

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 38589
Permit No. G- 30515
District No.

1. Name of Applicant: Dewey Fredrickson
Postoffice address: 284 N. 100 W, Malad, County: Oneida State: Idaho
2. Quantity of water claimed:
 - (a) Rate of withdrawal in cubic feet per second 2 sec. ft. or Idaho
Miners' inches 100 or gallons per minute
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Underground
4. Location of point of diversion or well is in the NE 1/4 of the NE 1/4 of Section 12
Twp. 11 S, Rge. 36 E, B.M., County of Oneida
5. Water is to be used for: Irrigation
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the 1/4 of the 1/4 of Section, Twp.
Rge., B.M.
 - (b) Waste water or sewage effluent is to be returned to
at a point in the 1/4 of the 1/4 of Section, Twp., Rge., B.M.
7. Kind of works: Deep well
8. Estimated cost of works: \$ 5000.00
9. (a) Is reservoir to be used?
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is 5 years.
11. 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:
11. The financial resources of the applicant are (a) Cash on hand: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: Deep Creek Irrigation Company water 131 shares
 - (a) 2 (cubic feet per second, ~~inches or gallons per minute~~) of the water herein applied for is to be supplemental to the existing water rights.
 - (b) (cubic feet per second, inches or gallons per minute) is for new lands.

Remarks:

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

s/ Dewey Fredrickson Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: 8:00 A.M. May 31, 1962

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G— 30515

Recorded in Book 107 Page 30515 Approved June 1, 1962

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 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before December 1, 1964

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made and proofs offered on or before June 1, 1967

Witness my hand this 1st day of June, 1962

s/ CARL E. TAPPAN
Assistant STATE RECLAMATION ENGINEER.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLLIE, 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 1st day of June, 1962.

Countersigned:

STATE OF IDAHO

(SEAL)

By s/ ARNOLD WILLIAMS
Secretary of State.

By s/ ROBERT E. SMYLLIE
Governor

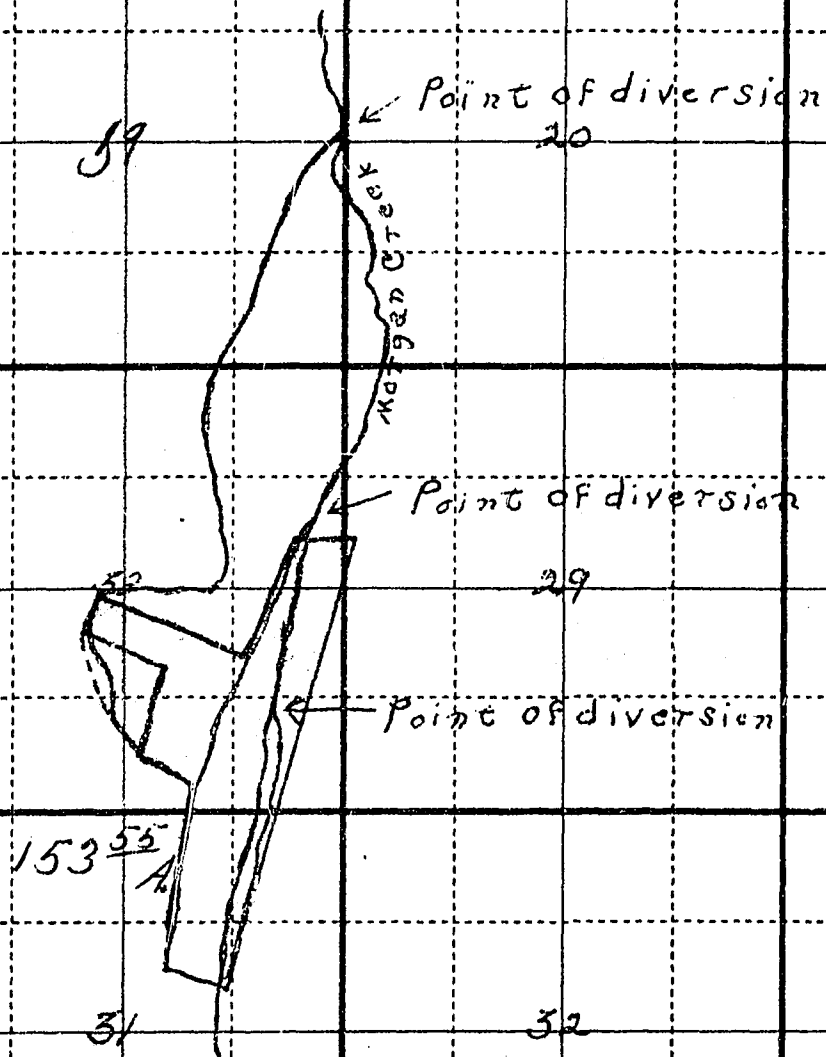
12.

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	
14 S	36 E	12 1	40	20							40				20				60 60 120

Verl Jones

(unsurveyed)

Twp. 17N. R. 19E. BM
Custer County Idaho



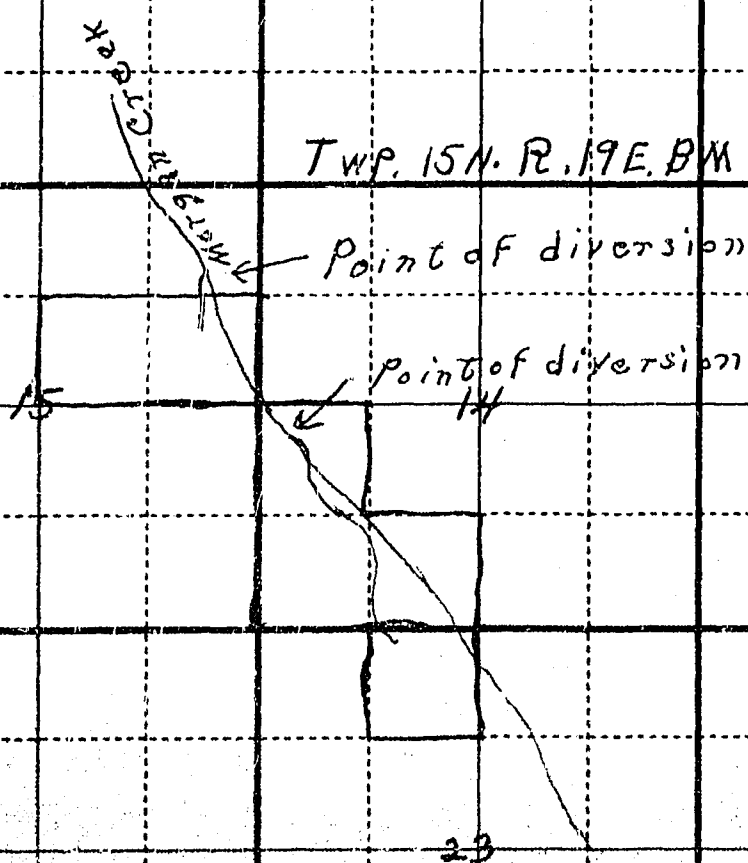
Permit Map No. 30215

As Approved

SEP 28 1961

GEORGE CARTER

State of Idaho Engineer



Twp. 15N. R. 19E. BM

Verl Jones

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SALMON NATIONAL FOREST

The Salmon National Forest lies on the western slopes of the Continental Divide in one of the most picturesque and primitive areas of the United States. The Continental Divide and the sharp-toothed Bitterroot Ranges, which separate Montana and Idaho in this area, also form the east and north boundaries of the forest. It is bounded on the west and south by the Payette and Challis National Forests in Idaho. It contains an area of 1,792,351 acres, and extends 145 miles from Birch Creek Summit in the east to a few miles below the mouth of the Middle Fork of the Salmon River on the west. Elevations vary from 2,840 feet at the mouth of Horse Creek on the Salmon River to 11,324 feet at the top of lofty Gunsight Peak in the vicinity of Leadore.

The office of the Forest Supervisor of the Salmon National Forest is located in Salmon, Idaho. The forest is divided into five districts with a Ranger in charge of each stationed at:

Cobalt	Indianola
Northfork	Salmon
	Leadore

During the summer months temperatures seldom exceed 90°F. except in the valleys. The lower elevations have a mean annual temperature of 45°F. The warm days and cool nights of summer are ideal for outdoor activities. Winter temperatures as low as 37°F. below zero have been recorded in Salmon, Idaho.

Rainfall over the forested areas is light from July 1 to September 15. However, snow usually falls in the higher country by late September. Winter snow depths vary from an inch or so in the valleys to 84 inches on Lost Trail Pass.

U. S. DEPARTMENT OF AGRICULTURE
Forest Service
Intermountain Region

HISTORY

The Salmon National Forest was created July 1, 1908, by Executive Order of President Theodore Roosevelt. It is composed of parts of the former Salmon River and Bitterroot National Forests.

Modern history for the Northwest began on August 12, 1805, when Captain Meriwether Lewis of the Lewis and Clark expedition, after months of arduous travel toward the headwaters of the Missouri River, arrived at the Agency Creek summit and looked down into the Lemhi Valley. They had been guided by the famous Shoshone Indian girl Sacajawea. This was the first time, according to record, that white men attained the summit of the Continental Divide and viewed the Pacific slopes.

After much delay, Captain Clark was able to procure horses from Sacajawea's people on the Lemhi River and with an Indian guide tried to find a passable route through the Salmon River Canyon. They progressed as far as what is now known as Spring Creek. Because of the many rapids in the river and the precipitous nature of the country, the party abandoned the proposed route and re-entered Montana via the Bitterroot Valley.

Even though one hundred and fifty years have elapsed since this historic entry into the country, the completeness of the Lewis and Clark expedition journals and accuracy of maps enable the correct tracing of their route of travel. Today, many of their trail and camp sites have been marked throughout the Salmon National Forest.

On September 2, 1832, Captain Bonneville and party entered Lemhi Valley via Birch Creek, coming from the Snake River Valley. They followed down the Lemhi and Salmon Rivers to Carmen Creek where they set up a temporary winter camp, but after two months of rugged weather, they retraced their steps back into the Snake River Valley.

In June, 1855, the Mormons migrated into the Lemhi Valley and established a colony. They built Fort Lemhi, constructed the first irrigation system in what is now called Idaho, and tilled the fields. Because they were sorely troubled by Bannock Indians, they abandoned the settlement and returned to Utah in March 1858. Remains of the old Fort are still visible.

RESOURCES

WATER - Lifeblood of the Land

The Salmon River divides the Salmon National Forest into nearly equal parts. The major watersheds, all of which empty into the Salmon River, are - Lemhi River, Northfork and Middlefork of the Salmon River, Panther Creek and Horse Creek. The headwaters of the Lemhi, Northfork, Panther Creek and Horse Creek are within the National Forest boundaries.

Water stored in the high mountains in the form of snow and rain is released gradually through springs and streams for agriculture, domestic, and municipal use. The water of the Lemhi River is used several times over during the irrigation season and is in great demand. The Salmon National Forest's objective is to manage the watershed in such a manner as to insure a continuing flow of clear water.

TIMBER - A Perpetual Crop

Timber harvesting is a major activity on the Salmon National Forest. The volume of timber cut has doubled during the past five years. The annual cut now averages about 15,000,000 board feet a year - a valuable contribution to the growing intermountain industry.

The main timber products are sawtimber, posts, poles, mine timbers, and fuel wood. The important sawtimber species are ponderosa pine, Douglas fir, and Engelmann spruce. Mine timbers are cut from the Douglas fir stands; poles and posts are supplied from lodgepole pine. The timber industry stimulates the local economy by employing hundreds of people each year.

The timber is managed on a sustained-yield basis and cut selectively under the supervision of trained foresters in order to insure the public a continued harvest, and the greatest possible return from its national forest.

FORAGE - For Livestock Production

Livestock production is the major industry in Lemhi County. In support of this valuable element to the economy of the area, the Salmon National Forest provides feed annually for some 10,600 cattle and horses and 8,000 sheep. They graze from early May until November, depending on feed conditions, and forage over approximately 433,000 acres. The National Forest grazing areas are scientifically managed in such a manner that soil and forage plants are kept at their maximum-producing ability.

MINING

In July of 1866, a party of five prospectors from Elk Creek, Montana, led by F. B. Sharkey, discovered placer gold on Napias Creek. Immediately there was a great stampede and the camp, or town, of Leesburg was established. It flourished for a few years producing much gold and by 1867 its population had grown to 7,000. Today, the settlement is a ghost town reminiscent of other such early-day discoveries and resultant communities.

The mining industry is very active within the National Forest. Thousands of lode and placer claims have been filed on lands containing the minerals gold, silver, cobalt, copper, lead, tungsten, zinc, uranium, and thorium. The town of Cobalt on Panther Creek, established in 1944 in conjunction with the Blackbird Mine, has a population of 1,000. The mine produces cobalt and copper and supplies one-fourth of the Nation's cobalt needs. At present, the mine employs 413 employees. It is the only cobalt-producing mine in the United States and the largest copper-producing mine in Idaho.

With increased mining developments, the mining industry on the National Forest is expected to become one of the leading economic features of Lemhi County.

WILDLIFE

Wildlife is abundant on the Salmon River drainage. The National Forest habitat is ideal for the many different species present. You can find deer (mule and whitetail), elk, moose, antelope, bear, mountain goat, mountain sheep, cougar, coyote, bobcat, fur-bearing species of martin, mink, muskrat and weasel. There are several species of fish, including the wily steelhead, and various species of game birds.

The Forest Service cooperates with the Sportsmen's Association, the Idaho Fish & Game Commission, Fish & Wildlife Service, and private land owners to maintain a proper balance between the numbers of animals and the forage available to feed them.

Hunting - Deer, elk, antelope, bear, mountain sheep and mountain goat are available for hunting by sportsmen during seasons established by the State of Idaho. The excellent hunting conditions draw sportsmen from Central and South-eastern Idaho and from numerous other States.

office copy

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Fishing - is excellent on nearly all streams and lakes. Several species of trout, besides the popular steelhead and Chinook Salmon, all provide an abundance of fishing during the open seasons. The Lemhi River and Panther Creek are ideal streams for salmon spawning.

RECREATION - for the Vacationing Public

Bountifully endowed with the beauties of nature, the Salmon National Forest offers unlimited opportunities for recreation. One may relax along cool, quiet streams and placid lakes. Nature lovers seeking solitude will find it in back-country settings seldom visited by man. The 460 miles of roads and 2,400 miles of horse- and foot-trails of the Salmon National Forest lead to many places of irresistible appeal. Except in periods of extreme fire danger, forest visitors may move about freely, and there is no restriction against camping anywhere on the forest. However, all visitors are requested to be careful with fire and to leave a clean camp.

THE IDAHO WILDERNESS AREA

The "Idaho Wilderness" is an area of over one million acres enclosed within the Salmon, Boise, Challis and Payette National Forests. It was established in 1931 to preserve primitive conditions. Much of it remains today as it was before the arrival of white man. The area is roadless. On the Salmon National Forest it can be reached only by pack trails from ends of roads at Meyers Cove, Hoodoo Meadows, and below Shoup. An emergency airplane landing strip is located at Bernard Creek. Arrangements should be made in advance for saddle and pack stock, and an experienced guide should be employed. If you are unfamiliar with the availability of these services in the area, the local Forest Ranger or Forest Supervisor will have the information you need.

