

WATER LICENSE

Water License No. 32539/77-2192 Priority September 27, 1965 Amount 0.75 c.f.s.

THIS IS TO CERTIFY, that Marvin Hornback - Assignee - MIDDLEFORK RANCH, INC.
of Boise, Idaho, made application for a permit to appropriate the public waters of
the State of Idaho, dated September 27, 1965; that Permit 32539/77-2192 was issued pursuant
to said application; that the proposed works were completed on or about April 3, 1969,
with a storage/or carrying capacity of 0.75 c.f.s., said works consisting of penstock,
turbine, and generator; and that on April 3, 1969,
proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 260
acre feet per season, with a maximum rate of diversion of 0.08 cubic feet per second/of the waters
c.f.s. for domestic and 0.33 c.f.s. for power
of Ranch Creek, tributary of Middle Fork of Salmon,
for the purpose of irrigation from June 1 to September 15;
and for domestic from January 1 to December 31; and for
power from January 1 to December 31; and that the use
of said waters has been made in accordance with the laws of Idaho, and is hereby confirmed by the State Recla-
mation Engineer and entered in the records of the Idaho Department of Reclamation: the point of diversion is
located in SW 1/4 SW 1/4, Sec. 8, T. 16 N, R. 11 E, B.M., and
other additional points Lot 6 (SE 1/4 SW 1/4) Sec. 8, T. 16 N., R. 11 EBM, in the County of
Valley; and that the amount of water to which such right is
entitled and which is hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially
used for said purposes and shall not exceed 260 acre feet per year.

Description and location of place of use:

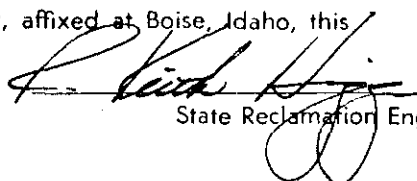
TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
16 N	11 E	8												L 6 4					4
DOMESTIC USE ON THE FOLLOWING LAND																			
16 N	11 E	8									X			X		X			

Total number of acres irrigated 4

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

Witness the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

7th day of October, 19 69.

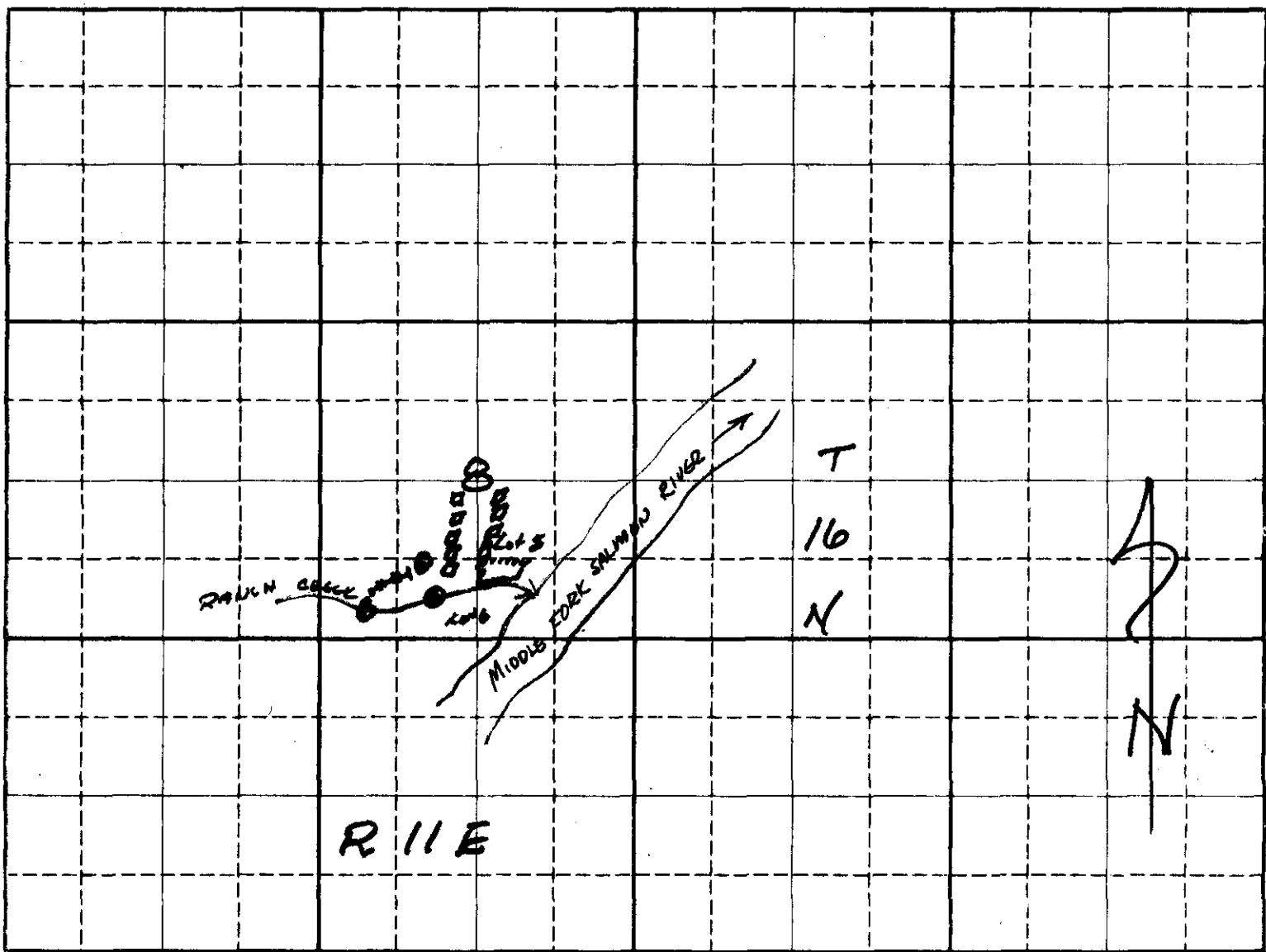

State Reclamation Engineer

32539
77 2192
77-2192

OCT 1 1969

77-2192

Complete the following map by showing land and point of diversion as proposed by this amendment. Show 40 acre subdivisions, sections, townships, ranges, and ditches.



