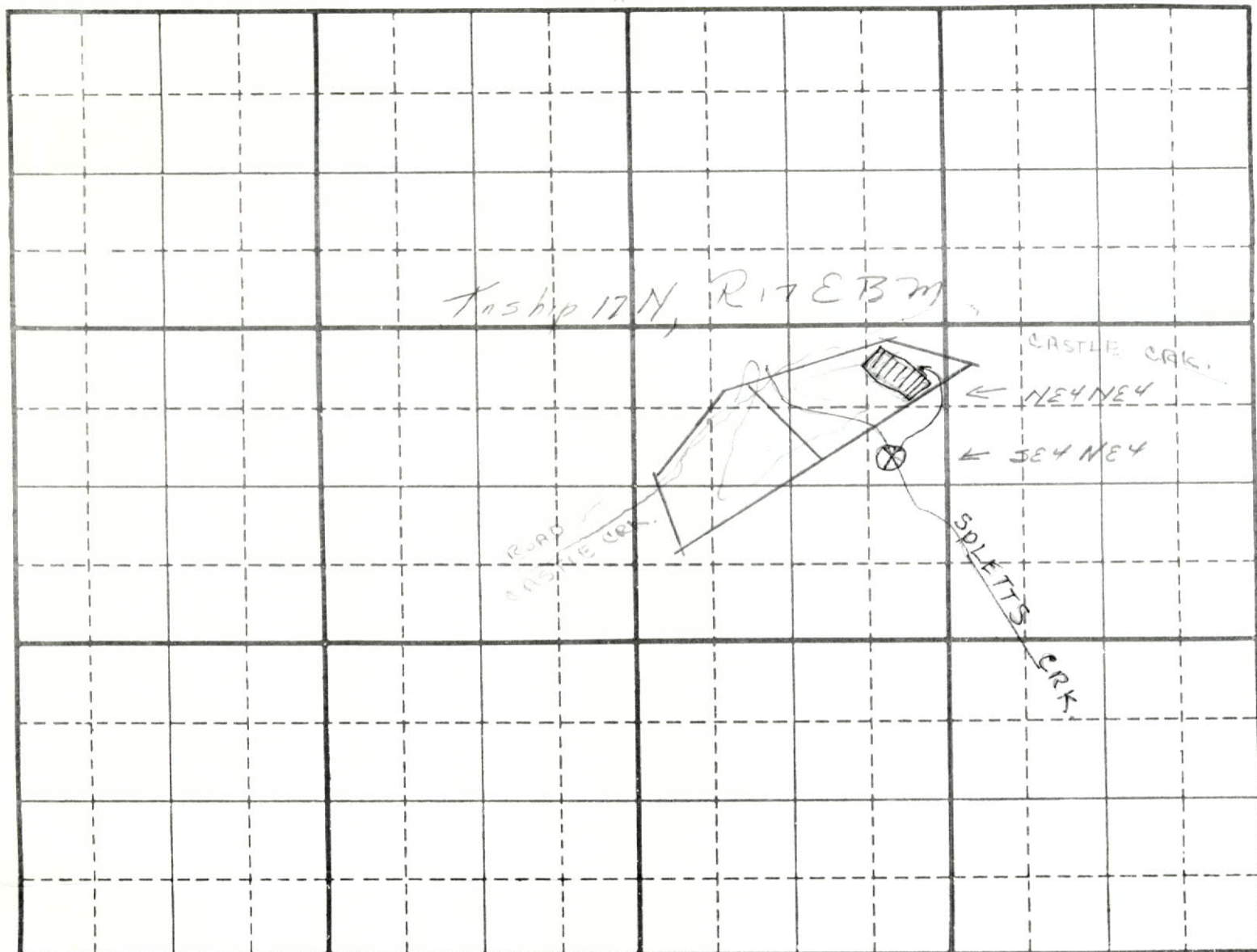


8) Remarks

MICROFILMED



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

Lemhi

)
) 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.

Sworn to before me this

13th day of

MARCH

, 1986.