WINTER SPORTS

Lost Trail Pass Ski Course, a hundred feet off U.S. 93 and on the summit of the Continental Divide on the Idaho-Montana State line, is enjoyed 5 months a year by many winter sports enthusiasts. Three adjoining runs, served by a ski tow, are suited to the skill of the individual skiers. The snow on this "winter playground" reaches 7 feet in depth.

SCENIC ROUTES

An unusual canyon view can be reached travelling by road down the Salmon River Canyon from Northfork to a few miles below the mouth of the Middlefork. The canyon in places is over a mile in depth and presents an insurmountable barrier when the road end is reached.

An interesting side trip can be made from the Salmon River road up Spring Creek and along the ridge road to Long Tom Lookout. From this point one can view the high points and ridges and look into the inspiring depths of the Salmon River gorge from an elevation of 8,000 feet.

One of the Salmon National Forest's most interesting and scenic drives is up Panther Creek to the Cobalt Mine and townsite where mining history is being made; thence back over the Williams Creek summit into the City of Salmon.

You will also enjoy the trip through Lemhi Valley along State Highway #28 where numerous large stock ranches are located.

BOAT TRIPS

The Salmon River presents a challenge to the adventurous who desire a scenic trip through an area entirely uninhabited by man. This river flows for 150 miles through one of the most wonderful and magnificent gorges that nature ever produced, a canyon bottom which at present may be traversed only by boat. The Salmon has won the name "The River of No Return" because its many rapid falls make upstream navigation impossible. However, trips are made down this turbulent stream in safety in large, flat-bottom scows having huge sweeps handled by veteran rivermen. These trips start at Salmon and end either at Riggins or Lewiston, Idaho. The Salmon River Canyon is known as the second deepest in the United States.

Another fascinating boat trip can be made through the canyon of the Middlefork, which like the Salmon River Canyon, is passable only by boat. This stream is shallower than the main Salmon, and large rubber boats are used for most of the trips.

PICNIC AND CAMPGROUNDS

Forest Service campgrounds are constructed to harmonize with natural surroundings. The following improved campgrounds are on the Salmon National Forest:

Cougar Point - on Williams Creek Road, 17 miles southwest of Salmon. Piped water supply, sanitation facilities, picnic tables and camp shelter.
Season: June to September

Deep Creek - on Panther Creek Road, 32 miles southwest of Salmon. Piped water supply, sanitation facilities, camping, picnicking, fishing and hunting.
Season: May to October

Long Tom - on Salmon River Road, 65 miles west of Salmon, 1 mile from mouth of Middlefork. Piped water supply, sanitation facilities, picnicking, and fishing.
Season: April to November

Twin Creeks - on U. S. 93, 38 miles north of Salmon. Piped water supply, sanitation facilities, picnic tables and camp shelter.
Season: June to September



BE CAREFUL WITH FIRE

Fire is one of the forests' major enemies. The growth of generations can be destroyed in minutes. Fire destroys everything in its path - timber, forage, wildlife, recreation, and the water-production value of the land.

Lightning and man are responsible for about 60 fires a year on the Salmon National Forest. Eighteen per cent of the fires are man-caused. The control of lightning is still in the research stage, but you can reduce the man-caused fires now by following these simple rules:

1. Be sure that Cigarette, Cigar Stub, or Pipe ashes are DEAD AND COLD before they are discarded. Do not smoke while travelling through the forest by foot or horseback. Stop in cleared areas to smoke and then bury the stubs in mineral earth. Use your ash tray when travelling by vehicle.
2. Be sure your match is out - break it in two before throwing it away.
3. Use fire safe guards on all equipment used in the forests.
4. When camping, build only small fires in areas clear of flammable material. Never leave a fire until the last spark is out. Never leave camp without putting your fire out. Use water or clean mineral earth - mix well and test with bare hands.

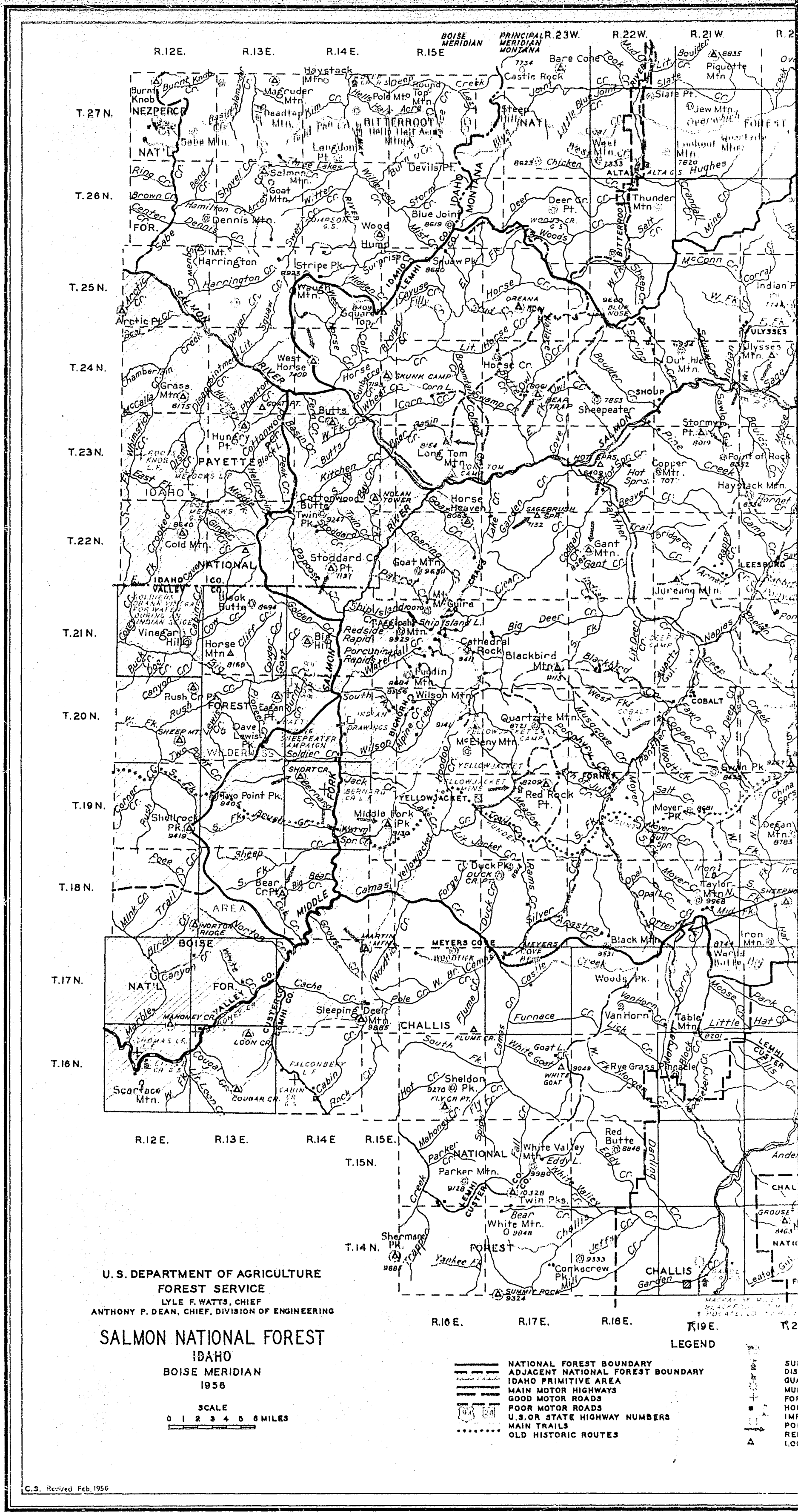
Report all fires to the nearest Forest Ranger, Forest Supervisor, or telephone operator.

ENJOY YOUR NATIONAL FORESTS
PROTECT THEM FROM MAN-CAUSED FIRES



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U. S. DEPARTMENT OF AGRICULTURE
FOREST SERVICE
LYLE F. WATTS, CHIEF
ANTHONY P. DEAN, CHIEF, DIVISION OF ENGINEERING

SALMON NATIONAL FOREST
IDAHO
BOISE MERIDIAN
1958

SCALE
0 1 2 3 4 5 6 MILES

- LEGEND**
- NATIONAL FOREST BOUNDARY
 - ADJACENT NATIONAL FOREST BOUNDARY
 - IDAHO PRIMITIVE AREA
 - MAIN MOTOR HIGHWAYS
 - GOOD MOTOR ROADS
 - POOR MOTOR ROADS
 - U. S. OR STATE HIGHWAY NUMBERS
 - MAIN TRAILS
 - OLD HISTORIC ROUTES

Beaver.

Point of P. N. W. Quarter

40 miner in May 1st 1921

of S. W. Quarter.

10 miner in Sept. 14th 1931

S. 14 Twp 15 N.

R. 19 E.

H. E. Survey No. 70

75 miner in May 1st 1898

35 miner in May 1st 1916

25 miner in May 1st 1920

35 miner in Sept. 14 1931

Paul Hacker

20 miner inches July 1st 1921

5 miner inches Sept. 14th 1931

Old water rights on Creek May 1878.

In extremely dry years these two water rights would be entitled to all the water in Morgan Creek.

30215

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October 5, 1961

Re: Permit No. 30215

Mr. Verl Jones,
Challis, Idaho.

Dear Mr. Jones:

We enclose Permit No. 30215 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. 30778 which was issued covering payment in the amount of \$5.75 for the filing fee of the above mentioned permit.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

Encl.
EPR:pmk

30215

S T A T E O F I D A H O

D E P A R T M E N T O F R E C L A M A T I O N

I N S T R U C T I O N S

P R O O F O F C O M P L E T I O N O F W O R K S

Re: Permit No. 30215

Boise, Idaho

July 2, 1962

Verl Jones
Challis, Idaho

Dear Mr. Jones:

Under the terms of your Permit No. 30215 you are required to complete your diversion works on or before Sept. 28, 1962. I enclose blank affidavit to be filled out, sworn to by you before a Notary Public, or a Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the completion of the works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion will be issued to you.

The certificate to be issued under this proof will not give a perpetual right to the use of water for which application was made, as it only confirms the completion of works of a capacity to divert and convey to the place of intended use a certain amount of water. The law requires that another proof be submitted when the water has been fully applied to a beneficial use, at which time license is issued for the amount of water actually in use. Information in regard to this last proof will be furnished on request.

Very truly yours,

GEO. N. CARTER

State Reclamation Engineer

Enc. Form 6

30215

Oct. 5, 1962

RECEIVED

OCT 9 1962

Geo. M. Carter
Boise, Idaho

Department of Reclamation

Dear Sir;

Would you please
send me the information
I need regarding the
last proof that needs
to be submitted in
order to get a license
for the water used.

Yours truly
Orel Jones

30215

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From M. in Ohio
to the ground, and
from Son 27 1811-1915

From M. in Ohio
to the ground, and
from Son 27 1811-1915
to the ground, and
from Son 27 1811-1915

30215

October 9, 1962

Re: Permit No. 30215

Verl Jones
Challis, Idaho

Dear Mr. Jones:

Returned herewith is your proof of completion of works which we received without the \$5.00 fee.

Your permit shows you are to divert water from Otter Creek to Morgan Creek before you re-divert the water from Morgan Creek. Your answer to Second and Third is in error.

You show you can use this water to irrigate 10 acres of land in ~~Wagne~~, Sec. 23, T. 15 N., E. 19 E. That land is not included in the permit. You must amend the land list on your permit. Your permit claims 4.0 cubic feet per second whereas you are only showing one in your proof, which is possibly quite correct.

Enclosed is form to amend the land list on a permit which you may complete and return with \$1.00 filing fee. Also enclosed are forms 10 and 11 with instructions, as you requested in your letter.

Return the corrected Form 6, with the \$5.00 fee for the Certificate of Completion of Works

Be sure and read instructions.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By:

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew
Enc. proof of completion of works

30215

Permit No. _____

STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Custer } ss.OCT 9 1962
Department of ReclamationCarl Jones, being first duly sworn, upon his oath deposes and says:First: That he is the holder and owner of Permit to appropriate the Public Waters of the State of Idaho, No. _____, and that his postoffice address is Challis State of Idaho.Second: That the name of the stream from which said water is to be diverted is Otter Creek ~~the spring that raises on private ground~~

Third: That the point of diversion of said water is _____

Approximately Sec. 27, Twp. 18 N., Range 19 E. B.M.Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by Sept. 28, 1962Fifth: That the use for which said water is intended is irrigationSixth: That on the date above mentioned, the works constructed under said permit were (or were not) fully completed and consisted of the following:I. Kind of Works: Ditch

(RESERVOIR, DAM, DITCH, FLUME, PIPE OR OTHERWISE)

II. Dimensions of work: _____

(a) Height of dam _____ feet, length of dam at top _____ feet, length of dam at bottom _____ feet. Material used in construction _____

(STATE WHETHER WOOD, EARTH STONE OR CONCRETE)

(b) Capacity of reservoir _____ acre feet.

(c) Size of headgate: Width _____ feet, height _____ feet.

(d) Conduit Ditch width at bottom 1 feet, width at water line 3

(STATE WHETHER DITCH, FLUME OR PIPE)

feet, depth of water 16 feet; diameter of pipe _____ inches, average grade per mile is 16 feet. Length of conduit is 2 MilesSeventh: That said works are capable of conducting to the place of intended use 4.0 second feet of water.Eighth: That water appropriated under said permit is available for 200 acres of land described as follows: H.E.S. #70 in approximately SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 30, and NE $\frac{1}{4}$ of Section 31 in Twp. 17 N., R. 19 E.B.M. and SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 15, S $\frac{1}{2}$ SE $\frac{1}{4}$ and NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 14 and NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 23 in Twp. 15 N., R. 19 E.B.M. all in Custer County, Idaho.

Ninth: Remarks:—That _____

Carl Jones
(SIGN HERE)Subscribed and sworn to before me this 28th day of September, 1962J. Lessil Sharp
NOTARY PUBLICMy commission expires 3/17/62

30215

#1-INSTRUCTIONS TO DELIVERING EMPLOYEE

☐

Deliver *ONLY* to
addressee

☐

Show address where
delivered

(Additional charges required for these services)

RETURN RECEIPT

Received the numbered article described on other side

SIGNATURE OR NAME OF ADDRESSEE (must always be filled in)

Herb Jones

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED

10-30-62

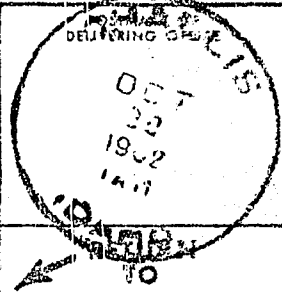
ADDRESS WHERE DELIVERED (only if requested in item #3)

30-215
C53-15-77325-4

483

U.S. POST OFFICE DEPARTMENT
OFFICIAL BUSINESS

PENALTY FOR PRIVATE USE TO AVOID
PAYMENT OF POSTAGE \$100



INSTRUCTIONS: Fill in items below and complete on other side, when applicable. Moisten gummed ends and attach to back of article. Print front of article RETURN RECEIPT REQUESTED.

REGISTERED NO.

NAME OF SENDER

Department of Reclamation

REGISTERED NO.

STREET AND NO. OR P. O. BOX

Room 107 Statehouse

REGISTERED NO.

CITY, ZONE AND STATE

Boise, Idaho

38215

C55-16-71521-4

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

October 22, 1962

Re: Permit No. 30215

To Ver1 Jones

Challis, Idaho

It appearing to the State Reclamation Engineer that the terms and conditions of Permit No. 30215 to appropriate the Public Waters of the State of Idaho, have not been complied with as to

Completion of Works Proof which was due September 28, 1962

you are hereby notified in compliance with Sec. 42-311, Idaho code that said Permit No. 30215 is hereby held for cancellation.