Scale: 2 inches equal 1 mile

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

Signed at Boise Idaho, this 20th day of Sept, 1969 DR
Harry L. Turner
 (signature) Pres. OK

ACTION OF STATE RECLAMATION ENGINEER

I, C. STEPHEN ALLRED, Acting Deputy, State Reclamation Engineer of the State of Idaho, hereby APPROVE the above amendment to Permit No. 77-2192

Witness my hand this 1st day of October, 1969
C. Stephen Allred
 Acting Deputy State Reclamation Engineer

BEFORE THE STATE RECLAMATION ENGINEER

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 32539)

in the name of Middlefork Ranch, Inc.)

P.O. Box 7594, Boise, Idaho)

ORDER MODIFYING REQUIREMENTS
FOR COMPLETION OF PERMIT TO
APPROPRIATE WATER

WHEREAS, the 39th Idaho Legislature made certain amendments to the Idaho Water Law; and,

WHEREAS, these changes raised questions as to the procedures to be followed by holders of permits issued prior to the effective date of the amendments, May 31, 1967; and,

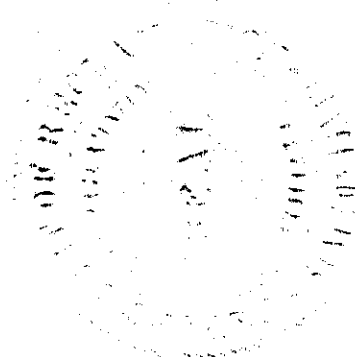
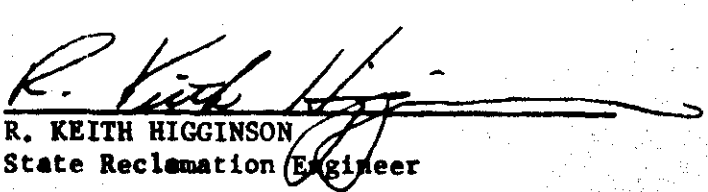
WHEREAS, on August 1, 1968, the Department of Reclamation adopted Rules of Practice and Procedures for the processing of such permits issued prior to May 31, 1967; and,

WHEREAS, Permit No. 32539 was issued previous to that date;

NOW THEREFORE, the requirements for completion of the above-numbered permit are hereby modified to conform to the adopted Rules of Practice and Procedures as follows:

1. The above-numbered permit will be completed under the terms of Title 42, Chapter 2, Idaho Code, as amended by the 39th Idaho Legislature.
2. The conditions of the above-numbered permit are modified as follows:
 - a. Notice of the issuance of the permit will be published at the permit holders expense for two weekly issues in the official newspaper of the county in which the point of diversion lies.
 - b. The permittee will not be required to submit proof of completion of works as originally specified, but will be required to submit proof to the Department of Reclamation of the application of the water to beneficial use on or before September 28, 1970. The permit holder should be aware that failure to complete one-fifth (1/5) of the works within one-half (1/2) of the time originally set for Completion of Works may be grounds for cancellation at the instance of the Department.

Dated this 29th day of April, 1969.



R. KEITH HIGGINSON
State Reclamation Engineer

32539

A S S I G N M E N T

For value received, I hereby assign all of my right, title and interest
in and to Permit to appropriate the Public Waters of the State of Idaho, Permit
No. 32539 to Middlefork Ranch, Incorporated, an Idaho Corporation
Address: P. O. Box ⁷⁵⁹⁴ ~~167~~, Boise, Idaho

* _____

RECEIVED

MAY 31 1968

Department of Reclamation

Marvin Hornback, deceased

Permit Holder

Barbara Hornback

Wife of Permit Holder, and sole heir

STATE OF IDAHO)
County of Ada) ss

On this 20th day of May, 1968, before me, a Notary
Public for the State of Idaho, residing at Meridian, Idaho
personally appeared Barbara Hornback
known to me to be the person _____ whose name xxx is subscribed to the within
instrument and duly acknowledged to me that she executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial
Seal, the day and year in this certificate first above written.

Rathryn A. McPeak
Notary Public
Residing at Meridian, Idaho

My commission expires: June 15, 1969

Note:

* If fractional part of permit is to be assigned, the fractional part of the land
to which the assigned fraction is appurtenant should be described by legal sub-
divisions.

32539

Application For Permit To Appropriate the Public Waters of the State of Idaho

APPLICATION No. 40693
PERMIT No. 32539
DISTRICT No.

assigned

1. Name of Applicant: Marvin Hornback

Postoffice address: Boise, Box 393

County: Ada

State: Idaho

1. If applicant is a corporation, give:

- (a) Date and place of incorporation:
- (b) Amount of capital stock:
- (c) Amount paid in:
- (d) Names and addresses of directors:

II. The financial resources of the applicant are:

- (a) Cash on hand:
- (b) Treasury stock:
- (c) Bond to be issued:
- (d) Other resources:

2. Quantity of water claimed: 1 cubic feet per second.

3. Source of water supply: Ranch Creek which is a tributary of Middle Fork of Salmon

4. Location of point of diversion: feet distant from the

corner of Section , T. , R. , B.M., and is in the Lot 6

of section 8 , T. 16 N R. 11 E, B. M., County of Valley

5. Water is to be used for Power & domestic, irrigation

6. If for mining, milling, power or manufacturing purposes, give:

(a) Point of use of water: feet distant from corner of Section
T. , R. , B.M., in the of Section of , T. , R. , B.M.

(b) Amount of power generated: 35 H.P., under feet head.

(c) Water is to be returned to Salmon River at a point various points feet
distant from the in Lot 6 corner of Section , T. , R. , B.M., in the
of Section , T. , R. , B.M.

7. Estimated cost of works: \$ 15,000.00

8. Kind of works: Diversion Box, pipe

9. Height of dam feet; length of dam at top feet; length of dam at bottom
feet; material used in dam:

10. Size of headgate: Width feet; height feet.

11. Ditch: Width at bottom . fee; width at water line feet; depth of water feet;
dimensions of flume:

Diameter of pipe 6" inches; length of conduit 1600' miles.

Average grade per mile feet.