Richard Mcayee

(Claimant)

Diane L. Johnson

Notary Public
Residing at

My commission expires

Life

FOR DEPARTMENT USE ONLY

Received by nn

Date 2/5/86

Exception filed by:

Forwarded to

Date

Prelim. check by GHS

Date 3/17/86

claimant by:

200.00 fee received by jp

Date 2/6/86 #40212

Published in Recorder- Herold

Dates 4/9 & 4/16/86

NOTICE OF CLAIMS TO
WATER RIGHTS

The following claim(s)
have been filed on water
right(s) created by diversion
and beneficial use:

77-4222 ✓ 4P

MC AFEE, RICHARD
P. O. BOX 2008, SAL-
MON, ID 83467

Source: SPLETTS CREEK
trib. to CASTLE CREEK

Diversion Pt: SENE Sec 11
T 17N R 17E

Use IRRIGATION (0.2
CFS)

Date Filed: 06/20/1967
In: NENE Sec 11 T 17N R
17E FOR 10 ACRES

Exceptions to a claim
may be filed with the
Director, Dept. of Water
Resources, Western Region,
Statehouse, Boise, Idaho
83720.

KEN DUNN, Dir.
Published 04/10 &
04/17/86.

4-10-2tc

Affidavit of Publication

STATE OF IDAHO

County of Lemhi

ss.

Department of Water Resources
Western Regional Office

Jerry G. Rosin, being first duly sworn, deposes
and says that he is one of the printers (publisher) of the RECORDER HERALD,
a newspaper published weekly at Salmon, Lemhi County, Idaho, and of general
circulation therein,

That the Notice of Claims to Water Rights

a true
printed copy of which is attached to the margin hereof, has been and was correct-
ly printed and published in the regular and entire issue of every number of said
newspaper and not in any supplement thereof or thereto for 2
consecutive issues, commencing with the issue dated April 10, 1986
and ending with the issue dated April 17, 1986

