is submitted 0.39 cfs _____ acre-feet

7. Show the date water was first diverted and beneficially used under this permit:

Summer of 1975 by previous owner

8. Person to contact to accompany the department representative during the field examination:

Doug Boggan Ranch Manager of this Permittee.
(Name)B S Ranch, Inc. P.O. Box 247, Higgins, IL 83549
(Address)

(Telephone Number)

208-628-3446

☐ I choose to have the field examination conducted by a certified water right examiner. Attached is a statement from the certified examiner I have selected verifying that he has been retained to conduct the examination. (If this box is marked, complete items 1 thru 7.) R % S Realty Corp

Date

6/3/88 By A. J. Bogan, attorney for Corp in Idaho
Signature of Permit Holder (and title, if appropriate)

From: DWR80::SLESTER
To: DWR03::SCURTIS
CC: SLESTER
Subj: 78-07072

26-APR-1995 09:27:02.03

Hi Sharla -- could you fax to me a copy of the following regarding permit
78-07072: Exam Fee payment sheet showing fee paid etc.
 Reinstatement Order
 Any possible assignment from R&S Realty to Walters (Shelley
 might know if assignment to Walters in process or discussed
 w/ his work w/ Walters)

thanks

WR0749NP
No. 78-07374

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 08/02/
PAGE:

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	KENNETH WALTERS	02/09/1995	IRRIGATION	03-01 11-30	0.260 CFS	
C	TAMMIE WALTERS					
TOTAL DIVERSION:					0.260 CFS	

Water Source: LITTLE SALMON RIVER

Tributary to: SALMON RIVER

Stage: APPLICATION

Point(s) of Diversion: T24N R01E S28

SWSW

IDAHO County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE								
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		
24N	01E	28	:					:					:	05	05	03		:						13.0
TOTAL ACRES																							13.0	

Pou County: IDAHO

Remarks: Application being held pending withdrawal of Salmon River
Moratorium.

Dates: App. Received: 02/09/1995 Priority Date: 02/09/1995
Proof Due Date:
Exam Made Date: Proof Made Date:
Licensed Date: Exam Sent to S.O.:

Misc: Water District Number: Field Exam Fee:

Comments: Date: 08/02/1995 User-ID: SLESTER Subject: OVERLAP
Applicant concurrently filed transfer #4598 to move 11 acres to
cover most of the 13 acres listed in new appl. for permit. Has
proposed same river pump in transfer as listed in 78-07374. Xfer
involves license 78-07273. Other water rights of interest on land
owned by applicants include the following:
Lic. 78-07071 Cpt. John Creek for 8 adjacent acres in SENW S28;
Per. 78-07072 river pump & 20 of 31 acres in S32 covered by 7273;
relinquishment/cancellation of permit to be addressed via permit
owner, R & S Realty. If new application can be approved at future
date, will transfer 11 acres back to original P/U.

Audit: 08/02/95 SLESTER

RECEIPT
For Monies Paid
to the
Idaho Department of Water Resources

Receipt No: W019758

Date: 8/17/1995
Time: 11:34:58

Received
From: SHORT BAR RANCH/WALTERS

Type of Payment	Program Acct	Amount
APP FOR TRANSFER - **AMENDED	62105 229 21 1155	50.00
CHECK 2476		
	Total \$	50.00

Region: WESTERN

Signature: DBuffington

RECEIVED

NOV 15 1995



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

August 2, 1995

Kenneth and Tammie Walters
PO Box 31
Riggins, ID 83549

RE: TRANSFER NO. 4598 AND ADDITIONAL WATER RIGHTS

Dear Mr. and Mrs. Walters:

Following Senior Water Resources Agent Cindy Hodges' field visit with you last month, the transfer application to change license no. 78-07273 has been amended for your consideration (see enclosure). I rewrote the application to incorporate the addition of an existing diversion from Captain John Creek.

✓ Please review the amended filing. If you are satisfied with it, a notarized signature and \$50 amendment fee will complete the paperwork. I will process the amended transfer upon its return (we must re-advertise it due to the significant change of adding a source, but I do not anticipate any problems in that regard).

✓ Also, your application for a new water right permit (1995 priority) for the river pump and 13 acres in Section 28 will remain on hold pending modification or lifting of the Salmon River Moratorium. The filing number is 78-07374.

✓ Permit 78-07072 was discussed during Cindy's visit. Per your wishes, we will contact the permit owner of record, R & S Realty, to complete the relinquishment or cancellation of that right.

Your prompt response will allow me to re-advertise the amended transfer as soon as possible. Please contact me at 334-2190 if you have any questions.

Sincerely,

Steve Lester
Water Rights Supervisor

Enclosure
c: Cindy Hodges, IDWR Western Region

NOV 15 1995

RECEIVED

JUL 17 1995

WATER RESOURCES
WESTERN REGION

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO
County of Idaho - ss.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT NO. 78-07273 TRANSFER NO. 4598

Notice is hereby given that Kenneth & Tammie Walters of Riggins, ID have applied to the Department of Water Resources to Change the Point of Diversion and Place of Use of the following described water right to be changed pursuant to Section 42-222 of Idaho Code:

WATER RIGHT AS RECORDED:

BASIS: License

PRIORITY DATE: 9-30-1986

SOURCE: Little Salmon River tributary to Salmon River

AMOUNT: 0.62 cfs

USE: Irrigation from 3-1 to 11-30

POINT OF DIV: NESE, S32, T24N, R1E Idaho County

PLACE OF USE: SENE, NESE, SESE S32; NWNW, SWNW, NWSW S33, T24N, R1E (31 acres total)

TO BE CHANGED AS FOLLOWS:

POINT OF DIV: SWSW S28 (new point) & NESE S32 (existing point)

PLACE OF USE: NESW, NWSW, SWSW S28; SENE, NESE S32; SWNW, NWSW S33 (31 acres total). All sites remain in T24N, R1E.

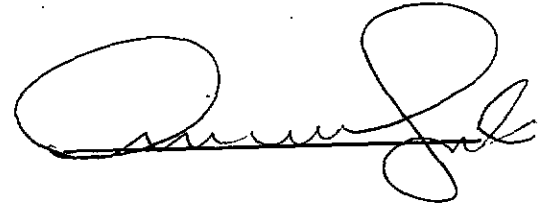
Any protest against approval of the proposed water right application must be filed with the Department of Water Resources, Western Region, 2735 Airport Way, Boise, Id 83705, together with a protest fee of \$25 on or before July 24, 1995. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director
Published in the Idaho County Free Press on July 6 and 13, 1995.

Jy 5-12

*Publication of
original proposal
5/2*

Andrew J. McNab, being
first duly sworn, says he is the Publisher
of the IDAHO COUNTY FREE PRESS, a weekly newspaper published
and issued weekly at Grangeville, Idaho county, State of Idaho, and is
of general circulation in said county and state, that the said notice, of
which the one hereto attached is a true copy, was published in said
paper for two weeks, being published two
times, the first publication being on the 5th day of
July, 1995, and the last
publication on the 12th day of July, 1995;
and that the said notice was published in the newspaper proper and not
a supplement; that said newspaper has been continuously and uninter-
ruptedly published in said county during a period of seventy-eight
consecutive weeks prior to the publication of said notice or advertise-
ment.



STATE OF IDAHO }

COUNTY OF } IDAHO

On this 12th day of July in the year of 1995
Before me, a Notary Public, personally appeared
Andrew J. McNab, known or identified to me
to be the person whose name subscribed to the within instrument, and
being by me first duly sworn, declared that the statements therein are
true, and acknowledged to me that he executed the same.

Maurita Hansen
Notary Public for Idaho
Residing at Grangeville, ID
My commission expires: 10-8-99

MAILED

NOV 15 1995

AFFIDAVIT of PUBLICATION

State of Idaho }
County of Gooding } ss.

Patty Nance, being first duly sworn, deposes and says that she is the printer (publisher) of the Gooding County Leader, a newspaper published every week in Gooding, County of Gooding, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once each week for

2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 10 day of May, 1995,

and the date of the last publication was on the 17 day of May, 1995.

Patty Nance
Subscribed and sworn to before me this 17th day of May, 1995.

