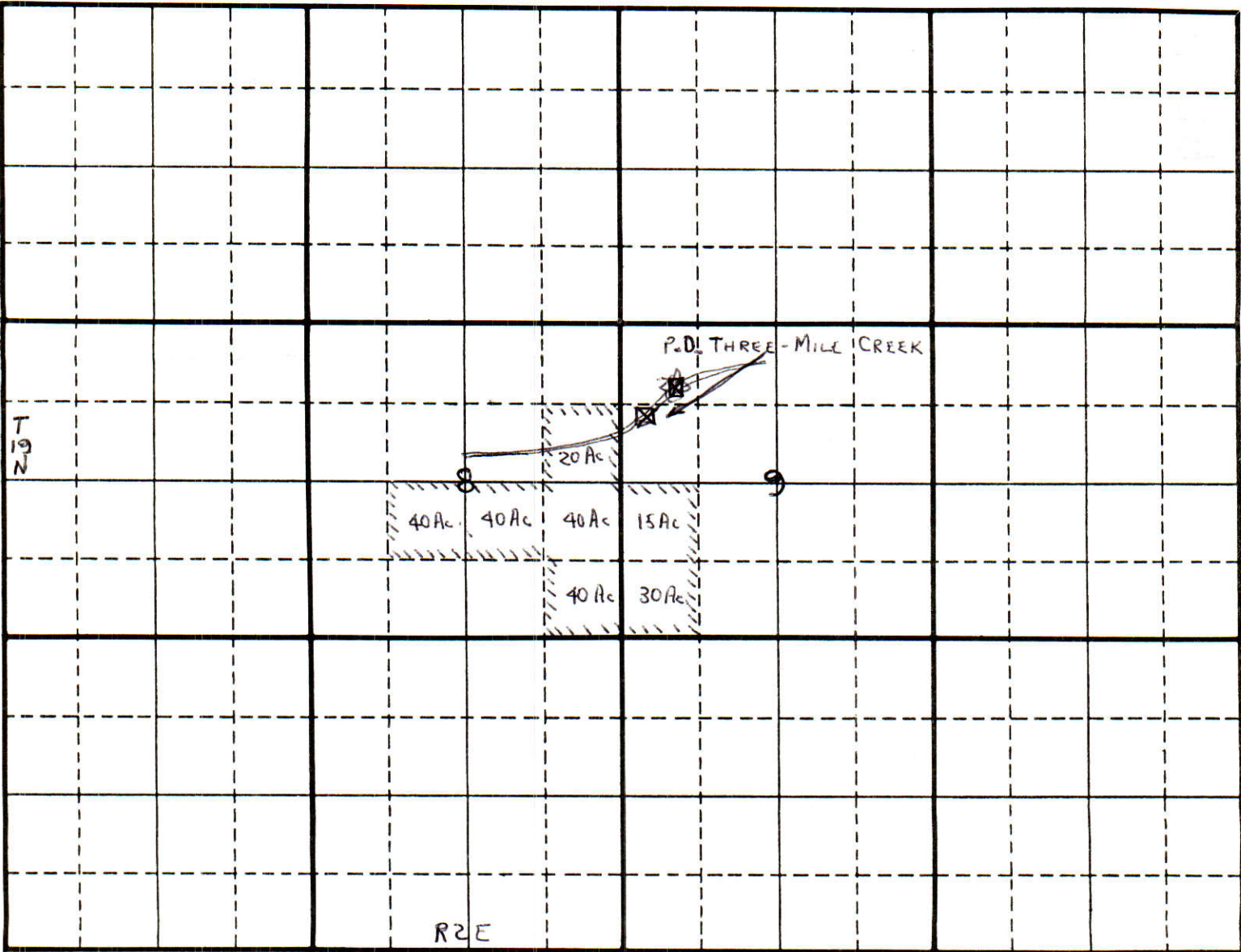


(8) Remarks This claim is for early spring run-off on Three-Mile Creek.



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of Ada) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Bruce Welter & Son
By: Harold Welter
(Claimant)

Sworn to before me this 22 day of February, 1980.

Paula Knight
Notary Public
Residing at Boise, Id.

My commission expires life

FOR DEPARTMENT USE ONLY

Received by KK Date 2/22/80 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by _____ Date 2/22/80 # 15359 claimant by: _____
\$20.00 fee received by 20.00 Date _____
Published in Adams City Leader _____
Dates 3/1/80 - 3/20/80 _____

Affidavit of Publication

State of Idaho, County of Adams, ss:

I, Bert J. Rogers, being first duly sworn upon my Oath, depose and say that I am the publisher of The Adams County

Leader, a newspaper; that a copy of the "Notice of Claims to Water Rights" No. 78-4130

Bruce Walters & Sons

as per clipping

hereto attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for

two (2) consecutive weeks, the first publication of the

same being made in the issue dated March 13, 1980

and the last in the issue dated March 20, 1980 that said newspaper is of general circulation in Adams County Idaho, printed and published weekly at Council therein and that said newspaper has been continuously and uninterruptedly published in said county during a period of more than seventy-eight consecutive weeks prior to the first publication of

said "Notice" as aforesaid.

