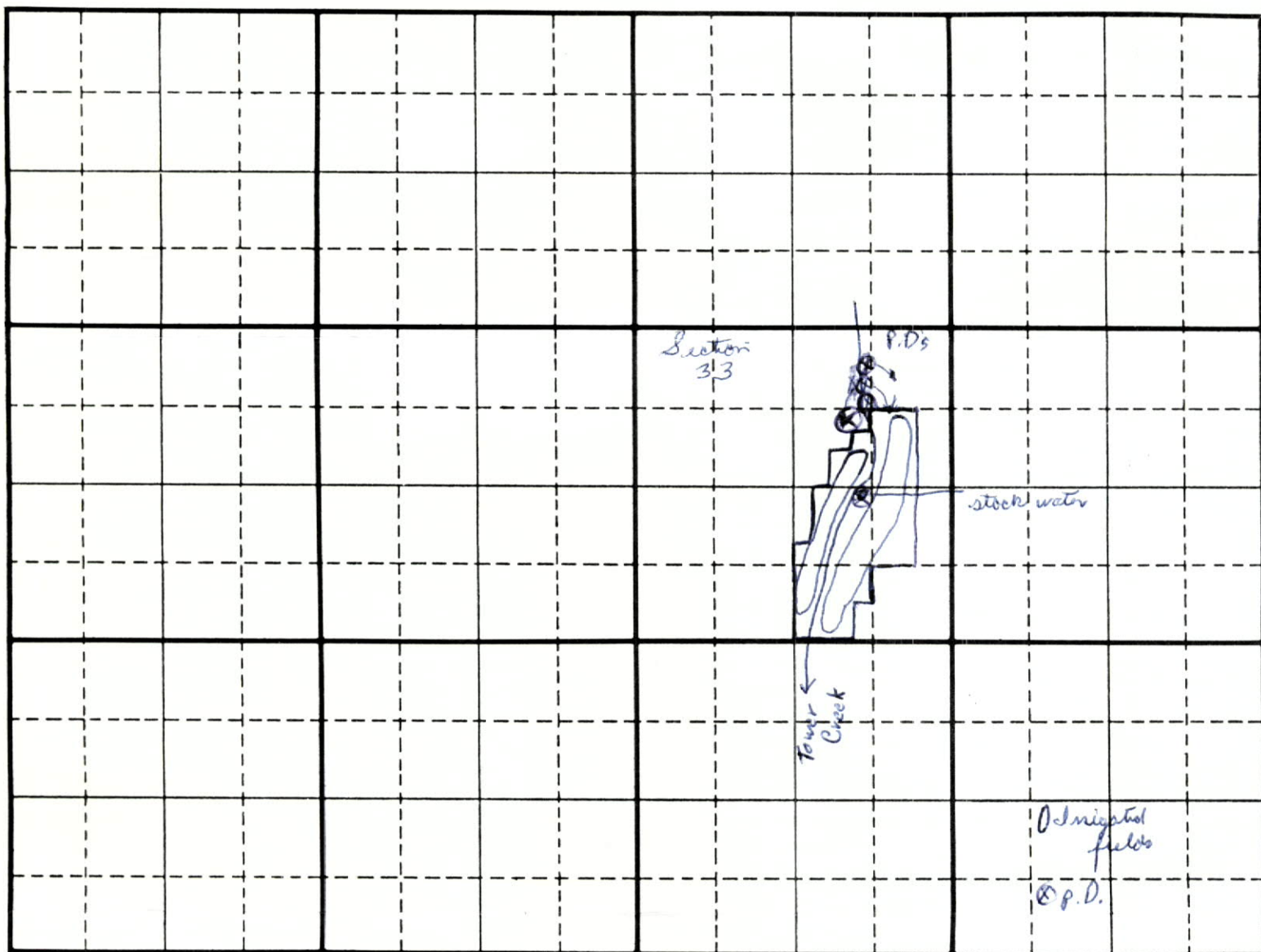


(8) Remarks _____



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.