(SEAL)

Charles Creek
NOTARY PUBLIC

GOODING COUNTY LEADER
Gooding, Idaho

COST OF PUBLICATION **RECEIVED**

Number of Picas per Line _____
Number of Lines in Notice _____
Number of Insertions 2X's

Affidavit Fee 2.00 6¢/Pica
50¢ Lines tabular at 25.30 5¢/Pica
Subsequent lines at 20.24 4¢/Pica
TOTAL COST \$47.54

151 Adv. in wrong paper,
corrected in Adv. sent last week June
- 82 6/28/95

COPY OF NOTICE

(Paste Here)

Notice of Proposed
TITLE OF NOTICE
Change of Water Right
PLAINTIFF ATTORNEY
78-07273

DEFENDANT

PLAINTIFF

Idaho Department
BILL TO
of Water Resources

NOTICE OF PROPOSED CHANGE OF WATER RIGHT NO. 78-07273 TRANSFER NO. 4598

Notice is hereby given that Kenneth & Tammie Walters of Riggins, ID have applied to the Department of Water Resources for a Change in Point of Diversion and Place of Use of the following described water right to be changed pursuant to Section 42-222 of Idaho Code:

WATER RIGHT AS RECORDED;
BASIS License
PRIORITY DATE 9-30-1986
SOURCE Little Salmon River tributary to Salmon River
AMOUNT 0.62 cfs
USE Irrigation 3-1 to 11-30
POINT OF DIV NESE S32, T24N, R1E Idaho County
PLACE OF USE SENE, NESE, SESE S32; NWNW, SWNW, NWSW S33, T24N, R1E (31 acres total)

TO BE CHANGED AS FOLLOWS:
POINT OF DIV SWSW S28 (proposed) & NESE S32 (existing)
PLACE OF USE NESW, NWSW, SWSW S28; SENE, NESE S32; SWNW, NWSW S33, (31 acres total)
All property remains within T24N, R1E.

Any protest against approval of the proposed water right application must be filed with the Department of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705, together with a protest fee of \$25.00 on or before May 22, 1995. The protestant must also send a copy of the protest to the applicant.

R. Keith Higginson, Director
PUB: 5/10-5/17

G6861

RECEIVED

MAY 22 1995

WATER RESOURCES
WESTERN REGION

**NOTICE OF PROPOSED CHANGE
OF WATER RIGHT NO. 78-07273
TRANSFER NO. 4598**

Notice is hereby given that Kenneth & Tammie Walters of Riggins, ID have applied to the Department of Water Resources for a Change in Point of Diversion and Place of Use of the following described water right to be changed pursuant to Section 42-222 of Idaho Code:

WATER RIGHT AS RECORDED:

BASIS	License
PRIORITY DATE	9-30-1986
SOURCE	Little Salmon River tributary to Salmon River
AMOUNT	0.62 cfs
USE	Irrigation 3-1 to 11-30
POINT OF DIV	NESE S32, T24N, R1E Idaho County
PLACE OF USE	SENE, NESE, SESE S32; NWNW, SWNW, NWSW S33, T24N, R1E (31 acres total)

TO BE CHANGED AS FOLLOWS:

POINT OF DIV	SWSW S28 (proposed) & NESE S32 (existing)
PLACE OF USE	NESW, NWSW, SWSW S28; SENE, NESE S32; SWNW, NWSW S33, (31 acres total) All property remains within T24N, R1E.

Any protest against approval of the proposed water right application must be filed with the Department of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705, together with a protest fee of \$25.00 on or before May 22, 1995. The protestant must also send a copy of the protest to the applicant.

R. Keith Higginson, Director

Published in the Idaho County Free Press on May 4 and 11, 1995.

*this is the one that
got published is "Gooding Co.
Leader" inadvertently*

6/28/95

NOV 15 1995

RECEIVED

APR 24 1995

WATER RESOURCES
WESTERN REGION

M E M O R A N D U M

DATE: April 24, 1995

TO: Western Region

FROM: Shelley W. Keen *(SK)*

RE: Application for Transfer of 78-07273 (Kenneth Walters)

=====

Mr. Walters called me this morning in response to my 4/13/95 letter to his attorney, Richard Udell. Mr. Walters would like to proceed with the Application for Transfer of Right 78-07273 that he submitted on 2/9/95.

NOV 15 1995

MEMORANDUM

DATE: April 13, 1995

TO: Steve Lester

FROM: Shelley W. Keen *(SWK)*

RE: Application for Permit in the name of Kenneth Walters

RECEIVED

APR 14 1995

WATER RESOURCES
WESTERN REGION

=====

I am forwarding this application for permit to you with the recommendation that it be held without advertisement. It proposes irrigating 13 acres from surface water within the Salmon/Clearwater moratorium area.

As you will see if you look at the attached correspondence, there is also a transfer application which I am holding pending a response from the applicant.

✓ I would also suggest that it may be prudent to schedule an exam for permit no. 78-07072. Apparently there was no development that is not already covered by license no. 78-07273. It may be advantageous to clear our records before proceeding with the transfer application.

~~#458~~ T4598 (78-7273) processing 4/26 ✓

Refer to this new appl. , cc to T4598

Then see 78-7072

RECEIVED

NOV 15 1995



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

April 13, 1995

Richard S. Udell
300 Lenora Street
P.O. Box 1300A
Mc Call, ID 83638

RE: Kenneth Walters
Application for Permit and Application for Transfer

Dear Mr. Udell:

I am writing in response to the letter you sent me on April 7, 1995.

In the Amended Moratorium Order for Salmon and Clearwater River Basins, the Director of the Department of Water Resources concluded that granting new water right permits for the use of surface water in the Salmon and Clearwater River Basins could impact anadromous fish resources. Therefore, the director reaffirmed his finding that it would not be in the local public interest to approve applications for permit to develop consumptive uses of surface water in those basins.

The moratorium order allows for approval of an application only if the proposed development meets certain criteria. The proposed development must be deemed to have no effect on the migration of anadromous fish due to:

- its location,
- mitigation offsetting reduction in flow caused by the development,
- or an insignificant consumption of water.

Or, the proposed development must be in the public interest despite its potential negative impact on anadromous fish migration.

Kenneth Walters's application proposes a diversion of water from the Little Salmon River to irrigate 13 acres. As you know, anadromous fish migration occurs in the Little Salmon River. Moreover, according to IDWR estimates, irrigating 13 acres for a full irrigation season in that area would consume about 39 acre-feet of water through evapotranspiration losses. The department considers 39 acre-feet to be a significant volume of water in the area of the proposed diversion. Mr. Walters's application has not proposed any mitigation to offset the effect of his proposed diversion.

RECEIVED

NOV 15 1995

Mr. Richard Udell
Re: Kenneth Walters
April 13, 1995
Page 2

I have reviewed your March 14, 1995, letter to Steve Lester, but I did not see evidence of a substantial public interest in Mr. Walters's proposed development. Therefore, I am forwarding the application for permit to our Western Region office with a recommendation that it be held without advertising until the moratorium is relaxed or rescinded.

If you have additional information to support Mr. Walters's application, or if you wish to propose a mitigation plan, the department will receive and review any documentation you submit. In looking at additional information or any mitigation plan, the department will be especially interested in attempts to quantify the effects of the proposed development.

Mr. Walters's application for transfer may be processed, except that you are apparently considering asking for a refund of the filing fee. I will hold the transfer application for 30 days or until you contact me with your decision. If I do not hear from you in that time, I will send the transfer application to our regional office for advertisement.

As for Permit No. 78-07072, department staff will conduct an inspection to verify what, if any, development has occurred.

If you have any questions, please contact me at 208-327-7946 in Boise.

Sincerely,



Shelley Walter Keen
Water Rights Supervisor

SWK

RECEIVED
NOV 15 1995

UDELL LAW OFFICES

ATTORNEY AND COUNSELOR AT LAW

300 LENORA STREET

P.O. BOX 1300A McCALL, IDAHO 83638

TELEPHONE (208) 634-2108

FAX (208) 634-2109

RECEIVED

APR 10 1995

Department of Water Resources

April 7, 1995

Mr. Shelley Kean
Water Rights Supervisor
Department of Water Resources
1301 North Orchard Street
Statehouse Mail
Boise, Idaho 83720-9000

Re: Kenneth Walters

Dear Shelley:

I am responding to our last conversation wherein you wanted me to trace the activity on Permit 78-07072.

I contacted Ken Walters and it appears as though this permit was not kept up and someone would have to fabricate the details in order to avail themselves of its benefits.

I am very apprehensive about trying too hard to make a set of facts when they do not seem to be there.

In talking with Ken, it seems as though the best resource for him would be to proceed with the Application for Permit that he has already filed. You and I spoke about that at length and it appears as though Paragraph 7 of the Moratorium permits a case by case analysis.

To refresh your memory, I am reenclosing a letter of March 14, 1995 that I have previously sent to Steve Lester which I believe clearly states Ken's position.

I would appreciate proceeding on that basis and hopefully we would have your assistance in this matter.