You are hereby required to show cause before the State Reclamation Engineer on or before forty days from date of this notice why said Permit should not be cancelled.

Said Permit No. 30215 claims the use of 4.0 cubic feet per second of the waters of Otter Creek with point of diversion located Approximately Sec. 27., Twp. 18 N., Rge. 19 E. B.M., and was approved September 28, 1961

In Witness Whereof, I have hereunto set my hand and affixed the seal of my office at Boise, Idaho, the

22 day of October, 1962

Carl E. Pappan
Ass't. State Reclamation Engineer.

By Assistant.

30215

Nov. 5, 1962

Mr. Geo. W. Carter
State Reclamation Engineer
Boise, Idaho

RECEIVED
NOV 6 1962

Department of Reclamation

Dear Sir:

Referring to the return of Form 6, Proof of Completion of Works; and Mr. Tappan's letter of Oct. 22.

At the time I filled out Form 6 I had been unable to find any of my records on the subject. I mistakenly thought that the permit dealt with water for acres on the NW $\frac{1}{4}$ NE $\frac{1}{4}$ S. 23 T 15 N R 19 E B.M.; a portion of the estate of Nova Hessen for which I was administrator.

I have since found a duplicate copy of Form No. 1, Application for Permit; for which Permit No. 30215 was issued.

Would you please send me another Form 6 so that I can fill it out correctly.

The works in question has been completed for over a year and the

30215 over

water used during the end of
the ¹⁹⁶¹ irrigation season and for
the entire 1962 season.

Yours truly
Vern Jones.

30215

November 6, 1962

Re: Permit No. 30215

Verl Jones
Challis, Idaho

Dear Mr. Jones:

We received your letter of November 5th in regard to proof of completion of works.

State Statutes provide that proof of completion of works must be made not later than 10 days after the due date shown on the permit.

We can accept your proofs, if the enclosed forms are used. You are to complete Form 28 as holder of the permit and two disinterested witnesses to complete the Forms 29. Notice Question 5 requests dates.

Return the completed forms prior to November 30th

Very truly yours,

GEO. M. CARTER
State Reclamation Engineer

By:

RAIPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

Enc. Forms 28 & 29

30215

PERMIT No. 30215

RECEIVED
NOV 29 1961

Proof of Completion of Works

Department of Reclamation

DEPOSITION OF HOLDER

In compliance with Sec. 5594, Compiled Statutes of Idaho.

Ques. 1. State your name, residence, occupation and postoffice address.

Ans. *Walter Jones, Challis, Idaho*

Ques. 2. If acting in behalf of a corporation, state its name, principal place of business, your position with reference to same, and your authority for appearing in its behalf.

Ans. *V*

Ques. 3. State number and date of permit, amount of water you are authorized to divert, source, and point of diversion.

Ans. *Permit No. 30215, April 28, 1961, 4.0 C.U. Per Second
Otter Creek, Approx. 1 mile S.E. Sec. 27, Twp. 18 N. Range 19 E. R.M.*

Ques. 4. State purpose for which water is to be used, and, if for irrigation, state the number of acres and give description of the land you have reclaimed or intend to reclaim.

Ans. *irrigation, 200 acres, HES #70 in approx
Twp. 17 N. R. 19 E. SEC. 30*

Ques. 5. State whether or not the water has been turned into your works of diversion, and, if so, when and to what extent.

Ans. *Yes, September 30, 1961*

Ques. 6. State whether or not the works of diversion are fully completed, if so on what date, and whether or not they comply in all respects with terms of the permit.

Ans. *Fully completed, Sept. 30, 1961*

Ques. 7. If the works of diversion do not comply with all the terms of your permit, state fully those particulars in which there is any variance.

Ans. *V*Ques. 8. Give description of works and state dimensions and capacity of each part as they existed on *Sept. 30*, 19*61*, and give cost of same.Ans. *200 MI Grade 0.3 1.5 line 36" 11"**Cost \$200.00 Per Hundred**Lower Bank 2 to 1 upper bank 1-1.5 slope*(Sign here.) *Walter Jones*I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, in *Challis*, County of*Custer*, State of Idaho, on this *27th* day of*November*, A. D. 19*62*.My Commission expires *March 17, 1963*, *J. Lessil Sharp* Notary Public.

30-215

PERMIT No. 30215

RECEIVED
NOV 29 1962

Proof of Completion of Works

DEPOSITION OF WITNESS

In compliance with Sec. 5594, Compiled Statutes of Idaho.

Ques. 1. State your name, residence, occupation and postoffice address.

Ans. Glendon H. Hunt Conservation Technician
P. O. Box 305, Challis, Idaho

Ques. 2. Are you acquainted with Ver1 Jones, the holder of Permit No. 30215 authorizing the diversion of 4.0 second-feet of the waters of Otter Creek, at Approx. 2 miles up stream from Morgan Creek road, for Irrigation purposes? How long have you known him, and where does he reside?

Ans. 5 Years, Morgan Creek

Ques. 3. Have you read or heard read said Permit No. 30215, and are you familiar with its terms and conditions?

Ans. Yes

Ques. 4. (If for irrigation purposes). Are you acquainted with the land proposed to be irrigated under said permit? If so, describe same, state its character, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Shallow to deep loam soil with moderate slope. This soil will require at least 1 M.I. per acre. Land to be irrigated lies adjacent to Morgan Creek.

Ques. 5. Are the works of diversion fully completed and of sufficient capacity to convey the entire amount of water set out in the permit from point of diversion to place of use? If so, when were they so completed?

Ans. Ditch is built to Soil conservation Service Spec. Completed 9/30/61

Ques. 6. Describe the works of diversion as they existed on the date stated in answer to Question 5, and give your estimate of their capacity on that date.

Ans. Ditch grade 0.3 per hundred Capacity 4.0 CFS

(Sign here.) Glendon H. Hunt

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Challis, County of Custer, State of Idaho, on this 27th day of November, A. D. 1962.

My Commission expires March 17, 1963.

J. Lessil Sharp
Notary Public.
30215

The Depositions of Witnesses, in this form, taken separately, required in each case.

PERMIT No. 30215

RECEIVED
NOV 27 1962
Department of Agriculture

Proof of Completion of Works

DEPOSITION OF WITNESS

In compliance with Sec. 5594, Compiled Statutes of Idaho.

Ques. 1. State your name, residence, occupation and postoffice address.

Ans. Roy D. Bell Work Unit Conservationist

..... P.O. Box 305, Challis, Idaho

Ques. 2. Are you acquainted with Verl Jones, the

holder of Permit No. 30215 ... authorizing the diversion of 1.0 second-feet of the waters
of Otter at stream from Morgan
Creek road.
for... Irrigation ... purposes? How long have you known him, and where does he reside?

Ans. Morgan Creek 6 Months

Ques. 3. Have you read or heard read said Permit No. 30215, and are you familiar with its terms and conditions?

Ans. Yes

Ques. 4. (If for irrigation purposes). Are you acquainted with the land proposed to be irrigated under said permit? If so, describe same, state its character, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Shallow to deep loam soil with moderate slope. This soil will require at least 1 M.I. per acre. Land to be irrigated lies adjacent to Morgan Creek.

Ques. 5. Are the works of diversion fully completed and of sufficient capacity to convey the entire amount of water set out in the permit from point of diversion to place of use? If so, when were they so completed?

Ans. Ditch is built to SCS Spec. Completed 9/30/61.

Ques. 6. Describe the works of diversion as they existed on the date stated in answer to Question 5, and give your estimate of their capacity on that date.

Ans. Ditch grade 0.3 per hundred Capacity 4.0 CFS.

(Sign here.)

Roy D. Bell

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Challis, County of

..... Custer, State of Idaho, on this 27th day of
November, ... A. D. 1962

My Commission expires March 12, 1963, ...

J. Lessil Sharp

Notary Public.

30215

November 30, 1962

Re: Permit No. 30215

Mr. Verl Jones
Challis, Idaho

Dear Mr. Jones:

Enclosed is the Certificate of Completion Works
issued on Permit No. 30215.

Also enclosed is departmental Receipt No. 31315
in the amount of \$5.00 covering fee.

Very truly yours,

GEO. W. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

Enc. certificate
receipt

30215

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

State Reclamation Engineer:

You are hereby authorized to have the attached notice published at my expense in the Recorder-Herald of Salmon, Idaho; published in the county in which the works are situated.

Verl Jones
(signature)

Challis, Idaho
(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

30215

NOTICE OF PROOF OF ~~COMPLETION OF WORKS~~
APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that on July 21, 1967 at Challis,
County of Custer, State of Idaho, before notary public (name & address) _____
Jack B. Furey, Attorney At Law, Challis, Idaho, proof will be
submitted ~~of the completion of works~~ for the diversion of 4.0 c.f.s. of the waters
of Otter Creek, and the application to beneficial use of said water,
in accordance with the terms and conditions of permit 30215, heretofore issued by
the Department of Reclamation of the State of Idaho.

1. The name and address of permit holder is Verl Jones, Challis, Idaho.

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
4.0 cubic feet per second.

3. The use to which said water has been applied is irrigation
_____ purposes, and the amount applied to beneficial
use is 4.0 c.f.s.

4. The point of diversion of said water is in unsurveyed ground in Sec. 27/
T. 18 N, R. 19 E, B.M. approximately

5. The place where said water is used is H.E.S. #70 and SE/NE/4, Sec. 15;
W/2SE/4, SE/4SE/4, Sec. 14; NE/4NW/4, Sec. 23, T. 15 N, R. 19 E, B.M.

6. The date of priority which said user is prepared to establish is September 27, 1961.

R. KEITH HIGGINSON

State Reclamation Engineer

30215

June 12, 1967

Re: Permit No. 30215

The Recorder-Herald
Salmon, Idaho 83467

Gentlemen:

Enclosed is a legal notice which we wish to have published for four consecutive weeks prior to July 21, 1967. The expense of the publication is to paid by Verl Jones, Challis, Idaho,

to whom you should furnish the affidavit of publication on or before the above date. Please acknowledge receipt of this notice by furnishing this office with a tear sheet for checking prior to the first publication.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:dj

30215

10-25

11/10

June 12, 1967

Re: Permit No. 30215

Verl Jones
Challis, Idaho 83226

Dear Mr. Jones:

This acknowledges receipt of the notice of intent to make proof of completion of works and application of water to beneficial use for permit No. 30215.

We have mailed the notice to the Recorder-Herald, Salmon, Idaho, to be published once a week for four consecutive weeks prior to July 21, 1967, which is the hearing date when the permit holder

Verl Jones, Challis, Idaho, and two disinterested witnesses must appear before Jack B. Furey, Attorney At Law, Challis, Idaho, notary public, to complete the enclosed depositions. The witnesses must be familiar with the works and permit.

After the hearing, the depositions and an affidavit of publication must be submitted to this office. The affidavit may be obtained from the newspaper when the advertising bill is paid by Verl Jones, Challis, Idaho.

Be sure all the forms have the notary's seal and are signed.

Please feel free to contact us if we may be of any assistance.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:dj

cc: Notary

30215

30215
RECEIVED
JUL 28 1967

July 26, 1967

Department of Reclamation
Boise, Idaho

Dear Sirs,

As indicated by a copy of a letter received by Jack Turvey on or about the 12th of June, I was to have and likely did receive the deposition forms that we were to have used the 21st of July to make final proof on Permit No 30215.

As I have been unable to locate these forms, Jack Turvey told me that I should have you send me another set of forms, after which the application could be completed by filing an affidavit as I who appeared in Mr.

30215

Form 36-11 2021
July 28-67 KS

Furney's office on the 21st
of July in connection with
this matter.

Sincerely yours,
Avel Jones

30215

OCT 4 1967

LAW OFFICES

FUREY, FUREY & BENNETTS
ATTORNEYS AT LAW

LEGAL COUNSEL RECLAMATION

JACK B. FUREY
JAMES R. BENNETTS
CHALLIS, IDAHO

SHERMAN F. FUREY, JR.
SALMON, IDAHO

October 3, 1967

R. Keith Higginson
State Reclamation Engineer
Capitol Building
Boise, Idaho

Re: Water Application - Permit #30215
Verl Jones

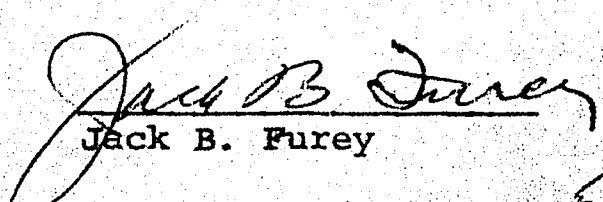
Dear Mr. Higginson:

I am enclosing herewith on behalf of Verl Jones depositions of two witnesses and the holder relative to the above numbered permit and relative to the application of water to beneficiary use thereunder.

I am enclosing, also, the affidavit of publication executed by a representative of the Recorder Herald, the newspaper in which the notice of hearing was published, and my own affidavit which concerns itself with the reason for the delay in the taking of the proof. If there is anything further required concerning this permit, will you please advise.

Thank you.

Very truly yours,


Jack B. Furey

JBF/dc

encls.

cc: Verl Jones, Challis, Idaho

30215

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. 30215

* * * * *

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

DEPOSITION OF HOLDER

Ques. 1. State your name, residence occupation and postoffice address: _____

VERL JONES -- Ranch on Morgan Creek in Custer County--Rancher-- CHALLIS, IDAHO 83226

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf: _____

Ques. 3. State number, approval date of permit, and date of priority: 30215 - September 28, 1961, ---- September 27, 1961

Ques. 4. State source of water supply: Otter Creek, tributary of Panther Creek
Give location of point of diversion, showing subdivision, section, township and range
in unsurveyed ground in approximately Section 27, T. 18 N., R. 19 E., B. M., Lemhi County.

Ques. 5. Describe your works of diversion: ditch from Otter Creek to lands of Holder
Morgan Creek Summit 2 miles in length; state amount of water they are capable of conveying from point of diversion to place of use: 4.0 Cu.Ft./Sec.; Give name of canal or ditch or other works by which water is conducted to such place of use: Summit Ditch from Otter Creek to Morgan Creek/; then down Morgan Creek to distribution ditches on ranch of Holder.
if a well, state depth of well _____; depth and size of casing _____; depth to water _____; if pump is used, state discharge of pump: _____; tell how it was measured or determined _____; if sprinkler irrigation, give number and size of nozzles and operating pressure: _____

Ques. 6. State for what purpose water is used: Irrigation.
(If for irrigation, name each subdivision in which used and number of acres in each subdivision that have actually been irrigated with said water:

Homestead Entry Survey #70----150 acres.
NW $\frac{1}{4}$ SW $\frac{1}{4}$ (10); SW $\frac{1}{4}$ SW $\frac{1}{4}$ (10); SE $\frac{1}{4}$ SW $\frac{1}{4}$ (15); Section 14, Twp. 15 N., R. 19 E.B.M.
NE $\frac{1}{4}$ NW $\frac{1}{4}$ (5); Section 23, Twp. 15 N., R. 19 E.B.M.

30215

State nature of all improvements which have been made as a direct result of said use:

Have increased the production of the ranch by use of this water a great deal during poor water years and during good water years to a lesser degree.