Subscribed and sworn to before me, this Seventeenth

day of April, 1986

Neil Armstrong
Notary Public for the State of Idaho,
Residing at Salmon, Idaho

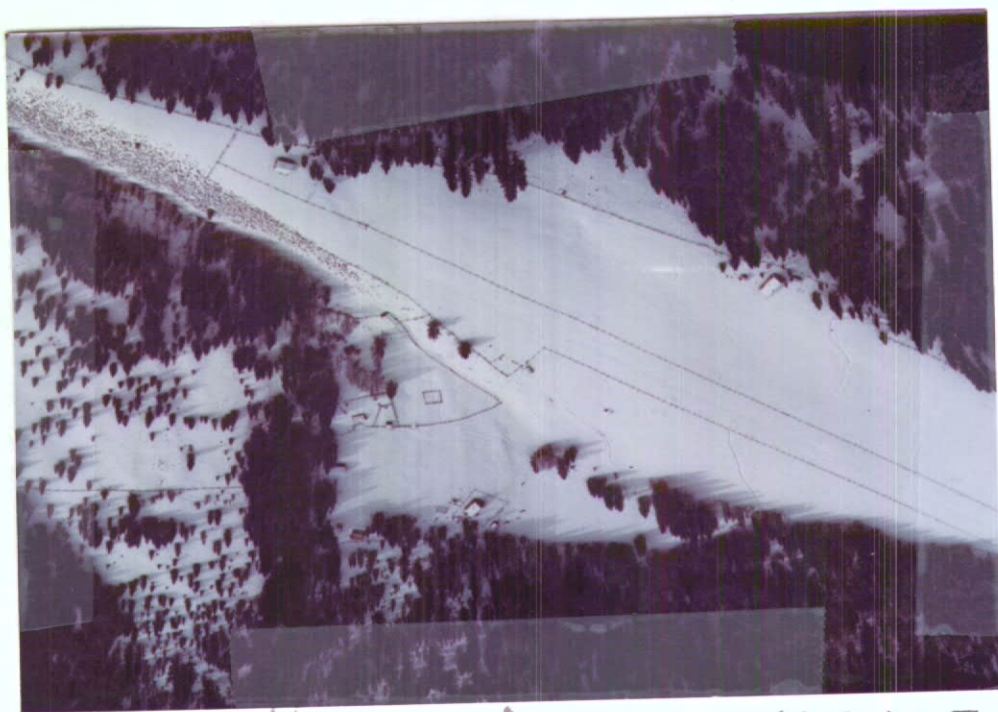
Publication Fee \$ 18.27

MICROFILMED

N

SLOPES

W
W



E
E

driveway

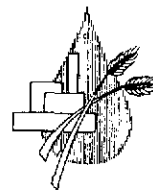
WATER DITCH
SLOPES
S
house
SLOPES

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Looking N.E. upper
portion to be irrigated
on both upper sides
of airstrip

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 Richard McAfee

(Name of Claimant)

P.O. Box 2008, Salmon, Idaho 83467

(Mailing Address)

Telephone No.

(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) 6/20/1967

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)

Spletts Creek

tributary to

Castle Creek

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

Quantity	(cfs, af)	Use	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity .20	Use Irrigation	Period of Use From 6/1	To 10/1		
Quantity	Use	Period of Use From	To		
Quantity	Use	Period of Use From	To		
Quantity	Use	Period of Use From	To		
Quantity	Use	Period of Use From	To		

- (4) .20 TOTAL QUANTITY USED.
(cfs, af)

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

SE ¼ NE ¼, Sec. 11 Twp. 17N Rge. 17E B.M., County of Lemhi

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. An existing ditch dating back to early 1900's, one-half mile long, height 20 inches, width of ditch at bottom is 3 ft. at top 5ft.

- (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%				NW%				SW%				SE%				TOTAL
			NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	
17N	17E	11	10																10

No. of acres 10

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

NOTE: Include here the type and number of stock watered: 12 Horses

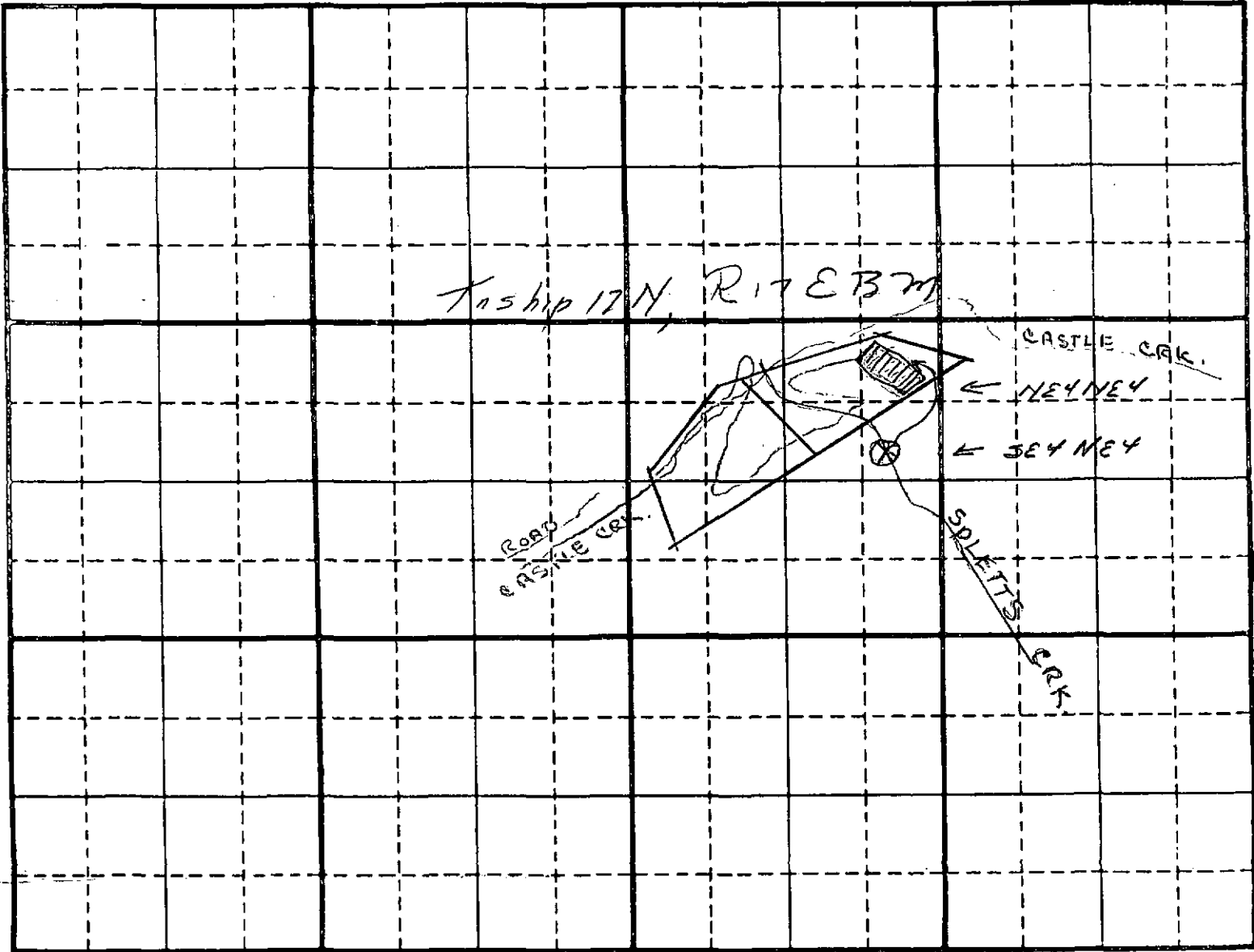
- (7) If you are claiming water as a member of an organization, list name of organization:

MICROFILMED

(8) Remarks _____

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N



S

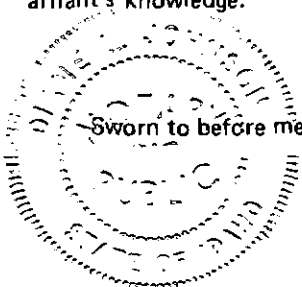
Scale: 2 inches equal 1 mile.

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 Lemhi) 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.



Sworn to before me this 13th day of MARCH, 1986.

Richard McNeal
(Claimant)

Notary Public
Residing at Safford

My commission expires Life

FOR DEPARTMENT USE ONLY

Received by nn Date 2/5/86 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by WHS Date 3/17/86 claimant by: _____
200.00 ~~99.00~~ fee received by jp Date 2/6/86 #40212
Published in Recorder- Herold
Dates 4/9 & 4/16/86

**NOTICE OF CLAIMS TO
WATER RIGHTS**

The following claim(s)
have been filed on water
right(s) created by diversion
and beneficial use:

77-4222

MC AFEE, RICHARD
P. O. BOX 2008, SAL-
MON, ID 83467

Source: SPLETTS CREEK
trib. to CASTLE CREEK

Diversion Pt: SENE Sec 11
T 17N R 17E

Use: IRRIGATION (0.2
CFS)

Date Filed: 06/20/1967

In: NENE Sec 11 T 17N R
17E FOR 10 ACRES

Exceptions to a claim
may be filed with the
Director, Dept. of Water
Resources, Western Region,
Statehouse, Boise, Idaho
83720.

KEN DUNN, Dir.

Published 04/10 &
04/17/86.

4-10-2tc

Affidavit of Publication

STATE OF IDAHO

County of Lemhi

ss.