Subscribed and sworn to before me this 20th

day of March, 1980

Notary Public for Idaho,
Residing at Council, Idaho

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the following claim(s) to water right(s) have been established by diversion and application to beneficial use:

78-4130

BRUCE WALTERS & SONS
P.O. BOX 31, RIGGINS, ID 83549
Source: THREE-MILE CREEK
tributary to LITTLE SALMON
RIVER

Priority Date: 07/15/1940

Amount: 4.04 CFS

Diversion Point: SWNW Sec 09 T
19N R 02E, ADAMS Co.

Use: IRRIGATION (4.00 CFS)

from 04/15 to 10/15

STOCKWATER (0.04 CFS)

from 01/01 to 12/31

Place of Use: SENE NESW NESE
NWSE SESE Sec 08 T 19N R 02E
NWSW SWSW Sec. 09 T 19N R
02E FOR 225 ACRES

Diversion Means: CHECK DAMS,
PIPELINE, SPRINKLERS &
DITCHES

Any exception to any claim of
water right may be filed with the
Director of the Idaho Department
of Water Resources, 92 S. Cole
Road, Boise, Idaho 83709.

C. STEPHEN ALLRED

Director

Published 3/13 & 3/20/80.

RECEIVED

MAR 24 1980

Department of Water Resources
Western Regional Office

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
CLAIM TO A WATER RIGHT

Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that Bruce Walters & Sons
(Name of Claimant) 628-3433
P. O. Box 31, Riggins, ID 83549 Telephone No. 628-3803
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use) 1940, July 15

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
Three-Mile Creek tributary to Little Salmon River

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

(cfs, gpd, AFA)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
		(Mo., Day)	(Mo., Day)
Quantity <u>4.0</u> cfs	Use <u>Irrigation</u>	Period of Use From <u>4/15</u>	To <u>10/15</u> JKN
Quantity <u>.04</u> cfs	Use <u>Stockwater</u>	Period of Use From <u>1/1</u>	To <u>12/31</u>
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____

(4) 4.04 cfs TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SW ¼ NW ¼, Sec. 9 Twp. 19N Rge. 2E B.M., County of Adams
Additional points of diversion: _____

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. Check dams and headgates with pipeline for sprinkler irrigation and ditches for flood irrigation.

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
19N	2E	8				20					40				40	40		40	180
19N	2E	9									15	30							45

No. of acres 225

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: _____

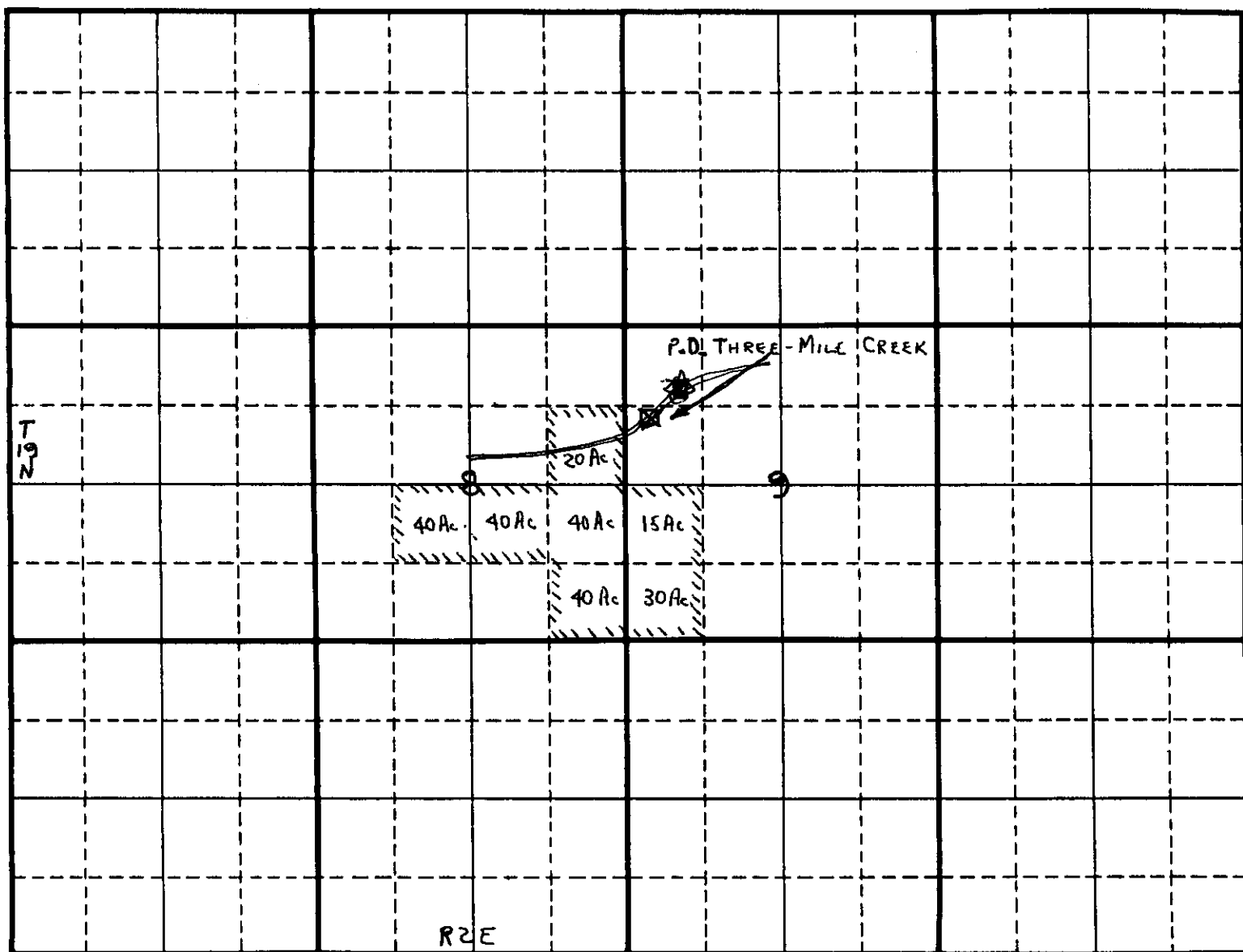
Stockwater for 1000 head of sheep.