Ques. 6-a: If this is a ground water permit, give name and address of person that drilled the well: _____

Ques. 7. If for other than irrigation purposes, show full legal description of place of use and state purpose for which water is used:

Ques. 8: If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder:

Quest. 9: State when and in what amount the water diverted under above mentioned permit has been first used: September 27, 1961 - Time used since first use:

Used each year since and during 1961.

Ques. 10. Describe all other water rights appurtenant to same place of use: _____
See attached schedule with map in file.

(sign)

Vern Jones

* * * * *

I hereby certify that the foregoing testimony was read to the above subscribed, before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in

Challis

, County of

Custer

State of Idaho, on this 22nd day of September, A. D. 1967.

My commission expires: 4/4/69

Jack B. Toney

30215

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. 30215

* * * * *

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

DEPOSITION OF WITNESS

The deposition of two witnesses on this form, taken separately, required in each case.

Ques. 1 State your name, age, residence, occupation and postoffice address:

VAL JONES 53 Salmon, Idaho Ins. Underwriter P. O. Box Y Salmon, 83467

Ques. 2 Are you acquainted with VERL JONES, the holder of
Permit No. 30215? How long have you known him and where does he reside?

Yes 51 years on Ranch about 12½ miles up Morgan Creek from U.S. 93.
1 in Custer County, Idaho.

Ques. 3. Have you read or heard said Permit No. 30215 read, and are you familiar
with its provisions and conditions: Yes x No.

Ques. 4. State source of water supply: OTTER CREEK in Lemhi County, Idaho.

Give location of place of diversion, showing subdivision, section, township and range
in unsurveyed ground in app. Section 27, T. 18 N., R. 19 E., B.M., Lemhi County, Ida.

Describe works for conveying water to place of use: A ditch about 2 miles long. Built
big enough to carry more water, out of Otter Creek to Morgan Creek Summit into the
Morgan Creek Summit in Custer County.

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 800 miners inches How much water have you seen being so
conveyed? 200 miners inches.

Ques. 6 If for irrigation, show number of acres irrigated in each subdivision, giving
full legal description:

Homestead Entry Survey #70---150 acres
NW¼SW¼ (10); SW¼SW¼ (10); SE¼SW¼ (15); Section 14, Twp. 15 N., R. 19 E.B.M.
NE¼NW¼ (5); Section 23, Twp. 15 N., R. 19 E.B.M.

30215

Ques. 7. If for other than irrigation purposes, show full legal description of place of use, and state purpose for which water is used.

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Rocky loam, rather hilly, and requires 2 miner's inches per acre.

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned? If so, in what way and to what extent? No.

Ques. 10. When did you first see this water used? September, 1961.

Other times you have seen such use: Every year since then.

(Signed):

Val Jones

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Challis

 , County of Custer, State of Idaho, on this 22nd day of September, A. D. 1967.

Jack B. Jones
Notary Public for the State of Idaho
Residing at Challis therein.

My commission expires 4/4/69

30215

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho
Permit No. 30215

* * * * *

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

DEPOSITION OF WITNESS

The deposition of two witnesses on this form, taken separately, required in each case.

Ques. 1 State your name, age, residence, occupation and postoffice address:

BUD L. NELSON 47 Challis, Idaho 83226 Ranching

Ques. 2 Are you acquainted with Verl Jones, the holder of
Permit No. 30215? How long have you known him and where does he reside?

Ten years. On Morgan Creek 13½ miles up Morgan Creek in Custer County, Idaho.

Ques. 3. Have you read or heard said Permit No. 30215 read, and are you familiar
with its provisions and conditions: Yes x No.

Ques. 4. State source of water supply: Otter Creek

Give location of place of diversion, showing subdivision, section, township and range
In unsurveyed ground in approximately Section 27, T. 18 N., R. 19 E.B.M.-Lemhi County.

Describe works for conveying water to place of use: About a 2-mile long ditch from
Otter Creek to Morgan Creek and down Morgan Creek to Jones ranch where it is taken
out of Morgan Creek in Jones ditches.

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 8.0 Cu.Ft./Sec. How much water have you seen being so
conveyed? 4.0 Cu.Ft./Sec.

Ques. 6 If for irrigation, show number of acres irrigated in each subdivision, giving
full legal description:

H.E.S. # 70---- 150 acres.

NW¼SW¼ (10); SW¼SW¼ (10); SE¼SW¼ (15); Section 15, Twp. 15 N., R. 19 E.B.M.

NE¼NW¼ (5); Section 23, Twp. 15 N., R. 19 E.B.M.

30215

Ques. 7. If for other than irrigation purposes, show full legal description of place of use, and state purpose for which water is used.

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Sandy loam and rocks--2 miner's inches per acre.

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned?

If so, in what way and to what extent? No.

Ques. 10. When did you first see this water used? September, 1961.

Other times you have seen such use: Through the summers every year since it started.

(Signed):

Ernest J. Nelson

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Challis,

 , County of Custer, State of Idaho, on this 22nd day of September, A. D. 1967.

Jack B. Draney
Notary Public for the State of Idaho
Residing at Challis, Idaho

My commission expires 4/4/69

30215

**NOTICE OF PROOF OF
APPLICATION OF WATER
TO BENEFICIAL USE**

Notice is hereby given that on July 21, 1967, at Challis, County of Custer, State of Idaho, before notary public (name and address) Jack B. Furey, Attorney At Law, Challis, Idaho, proof will be submitted for the diversion of 4.0 c.f.s. of the waters of Otter Creek, and for the application to accordance with the terms and beneficial use of said water, in conditions of permit 30215, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and address of permit holder is Verl Jones, Challis, Idaho.

2. Said works of diversion will be fully completed on the date

for such completion, and the amount of water said works are capable of conveying to the place of use is 4.0 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 4.0 c. f. s.

4. The point of diversion of said water is in unsurveyed ground in Sec. 27, approximately T. 18 N, R. 19 E, B.M.

5. The place where said water is used is H.E.S. No. 70 and SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 15; W $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 14; NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 23, T. 15 N, R. 19 E, B.M.

6. The date of priority which said user is prepared to establish is September 27, 1961.

R. KEITH HIGGINSON
State Reclamation Engineer
6-15-4c

Affidavit of Publication

STATE OF IDAHO }
County of Lemhi } ss.

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 PROOF OF APPLICATION OF WATER TO BENEFICIAL USE a true

printed copy of which is attached to the margin hereof, has been and was correctly printed and published in the regular and entire issue of every number of said newspaper and not in any supplement thereof or thereto for four consecutive issues, commencing with the issue dated 6-15, 1967 and ending with the issue dated 7-6, 1967

Jerry G. Rosin

Subscribed and sworn to before me, this 6th day of July, 1967

Bennie J. Gardner

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

Publication Fee \$ 22.00

30215

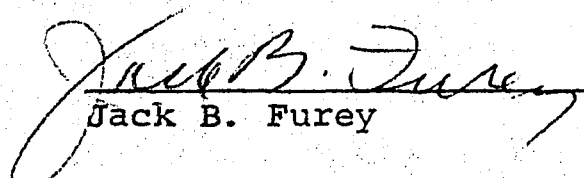
STATE OF IDAHO)
 : ss.
County of Custer)

A F F I D A V I T
Re: Permit No. 30215

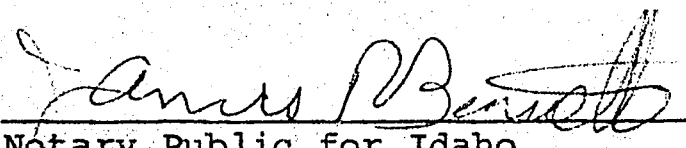
JACK B. FUREY, being first duly sworn on his oath does depose and say: That he is one and the same person before whom proof of application of waters to beneficial use under Permit No. 30215 was to have been taken July 21, 1967;

That the holder of said permit, Verl Jones, was unable to submit such proof on said date by reason of having lost or misplaced the forms for Deposition of Witnesses and the holder; that no one appeared on July 21, 1967, in opposition to said proof nor has anyone appeared in opposition thereto during the interim from July 21, 1967 to the date of this Affidavit.

DATED this 22nd day of September, 1967.


Jack B. Furey

SUBSCRIBED and SWORN to before me this 22nd day of September, 1967.


Notary Public for Idaho
Residing at Challis, Idaho
My Com. Expires: 1/2/71

3 0215

October 9, 1967

Re: Permit No. 30215

Verl Jones
Challis, Idaho 83226

Dear Mr. Jones:

We acknowledge receipt of the depositions and affidavit of publication in the
Recorder-Herald submitted as proof of completion of works and beneficial use on Permit 30215.

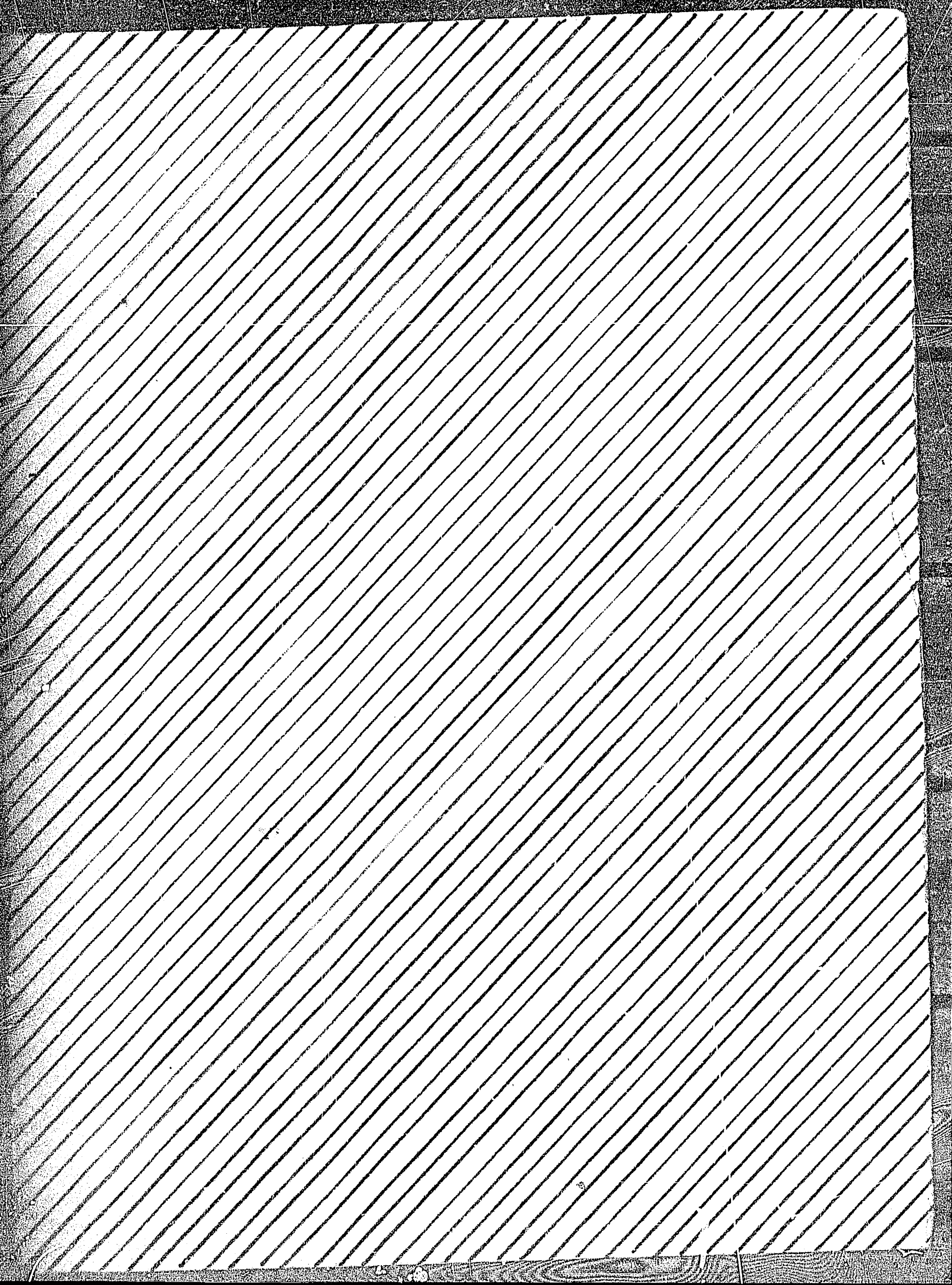
Before a certificate and license of water right can be issued, a field examination must be made by a representative from this department. We cannot tell just when this examination will be made, but our field examiner will try to contact you at the time he makes the examination so that you may show him the system.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

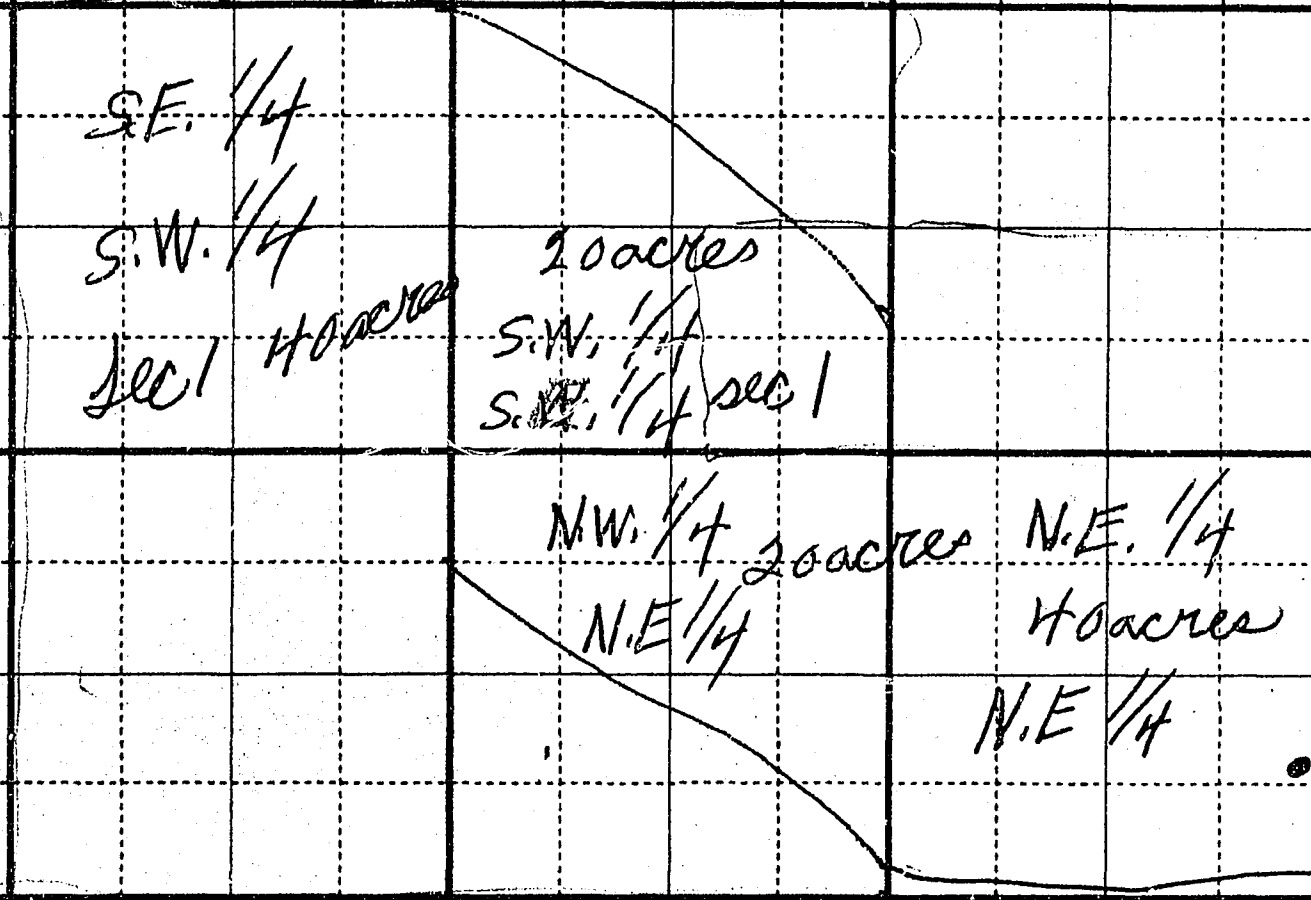
DWM:dj

30215



NAME OF APPLICANT *Dewey Fredrickson* *North*

Form No. 0



Section 12

Permit Map No. *30515*
As Approved

GEO. N. CARTER JUN 1 1962
State Reclamation Engineer

30515

Re: Permit No. G-30515

June 11, 1962

Mr. Dewey Fredrickson
284 N. 100 W.,
Malad, Idaho.