12. The time required for the completion of such work is 5 years.

13. The time required for the complete application of the water to the proposed use is 0 additional years.

14. The land to be irrigated is described in the following tabulation: See remarks.

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: none

16. (a) Is reservoir to be used? If so, fill in (b) and (c) below:
 (b) Name of Reservoir and number of Storage Permit:
 (c) Date of filing of Application for Storage Permit and Name of Applicant:

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

s/ Marvin Hornback

Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: 2:00 P.M. September 27, 1965

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 32539

Recorded in Book 114 Page 32539 Approved September 28, 1965

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ _____ to be filed on or before _____

Work to begin on or before November 28, 1965 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before March 28, 1968

The whole of said work to be completed on or before September 28, 1970

Beneficial use of water appropriated in accordance herewith, to be made on or before September 28, 1970

WITNESS My hand this 28th day of September, 1965

s/ CARL E. TAPPAN

State Reclamation Engineer.

IN TESTIMONY WHEREOF, WE, _____, ROBERT E. SMYLIE, Governor of the State of Idaho,

and ARNOLD WILLIAMS, Secretary of State of the State of Idaho, have caused this instrument to

be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 28th

day of September, 1965

STATE OF IDAHO

Countersigned:

(SEAL)

By s/ ARNOLD WILLIAMS

By s/ ROBERT E. SMYLIE

Governor.

Secretary of State.

REMARKS: Domestic for cabins in Lots 5 & 6 - 29 cabins
Excess water from hydro plant used to irrigate 4 acre pasture

14

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Total
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
16 N	11 E	8	4																4

A S S I G N M E N T

For value received, I hereby assign all of my right, title and interest in and to Permit to Appropriate the Public Waters of the State of Idaho, No. 32539 to Middlefork Ranch, Incorporated, an Idaho Corp. address: P.O. Box 7594, Boise, Idaho.

/s/ MARVIN HORNBACK, deceased
Permit Holder

/s/ BARBARA HORNBACK, Wife of Permit Holder

State of Idaho)
 ; ss
County of Ada)

On this 20th day of May, 1968, before me, a Notary Public for the State of Idaho, residing at Meridian, Idaho, personally appeared Barbara Hornback, known to me to be the persons whose name is subscribed to the within instrument and duly acknowledged to me that she executed the same.

In witness whereof, I have hereunto set my hand and affixed my Notarial Seal, the day and year in this certificate first above written.

/s/ KATHRYN A. McPEAK
Notary Public residing at Meridian, Idaho

(S E A L)

My commission expires: June 15, 1969.

Application For Permit To Appropriate the Public Waters of the State of Idaho

APPLICATION No. 40693
PERMIT No. 32539
DISTRICT No.

1. Name of Applicant: Marvin Hornback

Postoffice address: Boise, Box 393

County: Ada

State: Idaho

I. If applicant is a corporation, give:

- (a) Date and place of incorporation:
- (b) Amount of capital stock:
- (c) Amount paid in:
- (d) Names and addresses of directors:

II. The financial resources of the applicant are:

- (a) Cash on hand:
- (b) Treasury stock:
- (c) Bond to be issued:
- (d) Other resources:

2. Quantity of water claimed: 1 cubic feet per second.

3. Source of water supply: Ranch Creek which is a tributary of Middle Fork of Salmon

4. Location of point of diversion: feet distant from the

corner of Section , T. , R. , B.M., and is in the Lot 6

of section 8 , T. 16 N R. 11 E, B. M., County of Valley

5. Water is to be used for Power & domestic, irrigation

6. If for mining, milling, power or manufacturing purposes, give:

(a) Point of use of water: feet distant from corner of Section

T. , R. , B.M., in the of Section of , T. , R. , B.M.

(b) Amount of power generated: 35 H.P., under feet head.

(c) Water is to be returned to Salmon River at a point various points feet

distant from the in Lot 6 corner of Section , T. , R. , B.M., in the
of Section , T. , R. , B.M.

7. Estimated cost of works: \$ 15,000.00

8. Kind of works: Diversion Box, pipe

9. Height of dam feet; length of dam at top feet; length of dam at bottom

feet; material used in dam:

10. Size of headgate: Width feet; height feet.

11. Ditch: Width at bottom fee; width at water line feet; depth of water feet;

dimensions of flume:

Diameter of pipe 6" inches; length of conduit 1600' miles.

Average grade per mile feet.

12. The time required for the completion of such work is 5 years.

13. The time required for the complete application of the water to the proposed use is 0 additional years.

14. The land to be irrigated is described in the following tabulation: See remarks.

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: none

- BE IT KNOWN THAT The undersigned hereby makes application for permit to appropriate the public water of the State of Idaho as herein set forth.

By _____ Agent.

Corrected application received:

s/ CARL E. TAPPAN
State Reclamation Engineer.

By s/ ARNOLD WILLIAMS *Secretary of State.*

By s/ ROBERT E. SMYLLIE *Governor.*

14.

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
16 N	11 E	8	4																4

A S S I G N M E N T

For value received, I hereby assign all of my right, title and interest in and to Permit to Appropriate Public Waters of the State of Idaho, No. 32539 to Middlefork Ranch, Incorporated, an Idaho Corp.
address: P.O. Box 7594, Boise, Idaho.

/s/ MARVIN HORNBACk, deceased
Permit Holder

/s/ BARBARA HORNBACk, Wife of Permit Holder

ate of Idaho)
 ; ss
ounty of Ada)

On this 20th day of May, 1968, before me, a Notary Public for the State of Idaho, residing at Meridian, Idaho, personally appeared Barbara Hornback, known to me to be the persons whose name is subscribed to the within instrument and duly acknowledged to me that she executed the same.

In witness whereof, I have hereunto set my hand and affixed my Notarial Seal, the day and year in this certificate first above written.

/s/ KATHRYN A. McPEAK
Notary Public residing at Meridian, Idaho

SEE AL)

; commission expires: June 15, 1969.