NOTE: Include here the type and number of stock watered: _____

(7) If you are claiming water as a member of an organization, list name of organization: _____

MICROFILMED

(8) Remarks This claim is for early spring run-off on Three-Mile Creek.



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of Ada) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Bruce Walter & Son
By: Hernett Walter
(Claimant)

Sworn to before me this 22 day of February, 19 80.

Paula Knecht
Notary Public
Residing at Boise, Id.

My commission expires life

FOR DEPARTMENT USE ONLY

Received by KK Date 2/22/80 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by _____ Date _____
\$20.00 fee received by 20.00 Date 2/22/80 # 15359
Published in Adams City Leader
Dates 3/1/80 3/20/80

To Whom Ever it may concern:

I do hereby acknowledge that
said water from 3 mile creek has been
used as long as I can remember, and
It was July 15, 1946

Leonard M. Waller

JUL 20 1946

JUL 20 1946

JUL 20 1946

March 26, 1980
P.O. Box 209
New Meadows, ID 83654

Mr. C. Stephen Allred, Director
Idaho Department of Water Resources
92 S. Cole Rd.
Boise, ID 83709

Re: Exception to Claim of Water Right No. 78-4130
by Bruce Walters & Sons

Dear Mr. Allred:

Notice has been published by the Idaho Department of Water Resources that Bruce Walters & Sons, P.O. Box 31, Riggins, Idaho 83549, has filed with the Idaho Department of Water Resources a claim to water right bearing No. 78-4130, for water from Three-Mile Creek, a tributary to the Little Salmon River, which claim to water right asserts a priority date of July 15, 1940.

Please be advised that Osborn Ranch, Inc., an Idaho corporation, claims prior right to the entire volume of water in Three-Mile Creek, as decreed to the predecessor in interest of Osborn Ranch, Inc., on November 29, 1919, in the District Court of the Seventh Judicial District of the State of Idaho, in and for the County of Adams. Said Judgment and Decree was recorded in Book 1 of Judgments at pages 593-94, Records of Adams County, Idaho, and is of record in the office of the Idaho Department of Water Resources under Decree Numbers 78-0263, 78-0264, 78-0265 and 78-0266.

Said Judgment and Decree was entered on behalf of E. I. Osborn, Plaintiff, from whom the real property and water right referred to in said Judgment and Decree passed to Warren Osborn and from Warren Osborn to Osborn Ranch, Inc., on whose behalf this exception is made.

The claim to water right filed by Bruce Walters & Sons should be denied by the Idaho Department of Water Resources, because the claim is directly in conflict with the water rights decreed pursuant to said Judgment and Decree, which

RECEIVED
MAR 27 1980
IDAHO DEPARTMENT OF
WATER RESOURCES

Department of Water Resources
Water Right Division

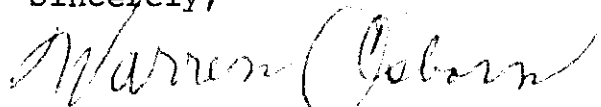
Mr. C. Stephen Allred
March 26, 1980
Page 2

water rights pre-date the water right asserted by Bruce Walters & Sons.