Charles F. Park
(Claimant)

Sworn to before me this 31st day of July, 1979.

Thomas H. Jones
Notary Public
Residing at Salmon, Idaho

My commission expires 8-25-80

FOR DEPARTMENT USE ONLY

Received by <u>dh</u>	Date <u>8-01-79</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>S.M.</u>	Date <u>7-2-79</u>		claimant by:	
\$20.00 fee received by <u>dh</u>	Date <u>8-02-79</u>	#13634		
Published in <u>Recorder-Herald</u>				
Dates <u>August 9 & 16, 1979</u>				

NOTICE OF CLAIMS TO
WATER RIGHTS

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

75-4130

PARK, A. M. &/or C. F.
(JR.) &/or F. B.
P. O. BOX 569, SALMON,
ID 83467

Source: TOWER CREEK,
NORTH FORK tributary
to SALMON RIVER

Priority Date: 09/28/1910
Amount: 7.02 CFS

Diversion Point: NWSE
NWNE SWNE Sec 33 T
24N R 22E, LEMHI Co.

Use: IRRIGATION (7.00
CFS) from 03/15 to 11/15
STOCKWATER (0.02
CFS) from 01/01 to 12/31

Place of Use: SWNE
SENE NESE NWSE
SWSE Sec 33 T 24N R 22E
FOR 93 ACRES

Diversion Means: DITCH-
ES

Any exception to any
claim of water right may
be filed with the Director
of the Idaho Department
of Water Resources, 1515
Lincoln Road, Idaho Falls,
Idaho 83401.

C. STEPHEN ALLRED
Director

Published 8/9 & 8/16/
79.

8-9-2tc

Affidavit of Publication

STATE OF IDAHO

County of Lemhi

ss.

AUG 17 1979

Department of Water Resources
Eastern District 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 Claim to Water Right No. 75-4130

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 Aug. 9, 1979
and ending with the issue dated Aug. 16, 1979.

Subscribed and sworn to before me, this sixteenth
day of August, 1979.

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

Publication Fee \$ 14.52

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.
and/or or

Notice is hereby given that A. M. Park, C. F. Park, Jr. and F. B. Park

(Name of Claimant)

P. O. Box 569, Salmon, Idaho 83467

(Mailing Address)

Telephone No. none

(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) September 28, 1910

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)

Tower Creek, North Fork tributary to 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	7.00 cfs	Use Irrigation	Period of Use From 3/15	To 11/15
Quantity	0.023 "	Use Stockwater	Period of Use From 1/1	To 12/31
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To

(4) 7.02 cfs TOTAL QUANTITY USED.

(cfs, gpd, AFA)

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

NW ¼ SE ¼, Sec. 33 Twp. 24N Rge. 22E B.M., County of Lemhi

Additional points of diversion: NW ¼ NE ¼ (3 ditch heads), SW ¼ NE ¼, Sec. 33, T. 24N, R. 22E, B.M.

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. Private ditches. (1) 2300', (2) 4300', (3) 4000', (4) 3000', (5) 5500'

Each ditch is 4' wide by 2' deep, with a capacity of 5 cfs each.

(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	
24N	22E	33			6	11									9	33	34		93
24N	22E	33													X				