LICENSE ISSUED FOR 0.75 SEC. FT.
LICENSE PAG NO. _____

32539 11/10/69

PUBLISHER'S AFFIDAVIT

STATE OF IDAHO

County of Valley

Donald E. McMahan, being first duly sworn, deposes and

says: That he is the publisher of the Star-News, a Weekly newspaper published at Cascade and McCall, in the County of Valley, State of Idaho; that said newspaper is in general circulation in the county aforesaid and is a legal newspaper; that the advertisement, a copy of which is hereto attached, was published in said newspaper once a week for two consecutive weeks in the regular and entire issue of every number thereof during the period and time of publication, and was published in the newspaper proper and not in a supplement; and that publication of such notice began

May 1, 1969, and ended May 8, 1969

Subscribed and sworn to before me, a Notary Public in and for the County of Valley, and the State of Idaho, this 10 day of June, 1969

My commission expires 6-1-71, 19

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that Middlefork Ranch, Inc., P.O. Box 7594, Boise, Idaho has received an approval permit No. 32539 issued by the Idaho State Reclamation Department authorizing the diversion of 1.0 cubic feet per second of water from Garden Creek tributary of the Middle Fork Salmon River, subject to all prior rights. The priority to be established under this permit is September 27, 1965, and the permit was approved September 28, 1965. Water is to be diverted by diversion, pipelines and ditches from a point within the NE 1/4 (Lot 1) Sec. 8, T.16N, R.11E, B.M., Valley County to be used for irrigation and domestic purposes in the E 1/4 (Lots 1&2), NW 1/4 (Lot 5), Sec. 8, T.16N, R.11E, B.M.

Proof of the application of the water to beneficial use is to be submitted to the Department on or before September 28, 1970. Any protests against the issuance of a license for the above referenced permit should be filed with the Department of Reclamation within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON

State Reclamation Engineer

Published in the Star-News, McCall, Idaho on May 1, 1969 and May 2, 1969.

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that Middlefork Ranch, Inc., P.O. Box 7594, Boise, Idaho, has received an approval permit No. 32539 issued by the Idaho State Reclamation Department authorizing the diversion of 1.0 cubic feet per second of water from Ranch Creek tributary of the Middlefork Salmon River, subject to all prior rights. The priority to be established under this permit is September 27, 1965, and the permit was approved September 28, 1965. Water is to be diverted by diversion box, pipe from a point within the SW 1/4 (Lot 6), Sec. 8, T. 16N, R.11E, B.M., Valley County to be used for domestic

power and irrigation in the SW 1/4 (Lot 6), Sec. 8, T. 16N, R.11E, B.M.

Proof of the application of the water to beneficial use is to be submitted to the Department on or before September 28, 1970. Any protests against the issuance of a license for the above referenced permit should be filed with the Department of Reclamation within ten (10) days of the last day of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON

State Reclamation Engineer

Published in the Star-News, McCall, Idaho on May 1, 1969 and May 2, 1969.

32539

Harry L. Turner
343 7130

Identification No. _____

Permit No. _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

RECEIVED

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

APP. 1 - 1965

Department of Reclamation

1. a) Name of Permit Holder MIDDLEFORK RANCH, INC.
b) Post Office Address P. O. Box 7594, Boise, Idaho
2. Permit Number 32539
3. Date of Priority that you are prepared to establish September 27, 1965
4. a) Source from which water was appropriated Ranch Creek
b) Location of the point of diversion: Lot 6 1/4, Section 8
Township 16 North, Range 11 East Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
amount 0.84 cfs for Power purposes from January 1 to December 31 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount 0.08 c.f.s for Domestic purposes from January 1 to December 31 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount 0.08 cfs for Irrigation purposes from June 1 to September 15 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 1.0 cfs cfs and/or acre feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: by Department of Reclamation personnel based upon estimated duty of water
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: _____
b) Describe the agreement or understanding by which you take water from the works: _____
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (If from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) diversion box, pipeline to Pelton wheel, pipeline for domestic water branches from penstock before power wheel. Irrigation from outlet of penstock
b) Describe the type and size of measuring device which you have installed at your point of diversion: Not required by permit
c) Give well drillers name and address and date the well was completed _____

32539

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use Power - Pelton Wheel, Domestic - 20 Cabins, with a maximum of 60 occupants at
any one time

9. Irrigation uses: Describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: _____

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
16 N	11 E	8			4														4

Total number of acres irrigated 4

10. Remarks: Permit holders will contact Department to arrange for transportation and time for examination. Contact Warren E. Anderson, 1517 Main Street, Boise, Idaho - Phone No. 343-4521 if any questions.

The above information is a true statement of the extent to which the above numbered permit has been developed.

April 3, 1969
(Date)

Warren E. Anderson, Jr.
(Signature)

State of IDAHO)
County of ADA) ss.

On this 3rd day of April, 19 69, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Stephen Albright
Notary Public residing at Boise, IDAHO

My commission expires May 1, 1972

32539



Lynes & Anderson, Inc.

FOOD MACHINES - INDUSTRIAL SCALES

WARREN E. ANDERSON

208 - 343-4521
1517 MAIN STREET
BOISE, IDAHO 83706

WATER RIGHT NUMBER 77-2192

OWNER LAST NAME - HORNBACK
OWNER LAST NAME - MIDDLEFORK RANCH INC.FIRST NAME - MARVIN
FIRST NAME -ORIG OWNER - 0
ORIG OWNER -**VERIFIED LGS**

ADDRESS LINE 1 -

ADDRESS LINE 2 -

ADDRESS LINE 3 -

CITY - BOISE

STATE - ID ZIP CODE -

SOURCE - RANCH CREEK

TRIBUTARY OF - SALMON RIVER, MIDDLE FORK

STAGE - LICENSE

STATUS -

PRIORITY - 09-27-1965 COUNTY - VALLEY

TOTAL DIV. RATE - .7500 -CFS

TOTAL DIV. VOLUME -

.00 AFA

TRFR/AMEND -

WATER DIST. -

DLE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - SWSW 08 16N 11E LOT REDIV -

272.0 92.0 279.0 116.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.3

SESW 08 16N 11E LOT 06 REDIV -

272.0 92.0 279.0 116.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.1

FROM - 06-01 TO - 09-15 USE - IRRIGATION

USE DIV. RATE - .0800 CFS USE DIV. VOLUME - 12.00 AFA

FROM - 01-01 TO - 12-31 USE - DOMESTIC

USE DIV. RATE - .3400 CFS USE DIV. VOLUME - 8.00 AFA

FROM - 01-01 TO - 12-31 USE - POWER

USE DIV. RATE - .3300 CFS USE DIV. VOLUME - .00 AFA

USE - DOMESTIC

PLACE OF USE - TWN 16N RNG 11E SEC 08 TRACT NESW LOT AC TRACT SESW LOT AC

TRACT NWSE LOT AC

USE - IRRIGATION

PLACE OF USE - TWN 16N RNG 11E SEC 08 TRACT SESW LOT 06 AC 04

DECREE NAME -

DATE -

TOTAL ACRES 4

REMARKS - LICENSE SHOWS 260 AF TOTAL OF WHICH 240 AF IS FOR POWER USE.