I am also wondering if at this time, we shouldn't ask for a refund for the Application for Transfer fee in the amount of \$100.00 that was paid at the same time.

Since we are simply proceeding on the Application for Permit, that is probably the only fee that is necessary.

Would you please check into that also for me.

I am hopeful that between us, we can assist Ken on this case by case analysis to attain a water right which will permit him to keep the acreage under cultivation rather than opt for any development measure.

Now
replied by
T. 4598
(78-07273)

NOV 15 1995

UDELL LAW OFFICES

ATTORNEY AND COUNSELOR AT LAW

300 LENORA STREET

P.O. BOX 1300A McCALL, IDAHO 83638

TELEPHONE (208) 634-2108

FAX (208) 634-2109

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I anxiously await your response.

Yours very truly,



RICHARD S. UDELL
RSU:pbu

RECEIVED
NOV 15 1995

UDELL LAW OFFICES

ATTORNEY AND COUNSELOR AT LAW

300 LENORA STREET

P.O. BOX 1300A MCALL, IDAHO 83638

TELEPHONE (208) 634-2108

FAX (208) 634-2109

1 March 14, 1995

2 Mr. Steve Lester
3 Department of Water Resources
4 2735 Airport Way
Boise, Idaho 83705

5 Re: Application for Permit, Little Salmon River
Kenneth Walters

6 Dear Steve:

7 I write this letter pursuant to our telephone conversation
8 of March 13, 1995, and your message of March 14th.

9 I enclose herein as Exhibit "1", a copy of the receipt
which shows Application for Permit and a \$100.00 fee paid.

10 My client has received some correspondence from Shelley
11 Walter Keen, which apparently indicates that the
Application for Permit has been held. This will at least
12 enable you to locate it, so that we can proceed.

13 As I indicated yesterday, my client has filed an
Application for Permit for .26 CFM to use on approximately
14 13 acres of ground.

15 I am aware of the Moratorium, but I believe that Mr.
Walter's application fits squarely within paragraph 7 of
16 the Moratorium and his application should be considered on
a case by case basis.

17 The first reason for consideration is obviously the fact
18 that this 13 acres had been a part of a sheep ranch prior
to Ken Walter's purchase.

19 It goes without saying that there was probably considerably
20 more detriment by the sheep getting down to the river
insofar as bank damage and bacterial contamination.

21 Ken is converting this to hay and pasture, which will not
22 permit either the bank damage or contaminative damage.

23 Secondly, Ken owns approximately 7,000 acres in this area,
and would prefer to have this continue to operate as a
24 working ranch.

25 Along this same vein, if you are able to cultivate the
land, it greatly reduces the fire hazard which is a real
26 threat to the area.

NOV 15 1995

UDELL LAW OFFICES

ATTORNEY AND COUNSELOR AT LAW

300 LENORA STREET

P.O. BOX 1300A MC CALL IDAHO 83638

TELEPHONE (208) 634-2108

FAX (208) 634-2109

1 Ken also leases portions of his ranch to the Idaho State
2 Fish and Game Department so that fishermen and
recreationalists have access to the area.

3 With the recreational usage, Ken does have an alternative
4 in the event that he is unable to get water, and that would
be to subdivide the 13 acre parcel.

5 We both conclude that he would much prefer to keep the
6 ranch operating as a working ranch as opposed to
subdividing.

7 It also appears that to subdivide the land would also have
8 a more detrimental effect by virtue of the fact that each
1/2 acre parcel is entitled to water for domestic purposes
9 as stated in the Moratorium, but more importantly, there is
the additional concern of septic tanks which should also be
10 considered.

11 Therefore, for all of these reasons, we feel that Ken's
application falls squarely within paragraph 7 of the
12 Moratorium, and should be considered on a case by case
basis.

13 It is for that reason that we are formally requesting this
14 consideration, and we would be more than happy to meet with
you, explain or provide any additional information that you
15 need.

16 It is important for Ken to get this matter moving because
of his need to make a decision whether to cultivate or
17 subdivide and further, Ken feels that it is appropriate to
minimize the fire hazard, assuming that we would have
18 another dry year.

19 I am hopeful that you will be able to address this
Application for Permit and let us know how we can work
20 towards a satisfactory resolution for everyone.

21 It is not our intent to create any dangerous precedent, but
we believe that this very situation is what was addressed
22 in the Moratorium at paragraph 7.

23 We anxiously await your response.

24 Yours very truly,

25 RICHARD S. UDELL
RSU:pbu
26 cc. Ken Walters

RECEIVED

NOV 15 1995

MAR-14-95 TUE 10:48 STEWART-MILES

P. 01

RECEIPT
For Monies Paid
to the
Idaho Department of Water Resources

Receipt No: 0032132

Date: 2/ 9/1995
Time: 17:03:49

Received
From: SHORTS BAR RANCH

Type of Payment	Program Acct	Amount
APPLICATION FOR TRANSFER OF 78-07273	56105 229 21 1155	100.0
APPLICATION FOR PERMIT	56103 229 21 1155	100.0

CHECK 2314

Total \$ 200.0

Region: STATE

Signature: Cindy Zimmerman

NOV 15 1995

RECEIVED

MEMORANDUM

DATE: March 24, 1995

TO: File

FROM: Shelley W. Keen *SK*

RE: Application submitted by Ken and Tammie Walters

=====

Yesterday I spoke on the telephone with Richard Udell, a McCall attorney representing Ken and Tammie Walters. Mr. Udell said he would like the department to consider excepting the application for permit filed by Mr. and Mrs. Walters on 2/9/95 from the Salmon/Clearwater Moratorium. I explained that we would look at any information supporting his position. But, I also cautioned that it is unusual for a consumptive use like irrigation to be excepted from the moratorium.

I also briefly discussed the content of my 2/14/95 letter to the Walters. Mr. Udell said he would look into the questions I raised in that letter and respond in 10 to 14 days.

RECEIVED

NOV 15 1995

UDELL LAW OFFICES

ATTORNEY AND COUNSELOR AT LAW

300 LENORA STREET

P.O. BOX 1300A McCALL, IDAHO 83638

TELEPHONE (208) 634-2108

FAX (208) 634-2109

TO: Shelley K per our discussion

March 14, 1995

Mr. Steve Lester
Department of Water Resources
2735 Airport Way
Boise, Idaho 83705

RECEIVED

MAR 22 1995

WATER RESOURCES
WESTERN REGION

Re: Application for Permit, Little Salmon River
Kenneth Walters

RECEIVED
MAR 23 1995

Department of Water Resources

Dear Steve:

I write this letter pursuant to our telephone conversation of March 13, 1995, and your message of March 14th.

I enclose herein as Exhibit "1", a copy of the receipt which shows Application for Permit and a \$100.00 fee paid.

My client has received some correspondence from Shelley Walter Keen, which apparently indicates that the Application for Permit has been held. This will at least enable you to locate it, so that we can proceed.

As I indicated yesterday, my client has filed an Application for Permit for .26 CFM to use on approximately 13 acres of ground.

I am aware of the Moratorium, but I believe that Mr. Walter's application fits squarely within paragraph 7 of the Moratorium and his application should be considered on a case by case basis.

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It goes without saying that there was probably considerably more detriment by the sheep getting down to the river insofar as bank damage and bacterial contamination.

Ken is converting this to hay and pasture, which will not permit either the bank damage or contaminative damage.

Secondly, Ken owns approximately 7,000 acres in this area, and would prefer to have this continue to operate as a working ranch.

Along this same vein, if you are able to cultivate the land, it greatly reduces the fire hazard which is a real threat to the area.

RECEIVED
MAR 24 1995

NOV 15 1995

UDELL LAW OFFICES

ATTORNEY AND COUNSELOR AT LAW

300 LENORA STREET

P.O. BOX 1300A McCALL, IDAHO 83638

TELEPHONE (208) 634-2108

FAX (208) 634-2109

1 Ken also leases portions of his ranch to the Idaho State
2 Fish and Game Department so that fishermen and
recreationalists have access to the area.

3 With the recreational usage, Ken does have an alternative
4 in the event that he is unable to get water, and that would
be to subdivide the 13 acre parcel.

5 We both conclude that he would much prefer to keep the
6 ranch operating as a working ranch as opposed to
subdividing.

7 It also appears that to subdivide the land would also have
8 a more detrimental effect by virtue of the fact that each
1/2 acre parcel is entitled to water for domestic purposes
9 as stated in the Moratorium, but more importantly, there is
the additional concern of septic tanks which should also be
10 considered.