It may be of some guidance to your office to know that the claimant (Bruce Walters & Sons) has for several years obtained water from a different creek, Sewell Creek, which is a tributary of another one known as Goose Creek. To aid Bruce Walters & Sons in obtaining water from Sewell Creek, the claimant or the claimant's predecessor installed a ditch from Sewell Creek to take water from Sewell Creek and cause it to flow into Three-Mile Creek for removal by Bruce Walters & Sons downstream, but the only water that has been removed by Bruce Walters & Sons from Three-Mile Creek has been the water that Bruce Walters & Sons has put into Three-Mile Creek from Sewell Creek. It is my understanding that the right, if any, of Bruce Walters & Sons to the waters of Sewell Creek is subject to that of some other users and that when the flow in Goose Creek gets too low, water is no longer sent through the ditch from Sewell Creek to Three-Mile Creek, and the claimant thereupon loses that supply. That may account for the claimant's claim as to the waters of Three-Mile Creek, but those waters, as already pointed out, have been decreed to the predecessor in interest of Osborn Ranch, Inc.

In the event that the Idaho Department of Water Resources intends to take any action which might grant, approve or affirm the claimant's claim, or in the event that the claimant continues to assert the claim and requests any action by the Idaho Department of Water Resources thereon, please be advised that Osborn Ranch, Inc., requests an opportunity to present evidence in support of the facts stated in this letter.

Sincerely,

A handwritten signature in cursive script that reads "Warren Osborn".

OSBORN RANCH, INC.
Warren Osborn, President

UDELL and ELAM

ATTORNEYS AND COUNSELORS AT LAW
300 LENORA STREET
P.O. BOX 1300A McCALL, IDAHO 83638
PHONE (208) 634-2108 or (208) 634-2100

March 17, 1980

C. Stephen Allred, Director
Of The Idaho Department of Water
Resources
92 S. Cole Road
Boise, Idaho 83709

Re: Notice of Claims to Water Rights
78-4130

Dear Mr. Allred:

I represent Charles Wallace and Sons, Inc., and wish to advise you that they have in 1977 filed two claims of water right for the properties now being filed on by Bruce Walters and Sons.

I enclose herein the face sheets to the two claims heretofore submitted by Charles Wallace and Sons.

Charles Wallace and Sons have asked that I take exception to the water right being filed by Bruce Walters and Sons in the following respect.

Bruce Walters and Sons are contract purchasers of the real property and the Sellers obviously are Charles Wallace and Sons, Inc., an Idaho Corporation.

There is still a significant amount to be paid on that contract and obviously Charles Wallace and Sons, Inc. are the fee simple owners of the land at this point in time.

Therefore if any water right is granted, that water right should be granted in the names of Bruce Walters and Sons and Charles Wallace and Sons, Inc.

MAR 17 1980
Department of Water Resources
Western Regional Office

UDELL and ELAM

ATTORNEYS AND COUNSELORS AT LAW

C. Stephen Allred

March 17, 1980, page 2.

Re: Notice of Claims to Water Rights
78-4130

That way Charles Wallace and Sons, Inc. would retain an equitable interest in the water right and obviously be able to repossess that water right in the event that the Walters default under the contract of sale.

It seems most unreasonable that if a default should occur, that the Walters should be permitted to maintain the water right.

It is for that reason, that if the claim is perfected, that perfected claim should show joint ownership of the water right in Bruce Walters and Sons and Charles Wallace and Sons, Inc.

I believe it is also beneficial for your offices to have the enclosed claims which were filed in 1977 so as to prevent a duplicity of filings or claims beyond the statutory use.

Thank you for your cooperation.

Yours very truly,



RICHARD S. UDELL

RSU/nkc

Enclosures

cc: Charles Wallace
Box 31
New Meadows, Idaho 83654

MICROFILMED

Repair

Welding —

Council, Ida.

E SAND, GRAVEL CONCRETE

CONCRETE

CONCRETE

NEW MEADOWS AREA

Midvale, Idaho

quiet...
power!

WHITE SUBMERSIBLE PUMPS

Water pumps
They provide the nearest
water service. Installed
in the yard they are quiet
and efficient. Whether
it's a water system or
pump and water pump
system. STA-RITE
is the answer.

ELLE CANYON
IRRIGATION



Sherry is the daughter of Mr. and Mrs. Alvin Krigbaum of Moscow, Ida., and Donald is the son of Mr. and Mrs. Howard Joiner of Indian Valley, Ida.

NOTICE

Ethel Stover, Adams County Clerk, reports that the following registrars have been appointed for the Primary and General elections of 1980.

Council Precinct - Dixie Murphy - 304 Brady, Council, Idaho.
North Council - Maida Lawrence - Lawrence Trailer Court - Council, Idaho.

Indian Valley Precinct - Muriel Joiner - Indian Valley Market - Indian Valley, Idaho.

Bear Precinct - Beth Warner - Bear, Idaho.

New Meadows Precinct - Margaret Gilderoy - New Meadows, Idaho.

Little Salmon River Precinct - Barbara Maple - Pinehurst Trading Post - Route No. 1, New Meadows, Idaho.

Persons wishing to register may do so with the registrar in their own precinct or at the office of the county clerk. Persons having moved from one precinct to another within the county must re-register. They must also re-register if there has been a change of name by marriage or otherwise. Any qualified person who will be 18 years old by the date of election is eligible to register and vote.

If uncertain of your precinct you may call the clerk's office at 254-4661.