Dear Mr. Fredrickson:

We enclose Permit No. G-30515 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. G-7004 which was issued covering payment in the amount of \$5.25 for the filing fee of the above mentioned permit ~~and enclosed herewith~~

Well logs are an important part of your recorded water right and State Statutes require that well drillers' supply logs on all wells, whether irrigation, domestic, drain or stock wells, to be filed in the Department of Reclamation. In view of the rapidly increasing demand for ground water, the lowering of the ground water level, and the creation of critical ground water areas, it is important that you, as owner, make sure a log on your well is filed in this office.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:pmk
Enc.

P.S. You will note, under Question 10, that we have changed the required time for completion of works and complete application of the water to the proposed use to five years. However, you may make the required proofs at any time you are prepared to do so within that time.

30515

S T A T E O F I D A H O

DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No. G - 30515

March 31, 1967

Dewey Fredrickson
284 N. 100 W.
Malad, Idaho

Dear Mr. Fredrickson:

The date for proofs of Completion of Works and Application of water to beneficial use, as set out under terms of Permit No. G- 30515 are due not later than June 1, 1967

Before these proofs can be made, the statutory requirement is that a notice of your intention of proof be published once a week for four consecutive weeks in a newspaper within the county in which the land is located. In completing the Notice of proof for publication, the information should be taken from your Permit, including any amendments made in connection with a change of point of diversion or land list, which has been recorded in this department. If changes have been made and no amendments are on record, we advise you request a form for this purpose before your Notice is published.

We enclose Form 36, in duplicate, which is to be filled out and returned to this department at least FORTY (40) DAYS BEFORE THE MENTIONED DATE, (allowing for four weeks publication). Please give the name of the town, the address of the place where the depositions will be executed, and, the name of the notary public before whom you will appear to make the depositions of proof (this may be at any place convenient for you and your two witnesses), the quantity of water filed; for what purpose it is used; the point, or points, of diversion; and the location of use or the lands which are irrigated - - all by legal land description.

Enclosed also is Form 11, which is the authorization for us to have the notice published in the designated county newspaper at your expense. This is to be returned with two Forms 36.

At the time we send the notice to the newspaper we will send to you the forms for the depositions of holder and two disinterested witnesses. It is important that the depositions be executed at the time, on the date set, at the place named, and before the notary public, as advertised in the publication notice.

Very truly yours,



STATE RECLAMATION ENGINEER

Enc. Form 36 and 11

cc:

30515

RECEIVED
APR 11 1967

Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) April 8, 1967

(P. O.) Malad City, Idaho

TO THE STATE RECLAMATION ENGINEER

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published
at my expense in the Idaho Enterprise of
Malad City, Idaho Published in
the county in which the works are situated.

Dwight Fudrickson

(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)

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

Engineer

30515

RECEIVED
APR 11 1967

Department of Reclamation

NOTICE OF PROOF OF COMPLETION OF WORKS
and
APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at ~~11:00~~ ⁷ on the 22nd day of May
1967, at Malad City, County of Osnida, State of Idaho
before E. L. Scott, Notary Public, at (address) 26 Court St.
Malad City, Idaho, proof will be submitted of the completion
of works for the diversion of 2 cubic feet per second of underground water from a
well, and of the application to beneficial use of said water, in accordance with the
terms and conditions of Permit No. G 30515, heretofore issued by the Department of
Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit
is Dewey Fredrickson, 284 N. 100 W., Malad City, Idaho

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 Two cubic feet per second.

3. The use to which said water has been applied is Irrigation,
purposes and the amount applied to beneficial use is
Two cubic feet per second.

4. The point of diversion of said water is NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 12, Twp. 14 S.,
R. 36 E. B. M.

5. The place where said water is used is ~~NE $\frac{1}{4}$ NE $\frac{1}{4}$~~ NE $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 12 and
SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 1, Township 14 South, Range 36 East, Boise Meridian

6. The date of priority which said user is prepared to establish is

June 1, 1962

State Reclamation Engineer

30515

April 13, 1967

Re: Permit No. G-30515

Idaho Enterprise
Malad City, Idaho

Gentlemen:

Enclosed you will find a legal notice which we wish to have published for four consecutive weeks prior to May 22, 1967. The expense of the publication is to be paid by Dewey Fredrickson of 284 North 100 W., Malad City, Idaho, to whom you should furnish proof of publication on or prior to the above date.

Please acknowledge receipt of this notice and furnish this office with a copy or tear sheet of the notice for checking prior to the first publication.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:nw

766-2951

30515

April 13, 1967

Re: Permit No. **G-30515**

Dewey Fredrickson
284 North 100 W.
Malad City, Idaho

Dear Mr. Fredrickson:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. **G-30515**. The proofs are to be made ~~at~~ ~~Malad City~~, on the **22nd** day of **May**, 19 **67**, before **E. L. Scott, 26 Court Street,**
Malad City, Idaho. Notary Public.

As of this date, we have mailed the Notice to the **Idaho Enterprise**, with instructions to publish it once a week for four consecutive weeks prior to the date set for final proof then mail the Affidavit of Publication and statement of costs to you.

It is important that the enclosed depositions be executed by you and two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder, at the place, on the date, and at the time and before the Notary, as advertised. It is very important and necessary that each question be answered in detail.

In returning the depositions to this office, be sure that all copies have been signed, the Notary's seal has been placed on each and that all depositions, (holder and two witnesses) are being returned. Also be sure to enclose the **AFFIDAVIT OF PUBLICATION**

Very truly yours,

Donald W. McEldowsey
Water Rights Clerk

DW:hw
Encl.

cc: Notary

30515

RECEIVED
APR 17 1957
Department of Reclamation

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

Notice is hereby given that on the 22nd day of May, 1957, at Malad City, County of Oneida, State of Idaho before E. L. Scott, Notary Public at 26 Court St., Malad City, Idaho, proof will be submitted of the completion of works for the diversion of 2 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-30515, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Dewey Fredrickson, 234 N. 100 W., Malad City, Idaho.

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 Two cubic feet per second.

3. The use to which said water has been applied is Irrigation purposes and the amount applied to beneficial use is Two cubic feet per second.

4. The point of diversion of said water is NE 1/4, NW 1/4, Sec. 12, Twp. 14 S., R. 33 E. B. M.

5. The place where said water is used is NE 1/4, NW 1/4, Sec. 12 and SE 1/4, SW 1/4, Sec. 1, Township 11 South, Range 36 East, Boise Meridian.

6. The date of priority which said user is prepared to establish is May 31, 1957.

R. Keith Higginson
State Reclamation Engineer
4-20 5-11 t4

Proof
from
The Idaho Enterprise
31 Court St.
Malad city, Ida

*Telephoned 4-19-67
to change to SE 1/4 SW 1/4
Will send another
two sheets*

30515

RECEIVED
JUN 23 1967

Department of Reclamation

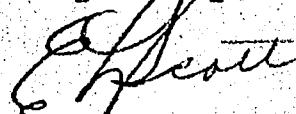
Malad City, Idaho
June 20, 1967

State of Idaho
Department of Reclamation
Room 107, State House
Boise, Idaho 83701

Gentlemen:

Please find enclosed Proof of Completion of Works and application of water to Beneficial Use in connection with Permit No. G 30515, issued to Dewey Fredrickson of Malad City.

Very truly,



E. L. Scott
Notary Public

30515

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

RECEIVED
JUN 23 1967

Boise, Idaho
Permit No. G 30515

Department of Reclamation

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

and Completion of Works

DEPOSITION OF HOLDER

Ques. 1. State your name, residence occupation and postoffice address: Dewey Fredrickson; Residence: Malad, Idaho; Farmer. P.O. Address: Malad, Ida.

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf:

Ques. 3. State number, approval date of permit, and date of priority: G. 30515
June 1, 1962 June 1, 1962 Priority 5-21-62
G 30515

Ques. 4. State source of water supply: Subterranean
Give location of point of diversion, showing subdivision, section, township and range
NE 1/4 NE 1/4 Sec. 12, Twp. 14 S., R. 36 EBM.

Ques. 5. Describe your works of diversion: Deep well, cased with 16" casing, pump, open ditch & sprinkling system
motor, open ditch and sprinklers; state amount of water they are capable of conveying from point of diversion to place of use: 3 c.f.s.; Give name of canal or ditch or other works by which water is conducted to such place of use: private ditch

if a well, state depth of well 90 feet; depth and size of casing 80 feet of 16" casing; depth to water 15 feet; if pump is used, state discharge of pump: 900 g.p.m.; tell how it was measured or determined Charles B. Gardner with test pump

Charles Gardner with test pump; if sprinkler irrigation, give number and size of nozzles and operating pressure: 60 nozzles

Ques. 6. State for what purpose water is used: Irrigation
(If for irrigation, name each subdivision in which used and number of acres in each subdivision that have actually been irrigated with said water:
Twp. 14 S. R. 36 EBM Twp. 14 S. R. 36 E.B.M.:

Sec. 12: NE 1/4 NE 1/4	40	Sec. 12: NE 1/4 NE 1/4	40 acres
NW 1/4 NE 1/4	20	NW 1/4 NE 1/4	20 acres
Sec. 1: SE 1/4 SW 1/4	40	Sec. 1: SE 1/4 SW 1/4	40 acres
SW 1/4 SE 1/4	20	SW 1/4 SE 1/4	20 acres

30515

State nature of all improvements which have been made as a direct result of said use:

Some land levelling done

Some land levelling done

Ques. 6-a: If this is a ground water permit, give name and address of person that drilled the well: Jenkin Jones, Malad, Idaho

Ques. 7. If for other than irrigation purposes, show full legal description of place of use and state purpose for which water is used:

Ques. 8: If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder:

Quest. 9: State when and in what amount the water diverted under above mentioned permit has been first used: May 1, 1963 - 2 C.F.S. - Time used since first use:

Each irrigating season of 1963, 1964, 1965 & 1966

Each irrigating season of 1963, 1964, 1965, and 1966

Ques. 10. Describe all other water rights appurtenant to same place of use:

120 shares Deep Creek Irrigation Co. water stock

120 shares Deep Creek Irrigation Co. water stock

(sign)

Dwight L. Anderson

I hereby certify that the foregoing testimony was read to the above subscribed, before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in

Malad City

, County of

Oneida

State of Idaho, on this 22nd day of May, A. D. 19 67.

E. L. Scott

My commission expires: May 19, 1971

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

RECEIVED
JUN 23 1967
Department of Reclamation

Boise, Idaho
Permit No. G 30515

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

and Completion of Works

DEPOSITION OF WITNESS

The deposition of two witnesses on this form, taken separately, required in each case.

Ques. 1 State your name, age, residence, occupation and postoffice address:

Raymond Evans, age 66 years; Residence and P.O. Address:
Downey Rt., Malad, Idaho

Ques. 2 Are you acquainted with Dewey Fredrickson, the holder of

Permit No. G 30515? Yes How long have you known him and where does he reside?

50 years; he resides in Malad City, Idaho

Ques. 3. Have you read or heard said Permit No. G 30515 read, and are you familiar with its provisions and conditions: Yes Yes No. No

Ques. 4. State source of water supply: Underground

Give location of place of diversion, showing subdivision, section, township and range

NE 1/4 NE 1/4 Sec. 12, Twp. 14 S., R. 36 E.B.M.

Describe works for conveying water to place of use: open ditch

Ques. 5. How many second feet of water do you estimate said works will safely conduct

to place of use: 3 c.f.s. How much water have you seen being so

conveyed? full; at least 3 c.f.s.

Ques. 6 If for irrigation, show number of acres irrigated in each subdivision, giving full legal description:

Township 14 South, Range 36 East, Boise Meridian:

Sec. 12:	NE 1/4 NE 1/4	40 acres
	NW 1/4 NE 1/4	20 acres
Sec. 1 :	SE 1/4 SW 1/4	40 acres
	SW 1/4 SE 1/4	20 acres

30515

Ques. 7. If for other than irrigation purposes, show full legal description of place of use, and state purpose for which water is used.

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and

give your estimate of the amount of water required for its profitable cultivation.

Loam, gravelly soil, 5% slope - at least one miner's inch per acre

Loam, gravelly soil; 5% slope; requires at least one miners inch per acre

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned?

If so, in what way and to what extent? *none* none /

Ques. 10. When did you first see this water used? *Early spring of 1963* Early Spring of 1963

Other times you have seen such use: *Each irrigating season since 1962* Each irrigating season since 1962

(Signed):

Raymond Evans

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in

Malad City, County of Oneida, State of Idaho, on this 22nd day of May, A. D. 19 67

E. J. Scott

Notary Public for the State of Idaho

Residing Malad City, Idaho

My commission expires May 19, 1971

RECEIVED

JUN 23 1967

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Department of Reclamation

Boise, Idaho
G 30515
Permit No. G 30515

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

and Completion of Works

DEPOSITION OF WITNESS

The deposition of two witnesses on this form, taken separately, required in each case.

Ques. 1 State your name, age, residence, occupation and postoffice address:

Henry L. Gleed - 54

Henry L. Gleed; aged 54 years; residing in Malad City, Idaho;

P.O. Address: Malad City, Idaho

Ques. 2 Are you acquainted with Dewey Fredrickson, the holder of

G 30515 Yes.

Permit No. G 30515 How long have you known him and where does he reside?

All of my life

All of my life

Ques. 3. Have you read or heard said Permit No. G 30515 read, and are you familiar

with its provisions and conditions: Yes Yes No. No

Ques. 4. State source of water supply: Underground

Give location of place of diversion, showing subdivision, section, township and range

NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 12, Twp. 14 S., R. 36 E.B.M., Oneida County, Idaho

Describe works for conveying water to place of use: Open ditch

Ques. 5. How many second feet of water do you estimate said works will safely conduct

to place of use: 3 c.f.s. How much water have you seen being so

conveyed? about 3 c.f.s.