11 Therefore, for all of these reasons, we feel that Ken's
application falls squarely within paragraph 7 of the
12 Moratorium, and should be considered on a case by case
basis.

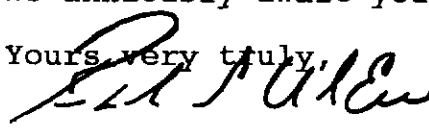
13 It is for that reason that we are formally requesting this
14 consideration, and we would be more than happy to meet with
you, explain or provide any additional information that you
15 need.

16 It is important for Ken to get this matter moving because
of his need to make a decision whether to cultivate or
17 subdivide and further, Ken feels that it is appropriate to
minimize the fire hazard, assuming that we would have
18 another dry year.

19 I am hopeful that you will be able to address this
Application for Permit and let us know how we can work
20 towards a satisfactory resolution for everyone.

21 It is not our intent to create any dangerous precedent, but
we believe that this very situation is what was addressed
22 in the Moratorium at paragraph 7.

23 We anxiously await your response.

24 Yours very truly,


25 RICHARD S. UDELL
RSU:pbu
26 cc. Ken Walters

NOV 15 1995

MAR-14-95 TUE 10: STEWART-MILES

P. 01

RECEIPT
For Monies Paid
to the
Idaho Department of Water Resources

Receipt No: 0032132

RECEIVED
MAR 22 1995
WATER RESOURCES
WESTERN REGION

Date: 2/ 9/1995
Time: 17:03:49

Received
From: SHORTS BAR RANCH

Type of Payment	Program Acct	Amount
APPLICATION FOR TRANSFER OF 78-07273	56105	229 21 1155 100.0
APPLICATION FOR PERMIT	56103	229 21 1155 100.0

CHECK

2314

Total \$ 200.0

Region: STATE

Signature: Cindy Zimmerman

EXHIBIT I

NOV 15 1997

NOTICE OF PROPOSED CHANGE
OF WATER RIGHT NO. 78-07273
TRANSFER NO. 4598

Notice is hereby given that Kenneth & Tammie Walters of Riggins, ID have applied to the Department of Water Resources to Change the Point of Diversion and Place of Use of the following described water right to be changed pursuant to Section 42-222 of Idaho Code:

WATER RIGHT AS RECORDED:

BASIS	License
PRIORITY DATE	9-30-1986
SOURCE	Little Salmon River tributary to Salmon River
AMOUNT	0.62 cfs
USE	Irrigation from 3-1 to 11-30
POINT OF DIV	NESE, S32, T24N, R1E Idaho County
PLACE OF USE	SENE, NESE, SESE S32; NWNW, SWNW, NWSW S33, T24N, R1E (31 acres total)

TO BE CHANGED AS FOLLOWS:

POINT OF DIV	SWSW S28 (new point) & NESE S32 (existing point)
PLACE OF USE	NESW, NWSW, SWSW S28; SENE, NESE S32; SWNW, NWSW S33 (31 acres total). All sites remain in T24N, R1E.

Any protest against approval of the proposed water right application must be filed with the Department of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705, together with a protest fee of \$25 on or before July 24, 1995. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director

Published in the Idaho County Free Press on July 6 and 13, 1995.

RECORDED

NOV 15 1995

*Publication of
original prepared
-52*



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

February 14, 1995

Kenneth and Tammie Walters
P.O. Box 31
Riggins, ID 83549

RE: Permit 78-07072

Dear Mr. and Mrs. Walters:

After your visit last week to file an application for permit and an application for transfer, I researched our files for additional information relating to the water use on your property. I found that permit 78-07072 in the name of R & S Realty Corp. appears to have been intended for development of a water right on land you now own. No license has been issued for development that may have occurred under permit 78-07072. A copy of permit 78-07072 is enclosed for your reference.

Permit 78-07072 lists 19.5 acres in Sections 32 and 33 of Township 24 North, Range 1 East as its place of use. Wicks Bros., the original permit holder, submitted proof of beneficial use in 1980, indicating their development under this permit was complete. In 1986 Wicks Bros. assigned permit 78-07072 to R & S Realty Corp.

Also in 1986, R & S Realty Corp. was issued permit 78-07273 to develop an irrigation right on land in Section 28 of Township 24 North, Range 1 East. This is the right that was assigned to you in 1992 and licensed on 31 acres in Sections 32 and 33 of Township 24 North, Range 1 East.

I do not know how 78-07273 got licensed without consideration of 78-07072. However, at this point 78-07072 may have some value in one of two ways. First, if the land in Section 28 has been more or less continuously irrigated since before 1980, permit 78-07072 could possibly be amended and licensed at that location. To pursue this option, we will need substantial evidence to support the existence of the use prior to 1980.

The second option for 78-07072 may be to license it on the land in Sections 32 and 33 if it can be shown that irrigation occurred there prior to 1980. This option could gain you some priority for your use of Little Salmon River water on that land, but it would not result in additional water or lands over that already recognized under license 78-07273.

NOV 15 1995

Mr. and Mrs. Walters
Re: Permit 78-07072
February 14, 1995
Page 2

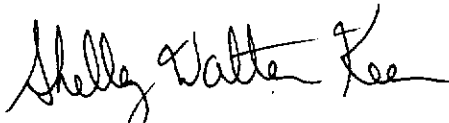
If the two options described above are not workable because none of the lands were irrigated prior to 1980, then permit 78-07072 should be voided because development did not occur within the permitted development period ending July 1, 1980.

As we discussed on the phone, you may wish to discuss with R & S Realty Corp. the status of permit 78-07072 and the history of water development on the lands you now own. If R & S Realty Corp. is willing to assign permit 78-07072, please have them do so on the enclosed Assignment of Permit form.

Because permit 78-7072 could impact your need for the transfer application and the application for permit that you filed with me last week, I am holding them for 30 days or until I hear from you.

If you have any questions, please contact me at 208-327-7946 in Boise.

Sincerely,



Shelley Walter Keen
Water Rights Supervisor

SWK

Enclosures:

Copy of Permit 78-07072
Assignment form

RECEIVED

NOV 15 1995



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

December 7, 1992

TAMMIE WALTERS
KENNETH WALTERS
PO BOX 31
RIGGINS ID 83549-0031

RE: WATER RIGHT NO. 78-07273

Dear Water Right Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit along with a copy of your approved application for amendment.

Should you have any questions regarding these documents, please feel free to contact our office.

Sincerely,

PAMELA SKAGGS
Water Resource Agent

PS:cz

Enclosure

MICROFILMED

DEC 10 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

October 22, 1992

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

KEN WALTERS
PO BOX 31
RIGGINS ID 83549-0031

RE: Water Right No. 78-07273

Dear Property Owner:

The above referenced water right is in the process of being reviewed for licensing. We have tried unsuccessfully to contact the water right holder of record to obtain an amendment to the permit so that a license can be issued. The correspondence was not responded to and contact with the assessor's office revealed that you are listed as the owner of the property in their records.

We also find that a Snake River Basin Adjudication Claim has been submitted on this particular right. In order for the adjudication claim to be included in the final decree, the license needs to be issued on the existing right. Therefore, we are forwarding the amendment form to you. You need simply to sign the form and return it to us along with the \$20.00 filing fee.

Once we receive the amendment, we will issue a license and will forward a copy to you for your records. The license will be issued in the name of the right holder shown in our records. If you wish to have the license issued in your name, you need to have the current holders of record, R & S Realty Corporation, assign the right to you via the enclosed assignment form. Whether or not an assignment is received, a license becomes real property and is appurtenant to the land which it covers.

Please submit the amendment form and fee to us within 30 days. You can submit the assignment form at the same time, if you desire to have the license issued in your name. If you have any questions concerning this matter, please feel free to contact us.

Sincerely,

PAMELA SKAGGS
Water Resource Agent

PS:cz

RECORDED

DEC 10 1992

September 10, 1992

R & S REALTY CORP
PO BOX 247
RIGGINS ID 835490000

RE: WATER RIGHT NO. 78-07273

Dear Water Right Holder(s):

We previously forwarded to you an Amendment for Water Permit so that you could amend your permit to correspond with the findings of the Department's field examiner.

As of this date, we have not received the amendment. If we do not receive it within fifteen (15) days, we will assume you no longer have any interest in the permit and cancellation proceedings will begin. Enclosed for your convenience is another amendment form in the event the first one was misplaced.

If you have any questions, please contact us.

Sincerely,

PAMELA SKAGGS
Water Resource Agent

PS:cz

Enclosure

RECORDED

SEP 10 1992

August 6, 1992

R & S REALTY CORP
PO BOX 247
RIGGINS ID 835490000

RE: WATER RIGHT NO. 78-07273

Dear Water Right Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to correspond with the findings of the Department's field examiner.