Pub. March 6 & 13, 1980.

NOTICE FOR BIDS

NOTICE IS HEREBY GIVEN that bids will be received by the Clerk of the Board of County Commissioners of Adams County, Idaho until 11:00 A. M. on March 24, 1980 for the following:

Gas and diesel products for New Meadows area for the year 1980.

Gas and Diesel products for the Council and Indian Valley area for the year 1980.

The Board reserves the right to reject any and/or all bids submitted for the good of Adams County, Idaho.

By ORDER of the Board of Adams County Commissioners this 26th day of February, 1980.

A. B. Schwartz, Chairman
Board of Adams County Commissioners

Attest:
Ethel Stover
Adams County Clerk

FREE HAULING

IN COUNCIL AREA FOR SENIOR CITIZENS &/OR NEEDY PEOPLE

Shale rock, top soil, fill dirt.

Also have Back hoe!

Notice is hereby given that the following claim(s) for water rights have been submitted by the following person(s) to the Idaho Department of Water Resources for public use:

78-4138

BRUCE WAUTERS & SONS
P.O. BOX 51, RICHMOND, ID 83448
Source: THREE MILE CREEK tributary to LITTLE SALMON RIVER

Priority Date: 01/15/1940

Amount: 4.04 CFS

Diversion Point: SWNW Sec 09 T 19N R 02E, ADAMS Co.

Use: IRRIGATION (4.00 CFS)

from 03/15 to 10/15

STOCKWATER (0.04 CFS)

from 01/01 to 12/31

Place of Use: SE1/4 NW1/4 NW1/4 SE1/4 Sec 09 T 19N R 02E NWSW SWSW Sec. 08 T 10N R 02E FOR 225 ACRES

Diversion Means: CHECK DAMS, PIPELINE, SPRINGHEADS & DITCHES

Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 87 S. Cole Road, Boise, Idaho 83703.

C. STEPHEN ALLRED

Director

Published 3/13 & 3/20/80

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

87-7490

W. X. RANCH
STAR RT., CAMBRIDGE, ID 83610

Source: LITTLE WEISER tributary to WEISER RIVER

Date Filed: 02/26/1980

Amount: 3.00 CFS

Diversion Point: NESW Sec 01 T 14N R 02W, ADAMS Co.

Use: IRRIGATION (3.00 CFS)

from 03/15 to 06/15

Place of Use: SWNW SENW NESW SWSW SWSW Sec 17 T 14N R 02W SWSW Sec 18 T 14N R 02W SENE Sec 18 T 14N R 02W FOR 180 ACRES

Diversion Means: SCHWENK-FELDER-GLADHART DITCH SYSTEM & PUMP

87-7491

WARD, ISAAC M. &/or ELEN
STAR ROUTE, CAMBRIDGE, ID 83610

Source: LITTLE WEISER tributary to WEISER RIVER

Date Filed: 02/26/1980

Amount: 2.40 CFS

Diversion Point: NESW Sec 01 T 14N R 02W, ADAMS Co.

Use: IRRIGATION (2.40 CFS)

from 03/15 to 06/15

Place of Use: NENE NWNE SWNE SENENWSE Sec 11 T 14N R 02W FOR 120 ACRES

Diversion Means: SCHWENK-FELDER DITCH & PUMP

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 87 S. Cole Road, Boise, Idaho 83703.

MICROFILMED

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Section 42-225a, Idaho Code

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. **The filing of this claim does not confirm the water right but will serve for information purposes only.** It may, however, become the basis for future adjudication of the water right by the Court.

Notice is hereby given that **Charles Wallace & Sons, Inc.**
(name of claimant)

Box 31, New Meadows, Id. 83654
(mailing address)

claims a right to the diversion and beneficial use of

the public water of the State of Idaho

The extent and nature of said claim is as follows:

- (1) Describe source of water: (name of stream, lake, spring, etc., or ground water) Three Mile Creek/Flood
waters in spring, tributary to Little Salmon River

- (2) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

Amount	(cfs, gpm)	Purpose	Irrigation Period of Use	From	To	Variation (Sec #8)
Amount		Use	Period of Use	From	To	Remarks
Amount		Use	Period of Use	From	To	

- (3) Total quantity of water claimed: 3 cubic feet per second, or _____ acre feet per annum, and/or _____ gallons per minute.

- (4) Priority claimed (the date when was first applied to beneficial use): May 1, 1878.

A claim is not acceptable on a ground-water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception to this rule is that a claim may be filed on domestic use from a ground-water source.

- 6) A Point of diversion, (give location of point where water is diverted from its source)

SW 1/4 NW 1/4 Sec. 9 Twp. 19N Rce. 2E B. M. County of Adams

Additional points of diversion

1. Give sizes and capacities, be as specific as possible. 2 ditches approximately 1/2 mile to land served, then by pipe ranging from 7" down to 3" upon irrigated lands--all gravity flow.

1. Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

[illegible]

Total No. of acms 280

- 3) If the water is used for other than irrigation, fully describe that use, being as specific as possible

- (7) If you are drinking water as a member of an organization, list name of organization: As President of Charles Wallace & Sons, Inc.

STATE OF IDAHO

78-4076

DEPARTMENT OF WATER RESOURCES

Section 42-225a, Idaho Code

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. The filing of this claim does not confirm the water right but will serve for information purposes only. It may, however, become the basis for future adjudication of the water right by the Court.

Notice is hereby given that Charles Wallace and Sons, Inc.

(name of claimant)

of Box 31, New Meadows, Idaho 83654

(mailing address)

claims a right to the diversion and beneficial use of

the public water of the State of Idaho

The extent and nature of said claim is as follows:

- (1) Describe source of water: (name of stream, lake, spring, etc., or ground water) unnamed spring
, tributary to, Three Mile creek

- (2) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

Amount 75 gpm Use irrigation Period of Use: From 20 April To 15 Sept.

Amount .04 cfs Use domestic Period of Use: From 1 Jan. To 31 Dec.

Amount _____ Use _____ Period of Use: From _____ To _____
(cfs, gpm or a/f) (dom., irri., stock, etc.) (both dates inclusive)

- (3) Total quantity of water claimed: .2067 cfs cubic feet per second, or _____ acre feet
per annum, and/or _____ gallons per minute. (assumes 1 cfs = 450 gpm)

- (4) Priority claimed: (the date water was first applied to beneficial use) 20 April 1950

A claim is not acceptable on a ground-water source with a priority later than March 25, 1963 or on a surface-water source with a priority later than May 20, 1971. An exception to this rule is that a claim may be filed on domestic use from a ground-water source.

- (5) A) Point of diversion: (give location of point where water is diverted from its source)

NW ¼ SW ¼, Sec. 9 Twp. 19N Rge. 2E B. M. County of Adams

Additional points of diversion: _____

B) Describe means of diversion of water: (pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.) Give sizes and capacities; be as specific as possible. 3" pipe plus gravity; also by ditch to adjacent Three mile creek.

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE ¼				NW ¼				SW ¼				SE ¼				TOTAL
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
gpm)	19N	2E	8												5				5
gpm)	19N	2E	8												35	40			75
¼ cfs	19N	2E	8												X				

Total No. of acres 80

B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: Household domestic use on portion of NE ¼ of SE ¼.

- (7) If you are claiming water as a member of an organization, list name of organization: As President of Charles Wallace and Sons, Inc.

Affidavit of Publication

State of Idaho, County of Adams, ss:

I, Bert J. Rogers, being first duly sworn upon my Oath, depose and say that I am the publisher of The Adams County

Leader, a newspaper; that a copy of the " Notice of Claims to Water Rights " No. 78-4130

Bruce Walters & Sons

as per clipping

hereto attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for

two (2) consecutive weeks, the first publication of the

same being made in the issue dated March 13, 1980

and the last in the issue dated March 20, 1980
that said newspaper is of general circulation in Adams County
Idaho, printed and published weekly at Council therein and
that said newspaper has been continuously and uninterrupted-
ly published in said county during a period of more than sev-
enty-eight consecutive weeks prior to the first publication of

said " Notice " as aforesaid.

Subscribed and sworn to before me this 20th

day of March, 19 80

Notary Public for Idaho,
Residing at Council, Idaho

The following is a list of the
 rights to water established by
 the court and application to bene-
 ficial use.
 70-1100
 BRUCE WALTERS & SONS
 AND BOB A. WATSON, ID 82540
 Source: TUMBLEBLE CREEK
 tributary to LEWIS SALMON
 RIVER
 Priority Date: 07/10/1960
 Amount: 1.0 CFS
 Direction from Spring Set: 90 T
 100 S 100 W 100 N
 Use: Irrigation (0.03 CFS)
 from 7/10 to 7/15
 Stockwater (0.04 CFS)
 from 7/16 to 7/20
 From: 1/2 mile from Spring
 North 100 S 100 W 100 N
 Spring Set: 90 T 100 S 100 W
 One hole for spring
 Direction from Spring: North
 From: 1/2 mile from Spring
 Direction: North 100 S 100 W
 Amount: 1.0 CFS
 Any exception to any claim of
 water rights is filed with the
 Director of Water Resources
 at 300 East 100 S 100 W
 70-1100
 Director