Ques. 6 If for irrigation, show number of acres irrigated in each subdivision, giving

full legal description:

Township 14 South, Range 36 East, Boise Meridian:

Sec. 12: NE $\frac{1}{4}$ NE $\frac{1}{4}$ 40 acres

NW $\frac{1}{4}$ NE $\frac{1}{4}$ 20 acres

Sec. 1: SE $\frac{1}{4}$ SW $\frac{1}{4}$ 40 acres

SW $\frac{1}{4}$ SE $\frac{1}{4}$ 20 acres

30515

Ques. 7. If for other than irrigation purposes, show full legal description of place of use, and state purpose for which water is used.

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.
gravel - loam, requiring approximately 1 miners' inch per acre
for profitable cultivation

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned?
If so, in what way and to what extent? None

Ques. 10. When did you first see this water used? Early Spring of 1963

Other times you have seen such use: Each irrigating season starting in May of each year since the spring of 1963

(Signed):

Henry L. Bleed

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Malad City

_____, County of Oneida, State of Idaho, on
this 22nd day of May, A. D. 1967

Scott

Notary Public for the State of Idaho
Residing Malad City, Idaho

commission expires May 19, 1971

RECEIVED
JUN 23 1967

Department of Reclamation

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

Notice is hereby given that on the 22nd day of May, 1967, at Malad City, County of Oneida, State of Idaho before E. L. Scott, Notary Public at 26 Court St., Malad City, Idaho, proof will be submitted of the completion of works for the diversion of 2 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-30515, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Dewey Fredrickson, 284 N. 100 W., Malad City, Idaho.

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 Two cubic feet per second.

3. The use to which said water has been applied is Irrigation purposes and the amount applied to beneficial use is Two cubic feet per second.

4. The point of diversion of said water is NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 12, Twp. 14 S., R. 36 E. B. M.

5. The place where said water is used is NE $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 12 and SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 1, Township 14 South, Range 36 East, Boise Meridian.

6. The date of priority which said user is prepared to establish is May 31, 1962.

R. Keith Higginson
State Reclamation Engineer
4-20 5-11 t4

Affidavit of Publication

State of Idaho
County of Oneida, ss.

May Bell Wharton being first duly sworn on her oath, states: That *she* is *a clerk*.....

of the Idaho Enterprise, a newspaper of general circulation in Oneida County, Idaho published weekly at Malad, in said county, that said newspaper has been published in said county uninterruptedly and continuously for over seventy-eight consecutive weeks, prior to the first publication of the annexed notice or advertisement:

That said Idaho Enterprise was at all of the times of publication of said notice a newspaper of general circulation made up of at least four pages of at least five columns each, printed from type matter or stereotyped forms of at least seventeen and three fourths inches depth, and said newspaper during all of the times of publication aforesaid had more than 200 bonafide subscribers thereto living within the county of Oneida in which said newspaper was published at regular intervals not less frequently than once a week.

That the annexed notice was published per clipping attached in the regular and entire edition of said newspaper and not in any supplement thereof for *4*... successive weekly issues thereof the date of the first publication being

the *20th* day of *April*....., 19*67*. the date of

the last publication being the *11th* day of *May*.....

19 *67*..

May Bell Wharton

Subscribed and sworn to before me this *7th* day of

June....., 19*67*.. *E. L. Scott*

Notary Public, residing at Malad, Idaho

My Commission expires the *19*.. day of *May*..., 19*71*..

Costs: *52* lines at 13c per line first insertion \$ *6.76*.

..... lines tabulated at 20c per line \$.....

10c per line each subsequent insertion \$ *15.60*.

TOTAL \$ *22.36*

(Rates for legal notices are fixed by Idaho law)

3055

June 23, 1967

Re: Permit No. G-30515

Dewey Fredrickson
284 N. 100 W.
Malad, City, Idaho 83252

Dear Mr. Fredrickson:

We acknowledge receipt of the depositions and affidavit of publication in the Idaho Enterprise, Malad City, Idaho submitted as proof of completion of works and beneficial use on Permit G-30515.

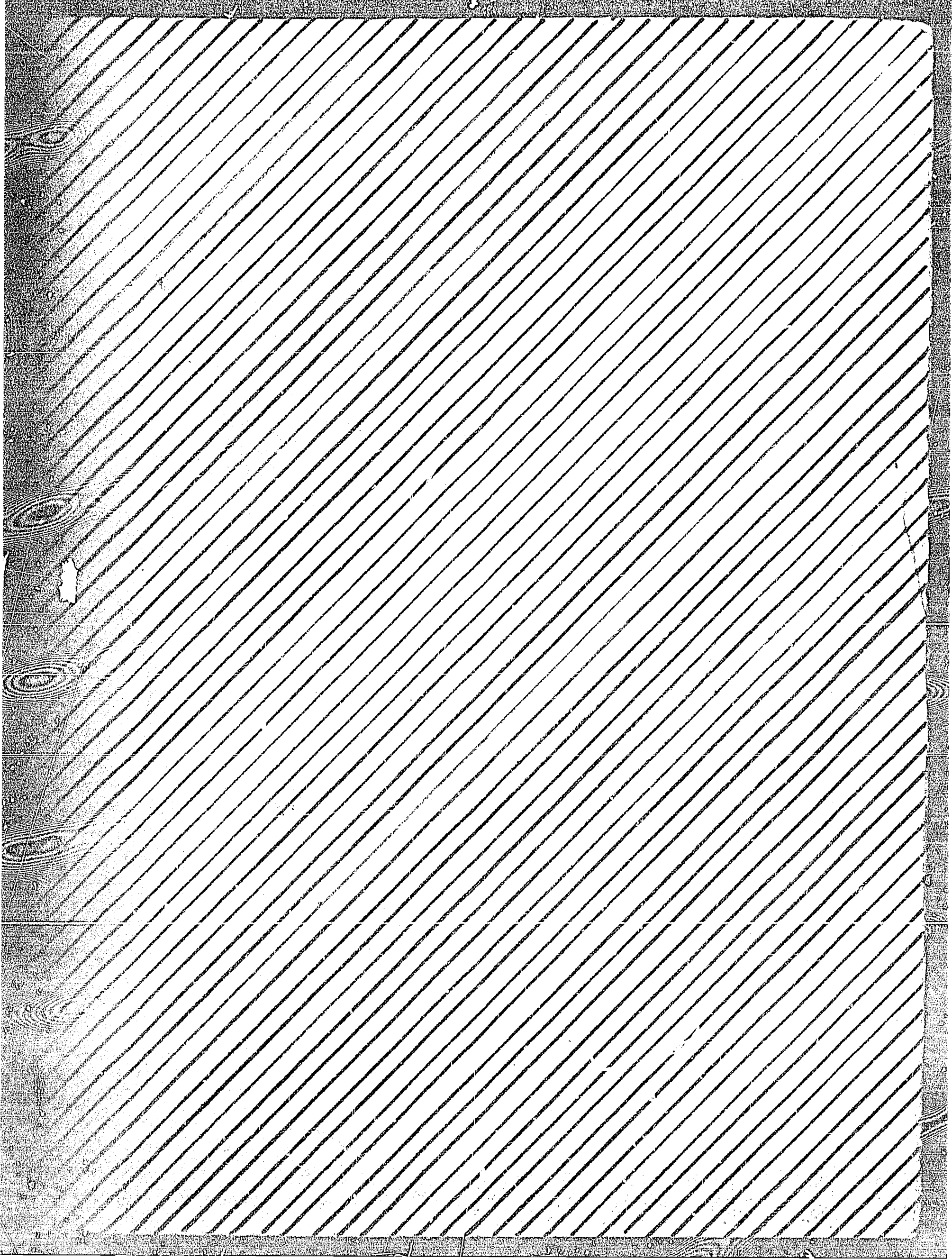
Before a certificate and license of water right can be issued, a field examination must be made by a representative from this department. We cannot tell just when this examination will be made, but our field examiner will try to contact you at the time he makes the examination so that you may show him the system.

Very truly yours,

Donald W. McElowney
Water Rights Clerk

DWM:dj

30515



USE TYPEWRITER OR
BALL POINT PEN

State of Idaho
Department of Reclamation

WELL DRILLER'S REPORT

State law requires that this report be filed with the State Reclamation Engineer
within 30 days after completion or abandonment of the well.

1. WELL OWNER

Name Benny Fredrickson
Address Malad Idaho
Owner's Permit No. 230515

7. WATER LEVEL

Static water level 17 feet below land surface
Flowing? ☐ Yes ☒ No G.P.M. flow _____
Temperature _____ ° F. Quality _____
Artesian closed-in pressure _____ p.s.i.
Controlled by ☒ Valve 3 ☐ Cap ☐ Plug

2. NATURE OF WORK

☒ New well ☐ Deepened ☐ Replacement
☐ Abandoned (describe method of abandoning)

8. WELL TEST DATA

☒ Pump ☐ Bailer ☐ Other

Discharge G.P.M.	Draw Down	Hours Pumped
<u>450</u>	<u>35</u>	<u>12</u>

3. PROPOSED USE

☐ Domestic ☒ Irrigation ☐ Test
☐ Municipal ☐ Industrial ☐ Stock

4. METHOD DRILLED

☒ Cable ☐ Rotary ☐ Dug ☐ Other

5. WELL CONSTRUCTION

Diameter of hole 14 inches Total depth 175 feet
Casing schedule: ☒ Steel ☐ Concrete

Thickness	Diameter	From	To
<u>14</u> inches	<u>14</u> inches	<u>0</u> feet	<u>55</u> feet

Was a packer or seal used? ☐ Yes ☒ No
Perforated? ☒ Yes ☐ No
How perforated? ☐ Factory ☒ Knife ☐ Torch
Size of perforation 1/2 inches by 3 inches

Number	From	To
<u>150</u> perforations	<u>40</u> feet	<u>55</u> feet

Well screen installed? ☐ Yes ☒ No
Manufacturer's name _____

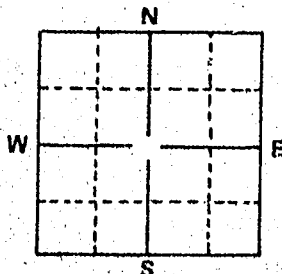
Type _____ Model No. _____
Diameter _____ Slot size _____ Set from _____ feet to _____ feet
Diameter _____ Slot size _____ Set from _____ feet to _____ feet

Gravel packed? ☐ Yes ☒ No Size of gravel _____
Placed from _____ feet to _____ feet

Surface seal? ☐ Yes ☒ No To what depth _____ feet
Material used in seal ☐ Cement grout ☐ Puddling clay

6. LOCATION OF WELL

Sketch map location must agree with written location.



County Blaine
NE 1/4 NE 1/4 Sec. 12 T. 14S N/S. R. 36 E/W

10.

Work started July 64 finished Sept 64

Copy of log was turned in a file.

11. DRILLER'S CERTIFICATION

This well was drilled under my supervision and this report is
true to the best of my knowledge. *memory*

Benny Jones 152
Driller's or Firm's Name Number

Malad Idaho
Address

Benny Jones 15-2062
Signed By Date

USE ADDITIONAL SHEETS IF NECESSARY

FORWARD THE WHITE, BLUE, AND PINK COPIES TO THE DEPARTMENT

Form 23
2M-4-65

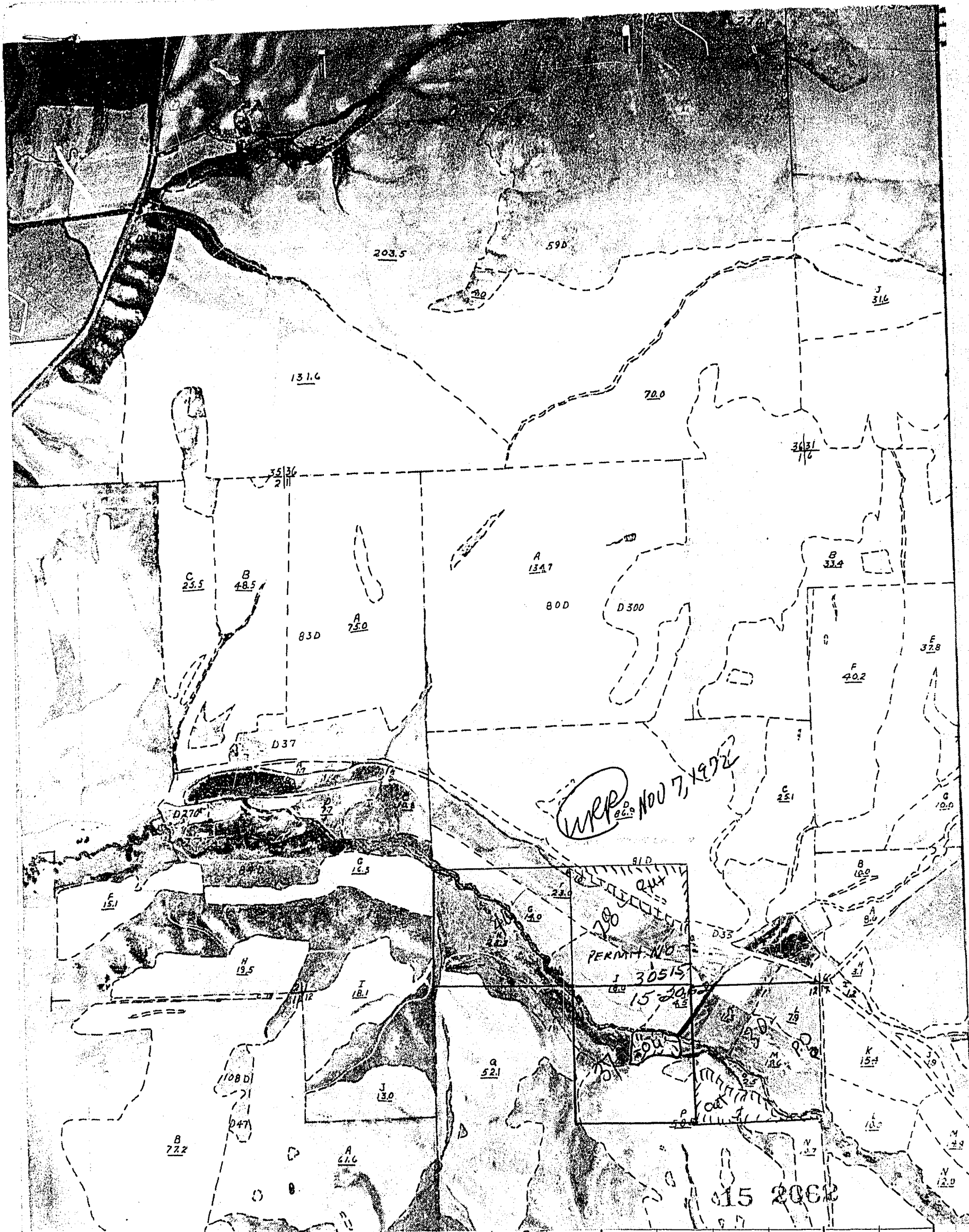
STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