The enclosed application for amendment contains information that will be included on the license when it is issued. Please review carefully and if you concur, sign the amendment and return with the \$20.00 filing fee within 15 days.

If you do not concur with these findings or if you have any questions, please contact us within the 15-day period.

Sincerely,

PAMELA SKAGGS
Water Resource Agent

PS:cz

Enclosure

DEC 10 1992

LICENSE REVIEW CHECKLIST

Permit # 78-7273

Date 08-04-92
28

	Yes	No	
NAME	☐	☒	Address Change?
PRIORITY DATE	☐	☒	Advance?
	☐	☒	Memo to Advance
	☐	☒	Order to Reinstate Needed?
TOTAL CFS	☐	<u>NA</u>	Incorrect Fee for rate recommended?
	☐	☒	Disagree with Actual Measurement?
			<u>31 x .02 = .62 cfs (IRR)</u>
	☐	<u>NA</u>	Disagree with Theoretical?
	☐	☒	Limited by Capacity? <u>.95 cfs</u> (measured)
TOTAL VOLUME			Rate/ac <u>4.0</u> AFA Irr. Season <u>E</u>
			<u>03-01 to 11-30</u> Standard Irr. Season
			<u>Same/Reduced from Permit</u> Season Recommended
	☐	☒	Disagree with Examiner's Calculations?
			<u>31 x 4 = 124 ac-ft (IRR)</u>
	☐	☒	Limited by Flow? <u>.62 x 274 x 1.9835 = 337 > 124</u>
SOURCE	☐	☒	Changes? Clarification of <u>Originally</u>
			<u>Intended</u> source
	☐	☒	Notice of Intent to Void.
P/D			Verify with Map
	☒	☐	Amendment Needed? <u>Change SENE, S28 to NESE S32</u>
	☐	☒	Is Overlap Analysis a Consideration?
P/U			Verify with Map
	☒	☐	Amendment Needed? <u>Change S28 to</u> <u>31 Acres in S32 & S33</u>
	☐	☒	Is Overlap Analysis a Consideration?
USES	☐	☒	Change(s) in Nature of Use?
	☐	☒	Amendment Needed?
REMARKS	☐	☒	Multiple P/Ds in 1/4 1/4?
	☐	☒	Non-Irr. Uses
	☐	☒	Special Overlap Condition
	☐	☒	Other
CONDITIONS	☐	☒	Measuring Device
	☐	☒	W/Master Control
	<u>R31</u>	☐	Overlap
	☐	☒	Water Quality
		☒	DATES/MISC
		☒	Water Dist.
		☒	App Rec'd
		☒	Exam Made
COMMENTS/MEMOS NEEDED:	<u>Reduced Acres, rate</u>		
	<u>Amend P/D & P/U</u>		
License	☐	10-Day	☐
	☐	15-Day	☒
	☐	Special Correspondence	☐

WR0749NP
No. L78-07273

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT
(REGIONAL)

DATE: 08/05/92
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	R & S REALTY CORP PO BOX 247 RIGGINS ID 835490000 (208) 628-3446	09/30/1986	IRRIGATION	03-01 11-30	0.62 CFS	124.0 AFA
TOTAL DIVERSION:					0.62 CFS	124.0 AFA

Water Source: LITTLE SALMON RIVER

Tributary to: SALMON RIVER

Stage: LICENSE

Point(s) of Diversion Capacity: 0.95 CFS

Point(s) of Diversion: T24N R01E S32 NE SE

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE						
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM	
24N	01E	32	:				01	:										10		01	:	12.0
24N	01E	33	:					:		01	15	:			03	:					:	19.0
TOTAL ACRES																				:	31.0	

Pou County: IDAHO

Other Water Rights with Same Point(s) of Diversion and Source:
78-07072

Other Water Rights Listing Overlapping Place(s) of use:
78-07021 78-07072 78-07141

Conditions of Approval:

- R31 - This right when combined with all other rights shall provide no
- more than .02 cfs per acre nor more than 4.0 afa per acre for the
- lands above.

Dates: App. Received: 09/30/1986 Priority Date: 09/30/1986
Proof Due Date: 01/01/1991 Proof Made Date: 11/15/1990
Exam Made Date: 08/31/1990 Exam Sent to S.O.: 11/15/1990
Licensed Date:

Misc: Water District Number: Field Exam Fee: N (Not Required)

Audit: 08/05/92 SKAGGS

Should questions arise during
the processing of this applica-
tion please contact:

Form 219
6/86 SHERL L. CHAPMAN
410 S. Orchard, Suite 144
Boise, ID 83705
344-6690

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 78-7273

1. Owner: R & S Realty Corp. Phone No. 628-3446

Current Address: P.O. Box 247, Riggins, ID 83549

2. Accompanied by: Doug Boggan, Manager EXAM. DATE: 8/31/90

Address: P.O. Box 247, Riggins, ID 83549 Phone No. 628-3446

Relationship to Permit Holder: Manager - Ranch

3. Source: Little Salmon River tributary to Salmon River

B. OVERLAP REVIEW

1. Other water rights with same place of use: None

☐ Copies Attached

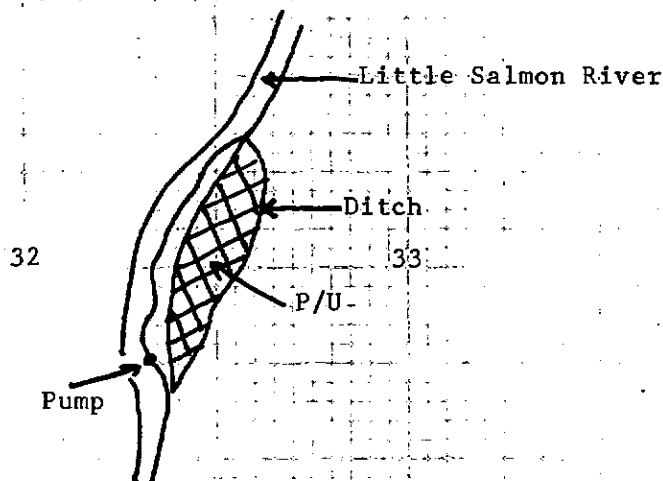
2. Other water rights with same point of diversion: None

☐ Copies Attached

☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = _____

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required).

☒ Photo of Diversion and System Attached

(required for all but single household domestic groundwater, and stockwater.

☒ Aerial Photo Attached
(required for irrigation of 10 acres or more).

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System Description (continued)

3. **Narrative:** Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

Tractor driven Cornell pump from Little Salmon River

4" mainline from tractor pump to ditch. Gravity irrigation of pasture and oats. Pump is Cornell Centrifugal with 10-3/4" impellers.

☐ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
1	Furmall	50	Tractor	Cornell	7144-10-3/4" imp.

*Code to correspond with No. on map and aerial photo

5. **Point(s) of Diversion:**

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
1		SW	NE	SE	32	24N	1E	Idaho	Aerial photo/field

6. **Place(s) of Use:**

Indicate Method of Determination

Twp.	Rge.	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	
24N	1E	32				1									10			1	12
24N	1E	33					1	15			3								19

Do not use this space

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Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Current meter	AA	Sc. Inst.	AA	M11WW1	AA	1985

2. Measurements:

.95 cfs (measurement sheet attached)

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

2. Alternate Method for Checking Purposes:

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3) : Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 31 \times 4.0 = 124$

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$

2. Volume Calculations for Other Uses:

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H. REMARKS AND OVERLAP REVIEW ANALYSIS

I. RECOMMENDATIONS

1. Recommended Amounts

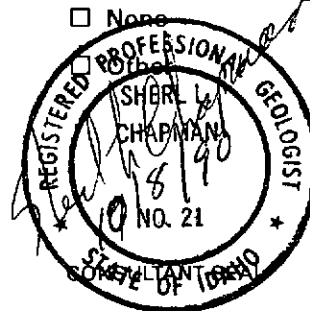
Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Irrigation	3/1	12/1	.62	124
Totals:			.62 cfs	124 acft

2. Recommended Amendments

- ☒ Change P.D. as reflected above ☐ Add P.D. as reflected above
☒ Change P.U. as reflected above ☐ Add P.U. as reflected above

J. AUTHENTICATION

Field Examiner's Name Sheri L. Chapman
Signature *Sheri L. Chapman*
Certification Date 4/16/90
Field Report Preparation Date 9/25/90