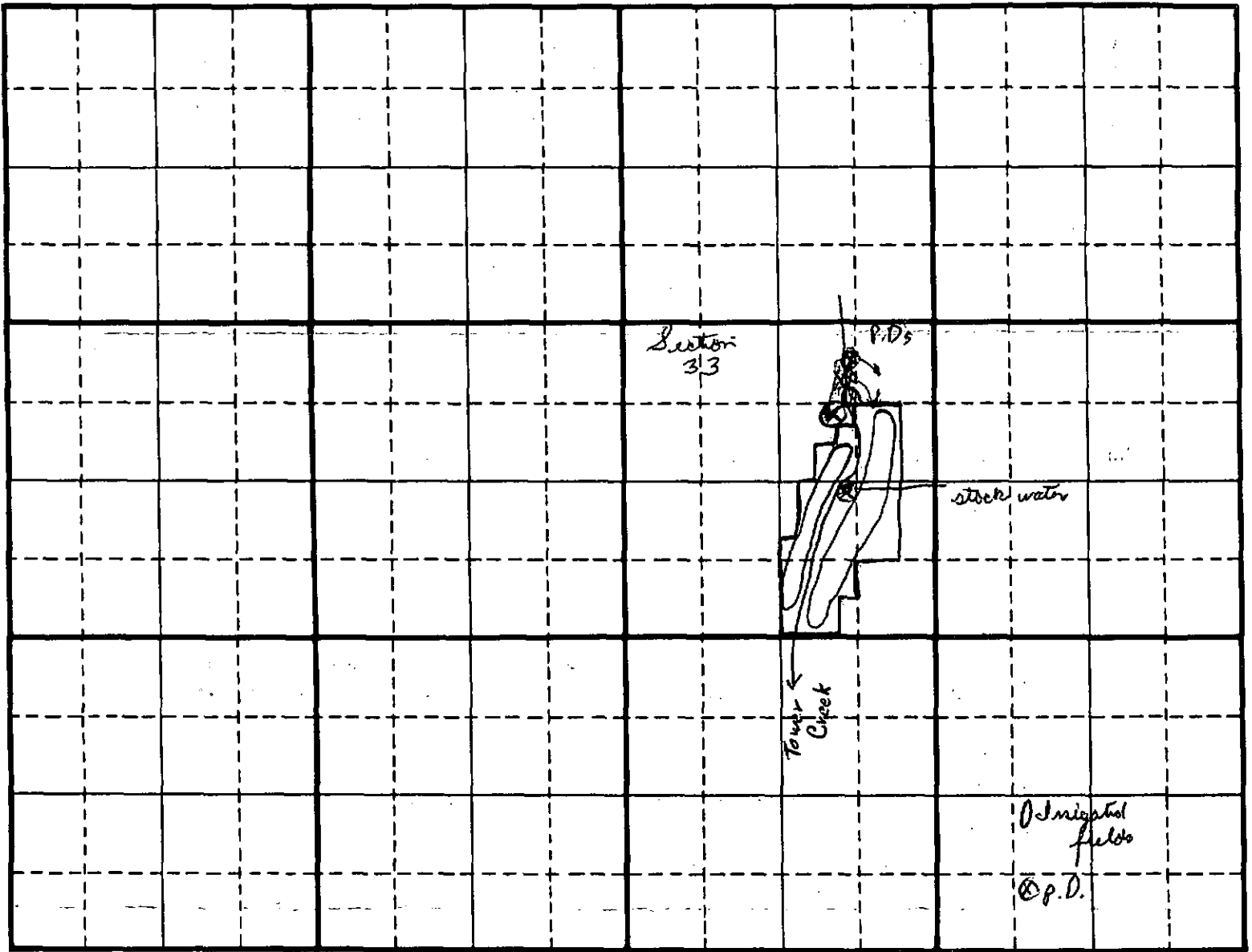
No. of acres 93

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: Currently between 25 and 50 head of horses are being pastured and watered. In the past, about 80 head of cattle have been maintained. The principal use for water is irrigation for hay. Horses are Belgians, Appaloosas, Tenn. Walkers & others.

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:

(8) Remarks _____

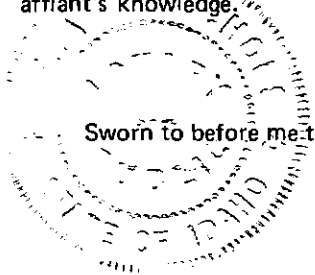


Scale: 2 inches equal 1 mile.

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 31st day of

July, 1979.

Charles F. Park
(Claimant)

Thurston
Notary Public
Residing at Salmon, Idaho.