RECEIVED

APR 21 1986

Department of Water Resources
Western Regional Office

Jerry G. Rosin, being first duly sworn, deposes
and says that he is one of the printers (publisher) of the RECORDER HERALD,
a newspaper published weekly at Salmon, Lemhi County, Idaho, and of general
circulation therein,

That the Notice of Claims to Water Rights

_____ a true
printed copy of which is attached to the margin hereof, has been and was correct-
ly printed and published in the regular and entire issue of every number of said
newspaper and not in any supplement thereof or thereto for 2
consecutive issues, commencing with the issue dated April 10, 19 86
and ending with the issue dated April 17, 19 86

Jerry G. Rosin

Subscribed and sworn to before me, this Seventeenth

day of April, 19 86

Neil Armstrong
Notary Public for the State of Idaho,
Residing at Salmon, Idaho

Publication Fee \$ 18.27

MICROFILMED

June 16, 1992

RICHARD MC AFEE
P.O. BOX 2008
SALMON ID 83467-0000

RE: Water Right No. 77-04222 Certified Mail No. 141115

Dear Water Right Holder(s):

By now you are probably aware that the National Marine Fishery Service (NMFS) has listed the Snake River Sockeye Salmon and the spring/summer and fall runs of Chinook Salmon under provisions of the Endangered Species Act. These actions raise concerns about many aspects of the life cycles of these fish, including their habitat within the water sheds of Idaho. Low flows of many streams, springs and rivers within the Salmon and Clearwater River Basins have increased the concerns about the habitat conditions.

In response to the combined drought conditions and the endangered species listing, the Director of the Department of Water Resources has declared a moratorium on approval of certain pending and future applications to appropriate surface water in the Salmon and Clearwater Basins. The moratorium applies only to surface water.

Department records show that you filed an application to appropriate surface water which has not been approved by the Department. Unless your application qualifies for a narrow exemption to the moratorium, the department will hold your application, and will not process it until the moratorium is lifted.

The moratorium does not apply to applications for minor stockwatering, domestic purposes or non-consumptive uses.

The Department has scheduled public information meetings where the details of the moratorium can be discussed. The times and locations of the meetings are:

Riggins, Idaho June 25, 1992 2:00 p.m.
Riggins City Hall
Riggins, Idaho

Orofino, Idaho June 25, 1992 7:00 p.m.
The Ponderosa
220 Michigan Avenue

Banquet Room
Orofino, Idaho

Salmon, Idaho June 26, 1992 1:00 p.m.
Lemhi County Courthouse
Upstairs Courtroom
Salmon, Idaho

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS:cz



Cecil D. Andrus
Governor

State of Idaho
DEPARTMENT OF WATER RESOURCES
Western Region

2735 Airport Way
Boise, Idaho 83705
(208) 334-2190

July 1, 1987

Richard McAfee
P.O. Box 2008
Salmon, ID 83467

Re: Permits Nos. 77-7202 and 77-7210, and Claims Nos. 77-4209 and 77-4222

Dear Mr. McAfee:

We are in receipt of the examination information sheets for the above-referenced water rights and of your check No. 2493 in the amount of \$150.00.

Enclosed herewith we are returning the information sheets for claims Nos. 77-4209 and 77-4222. Please be advised that this office does not conduct examinations on claimed rights so no fee information sheets are required on these water rights.

We have applied \$50.00 of your submitted fee to cover the examination fee for permit No. 77-7210. The remaining \$100.00 we have applied to your permit No. 77-7202. As you note by the fee schedule, \$100.00 is the proper fee for a rate of flow of up to 1.0 cubic feet per second. Because you have identified a rate of flow of 1.6 cubic feet per second (cfs), if you wish to have the entire rate of flow licensed, an additional fee of \$25.00 is required.

If you wish to increase the amount of water eligible for licensing, you may submit the additional fee within the next 30 days with no penalty. If the fee is not submitted at this time, and if our examination indicates that your rate of flow is greater than 1.0 cfs, you will have the opportunity to pay the additional fee in the future, but the rules and regulations of the Department require that a fee submitted at that time must be accompanied by a penalty and a delay in date of priority.

The purposes of this letter are both to acknowledge the fee submitted, and to provide the opportunity for the additional payment. If you have questions or concerns regarding this letter, please feel free to contact this office as identified in the letterhead.

MICROFILMED

AUG 24 1987

Sincerely,

David R. Tuthill, Jr.