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PERMIT/DENIED -

PROTESTED -

HEARING -

OLD NO. - 32539

PROOF MADE - FLD EXAM - COND. OF APPROVAL -

DIVERSION MEANS -

201 CERTIFIED

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. 32539 / 77-2192
Old No. New No.

Record

1. Original Owner: Maurin HornbackPresent Owner: Middlefork Ranch Inc.

2. Address:

3. City: Boise State: ID Zip:4. A. Source of Water: Ranch CreekB. Tributary of: Salmon River, Middle Fork5. A. Stage (A,P,L,D,S,J): L

B. Status (D,L,R,C,A,I,F - leave blank if valid):

C. Priority Date: 9-27-1965D. County: 85E. Total Diversion Rate: .75F. Total Diversion Volume: 260.

G. Transfer/Amendment (P,T of A or blank):

H. Water District:

I. DLE/Carey Act (D,C or blank):

J. Right Basis (for adjudication claims A,B,C only):

	Tract	Sec.	Twp.	Rge.	Gov't Lot	Rediv.
6. A. Point of Diversion	<u>SW8W</u>	<u>8</u>	<u>16N</u>	<u>11E</u>		
	<u>SESW</u>	<u>8</u>	<u>16N</u>	<u>11E</u>	<u>6</u>	

7. Period of Use, Use, Diversion Rate/Volume:

from 6-1 to 9-15 for A purposes. Amount .08/260.
(cfs or ~~AC-FT/yr~~)from 1-1 to 12-31 for D purposes. Amount .34from 1-1 to 12-31 for P purposes. Amount .33

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

ch 4-27-79

8. Use Code: A

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
16N	11E	8											4.6 4						
16N	11E	8								D			D		D				

9. A. Decree Name:

B. Decree Date:

10. Remarks: A.
B.
C.
D.
E.

11. Other Uses (Non-irrigation explanatory information):

12. Other Rights for Same Use:

13. A. Proof Due Date:

B. Date Permit Approved or Denied:

C. Protested Date:

D. Hearing Date:

E. Old Number: 32539

F. Proof Made (P or blank):

G. Field Exam Made (P,R,F or blank):

H. Conditions of Approval: _____

14. Diversion Means (brief narrative):

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE — ANNEX 2
BOISE, IDAHO 83707

October 8, 1969

Re: Permit Nos. 32539/77-2192 and 32538/77-2191

Middlefork Ranch, Inc.
P.O. Box 7594
Boise, Idaho

Dear Sirs:

Enclosed you will find your Water Licenses issued on the above numbered permits. Also enclosed is a copy of approved amendment to Permit 32539/77-2192.

We would like to take this opportunity to thank you for your co-operation in making the examinations for these permits. We appreciate very much the time and trouble you went to to fly us in to make these examinations.

Very truly yours,

A handwritten signature in cursive script, appearing to read "Stephen Allred".

Stephen Allred, Acting Deputy
State Reclamation Engineer

CSA:kh
Enclosures

32539
77-2192

September 25, 1969

Permit # 32539 given

Re: Permit No. 32539/77-2192

Middlefork Ranch, Inc.
P.O. Box 7594
Boise, Idaho

Gentlemen:

The Department of Reclamation has conducted a field examination of the land and works covered by the above referenced permit. Before your permit can be licensed, it will have to be amended. A partially completed amendment is enclosed for your convenience. Please sign the application and return it with a \$5.00 fee.

The department is prepared to license your permit for 0.75 c.f.s. of water from Ranch Creek tributary of Middle Fork of the Salmon River as follows:

<u>Purpose</u>	<u>Maximum Rate of Diversion</u>	<u>Maximum Acre-Feet Per Year</u>
Irrigation - 4 acres Lot 6 (SE $\frac{1}{4}$ SW $\frac{1}{4}$)	0.08 c.f.s.	12 acre feet
Domestic - 17 Families	0.34 c.f.s.	8 acre feet
Power	0.33 c.f.s.	240 acre feet
	<u>0.75 c.f.s.</u>	<u>260 acre feet</u>

If you disagree with these findings, please advise us. Otherwise a license will be issued showing the findings as set forth in this letter within 10 days after receipt of the amendment and \$5.00 fee.

Very truly yours,

C. Stephen Allred, Acting Deputy
State Reclamation Engineer

32539
77-2192

*OK for LIC UPON APPROVAL
OF AMENDMENT. (BY TUNGE)
DJR*

32539
77-2192

77-2192

* Darren C. Anderson, P.O. Box 7594, Boise, Idaho

Source of supply RANCH CREEK
a tributary of MIDDLE FORK SALMON
Location of P.D.(s) SW 1/4 SW 1/4, SE 1/4 SW 1/4, sec 8, T16N
R11E.B.M.

Water is used for Power Domestic, & Irrigation
Quantity of water found SW 1/4 SW 1/4 - 0.53 cfs SE 1/4 SW 1/4 0.22 cfs
How was the measurement made? Calculated by capacity of system
Measurement calculations See comments.

Water Required to operate system was
calculated. That amount was then checked
to see if pipe size and head would
produce that flow.

Irrigated lands in SE SW & SW SE

Amend? Permit to show ~~large irrigated~~ SWSW,
4 acres irrigated ~~SW SE~~, sec 8
Change P.D. to show 2 points, SWSW, & Lot 6, Sec 8

Diversion works description and diagram

GENERATOR G.E. MODEL 1263A1

Frame 9441 Type ACI 1 ph.