My commission expires 8-31-80

FOR DEPARTMENT USE ONLY

Received by <u>dh</u>	Date <u>8-01-79</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>S.M.</u>	Date <u>7-2-79</u>	#13634	claimant by:	
\$20.00 fee received by <u>dh</u>	Date <u>8-02-79</u>			
Published in <u>Recorder-Herald</u>				
Dates <u>August 9 & 16, 1979</u>				

NOTICE OF CLAIMS TO
WATER RIGHTS

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

75-4130

PARK, A. M. &/or C. F.
(JR.) &/or F. B.
P. O. BOX 569, SALMON,
ID 83467

Source: TOWER CREEK,
NORTH FORK tributary
to SALMON RIVER

Priority Date: 09/28/1910

Amount: 7.02 CFS

Diversion Point: NWSE
NWNE SWNE Sec 33 T
24N R 22E, LEMHI Co.

Use: IRRIGATION (7.00
CFS) from 03/15 to 11/15
STOCKWATER (0.02
CFS) from 01/01 to 12/31

Place of Use: SWNE
SENE NESE NWSE
SWSE Sec 33 T 24N R 22E
FOR 93 ACRES

Diversion Means: DITCH-
ES

Any exception to any
claim of water right may
be filed with the Director
of the Idaho Department
of Water Resources, 1515
Lincoln Road, Idaho Falls,
Idaho 83401.

C. STEPHEN ALLRED
Director

Published 8/9 & 8/16/
79.

8-9-2tc

Affidavit of Publication

STATE OF IDAHO

County of Lemhi

ss.

AUG 17 1979

Department of Water Resources
Eastern District 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 Claim to Water Right No. 75-4130

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 Aug. 9, 1979
and ending with the issue dated Aug. 16, 1979

Subscribed and sworn to before me, this sixteenth
day of August, 1979

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

Publication Fee \$ 14.52

ACT
ION

N OWNER LAST NAME - PARK
N OWNER LAST NAME - PARK
N OWNER LAST NAME - PARK
N ADDRESS LINE 1 - P. O. BOX 569

FIRST NAME - A. M.
FIRST NAME - C. F. (JR.)
FIRST NAME - F. B.

CITY - SALMON STATE - ID ZIP CODE - 83467
TRIBUTARY OF - SALMON RIVER
PRIORITY - 09-28-1910 COUNTY - LEMHI TOTAL DIV. RATE - 7.0200CFS
NWNE 33 24N 22E

N SOURCE - TOWER CREEK, NORTH FORK
N STAGE - STATUTORY CLAIM
N DIVERSION POINT - NWSE 33 24N 22E
N DIVERSION POINT - SWNE 33 24N 22E
N FROM - 03-15 TO - 11-15 USE - IRRIGATION
N FROM - 01-01 TO - 12-31 USE - STOCKWATER
N USE - IRRIGATION

USE DIV. RATE - 7.0000CFS
USE DIV. RATE - .0200CFS

PLACE OF USE - TWN 24N RNG 22E SEC 33 TRACT SWNE
TRACT NESE
TRACT SWSE

AC 06 TRACT SENE AC 11
AC 09 TRACT NWSE AC 33
AC 34 44

N REMARKS - THERE ARE 3 DIVERSION POINTS WITHIN NWNE SEC 33 T 24N R 22E.
N STOCKWATER USE CURRENTLY FOR 25-50 HORSES, HISTORICALLY USED FOR
N 80 HEAD OF CATTLE.
N DIVERSION MEANS - DITCHES

40

03

75
ABMS

IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT
DATA ENTRY LOG

[illegible]

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
Eastern Region

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7186

AUGUST 27, 1979

A. M. PARK
C. F. (JR.) PARK
F. B. PARK
P. O. BOX 569
SALMON

ID 83467

RE: Claim No. 75-4130

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,

RONALD D. CARLSON
Eastern Region Supervisor

Enclosure

RECEIVED
AUG 29 1979

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
Eastern Region

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7186

AUGUST 3, 1979

The Recorder-Herald
P. O. Box 310
Salmon, Idaho 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. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. 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 AUGUST 27, 1979.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