RECORDED

MAR 24 1960

Department of Water Resources
Western Regional Office

01	WATER RIGHT NUMBER -	78-4130	02	OLD (D) NUMBER -	
	03001 - BRUCE WALTERS & SONS	LAST NAME		04001 -	FIRST NAME
					05001 - C
06	ADD LINE 1 - P.O. BOX 31		07	ADD LINE 2 -	
08	ADD LINE 3 -		09	CITY - RIGGINS	10 STATE - ID
			11	ZIP - 83549	
12	STAGE - S STATUTORY CLAIM		13	STATUS -	
	SOURCE				
14001	- THREE MILE CREEK		15001	- LITTLE SALMON RIVER	17 CCUNTY - 03 ADAMS
16	DIVERSION MEANS - CHECK DAMS, PIPELINE, SPRINKLERS & DITCHES				
18	DIVERSION CAPACITY - .000	19	TOTAL DIVERSION RATE - 4.040	20	TOTAL DIVERSION VOLUME - .00
21	WATER DISTRICT -				
	TRACT	SEC	TWN	RNG	LOT
					DIVERSION POINTS
					RFLG
					STREAM INDEX FIELDS
22001	- SWNW 23001 - 09 24001 - 19N 25001 - 02E 26001 - 27001 -				
29	NON-IRRIGATION USE - S/1000 SHEEP				
	USE CODE / USE	TWN	RNG	PLACE OF USE	SEC
					TRACT
					ACRES
					LOT
30001	- 01 IRRIGATION	31001 - 19N 32001 - 02E 33001 - 09		34001 - NWSW	35001 - 15 36001 -
30002	- 01 IRRIGATION	31002 - 19N 32002 - 02E 33002 - 09		34002 - SMSW	35002 - 30 36002 -
30003	- 01 IRRIGATION	31003 - 19N 32003 - 02E 33003 - 08		34003 - SENE	35003 - 20 36003 -
30004	- 01 IRRIGATION	31004 - 19N 32004 - 02E 33004 - 08		34004 - NESW	35004 - 40 36004 -
30005	- 01 IRRIGATION	31005 - 19N 32005 - 02E 33005 - 08		34005 - NESE	35005 - 40 36005 -
30006	- 01 IRRIGATION	31006 - 19N 32006 - 02E 33006 - 08		34006 - NWSE	35006 - 40 36006 -
30007	- 01 IRRIGATION	31007 - 19N 32007 - 02E 33007 - 08		34007 - SESE	35007 - 40 36007 -
					TOTAL ACRES: 223
	PERIOD FROM	PERIOD TO	USE CODE / USE	DIVERSION RATE	DIVERSION VOLUME
37001	- 0415	38001 - 1015	39001 - 01 IRRIGATION	40001 -	41001 -
37002	- 0101	38002 - 1231	39002 - 04 STOCKWATER	40002 -	41002 -
				4.000	0.00
				0.040	0.00
42	DECREE PLAINTIFF NAME -		43	DECREE DEFENDANT NAME -	
	REMARKS				
44001	-				
	APPROVAL CONDITIONS: 45001 -				
46	OTHER RIGHTS FOR SAME USE -				

WRR100
78-4130

IDAPO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS PROOF READING REPORT

PAGE 2
16-JAN-1986 00:34:05

[illegible]

3/79

IDENT. NO. 78-4130

I D A H O D E P A R T M E N T O F W A T E R R E S O U R C E S

WATER RIGHT
DATA ENTRY LOG

[illegible]

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: JKN

Right Number 2-4/30 Applicant Bruce Walters & Sons

NOTE: IF ANY OF THE ITEMS BELOW ARE MISSING, THE CLAIM IS INCOMPLETE AND MUST BE RETURNED IMMEDIATELY TO THE CLAIMANT ALONG WITH THE APPROPRIATE COVER LETTER.

CHECK:

- ☒ Name and address.
- ☒ Date of priority. (Check for a date past the mandatory filing dates.) (One date only.)
- ☒ Source.
- ☒ Quantity, use, period.
- ☒ Point(s) of diversion.
- ☒ Location of use.
- ☒ Signature/notarization/fee.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received.
- ☒ Claim published correctly.
- ☒ Exceptions processed.

By DBS Date 4/18/80

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By [Signature] Date 2/23/80

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

92 South Cole Road
Boise, Idaho 83709
(208) 334-2190

APRIL 1, 1980

BRUCE WALTERS & SONS
P.O. BOX 31
RIGGINS

ID 83549

RE: Claim No. 78-4130

Dear Claimant:

The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-243 and 42-244, IDAHO CODE. Your claim will be retained in our files and will be available at any time for use by you or the court.

The filing and advertising of the claim does not confirm the water right claimed, but will serve to record and preserve the information and the evidence which you included in your claim.

If, at a later date, you find that you have additional information or supporting evidence that you would like to have included with the claim, you may have that information or evidence added at any time. Please refer to the claim identification number when corresponding with this office.

We are enclosing a copy of your claim for your records. If you have questions, or if this office may be of further assistance, please feel free to contact us.

Yours truly,

DAVID B. SHAW
Western Region Supervisor

Enclosure



State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 92 South Cole Road, Boise, Idaho 83709

JOHN V. EVANS

Governor

(Office at the corner of
Franklin and Cole Roads)

C. STEPHEN ALLRED

Director

(208) 384-2190

April 18, 1980

RE: Claim to a Water Right No. 78-4130

Bruce Walters & Sons
P.O. BOX 31
Riggins, Id 83549

Gentleman:

Enclosed are copies of exceptions filed by Charles Wallace & Sons and Osborn Ranch, Inc. in connection with the above referenced claim to a water right. The Dept. will not schedule a hearing in this matter or evaluate for conformation the right claimed, since Section 42-244 Idaho Code states in part the following:

"At anytime after the filing of a claim, any person who disagrees that a right has been established as set forth in said claim may file an exception thereto in duplicate, in affidavit form, accompanied by such proof as said person deems appropriate. An exception filed shall be made a part of the file of the claim in the Department of Water Resources and shall be considered the same as other evidence in said file. A copy of an exception filed shall be forwarded to the claimant by the Department of Water Resources."