- K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

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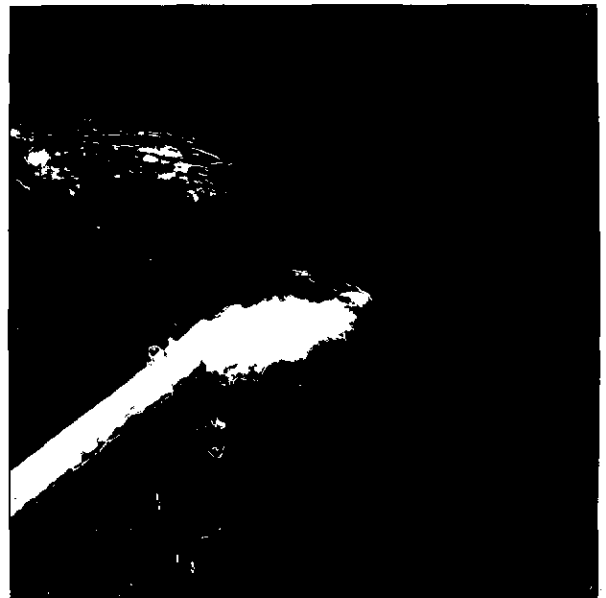
PUMP & TRACTOR



PUMP INTAKE



IRRIGATION DITCH



PUMP DISCHARGE & PORTABLE MAINLINE

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 0 1992

CURRENT METER NOTES

OWNER

TIME

0930

DATE _____

8/31/90

PARTY

545

GAGE

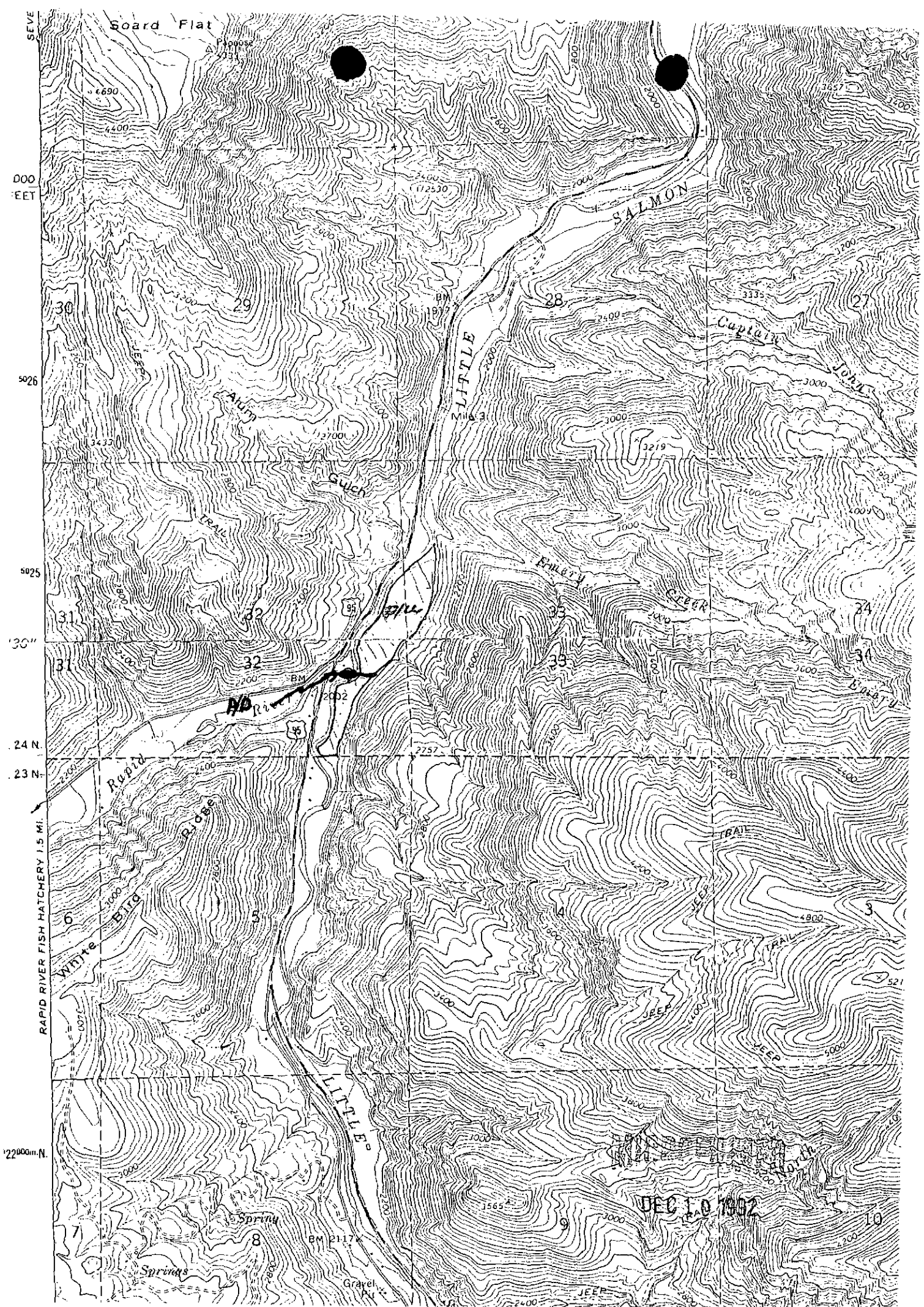
et. diversion

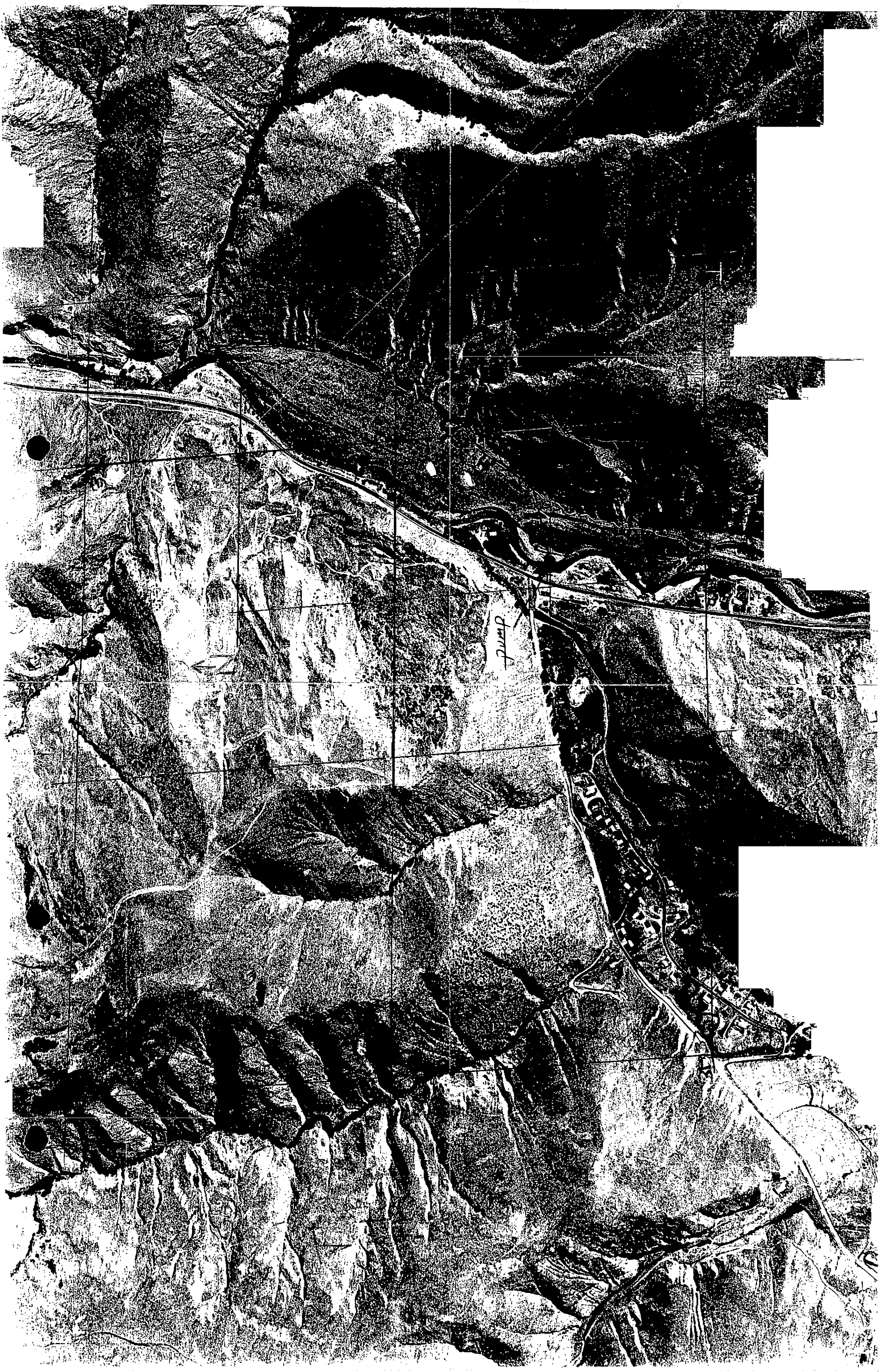
TOTALS

Ckd. by

MICROFILMED

DEC 10 1992





February 7, 1991

R & S REALTY CORP
P O BOX 247
RIGGINS ID 83540

Gentlemen:

Re: Permit No. 78-7273

PROOF ACKNOWLEDGEMENT LETTER

The department received the proof of beneficial use form, beneficial use field report and the supporting documentation. Enclosed is an order which removes the flow measurement port requirement.