DAVID R. TUTHILL, JR., P. E.
Manager, Western Regional Office

DRT:jp

c.c. State Office

Enclosures: Receipt No. 44965 for \$150.00
Examination Fee Sheets for Claims

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: 6LS

Right Number 77-4220 Applicant Richard McAfee

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. 4/21/86
- ☒ Claim published correctly. Recorder Harold
- ☒ Exceptions processed. 200/40218 4/24/86

By DRT Date 5/6/1986

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By SC Date 5/13/86

MICROFILMED
RECEIVED
MAY 13 1986

Department of Water Resources



State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-2190

April 30, 1986

Richard Mc Afee
P. O. Box 2008
Salmon, ID 83467

Re: Claim No. 77-4222

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.

Sincerely,

DAVID R. TUTHILL, JR., P. E.
Manager, Western Regional Office

DRT:jp

Enclosure

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1
WRR100
77-4222

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS PROOF READING REPORT

PAGE 1
2-Apr-1986 21:22:21

01 Water Right Number - 77-4222 02 Old (D) Number -

03001 - MC AFEE LAST NAME

04001 - RICHARD FIRST NAME

05001 - C ORIG. OWNER

06 Add Line 1 - P.O. BOX 2008

07 Add Line 2 -

08 Add Line 3 -

09 City - SALMON

10 State - ID

11 ZIP - 834670000

12 Stage - A APPLICATION

13 Status -

SOURCE
14001 - SPLETTS CREEK

TRIBUTARY OF
15001 - CASTLE CREEK

16 Diversion Means - DITCH

17 County - 59 LEMHI

18 Diversion Capacity - .000

19 Total Diversion Rate - .200

20 Total Diversion Volume - .00

21 Water District -

----- DIVERSION POINTS -----				----- STREAM INDEX FIELDS -----													
Tract	Sec	Tw	Rng	Lot	Rfls												
22001 - SENE	23001 - 11	24001 - 17N	25001 - 17E	26001 -	27001 -												
			28001 - 0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0

29 Non-Irrigation Use - S/12 RANGE

----- PLACE OF USE -----				-----			
Use Code / Use	Tw	Rng	Sec	Tract	Acres	Lot	
30001 - 01 IRRIGATION	31001 - 17N	32001 - 17E	33001 - 11	34001 - NENE	35001 - 10	36001 -	
							Total Acres: 10

----- WATER USE -----				-----	
Period From	Period To	Use Code / Use	Diversion Rate	Diversion Volume	
37001 - 0601	38001 - 1001	39001 - 01 IRRIGATION	40001 - 0.200	41001 - 0.00	