PERMIT NO. G-30515/15-2062

REPORT ON PROOF OF Completion of Works and Beneficial Use

15 2062

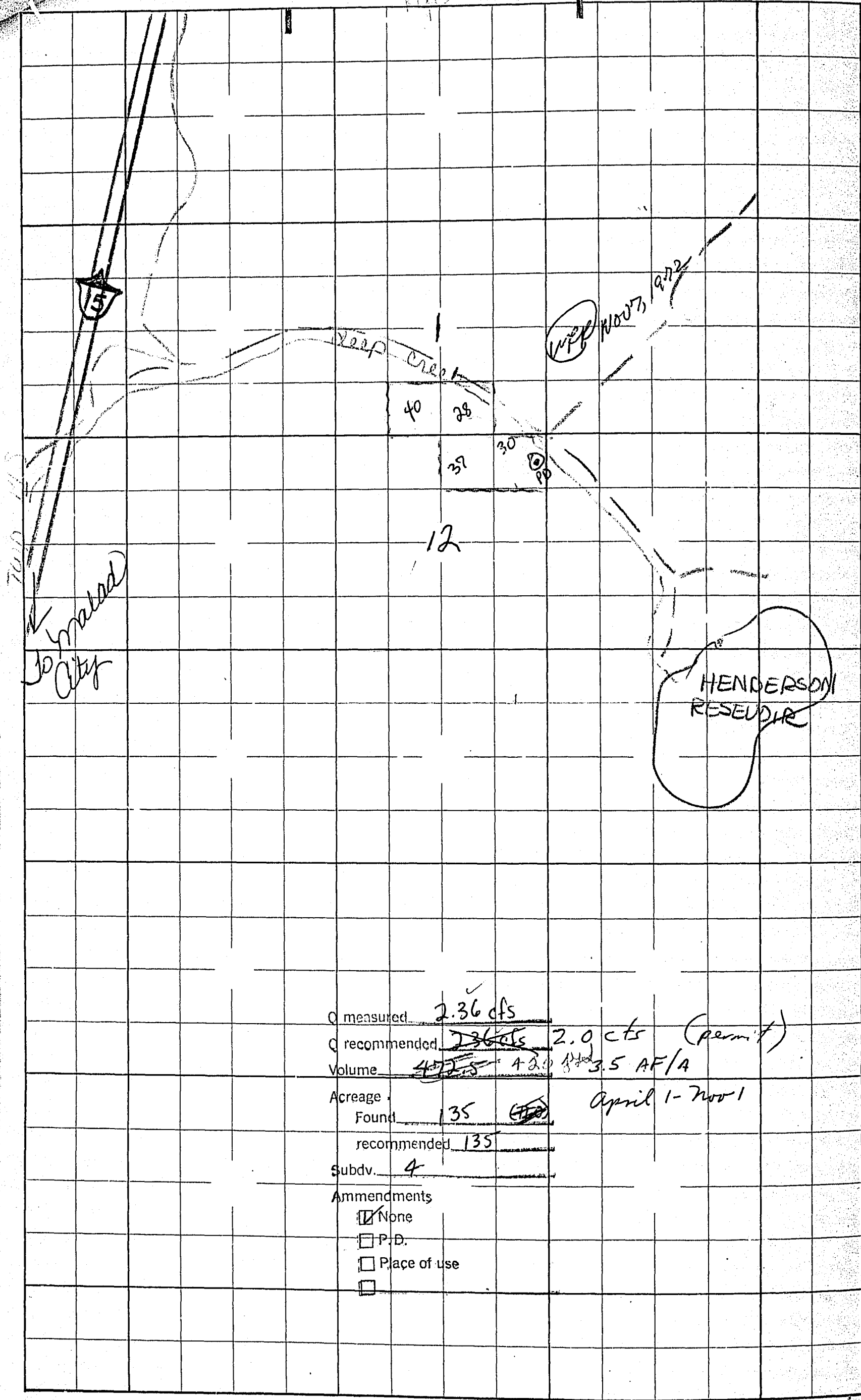


recommended	135
Subdv.	4
Amendments	
☒	None
☐	P.D.
☐	Place of use
☐	

Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.

15 2062

Page 2 of 5



Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.

15 2062

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF EXAMINER

Permit No. G-30515 /15-2062

This proof is for Comp. of Works and Beneficial Use In Water District No. _____

1. Name of applicant Dewey Fredrickson
2. Source of water supply: subterranean
3. Location of point of diversion: Is in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 12
T. 14S R. 36E County of Oneida
4. Describe works as they exist, giving dimensions and capacities of same: _____

PUMP Ser # 32513 Johnson Gear & Manfg Co. Ltd
Diesel Mts in M.D. International HARVESTOR TRACTOR

5. Water is used for: irrigation
6. State whether or not water has been turned into works of diversion: Yes
7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

NE $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 12; SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 1, T. 14S, R. 36E, B.M.

<u>NE$\frac{1}{4}$, NE$\frac{1}{4}$ Sec 12</u>	<u>30 Ac</u>
<u>NW$\frac{1}{4}$, NE$\frac{1}{4}$ Sec 12</u>	<u>37 Ac</u>
<u>SE$\frac{1}{4}$, SW$\frac{1}{4}$ Sec 1</u>	<u>40 Ac</u>
<u>SW$\frac{1}{4}$, SE$\frac{1}{4}$ Sec 1</u>	<u>28 Ac</u>

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach? _____

Remarks: 435.6 cuft in 184sec = 236 cfs (448.8) = 1059 gpm

Land shown by owner.

Measurement by:

Sparling meter Ser # 54580

This examination was made on the 4 day of August, 1972

(Signed) William P. Rhoads

Examiner.

✓ Norman C. Young 11/7/72

15 2062

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

Dewey Fredrickson
284 N. 100 W.
Malad City, Idaho

Permit No. G-30515/15-2062

Examination for Completion of Works and Beneficial Use

County Oneida

Quantity: Sec. 12 T. 14S R. 36E

2.0 c.f.s.

Source: 15
subterranean

P.D.: NE 1/4, Sec. 12, T. 14S, R. 36E, B.M.

Use: irrigation

Extension:

Protest:

Completion of Works:

Other Rights: Deep Creek Irrigation Company water 196 shares

Filed: May 31, 1962

Due: June 1, 1967

Made: May 22, 1967

Priority: May 31, 1967

deep well cased / 16" casing, pump,
metal, open ditch & sprinklers
16" x 90'
14-15'
Q- 900 gpm

60-nozzles

May 21, 1973

Mr. Dewey Fredrickson
284 N. 100 W.
Malad City, Idaho 83252

Dear Mr. Fredrickson:

A representative of this Department has made an examination of the works covered by your Permit No. 30515/15-2062 and has found the following:

Quantity of water diverted: 2.36 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 2.0 cfs

The maximum quantity diverted shall not exceed 420 acre feet per year.

Beneficial use: Irrigation of 120 acres within the SE $\frac{1}{4}$ SW $\frac{1}{4}$ (40), SW $\frac{1}{4}$ SE $\frac{1}{4}$ (20), Sec. 1; N $\frac{1}{2}$ NE $\frac{1}{4}$ (60), Sec. 12; Twp. 14S, Rge. 36E, B.M.

Point of diversion: NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 12, Twp. 14S, Rge. 36E, B.M.

Priority date established: May 31, 1962

A fee totaling \$13.00 must be received within 30 days of the date of this letter in order that we may issue your water license as set forth above. If you do not concur with these findings or have any questions, please contact us within the 30-day period.

Our field exam report also indicates that you are irrigating an additional 8 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 1 and 7 acres in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 12. You should be aware that any ground water development after March 25, 1963, must be by means of a valid permit. Please review the matter, and if you do not have another valid permit to cover the additional 15 acres, please file an application for permit before the next irrigation season.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR

15 2062

State of Idaho

Department of Water Administration

RECEIVED
JUN 15 1973
Department of Water Administration

Enclosed check for \$13.00 for
Water license Permit No. 30513/152062

Dewey Andrusson

15 2062

June 21, 1973

C Re: Permit No. 30515/15-2062

O Dewey Fredrickson
284 N. 100 W.
Malad City, Idaho 83252

Dear Mr. Fredrickson:

P Enclosed herewith is a copy of the Water License issued on the above referenced permit.

We are enclosing Receipt #11055 for \$13.00 covering the licensing fee.

Sincerely,

Y BOBBY D. FLEENOR
Assistant Director

jc
Enclosures

15 2062

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 30515/15-2062 Priority May 31, 1962 Amount 2.0 cfs

THIS IS TO CERTIFY, that DEWEY FREDRICKSON
of Malad City, Idaho, has complied with the terms and conditions of Permit
No. 30515/15-2062 issued pursuant to Application for Permit dated May 31, 1962,
and has submitted proof to the Department of Water Administration on May 22, 1967,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 2.36 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from a ground water source
tributary of _____, is hereby confirmed in the following amounts:

Amount 2.0 cfs for Irrigation from April 1 to Nov. 1 (both dates inclusive)

Amount _____ for _____ from _____ to _____ (both dates inclusive)

Amount _____ for _____ from _____ to _____ (both dates inclusive)

Subject, however, to the condition that no more than 2.0 cfs of water be diverted at
any one time, said waters to be diverted within the _____

NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 12, Twp. 14 S, Rge. 36 E, B. M.

in the county of Oneida; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 420 acre feet per year or _____
3.5 acre feet per acre.

Description and location of place of use:

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 $\frac{1}{4}$	
14S	36E	1											40				20		60
		12	30	30															60

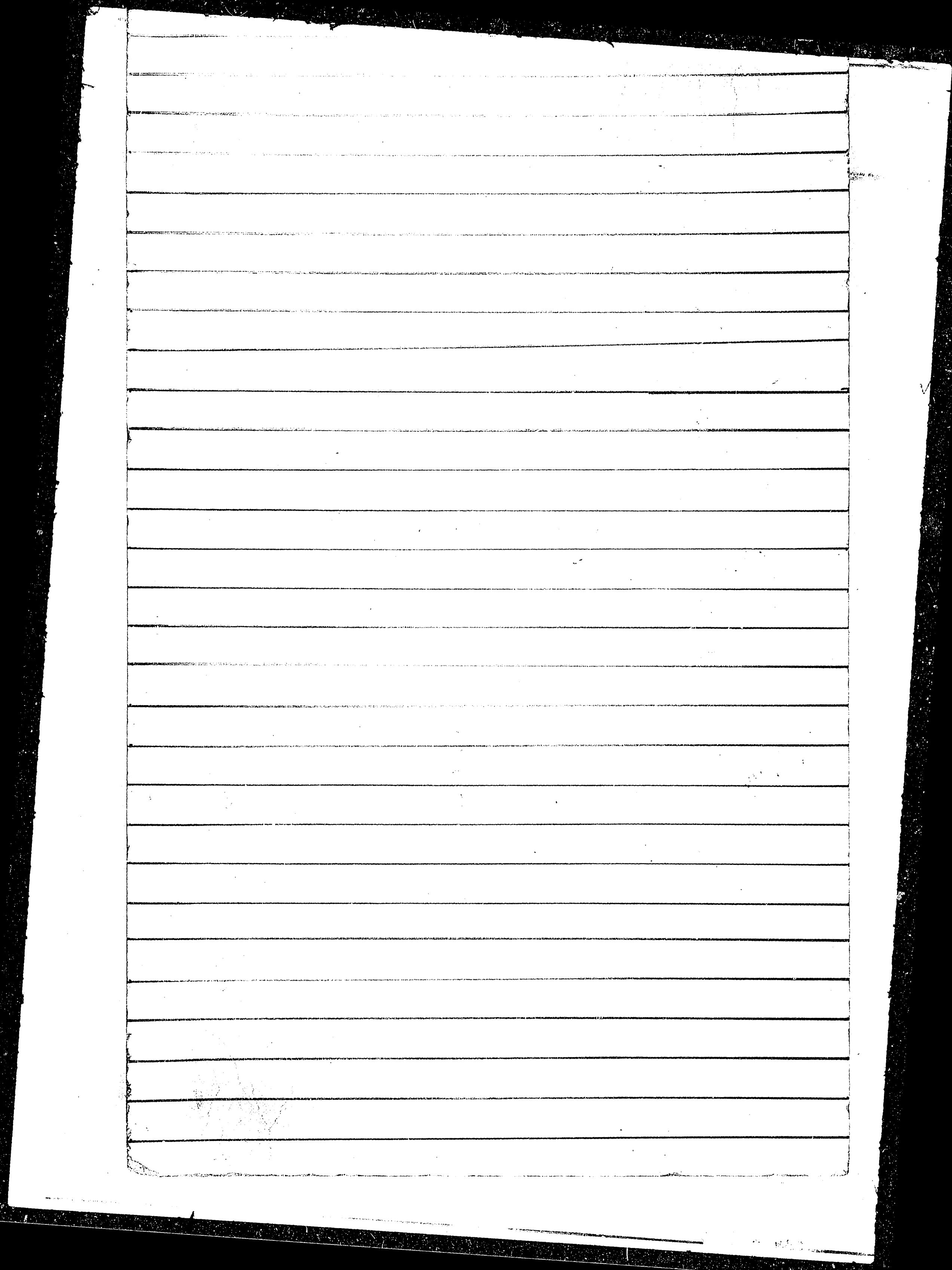
Total number of acres irrigated 120

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 19 day of
June, 19 73.


Director

15 2062



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

RECEIVED

SEP 21 1998

Department of Water Resources

Please print or type. Attach pages with additional information. Instructions are on the back of this page.

Incomplete forms will be returned.

RECEIVED

SEP 14 1998

Department of Water Resources
Eastern Region

1. Water Right Number(s) 15-02062
Adjudication Claim Number(s) _____
2. The following **REQUIRED** information must be submitted with this form.
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) Dewey Fredrickson
Malad, Idaho
4. New Owner/Claimant(s) Durbano Land & Cattle or Ernest Durbano
 Name connector (Check one): ☐ AND, ☒ OR, ☐ AND/OR
 New Mailing Address P.O. Box 1556
 City, State and ZIP Code Ogden, Utah 84402
 New Telephone Number (801) 621-5221
5. Date you acquired the property Nov. 8, 1990
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
 Number of acres actually irrigated 120 Number and type of stock _____
 Diversion rate in CFS _____ Number of homes NONE Other uses _____
cubic feet per second
 If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner/Claimant(s) Durbano Land & Cattle Date 9-10-98
Ernest Durbano Date _____
8. (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
 For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. Section 42-248 requires certain property holders to notify the Department of Water Resources (IDWR) of any change in mailing address or ownership of all or part of a water right record on file with IDWR. Section 42-1409(6) provides that new property owners must notify IDWR of any change in ownership of a water right during an adjudication of water rights, and, if a required claim for the water right has not been filed, to file the needed claim.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. If you would like any of these brochures, or if you have questions about completing this form, please contact your nearest IDWR office or call 1-800-451-4129.

If you need additional space to describe or explain any of the items on the form, please attach additional sheets to the form as you may require.

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). Please enter these number(s) at Item 1. If you or the seller believe there are water rights for the property but the numbers are unknown, you may wish to call IDWR or come into an office of IDWR for assistance in identifying the water rights for the property in question. If claims for the rights are required, and have not been filed, IDWR will so advise you.
2. The information described at Item 2 is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.
3. Please provide the name and address of the former owner of the water right and/or adjudication claim at Item 3.
4. The name, mailing address, and telephone number of the new owner(s) is entered at Item 4. Please indicate the relationship between multiple owners by using the connector "and", "or" or "and/or". If an "and" is used, all parties must sign this form. If an "and/or" or "or" is used, all parties may sign, however only one of the named parties is required to sign.
5. At Item 5, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.
6. If the property you have purchased is only a portion of the property owned by the former owner/seller, you may be purchasing only a portion of the total water right held by the seller. This means the water right held by the seller may be "split" to provide your share of the right in question. Be sure to include a description of the portion of the water right you have purchased at Item 6.

Please provide as much detail as possible concerning your water right: include the number of homes, irrigated acreage if more than 1/2 acre is irrigated, type and number of stock if your right is for stockwater, etc. In the absence of information to the contrary, IDWR will assume the intent is to split the rights *proportionately*.