The next step is for the department to review the information and prepare the permit for licensing. I cannot tell just when this review will take place, but this office will send a draft of the license before it is issued.

If you have any questions, please contact me.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosure

c: W. Region

MICROFILMED

DEC 10 1992

Should questions arise during
the processing of this applica-
tion please contact:

SHERL L. CHAPMAN
410 S. Orchard, Suite 144
Boise, ID 83705
344-6690

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
PROOF OF BENEFICIAL USE

RECEIVED

NOV 15 1990

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

Permit No. 78-7273 Telephone No. 628-3446

Name(s) of Permit Holder(s): R & S Realty Corp.

Post Office Address: P.O. Box 247, Riggins, ID 83549

Source of Water: Little Salmon River

If ground water, well driller's name: _____ Date drilled: _____

Extent of Use:
Domestic _____ (No. of households) Irrigation 31 (No. of acres)
Stockwater _____ (No. and type of stock) Other _____

Total rate and/or volume for which proof is submitted .62 cfs 124 acre/feet

Show date water was first diverted and beneficially used under this permit: 1986

One of the following may be a condition of approval of your permit:

Measuring device: Required? Yes X No Installed? Yes X No

OR

Flow Measurement Port: Required? Yes X No Installed? Yes X No

Fee Enclosed: \$ -0- (See License Examination Fee Schedule)

Person to contact to accompany the Department representative during the field examination:

Name

Telephone No.

Address

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DEC 10 1992

The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

Date

Signature (and title if on behalf of a company or organization)

ANALYSIS SHEET
for
PROOF OF BENEFICIAL USE

Permit No. 78-7273

Date 12-24-90

GENERAL CONSIDERATIONS

☒ Name same as permit?
☒ Address same as permit? If no, prepare data entry form.
☒ Proof timely received? If no, complete priority advancement below.

SOURCE OF WATER

☒ Surface water source
☐ Ground water source
☐ Drill permit req'd?
☐ Copy in file? Drill permit no. _____
☐ Well log in file?
☐ Amt paid for drilling permit? _____ Correct?

LICENSE EXAMINATION FEE

☒ Required? — Exam conducted by Cert. Examiner
☐ Amount submitted?
☐ Correct amount?

MEASURING DEVICE

☒ Measuring device or access port required?
☒ Installed?
☒ Waiver requested or needed?

DEFICIENCIES OR ACTION ITEMS

— Remove M/D req. by order.
— Proof Therioacceptable

PRIORITY CALCULATION

Date proof received	☒	_____
Date proof due	☒	_____
No. of days late	☒	_____
Priority date	☒	_____
NEW PRIORITY DATE	☒	_____

R & S REALTY CORP.
P.O. BOX 247
RIGGINS, ID 83549

138711
October 31, 1990

PROOF DUE NOTICE

RE: PERMIT NO. 78-07273

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before January 1, 1991. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

Rita Fleck
Secretary/Records Manager

Enclosures

RECEIVED

DEC 10 1992

February 28, 1990

R & S Realty Corp.
P. O. Box 247
Riggins, ID 83549

Gentlemen:

Re: Permit No. 78-7273

Enclosed is a copy of the approved request for extension of time. The time within which to submit proof of beneficial use is extended to January 1, 1991.

If you have any questions, please contact this office.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosure

MICROFILMED

MAR 26 1991

STAFF REVIEW SHEET - EXTENSION OF TIME

Permit No. 78-7273Reviewed by NyDate 2-27-90

BASIC INFORMATION

y Date stamp received
y Extension received timely
(not prior to 6 month before proof due date or after reinstatement period)
y Fee received and receipted
y Name and signature same as permit
y Address change (indicate on coding sheet)

BASIS FOR EXTENSION REQUEST

y Has adequate work been completed to demonstrate due diligence?
y Has the cost incurred been adequate to demonstrate an intent to complete the project?
N/A Has the permit been involved in litigation?
a. Swan Falls _____ Dismissed from Swan Falls _____
Other _____ Identify _____
b. Is supporting documentation needed to complete the file? _____
Requested _____
c. Calculate the period of delay

Date litigation completed _____

Date litigation began _____

Total period of delay = _____

Present proof due date + _____

NEW PROOF DUE DATE = _____

N/A Is delay by a government agency?
Is supporting documentation needed to complete the file? _____
Requested? _____

ACTION TAKEN - *Recommend approval based on due diligence for one year*

Special conditions or remarks:

N/A Reinstatement Date extension received _____ = _____
Proof due date _____ = -
No. of days late _____ = _____
Priority date _____ = +
ADJUSTED PRIORITY DATE _____ = _____

_____ Prepare coding sheet
_____ Change rolodex card

138836
~~138837~~

October 31, 1989

R & S REALTY CORP.
C/O ROBERT C. SENTER, SR.
P.O. BOX 847
PLAISTOW, NH 038650000

PROOF DUE NOTICE

RE: PERMIT NO. 78-07273

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before January 1, 1990. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

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SINCERELY,

Rita Fleck
Secretary/Records Manager

Enclosures

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MAR 26 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
DECEMBER 11, 1986

R & S REALTY CORP.
C/O ROBERT C SENTER, SR., PRES
P.O. BOX 847
PLAISTOW, NH 03865

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 78-7273

DEAR PERMIT HOLDER:

ENCLOSED IS A COPY OF YOUR APPROVED APPLICATION FOR PERMIT. WE DIRECT YOUR ATTENTION TO THE CONDITIONS OF APPROVAL ON THE FOURTH PAGE.

BE SURE TO NOTE THE SPECIAL CONDITION REQUIRING YOU TO INSTALL A MEASURING DEVICE, OR A FLOW MEASUREMENT PORT TO PROVIDE FOR THE INSTALLATION OF MEASURING EQUIPMENT BY THE DEPARTMENT. ENCLOSED PLEASE FIND A LIST OF MEASURING DEVICE OPTIONS, AND SPECIFICATIONS FOR THE INSTALLATION OF THE FLOW MEASUREMENT PORT.

PLEASE NOTE THE REQUIREMENT THAT AS A PERMIT HOLDER YOU MUST COMMENCE THE EXCAVATION OR CONSTRUCTION OF DIVERTING WORKS WITHIN ONE YEAR OF THE DATE THE PERMIT WAS ISSUED, AND YOU MUST PROCEED DILIGENTLY UNTIL THE PROJECT IS COMPLETED. THE ENCLOSED BLUE CARD MUST BE COMPLETED AND RETURNED TO THIS OFFICE AS SOON AS YOU COMMENCE CONSTRUCTION, NO LATER THAN ONE YEAR FROM THE DATE THE PERMIT WAS APPROVED.

WE HAVE ENCLOSED A FORM ENTITLED "INSTRUCTIONS FOR PROOF OF BENEFICIAL USE". PLEASE READ THE INSTRUCTIONS CAREFULLY SINCE YOU MUST TAKE FURTHER ACTION TO DEVELOP THIS PERMIT INTO A LICENSE.

SINCERELY,

GARY SPACKMAN
SUPERVISOR, WATER ALLOCATION SECTION

GS: SC
ENCLOSURES

MICROFILMED

MAR 09 1987

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: Jane Thurtell

APPLICATION NUMBER: 78-7273

CHECK:

- ☒ Source.
☒ Point of diversion. NO GOUT, LOTS
☒ County.
☒ Quantity of water and period of use.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated. NO GOUT, LOTS
☒ Map.
☒ Signature.
☒ Fee.
☐ Yes ☒ No Field check required.
☐ Yes ☒ No Critical groundwater area.
☐ Yes ☒ No Request dam safety information. Sent by: _____ Date: _____
☒ Yes ☐ No* In form to receipt.