42 Decree Plaintiff Name -

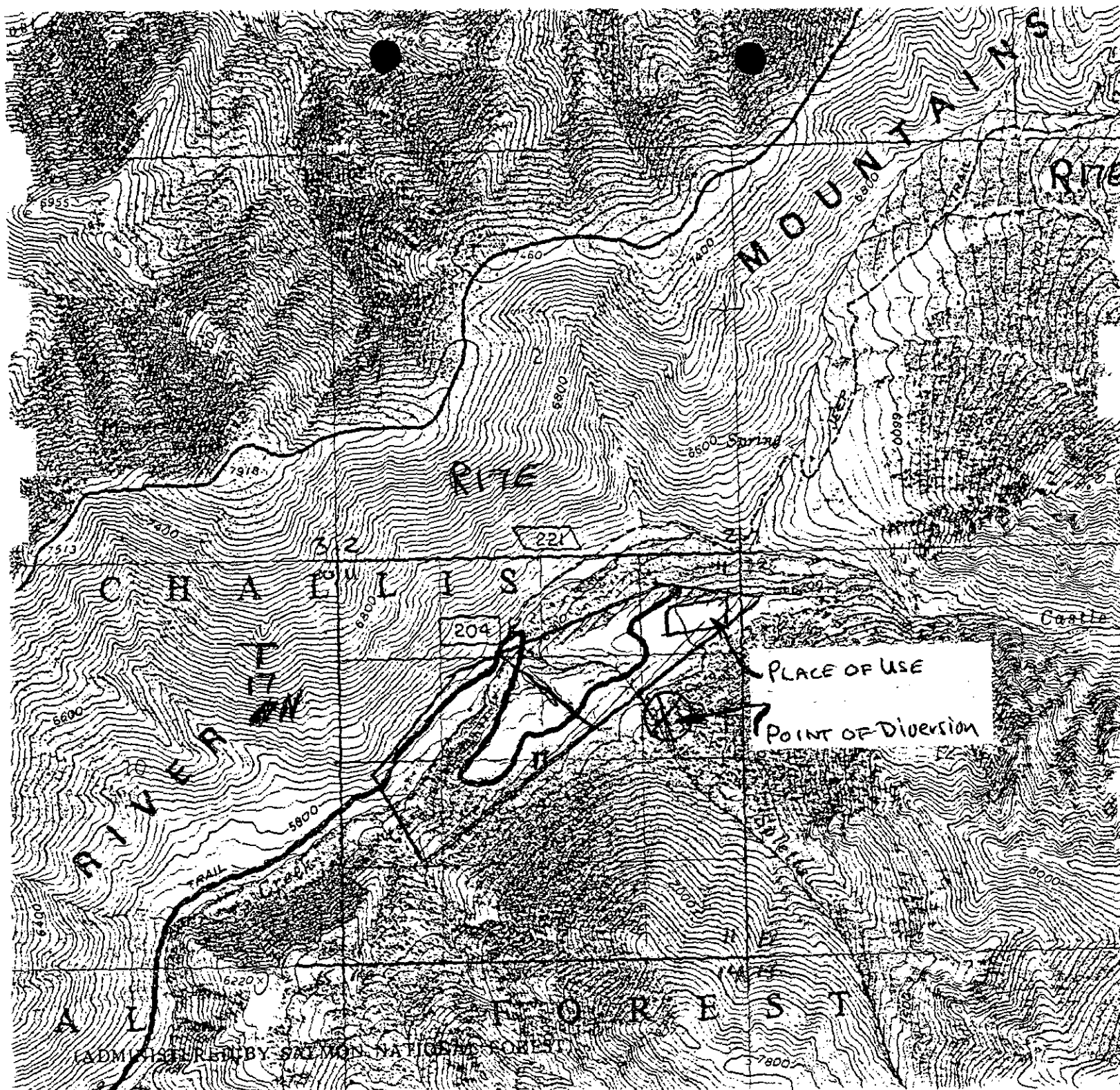
43 Decree Defendant Name -

REMARKS
44001 -

Approval Conditions: 45001 -

46 Other Rights for Same Use -

----- D A T E S -----				----- D A T E S -----				----- F L A G S -----			
47 Priority	- 20-Jun-1967	55 License	-	63 Transfer/Amended	-						
48 Proof Due	-	56 Appl Received	-	64 DLE/Carey Act	-						
49 Proof Made	-	57 Field Exam Made	-	65 Flag_1	-						
50 Approve/Denied	-	58 Decree	-	66 Flag_2	-						
51 Protested	-	59 Start Work	-	67 Flag_3	-						
52 Hearings	-	60 Order Show Cause	-								
53 Verified	-	61 Date_1	-								
54 Last Update	- 2-Apr-1986	62 Date_2	-								