RECEIVED
AUG 14 1979

NOTICE OF CLAIMS TO
WATER RIGHTS

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

75-4130

PARK, A. M. &/or C. F.
(JR.) &/or F. B.
P. O. BOX 569, SALMON,
ID 83467

Source: TOWER CREEK,
NORTH FORK tributary
to SALMON RIVER

Priority Date: 09/28/1910

Amount: 7.02 CFS

Diversion Point: NWSE
NWNE SWNE Sec 33 T
24N R 22E, LEMHI Co.

Use: IRRIGATION (7.00
CFS) from 03/15 to 11/15
STOCKWATER (0.02
CFS) from 01/01 to 12/31

Place of Use: SWNE
SENE NESE NWSE
SWSE Sec 33 T 24N R-22E
FOR 93 ACRES

Diversion Means: DITCH-
ES

Any exception to any
claim of water right may
be filed with the Director
of the Idaho Department
of Water Resources, 1515
Lincoln Road, Idaho Falls,
Idaho 83401.

C. STEPHEN ALLRED
Director

Published 8/9 & 8/16/

79.

8-9-2tc

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.

ZS-4130

PARK, A. M. &/or C. F. (JR.) &/or F. B.

P. O. BOX 569, SALMON, ID 83467

Source: TOWER CREEK, NORTH FORK tributary to SALMON RIVER

Priority Date: 09/28/1910

Amount: 7.02 CFS

Diversion Point: NWSE NWNE SWNE Sec 33 T 24N R 22E, LEMHI Co.

Use: IRRIGATION	(7.00 CFS)	from 03/15 to 11/15
STOCKWATER	(0.02 CFS)	from 01/01 to 12/31

Place of Use: SWNE SENE NESE NWSE SWSE Sec 33 T 24N R 22E FOR 93 ACRES

Diversion Means: DITCHES

the Director of the Idaho Department of Water Resources, 1515
Lincoln Road, Idaho Falls, Idaho 83401.

C. STEPHEN ALLRED

Director

Published 8/9 & 8/16/79.

RECEIVED
IDaho DEPARTMENT OF
WATER RESOURCES
AUG 16 1979

August 2, 1979

Charles F. Park, Jr.
P. O. Box 569
Salmon, Idaho 83467

Dear Sir:

Re: Claim to Water Right.

Attached herewith is Departmental receipt No. 13634 in the amount of \$20.00 for the above referenced claim.

Very truly yours,

RONALD D. CARLSON
Supervisor
Eastern Region

RDC:dh

Attachment

RECEIVED
JUL 31 1979

P. O. Box 569,
Salmon, Idaho 83467
29 July, 1979

Mr. Steve McCormick,
Idaho Department of Water Resources,
1515 Lincoln Road,
Idaho Falls, Idaho 83401

Dear Mr. McCormick:

Enclosed please find our copy of an application for water rights. The corrections you suggested have been made.

I hope the application is correct this time around, but if not please return it to me.

Sincerely,

Charles F. Park Jr.
Charles F. Park, jr.

MAILED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7186

July 19, 1979

Charles F. Park, Jr.
Park and Sons
P. O. Box 569
Salmon, Idaho 83467

Dear Mr. Park:

Enclosed is the claim to a water right which you recently submitted to this office, along with your personal check No. 479 in the amount of \$20.00. Unfortunately, in order for the claim to be receiptable, only one source of water may be specified per claim. At the present, you have listed both well water and surface water from Tower Creek.

For your convenience, we have taken the liberty of retyping your claim, eliminating the domestic use of water from the groundwater source. The Idaho State Code specifies it is not necessary to file for up to 13,000 gallons of water per day for domestic use and the irrigation of up to one-half acre.