Field check by: _____

Date: _____

Comments: _____

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☒ Idaho State Health Department.
☐ Idaho Fish and Game Department.
☐ Idaho Department of Lands.
☐ U.S. Bureau of Land Management.
☐ U.S. Forest Service.
☐ Other _____

Copies sent by: _____

Date: _____

PROCESSING:

- ☐ Yes ☒ No
☐ Yes ☒ No
☒ Yes ☐ No*
☐ Yes ☒ No

Platted by: _____ Map No. _____

Other rights on same place of use. ONLY 78-7166 - LAPSED - THIS APP REPLACES 78-7166. (PROOF DUE 5/1/86 - LAPSE NOTICE SENT 5/23/86)

In form for advertising.

Final date for protests: November 3, 1986

Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

☒ Affidavit of publication received. Date: 11/10/86

☒ Application published correctly. If not, record action taken:

☒ Fee amount, receipt date & number, recorded on application. 45/42204

☒ Publication dates and paper, recorded on application. Idaho County 10/16 + 10/23/86

☒ Protests, dates, withdrawal, etc., recorded on application. Cottonwood (Idaho)

☒ Recommendation & initial, recorded on application.

☐ Yes ☒ No Measuring device required.

☒ Yes ☐ No Access port required.

☐ Yes ☒ No Will water be delivered by watermaster? If yes, what district? _____

9-30-86 Date of priority recommended.

Special conditions of approval or cover letter. 26A, OIC

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Recommend that development be reduced to 3 years

By: DNR

Date: 11/26/86

STATE OFFICE REVIEW:

103, L17

26 OIC

☐ See attached sheet for more information.

By: fw

Date: 12/4/86

POINT OF DIVERSION AND STREAM INDEX INFORMATION

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS BY PLACE OF USE

TNSHP	RNG	SEC	TRACT	LOT	ACRES	USES	WATER RIGHT NUMBER	LAST NAME	OWNER CODE	STAGE	PRIORITY DATE	SOURCE OF WATER
(POU CONTINUED FROM PREVIOUS PAGE)												
24N	01E	24	NNNW		04.43		77-4089	WALTERS	D			
			SWNW	08	01.43		77-2222	PINHELL	C	L	12-29-1905	SHORTS CREEK
			SWNW		04		77-4034	WALTERS	C	S	06-01-1943	LAKE CREEK, WEST FORK
								WALTERS	C			CAT CREEK
			SWNW		04.43		77-4089	WALTERS	D	S	01-01-1943	LAKE CREEK
								WALTERS	C			SHORTS CREEK
								WALTERS	C			SPRING
			SESW		04		77-4034	WALTERS	D	S	06-01-1943	LAKE CREEK, WEST FORK
								WALTERS	C			CAT CREEK
			SESW		04.43		77-4089	WALTERS	D	S	01-01-1943	LAKE CREEK
								WALTERS	C			SHORTS CREEK
								WALTERS	C			SPRING
			NESW	02	01.43		77-2223	FREEMAN	C	L	01-03-1906	SHORTS CREEK
			NESW		04		77-4034	WALTERS	C	S	06-01-1943	LAKE CREEK, WEST FORK
								WALTERS	C			CAT CREEK
								WALTERS	D	S	01-01-1943	LAKE CREEK
								WALTERS	C			SHORTS CREEK
								WALTERS	C			SPRING
			NWSW	02	01.43		77-2223	FREEMAN	C	L	01-03-1906	SHORTS CREEK
			NWSW		04		77-4034	WALTERS	C	S	06-01-1943	LAKE CREEK, WEST FORK
								WALTERS	C			CAT CREEK
								WALTERS	D	S	01-01-1943	LAKE CREEK
								WALTERS	C			SHORTS CREEK
								WALTERS	C			SPRING
			NESE		04		77-4034	WALTERS	D	S	06-01-1943	LAKE CREEK, WEST FORK
								WALTERS	C			CAT CREEK
			NESE		04.43		77-4089	WALTERS	D	S	01-01-1943	LAKE CREEK
								WALTERS	C			SHORTS CREEK
								WALTERS	C			SPRING
			NWSE		04		77-4034	WALTERS	D	S	06-01-1943	LAKE CREEK, WEST FORK
								WALTERS	C			CAT CREEK
			NWSE		04.43		77-4089	WALTERS	D	S	01-01-1943	LAKE CREEK
								WALTERS	C			SHORTS CREEK
								WALTERS	C			SPRING
			SWSE		04		77-4034	WALTERS	D	S	06-01-1943	LAKE CREEK, WEST FORK
								WALTERS	C			CAT CREEK
			SWSE		04.43		77-4089	WALTERS	D	S	01-01-1943	LAKE CREEK
								WALTERS	C			SHORTS CREEK
								WALTERS	C			SPRING
			SESE		04		77-4034	WALTERS	D	S	06-01-1943	LAKE CREEK, WEST FORK
								WALTERS	C			CAT CREEK
			SESE		04.43		77-4089	WALTERS	D	S	01-01-1943	LAKE CREEK
								WALTERS	C			SHORTS CREEK

F 3

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS BY PLACE OF USE

TNSHP	RNG	SEC	TRACT	LOT	ACRES	USES	WATER RIGHT NUMBER	LAST NAME	OWNER CODE	STAGE	PRIORITY DATE	SOURCE OF WATER
(POU CONTINUED FROM PREVIOUS PAGE)												
24N	01E	24	SESE		04.43		77-4089	WALTERS	C			SPRING
		26	NENE		04.43		77-4089	WALTERS	D	S	01-01-1943	SHORTS CREEK
								WALTERS	C			SPRING
			NWNE		04.43		77-4089	WALTERS	D	S	01-01-1943	SHORTS CREEK
								WALTERS	C			SPRING
			SENE		04.43		77-4089	WALTERS	D	S	01-01-1943	SHORTS CREEK
								WALTERS	C			SPRING
		28	NENE	10	01		78-4137	GERBER	C	S	03-01-1970	LITTLE SALMON RIVER
			NWNE	05	01		78-7166	WICKS RANCH	C	P	04-01-1981	LITTLE SALMON RIVER
			SWNE	05	01		78-7166	WICKS RANCH	C	P	04-01-1981	LITTLE SALMON RIVER
			SWNE	28			78-7222	WICKS	C	A	07-28-1982	LITTLE SALMON RIVER
			SESW	08	01		78-7071	WICKS BROTHERS	C	L	06-09-1975	CAPTAIN JOHN CREEK
			SESW	07			78-7147	RED DEMON MINING & KEY MILLING CO.	D	P	06-09-1980	GROUNDWATER
			SESW	03	01		78-7166	WICKS RANCH	C	P	04-01-1981	LITTLE SALMON RIVER
			NESW	10	01		78-7166	WICKS RANCH	C	P	04-01-1981	LITTLE SALMON RIVER
			NWSW	10	01		78-7166	WICKS RANCH	C	P	04-01-1981	LITTLE SALMON RIVER
			SWSW	07	01		78-7166	WICKS RANCH	C	P	04-01-1981	LITTLE SALMON RIVER
		32	SENE	01	01		78-7021	HODGES	C			
								HODGES	C			
			SENE	01	01		78-7072	WICKS BROTHERS	C	P	06-11-1975	LITTLE SALMON RIVER
			NESW		01.04		78-4031	ROAKEY	C	S	12-01-1922	RAPID RIVER
			SWSW		01.04		78-4031	ROAKEY	C	S	12-01-1922	RAPID RIVER
			SWSW		43		78-7034	HEATH	C	L	12-08-1972	GROUNDWATER
			SESW		01.04		78-4031	ROAKEY	C	S	12-01-1922	RAPID RIVER
			SESW		43		78-7034	HEATH	C	L	12-08-1972	GROUNDWATER
			SESW		43		78-7189	KANGAS	C	P	10-15-1981	RAPID RIVER
			NESE		28		78-2048	RHOADES	C	L	04-11-1942	RAPID RIVER
			NESE				78-7021	EE	C			

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

Statehouse
Boise, Idaho 83720
(208) 334-2190

OCTOBER 8, 1986

Cottonwood Chronicle
Box 157
Cottonwood, ID 83522

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before NOVEMBER 3, 1986.

Yours truly,

JUDY PENSE
Secretary

Encl.

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78-7273

R & S REALTY CORP.

C/O ROBERT C SENTER, SR., PRES. P.O. BOX 847, PLAISTOW, NH 03865

Source: LITTLE SALMON RIVER trib. to SALMON RIVER

Diversion Pt: SENW SWSW Sec 28 T 24N R 01E

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