60 cycle 1875 KVA, 1200 rpm

240/120 V, 78 amp, 0.8 PF

Turbine - WAGER POWER DEV CO.

PELTON WHEEL TYPE

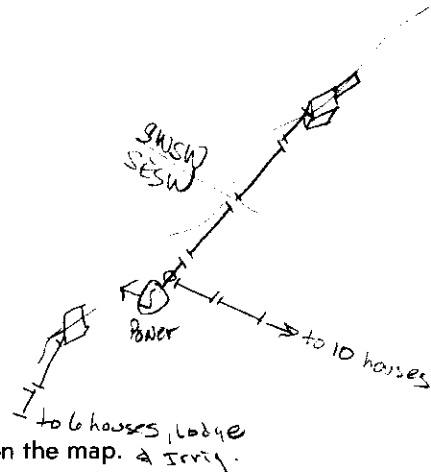
WATER DIVERTED FOR POWER

by means of Wood Box 2'x5'x6' high

into 6" pipe line

Indicate area irrigated in each subdivision on the map. & Irrig.

Total acreage irrigated _____



If water is used for purposes other than irrigation, fully describe how the water is used and what is done with it after the use.

#1 Water used for power and domestic & irrigation
Water for power is diverted to penstock (6" steel)
in the SW 1/4 SW 1/4, sec 8. Penstock is tapered prior to
entry into turbine for water for 10 houses. Water
is returned to stream from turbine.

*2 Water is diverted from RANCH CREEK within the
SE 1/4 SW 1/4 sec 8 for use in irrigating 8 acres of
pasture and for domestic use in 6 houses and
lodge. (1 1/2" plastic pipe)

Who represented the permit holder at the examination?

Capt. Turner

Recommended allowance for licensing SE 1/4 SW 1/4 - 0.22 cfs SW 1/4 SW 1/4 - 0.53 cfs

Description of required amendments. Comments.

Power 1875 KVA @ 0.8 PF = 15 hp.

Machine output 64 @ 85% H = 170 psi = 330 ft = 400 ft

P.D. #1 SWSW Sec 8, T16N R11E.B.M.

$$Q = \frac{hp (550 \text{ ft/sec})}{\gamma H} = \frac{15 (2.2) (550)}{62.4 (400)} = 0.33 \text{ cfs}$$

Domestic: 10 houses @ 0.02 cfs = 0.2 cfs

total = 0.53 cfs

P.D. #2 6 houses + lodge @ 0.02 = 0.14 cfs

Irrigation 4* acres @ 0.02 0.08 cfs

total 0.22 cfs

acre-ft = 17 @ 0.46 + 4 (30) + 33 (2) 365 = 260 acre-ft/annum

* Acreage limited by permit

Q total = 0.75 cfs

Report checked? _____

Examination date July 15 1969

Signature

[Signature]
C. J. Turner
Water Engineer

Identification No. _____

Permit No. _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

RECEIVED

APR 3 1969

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Department of Reclamation

1. a) Name of Permit Holder MIDDLEFORK RANCH, INC.
b) Post Office Address P. O. Box 7594, Boise, Idaho
2. Permit Number 32539
3. Date of Priority that you are prepared to establish September 27, 1965
4. a) Source from which water was appropriated Ranch Creek
b) Location of the point of diversion: Lot 6 1/2, 3/4, Section 8
16 North, Range 11 East Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
amount 0.84 cfs for Power purposes from January 1 to December 31 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount 0.08 c.f.s for Domestic purposes from January 1 to December 31 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount 0.08 cfs for Irrigation purposes from June 1 to September 15 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 1.0 cfs cfs and/or acre feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: by Department of Reclamation personnel based upon estimated duty of water
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: _____
b) Describe the agreement or understanding by which you take water from the works: _____
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (If from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) diversion box, pipeline to Pelton wheel, pipeline for domestic water branches from penstock before power wheel. Irrigation from outlet of penstock
b) Describe the type and size of measuring device which you have installed at your point of diversion: Not required by permit
c) Give well drillers name and address and date the well was completed _____

32539
77-2192

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use Power - Pelton Wheel, Domestic - 20 Cabins, with a maximum of 60 occupants at any one time

9. Irrigation uses: Describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision:

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
16 N	11 E	8			4														4

Total number of acres irrigated 4

10. Remarks: Permit holders will contact Department to arrange for transportation and time for examination. Contact Warren E. Anderson, 1517 Main Street, Boise, Idaho - Phone No. 343-4521 if any questions.

The above information is a true statement of the extent to which the above numbered permit has been developed.

April 3, 1969
(Date)

Warren E. Anderson, Jr.
(Signature)

State of IDAHO
County of ADA

On this 3rd day of April, 1969, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Stephen Albright
Notary Public residing at BOISE, IDAHO

My commission expires May 1, 1972

32539
77-2192

July 10, 1969

Re: Permit Nos.: 32538 and 32539

Middleford Ranch, Inc.
P.O. Box 7594
Boise, Idaho

Gentlemen:

We acknowledge receipt of the affidavit of publication submitted in connection with the above referenced permit.

Before a license can be issued, a field examination must be made by a representative from this Department.

We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination. If someone other than yourself should be contacted, please advise.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:DR

32539

*Copy to
7-11-69
[unclear]*

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

July 7, 1969

Re: Permit Nos. 32538 and 32539

Middlefork Ranch, Inc.
P.O. Box 7594
Boise, Idaho

Gentlemen:

As of this date, we have not yet received the affidavit of publication to be submitted in connection with permit No. 32538 & 32539. You should be aware that many newspapers do not keep copies of these advertisements for their files. We, therefore, recommend that you obtain this affidavit as soon as possible from the Star News, McCall, Idaho, and submit it promptly to the Department. Please be advised that a license will not be issued until we are in receipt of this affidavit.

Very truly yours,

Donald W. McElDowney
Appropriation Examiner

DWM:DR

32539

April 23, 1969

Re: Permit No. 32533 and 32539

Middlefork Ranch, Inc.
P.O. Box 7594
Boise, Idaho

Gentlemen:

We acknowledge receipt of your affidavits submitted as proof of beneficial use for permits 32533 and 32539.