7. The new owner(s) must sign the form in the space(s) provided at Item 7. Corporations and other organizations must submit a list of directors or officers demonstrating the authority of the director or officer to sign the form.
8. There is no filing fee. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:

IDWR Western Region, 2735 Airport Way, Boise, ID 83705-5082 (208) 334-2190

IDWR Southern Region, 222 Shoshone St. E., Twin Falls, ID 83301-6105 (208) 736-3033

IDWR Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, ID 83814-2615 (208) 769-1450

IDWR Eastern Region, 900 N Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 (208) 525-7161

116597

ilm No. 15 Day 19 90

At 10:30 O'clock M

Oneida Co. Recorder

Fee \$ 6.00 Deputy

Recorded at Request of

**CORRECTED
WARRANTY DEED**

CHARLES S. HYER and KAREN HYER, Husband and Wife, Grantors, of Malad, County of Oneida, State of Idaho 83252, hereby grant, convey and warrant to ERNEST F. DURBANO, Durbano Ranch, Highway 37, Deep Creek Road, Malad, Oneida County, Idaho, 83252, Grantee, for valuable consideration, the following described tracts of land in ONEIDA COUNTY, State of Idaho, this Corrected Warranty Deed is to directly replace a previous deed filed with the county recorder under No. 115949, to-wit:

Township 14 South, Range 36 East, Boise Meridian:

Section 1: SE 1/4; E 1/2 SW 1/4
Section 11: NE 1/4
Section 12: NE 1/4; E 1/2 NW 1/4; SE 1/4 NE 1/4
SE 1/4; SW 1/4 NW 1/4

Township 14 South, Range 37 East, Boise Meridian:

Section 6: An undivided 1/5th interest in Lots 6, 7, 8 and 9; SE 1/4 NW 1/4; ALSO,

That part of the NE 1/4 SW 1/4 of said Section 6 lying North and West of the County Road shown as the Dry Creek Road; ALSO,

T-2542: Commencing at the Northwest Corner of Lot 10 of said Section 6 and running thence East 100 rods; thence South 45 degrees 00' West 128.06 rods, more or less, to the Southwest Corner of said Lot 10; thence North 80 rods, more or less, to the place of beginning; ALSO,

Section 7: Lots 7 and 8; S 1/2 SE 1/4; SE 1/4 SW 1/4; ALSO,

T-2167: Commencing at the Northwest corner of Lot 6; thence running South 1320 feet; thence East 755.7 feet; thence North 880 feet; thence Northwesterly to the point of beginning; ALSO,

T-588: Beginning at the Southwest corner of the NW 1/4 of Section 7; thence running East 755.7 feet; thence South 440 feet to the point of beginning; thence running South 880 feet; thence East 1000 feet; thence North 48 degrees 39' West 1363 feet to the point of beginning; ALSO,

All that part of the NE 1/4 SE 1/4 lying South
of the County Road running through said 40-
acre tract; ALSO,

Section 18: Lots 1 and 2; NW 1/4 NE 1/4;
NE 1/4 NW 1/4

Township 14 South, Range 37 East, Boise Meridian:

Section 7: Commencing at the Northwest corner of Lot 2;
thence running South 48 degrees 19' East 824 feet; thence
South 41 degrees 41' West 973 feet; thence North 1284 feet,
more or less, to the point of beginning.

Subject to outstanding easements, roads, rights of way,
restrictions and reservations of record or enforceable in law or
in equity.

WITNESS the hands of said grantors this 8th day of
November, 1990.

Charles S. Hyer X
CHARLES S. HYER

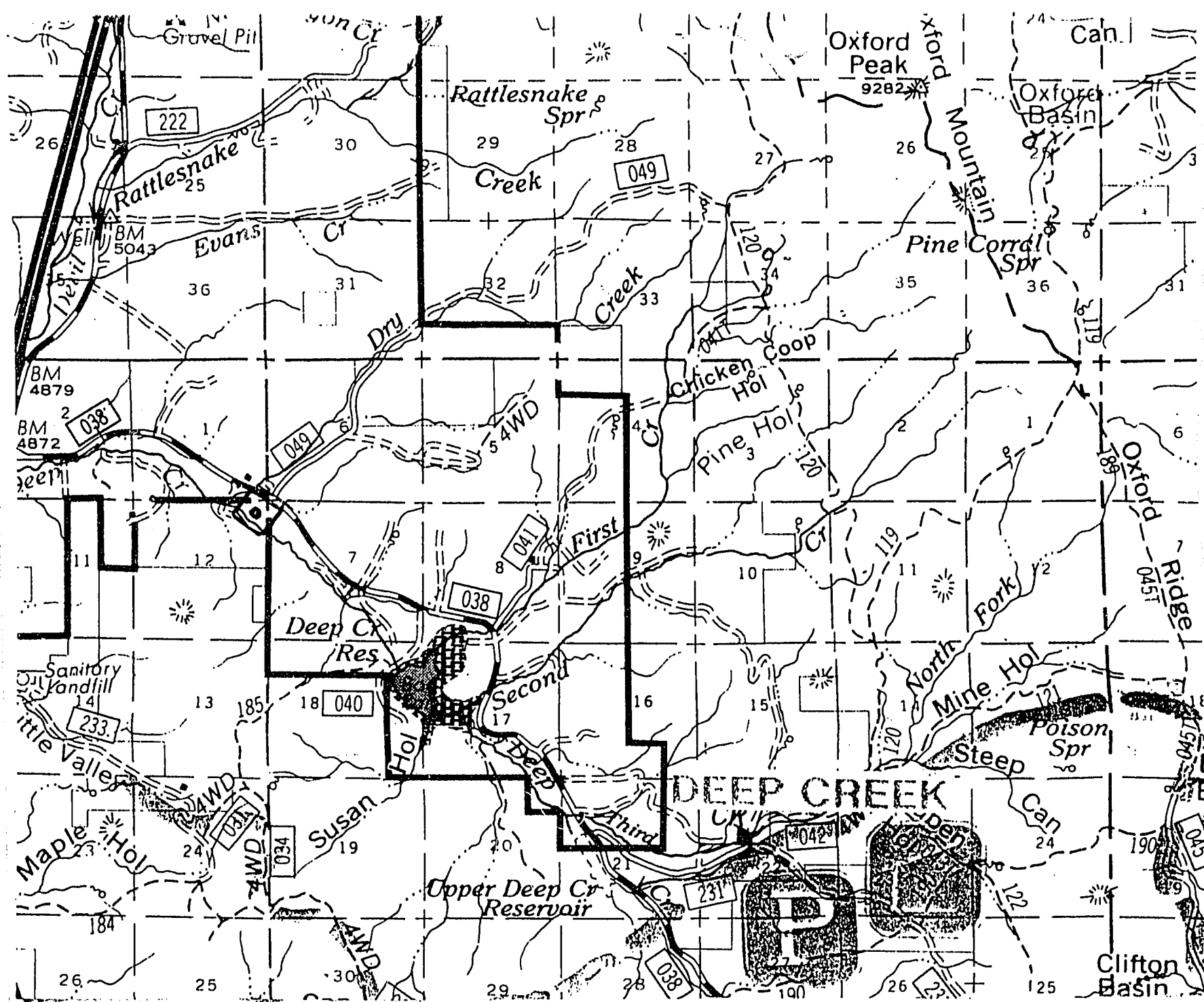
Karen Hyer X
KAREN HYER

STATE OF UT)
COUNTY OF Cache) ss.

On this the 8th day of November, 1990,
personally appeared before me CHARLES S. HYER and KAREN HYER, who
duly acknowledged to me that they executed the above instrument.

Residing at: Providence, UT
My Commission Expires: 9/8/91

Don B. Ziff
Notary Public
(1/MISC/90-0151.DE)



- Well Location
- irrigated acres

CONTRACT FOR SALE OF REAL AND PERSONAL PROPERTY

THIS AGREEMENT, made and entered into at Malad City, Idaho, this 1st day of May, 1981, by and between OLIVE H. FREDRICKSON, individually and as Personal Representative of the estate of Dewey Fredrickson, deceased, of Malad City, County of Oneida, State of Idaho, hereinafter referred to as "SELLER", and CHARLES S. HYER and KAREN T. HYER, husband and wife, of Rt. 2, Box 288, Shelley, Idaho, 83274, hereinafter referred to as "BUYERS",

W I T N E S S E T H :

1. PROPERTY DESCRIPTION. For the consideration and on the terms and conditions herein set forth, the Seller agrees to sell and the Buyers agree to purchase that certain real and personal property situated in Oneida County, State of Idaho, and fully described in the Schedules "A" and "B" attached hereto and made a part hereof.

2. SELLING PRICE. The Buyers agree to pay for said real and personal property the principal sum of FOUR HUNDRED SIXTY THOUSAND DOLLARS (\$460,000.00), plus interest, as hereinafter provided, both principal and interest payable in lawful money of the United States of America, strictly within the following terms, to-wit:

(1) The sum of \$1,000.00 on the execution and delivery of this agreement, receipt whereof is hereby acknowledged.

(2) The sum of \$149,000.00 on or before June 1, 1981.

(3) The balance of \$310,000.00 with interest at the rate of Ten percent (10%) per annum from June 1, 1981, shall be payable:

NOTICE OF CONTRACT SALE

NOTICE IS HEREBY GIVEN that on the 1st day of May, 1981, OLIVE H. FREDRICKSON, individually and as Personal Representative of the estate of Dewey Fredrickson, deceased, entered into a contract for the sale and purchase of the property described in Schedule "A" attached hereto, with CHARLES S. HYER and KAREN T. HYER, husband and wife, of Rt. 2 Box 288, Shelley, Idaho, 83274, said real property situated in Oneida County, Idaho.

DATED this 2nd day of June, 1981.

Olive H. Fredrickson
OLIVE H. FREDRICKSON, Seller

Olive H. Fredrickson
OLIVE H. FREDRICKSON, Personal
Representative of the Estate of
Dewey Fredrickson, Deceased, Seller

STATE OF IDAHO)
 : ss.
COUNTY OF ONEIDA)

On this 2nd day of June, 1981, personally appeared before me, a notary public in and for the State of Idaho, OLIVE H. FREDRICKSON, known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same, and personally appeared before me, OLIVE H. FREDRICKSON, known to me to be the personal representative of the estate of Dewey Fredrickson, deceased, and acknowledged to me that she executed the foregoing as such personal representative.

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

E. L. Lora
Notary Public for Idaho
Residing at Malad City, Idaho

SCHEDULE "A" - REAL PROPERTY

Township 14 South, Range 36 East, Boise Meridian:

Section 1: SE $\frac{1}{4}$, E $\frac{1}{4}$ SW $\frac{1}{4}$

Section 12: NE $\frac{1}{4}$, E $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$

Township 14 South, Range 37 East, Boise Meridian:

Section 6: NW $\frac{1}{4}$ SE $\frac{1}{4}$; NE $\frac{1}{4}$ SW $\frac{1}{4}$, E $\frac{1}{4}$ SE $\frac{1}{4}$, ALSO, T-2542: Commencing at the NW Corner of Lot 10 and running thence East 100 rods; thence South 45°00' West 128.06 rods, more or less, to the SW Corner of said Lot 10; thence North 80 rods, more or less, to the place of beginning.

Section 7: Lots 7 and 8, S $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, ALSO, T-2167: Commencing at the NW Corner of Lot 6, thence running South 1320 feet; thence East 755.7 feet; thence North 880 feet; thence Northwesterly to the point of beginning; ALSO, T-588: Beginning at the SW Corner of the NW $\frac{1}{4}$ of Section 7, thence running East 755.7 feet; thence South 440 feet for the point of beginning; thence running South 880 feet; thence East 1000 feet; thence North 48°39' West 1363 feet to the point of beginning.

Section 9: S $\frac{1}{2}$ SW $\frac{1}{4}$

Section 16: N $\frac{1}{2}$ NW $\frac{1}{4}$

Section 18: Lots 1 and 2, NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$

Section 30: Lot 8, SE $\frac{1}{4}$ SW $\frac{1}{4}$

Section 31: E $\frac{1}{4}$ NW $\frac{1}{4}$

TOGETHER WITH all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and all water and water rights, ditches and ditch rights used thereon or appurtenant thereto, including, but not limited to a decreed water right in Dry Creek and 194 shares of the capital stock of The Deep Creek Irrigation Co.

ALSO TOGETHER WITH all grazing rights, privileges or licenses used or owned by the Seller and under the jurisdiction of the Federal Government and its agencies.

SUBJECT TO exceptions and reservations contained in Patents from the United States of America.

SUBJECT TO existing easements for roads, highways, ditches, canals, laterals, buried pipelines and power and transmission lines.

To Whom It may Concern:

The well on the Fredrickson property was
purchased by me and should be transferred to
Durbano's.

Thank you,

Charlie Hey



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

September 22, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

ERNEST DURBANO
PO BOX 1556
OGDEN UT 84402

RECEIVED

OCT 14 1998

Department of Water Resources

RE: Change of Ownership - Water Right 15-02062

Dear Mr. Durbano:

The Notice of Change of Water Right Ownership form with support documentation that you submitted to our Eastern Regional office has been forwarded to me for final processing.

In checking the support paperwork I found that, while the license is in the name of Dewey Fredrickson, the corrected warranty deed shows ownership passing from Hyer to Durbano.

In order for us to complete the change of ownership processing we will need to have a copy of a legal document (or documents) showing the chain of ownership from Fredrickson to Hyer.

I will be happy to complete the processing upon receipt of the above described support documentation.

If you have any questions regarding this matter, please call me at 208-327-7941.

Sincerely,

Kari Lynn Townsend
Secretary

/k

I Hope these documents
Help. Dennis Durbano
for Ernest Durbano



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

September 14, 1998

RECEIVED

SEP 21 1998

ERNEST DURBANO
PO BOX 1556
OGDEN UT 84402

Department of Water Resources

RE: CHANGE OF OWNERSHIP FOR 15-02062

Dear Mr. Durbano:

Our office received the above-referenced request on September 14, 1998. I have forwarded this request to our state office in Boise for processing. If you would like to follow-up on the status of this change, please contact the Allocations Bureau at (208) 327-7900.

Sincerely,

Jennifer Hoagland
Technical Records Specialist



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

September 22, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

ERNEST DURBANO
PO BOX 1556
OGDEN UT 84402

RE: Change of Ownership - Water Right15-02062

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I will be happy to complete the processing upon receipt of the above described support documentation.

If you have any questions regarding this matter, please call me at 208-327-7941.

Sincerely,

A handwritten signature in cursive script, reading "Kari Lynn Townsend".

Kari Lynn Townsend
Secretary

/k



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

January 7, 1999

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

DURBANO LAND & CATTLE
ERNEST DURBANO
PO BOX 1556
OGDEN UT 84402

RE: WATER RIGHT 15-02062

Dear Mr. Durbano:

The Department is in receipt of the correspondence changing ownership of the above referenced water right to you. We have modified our records to reflect this change in ownership and a computer generated report is enclosed.

Just a reminder, because of a law that went into effect July 1, 1996, all water right owners are required to report change of address or ownership to the department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee to the water right owner. If you have other water rights that haven't had the ownership updated please contact the department as soon as possible.

If you have any questions regarding this matter, please feel free to contact me at (208) 327-7947.

Sincerely,

JIM JOHNSON, Manager
Water Right Permits Section

JJ:klt
Enclosure