Township Range Must be on map to be
complete

~~LIKELY LOCATION~~
~~ONLY YOU WOULD~~
~~REVIEW~~

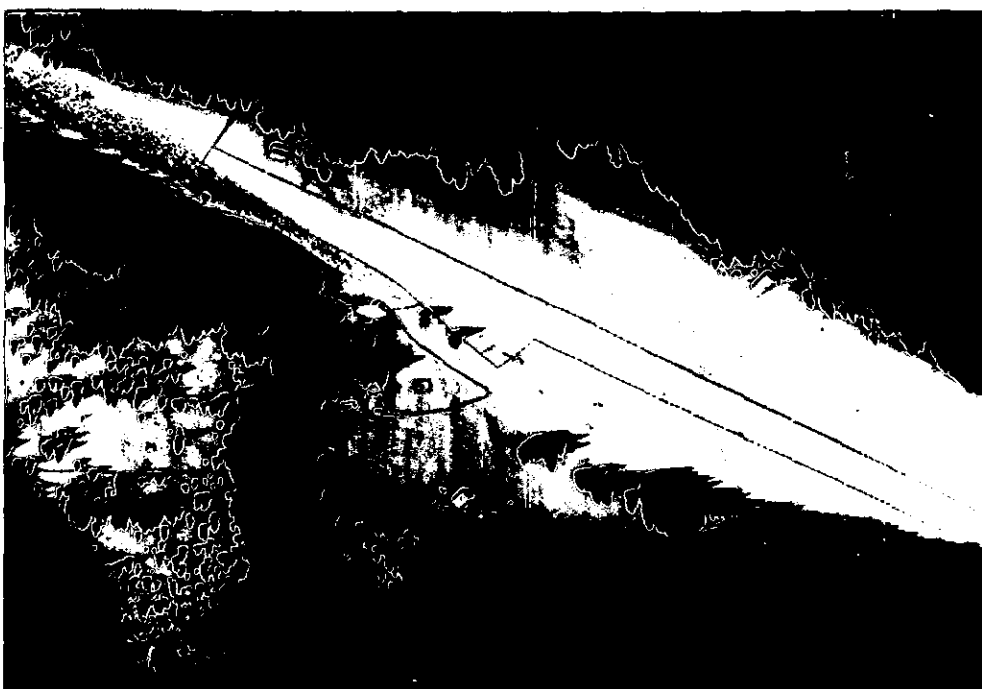
MICROFILMED

Should use
of or
the original
drawing

N

SLOTTED
PIPE

W
M



driveway

W
E

WATER
DITCH
SLOTTED
PIPE
S
house

SLOTTED
PIPE

MICROFILMED

Looking N.E. upper
portion to be irrigated
on both upper sides
of airstrip

NOTICE OF CLAIMS TO WATER RIGHTS

The following claim(s) have been filed on water right(s) created by diversion and beneficial use:

Exceptions to a claim may be filed with the Director, Dept. of Water Resources, Western Region, Statehouse, Boise, Idaho 83720.

KEN DUNN, Dir.

Published 04/09 & 04/16/86.

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

Statehouse
Boise, Idaho 83720
(208) 334-2190

APRIL 2, 1986

RECORDER HERALD
P O BOX 310
SALMON ID 83467

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 APRIL 28, 1986.

Yours truly,

JUDY FENSE
Secretary

Encl.

MICROFILMED

March 12, 1986

Department Of Water Resources
Western Region
Statehouse
Boise, Idaho 83720

Attention: G. L. Sisco

Sorry this has taken so long to get back to you. Getting into town, only once a month, makes expediting things rather slow.

Thankyou for retyping the claim for us and helping us as much as you have. It is appreciated.

Not understanding the technical topography, has made it difficult, it seems, to come up with the correct location.

Am enclosing a partial picture of our property, to show the portion to be irrigated, in relation to the Spletts Creek water ditch. If it is convenient, you can send the picture back in later correspondence.

Thanking you for your patience.

Respectfully,

Mrs. McAfee

Mr. & Mrs. Richard McAfee
P.O. Box 2008
Salmon
Idaho 83467

RECEIVED
MAR 17 1986

Department of Water Resources
Western Regional Office

MICROFILMED

77-4222

MC AFEE, RICHARD

P.O. BOX 2008, SALMON, ID 83467

Source: SPLETTS CREEK trib. to CASTLE CREEK

Diversion Pt: SENE Sec 11 T 17N R 17E

Use: IRRIGATION (0.2 CFS)

Date Filed: 06/20/1967

In: NENE Sec 11 T 17N R 17E FOR 10 ACRES

MICROFILMED

WATER RIGHT
DATA ENTRY LOG

[illegible]