Before a license can be issued for these permits you must submit an affidavit of publication to this department. The affidavits of publication may be obtained from the Star News, Box 985, McCall, Idaho, upon payment of the bill of publication.

Please find enclosed two separate advertising packages for your files. We have already caused these notices to be published.

Prior to the issuance of the licenses a field examination must also be made by a representative of this department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

Also find enclosed two separate orders modifying the requirements for completion of permit to appropriate water on the above referenced permits.

If you have any questions or we may be of further assistance, please contact the Department.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:DR

Enc: Advertising packages (2)
Orders (2)
Copy of newspaper letter (2)

32539

April 23, 1969

Re: Permit No. 32539
Middlefork Ranch, Inc.

Star News
Box 985
McCall, Idaho 83638

Gentlemen:

Enclosed is a legal notice which we wish to have published for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for our review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted assuming the notice is correct. If we have any corrections, we will notify you before the first publication date. If you can not publish the notice on the proposed dates, please contact the Department of Reclamation immediately.

The expense of the publication is to be paid by Middlefork Ranch, Inc., P.O. Box 7594, Boise, Idaho to whom you should furnish an affidavit of publication.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:DR

Enc: Legal notice
cc: Middlefork Ranch, Inc.

NOTE: The permit holder is required to obtain an affidavit of publication from the above referenced newspaper and to submit it to the Department at once.

32539

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that Middlefork Ranch, Inc., P.O. Box 7594,
Boise, Idaho has received an approved permit No.
32539 issued by the Idaho State Reclamation Department authorizing the
diversion ~~at the rate of~~ of 1.0 cubic feet per second ~~at the rate of~~
of water from Ranch Creek tributary of the Middle Fork Salmon River,
subject to all prior rights. The priority to be established under this permit is
September 27, 1965 and the permit was approved September 28, 1965.
Water is to be diverted by diversion box, pipe
from a point within the SW $\frac{1}{4}$ NE $\frac{1}{4}$ (Lot 6), Sec. 8, T. 16 N, R. 11 E, B.M.
Valley County
to be used for domestic, power and irrigation
in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ (Lot 6), Sec. 8, T. 16 N, R. 11 E, B.M.

Proof of the application of the water to beneficial use is to be submitted to the
Department on or before September 28, 1970. Any protests against
the issuance of a license for the above referenced permit should be filed with the
Department of Reclamation within ten (10) days of the last date of publication of
this notice or prior to the licensing of the permit. Licensing may commence prior
to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Star News, McCall, Idaho on
May 1, 1969 and May 8, 1969.

32539

May 2, 1968

Re: Permit Nos. 32538 & 32539

Neil Newhouse
Attorney At Law
P. O. Box 617
Boise, Idaho

Dear Mr. Newhouse:

Pursuant to your recent request, we are forwarding six (6) applications for permit forms, two (2) instructions, six (6) claim forms, one set of proof forms and one assignment form for Permit 32538, and one set of proof forms and one assignment form for Permit 32539.

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

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:dj

Enclosures (21)

32539

June 12, 1968

RE: Permit numbers 32538 and 32539
Middlefork Ranch, Inc.

Marshall Neal Newhouse
Attorney at Law
P.O. Box 1617
Boise, Idaho 83701

Dear Mr. Newhouse:

Enclosed please find the forms for making proof of beneficial use as requested in your letter of May 29, 1968. Also enclosed are copies of the assignments you submitted to this office. These assignments have been recorded and the originals placed in our files.

*see letter in
file 32538.*

Very truly yours,

M. RUSSELL BOSCH
Administrative Assistant

MRB:efw

Enclosures

32 539

use appropriate format

**NOTICE OF PROOF OF COMPLETION OF WORKS AND
APPLICATION OF WATER TO BENEFICIAL USE**

Notice is hereby given that on _____ at _____,
County of _____, State of Idaho, before notary public (name & address) _____,
proof will be
submitted of the completion of works for the diversion of 1.0 c.f.s. of the waters
of Ranch Creek, and the application to beneficial use of said water,
in accordance with the terms and conditions of permit 32539, heretofore issued by
the Department of Reclamation of the State of Idaho.

1. The name and address of permit holder is _____.

2. Said works of diversion will be fully completed on the date for such completion,
and the amount of water which said works are capable of conveying to the place of use is
1.0 cubic feet per second.

3. The use to which said water has been applied is power, domestic, and
irrigation purposes, and the amount applied to beneficial
use is 1.0 c.f.s.

4. The point of diversion of said water is Lot 6, Sec. 8, T. 16 N, R. 11 E,
B.M., Valley County.

5. The place where said water is used is SW~~1~~NE~~1~~, Sec. 8, T. 16 N, R. 11 E, B.M.

6. The date of priority which said user is prepared to establish is _____
September 27, 1965.

State Reclamation Engineer

32539

(This completed form authorizes the Department of Reclamation to publish the required notice at your expense.)

Re 32539

State Reclamation Engineer:

You are hereby authorized to have the attached notice published at my expense in the Star-News of McCall, Idaho 83638; published in the county in which the works are situated.

(signature)

(address)

(date)

In case of canals or other works designed to divert and carry more than 50 cubic feet of water per second, the following certificate must be signed by a well known and competent engineer when proof is for completion of works.

I hereby certify that the facts set forth in the attached notice are true.

Engineer

32539

October 6, 1965

Re: Permit No. 32538 & 32539

Mr. Marvin Hornback,
Box 393,
Boise, Idaho.