Also note, we have listed the quantity of water appropriated for stock-water in Item 3 as .023 cfs (1500 gpd = .023 cfs). Since the domestic use has been deleted, the total quantity claimed is now 7.02 cfs.

Please review this typed claim to insure its accuracy, initialling any changes you may make. Once you feel it is in proper form, have all three claimants sign it in the presence of a notary public. Return the claim to this office, accompanied by the \$20.00 statutory filing fee, and we will be glad to resume processing of this document. Thank you for your patience in this matter. Since the claim is a notarized document, it is important that it be correct. Should you have any questions concerning this matter, please feel free to call me.

Sincerely,

STEVE McCORMICK
Water Resource Analyst

SM:dh

Enclosure
Attachment: check 92-289/\$20.00

RECEIVED
JUL 23 1979
WATER RESOURCES
DIVISION

P. O. Box 569,
Salmon, Idaho 83467
12 July, 1979

Mr. Anthony R. Kozlowski
Department of Water Resources,
1515 Lincoln Road,
Idaho Falls, Idaho 83401

Dear Mr. Kozlowski:

Thank you for your letter of July 3 in which you list changes required in a water claim form. I have tried to follow instructions and am enclosing the form, hopefully for processing. If there is anything unclear, please let me know.

In accordance with your suggestion, I have changed the amount of water used for irrigation. The amount is still very high, but is considerably less than has been used historically. Our fields slope steeply and the gravelly soil is very porous so that a great deal of the water returns immediately to the creek.

Thank you for your courtesy.

Sincerely,

Charles F. Park, jr.

Charles F. Park, jr.
For Park and Sons ranch.

RECEIVED

JUL 16 1979

Department of Water Resources
Eastern District Office

DEPT. OF WATER RESOURCES
EASTERN DISTRICT OFFICE
JUL 16 1979

PARK & SONS

CHARLES F. PARK, JR. OR

ALLAN M. OR FREDERICK B. PARK

BOX 569 SALMON, IDAHO 83467

PAY
TO THE
ORDER OF

21 June 1979 92-289
1241
\$20.00
Twenty and 00/100 DOLLARS

IDAHO
FIRST

SALMON OFFICE

National Bank
SALMON, IDAHO 83467

For

124102891 26106095

RESOURCES

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7166

Charles F. Park, Jr.
Park and Sons
P. O. Box 569
Salmon, Idaho 83467

Dear Sir:

The Department is returning your claim to a water right as it is not in form to receipt and requires the following changes:

1. For each beneficial use of the water, it is necessary to indicate the amount of water used, the nature of use, and the period of use. Therefore, irrigation and stockwater should be listed separately, each with its own quantity and period of use. This information should be entered under Item 3 on the new claim form.
2. Although you are entitled to claim the quantity of water that has historically been used, I would think 23.0 cubic feet per second is excessive for irrigation of 93 acres, as this is over ten times the quantity normally allowed. It would be advantageous for you to verify the amount actually diverted since a claim filing implies you are prepared to defend the right claimed in a court of law.
3. Also, the place of use for stockwater should be indicated by placing an "x" in the appropriate box under Item 6, along with the number of acres irrigated.

Once you feel the claim is correct and in proper form, sign in the presence of a notary public and return to this office with a \$20.00 check to cover the statutory filing fee. We will then be glad to resume processing of this document. Should you have any questions regarding this matter, or need assistance, please feel free to contact this office.

Very truly yours,

Anthony R. Kozlowski
ANTHONY R. KOZLOWSKI
Sr. Water Resource Agent

ARK:dh
Enclosures
Attachment: check 92-289/\$20.00

RECEIVED
JUN 21 1979
WATER RESOURCES

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY:

ARK

A. H. Park & W. C. F. Park, Jr.

Right Number

75 4130

Applicant

F. B. Park

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 Ernest Carlson

Date 9/05/79

STATE OFFICE PROCESSING:

- ☐ Claim review complete.

By Juni

Date 9/10/79

RECEIVED
SEP 11 1979
DEPT. OF WATER RESOURCES