If we can be of further assistance, please contact us.

Very truly yours,

DAVID B. SHAW
Western Region Supervisor

Enclosure





State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 92 South Cole Road, Boise, Idaho 83709

JOHN V. EVANS

Governor

(Office at the corner of
Franklin and Cole Roads)

C. STEPHEN ALLRED

Director

(208) 384-2190

April 18, 1980

RE: Claim to a Water Right No. 78-4130

Osborn Ranch, Inc.
Warren Osborn, Pres.
P.O. Box 209
New Meadows, Id 83654

Dear Mr. Osborn,

This office acknowledges receipt of your correspondence concerning the above referenced claim to a water right. The Dept. will not schedule a hearing in the matter or evaluate for conformation the right claimed, since Section 42-244 Idaho Code states in part the following:

"At anytime after the filing of a claim, any person who disagrees that a right has been established as set forth in said claim may file an exception thereto in duplicate, in affidavit form, accompanied by such proof as said person deems appropriate. An exception filed shall be made a part of the file of the claim in the Department of Water Resources and shall be considered the same as other evidence in said file. A copy of an exception filed shall be forwarded to the claimant by the Department of Water Resources."

If we can be of further assistance, please contact us.

Very truly yours,

DAVID B. SHAW
Western Region Supervisor



State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 92 South Cole Road, Boise, Idaho 83705

JOHN V. EVANS
Governor

(Office at the corner of
Franklin and Cole Roads)

C. STEPHEN ALLRED
Director

(208) 384-2190

March 31, 1980

Richard S. Udell
Udell & Elam
Attorneys & Counselors at Law
300 Lenora Street
P.O. Box 1300A
McCall, Idaho 83638

RE: Claim to a Water Right #78-4130

Dear Mr. Richard S. Udell;
This office acknowledges receipt of your correspondence concerning the above referenced claim to a water right.

The Department will not schedule a hearing in the matter or evaluate for conformation the right claimed, since Section 42-244, Idaho Code, states in part the following:

"At anytime after the filing of a claim, any person who disagrees that a right has been established as set forth in said claim may file an exception thereto in duplicate, in affidavit form, accompanied by such proof as said person deems appropriate. An exception filed shall be made a part of the file of the claim in the Department of Water Resources and shall be considered the same as other evidence in said file. A copy of an exception filed shall be forwarded to the claimant by the Department of Water Resources."

If we can be of further assistance, please contact us.

Sincerely,

DAVID B. SHAW
Western Region Supervisor

kk

DBS:kk

44-11000-11



State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 92 South Cole Road, Boise, Idaho 83705

JOHN V. EVANS

Governor

(Office at the corner of
Franklin and Cole Roads)

C. STEPHEN ALLRED

Director

(208) 384-2190

March 31, 1980

Charles Wallace & Sons, Inc.

Box 31

New Meadows, Idaho 83654

RE: Claim to a Water Right #78-4130

Dear Charles Wallace & Sons, Inc;

This office acknowledges receipt of your correspondence concerning the above referenced claims to a water right.

The Department will not schedule a hearing in the matter or evaluate for conformation the right claimed, since Section 42-244, Idaho Code, states in part the following:

"At anytime after the filing of a claim, any person who disagrees that a right has been established as set forth in said claim may file an exception thereto in duplicate, in affidavit form, accompanied by such proof as said person deems appropriate. An exception filed shall be made a part of the file of the claim in the Department of Water Resources and shall be considered the same as other evidence in said file. A copy of an exception filed shall be forwarded to the claimant by the Department of Water Resources."

If we can be of further assistance, please contact us.

Sincerely,

DAVID B. SHAW

Western Region Supervisor

kk

DBS:kk

MICROFILMED

28-4130-

BRUCE WALTERS & SONS

P.O. BOX 31, RIGGINS, ID 83549

Source: THREE-MILE CREEK tributary to LITTLE SALMON RIVER

Priority Date: 07/15/1940

Amount: 4.04 CFS

Diversion Point: SWNW Sec 09 T 19N R 02E, ADAMS Co.

Use: IRRIGATION	(4.00 CFS)	from 04/15 to 10/15
STOCKWATER	(0.04 CFS)	from 01/01 to 12/31

Place of Use: SENE NESW NESE NWSE SESE Sec 08 T 19N R 02E NWSW SWSW
Sec 09 T 19N R 02E FOR 225 ACRES

Diversion Means: CHECK DAMS, PIPELINE, SPRINKLERS & DITCHES

MICROFILMED