Dear Mr. Hornback:

We enclose Permit No. 32538 & 32539 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose Departmental Receipt No. 32938 which was issued covering payment in the amount of \$10.00 for the filing fee of the above mentioned permits.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

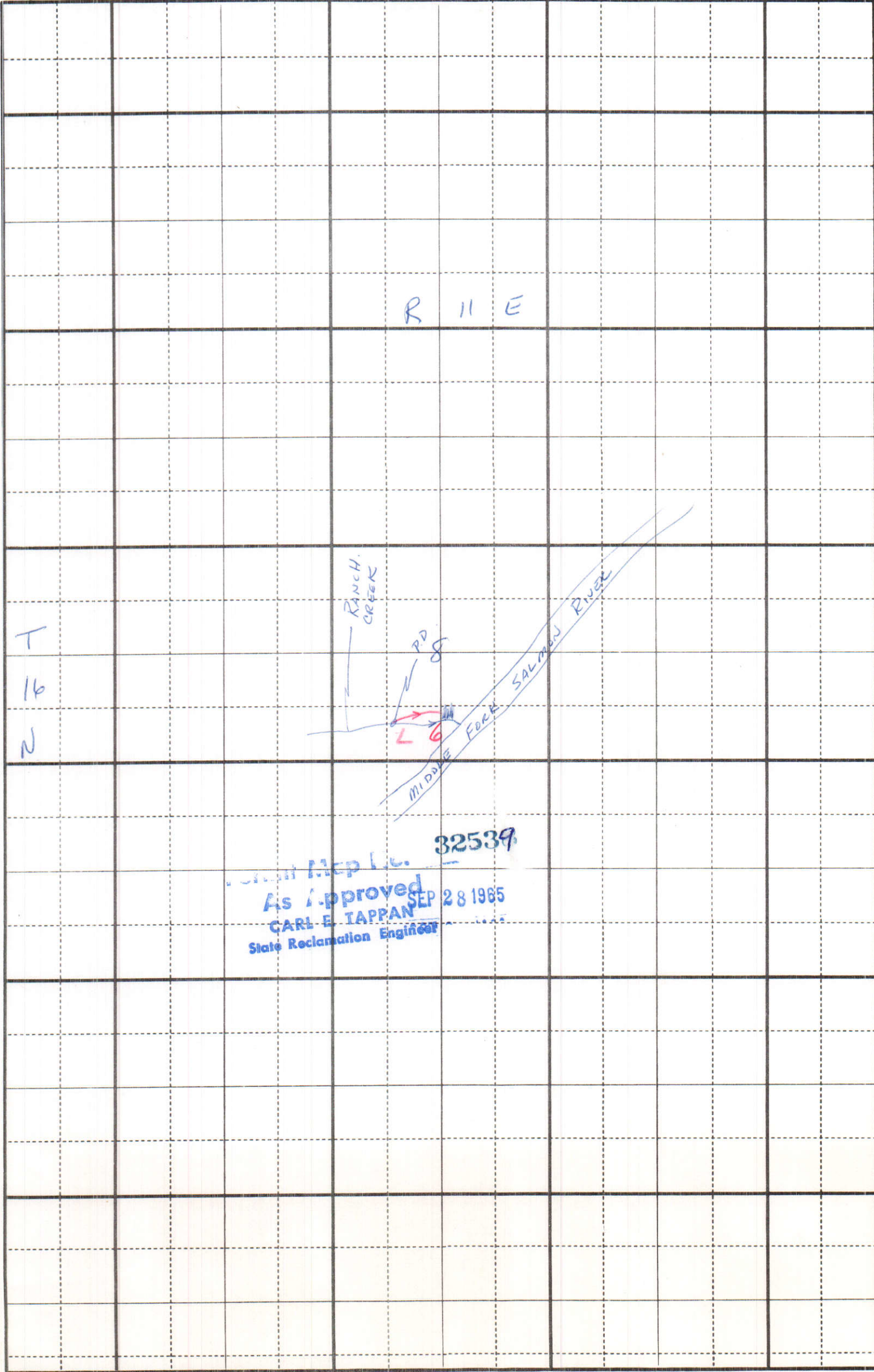
(MRS.) EDNA P. RULE
Chief Clerk

Encl.
EPR:pmk

32539

NAME OF APPLICANT Marvin Hornback

Form No. 0



ACKNOWLEDGEMENT

RECEIVED

SEP 27 1965

Date: September 27, 1965

Re: Application No. _____

Department of Reclamation

I hereby acknowledge that, even though I was assisted by employees of the Idaho State Department of Reclamation in the preparation of Application No.

_____, all responsibility with regard to the accuracy and completeness of the information contained therein rests with me.

Signed:

Martin Kornbach

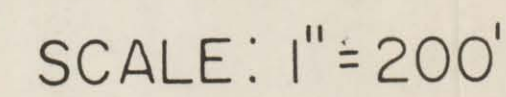
Applicant

32539

SEC.7 SEC.8

SEC.4

SEC.9



LOT 5

LOT 6

SEC.18 SEC.17

SEC.9

SEC.16

REVISIONS TO JANUARY 28, 1962.

LOT 27 AND LOT 28 SURVEYED AND ADDED
TO THIS PLAT UNDER MY DIRECT SUPERVISION

NOTE: *Bearing was obtained from solar observation.*

LEGEND

☆-----Stones that were found
 ●-----Brass-caps set
 •-----5/8"Ø x30" Rebars set.

CERTIFICATE OF SURVEY

I CERTIFY THAT THIS MAP WAS DRAWN FROM THE FIELD NOTES OF AN ACTUAL SURVEY OF THE PROPERTY MAPPED HEREON AND THAT THE POINTS SHOWN HEREON AND THE COURSES AND DISTANCES INSCRIBED ARE IN CORRECT RELATIONSHIP TO THE POINTS AS FOUND TO EXIST OR AS WERE ESTABLISHED AT THE TIME OF SURVEY AND AS RECORDED IN THE FIELD NOTES THEREOF.

WITNESS MY SIGNATURE AND OFFICIAL SEAL
THIS 5th DAY OF August, 1959.

James A. Tatham

REGISTERED PROFESSIONAL ENGINEER
 1183
 9/5/58
 STATE OF IDAHO
 JAMES A. PATTERSON

SURVEY MAP
for
MARV & BARBRA HORNBACK
of
PISTOL CR. RANCH
In LOTS 1, 2, 5 & 6, SEC. 8,
T16N, R11E, B.M.,
VALLEY CO., IDAHO

JAMES A. PATTERSON, Consulting Engineer
Sun Valley, Idaho

SURVEY BY: JAP & PFP *223* DATE: JULY, 1959

Revised Nov. 1, 1968
Revised June 1, 1964.
Revised Jan. 7, 1964
Rev - 7120162
Revised Jan. 1962
TOOTHMAN & ASSOCIATES - ENGINEERS
BOISE IDAHO.