

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A73-04077
Date Received: 11/14/1989
Receipt No: M005212
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: WILDA HILL 208-876-4223
Address: HC 62 BOX 1220
ELLIS ID 83235

2. Date of Priority: APR 1, 1870

3. Source: PAHSIMEROI RIVER Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
15N	21E	7	NE	NW	NE		CUSTER

5. Description of diverting works:
DITCH, HEADGATE, 16' WIDTH, 4' DEPTH,

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	05/01	11/01	3.000		

7. Total Quantity Appropriated is:
3.000 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 2.5 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
16N	20E	36	NE	SW		IRR	1.0

Section Acres 1.0

Total Acres 1.0

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11. Place of use in counties: CUSTER

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:
ACTUAL PROPERTY IS 1.1 ACRES.

15. Basis of Claim: STATUTORY CLAIM

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NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: VERA M. SANDERSON 208-876-4493
Address: HC 62, BOX 1220
ELLIS, ID 83235

2. Date of Priority: APR 01, 1870

3. Source: PAHSIMEROI RIVER Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
15N	21E	7	NE	NW	NE		CUSTER

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Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
16N	20E	36	NE	SW		IRR	1.0

Section Acres 1.0

Total Acres 1.0

A73-04077

Page 1

Date: 11/14/89

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DEC 14 1992

A7304077



11. Place of use in counties: CUSTER

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:
ACTUAL PROPERTY IS 1.1 ACRES.

15. Basis of Claim: STATUTORY CLAIM

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not ☒ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1 map.
2 pg. narrative

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): X Vera M. Sanderson Date: 14 Nov. 1989

Date: _____

State of Idaho)
County of Custer) SS.

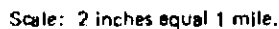
Subscribed and sworn (or affirmed) before me this 14th day
of November 1989

Helen Harrington
Notary Public

Seal

Helen Harrington, Notary Public
Residing at _____ Residing at Boise, Idaho
My Commission Expires December 1, 1994
My Commission Expires _____

R20EA 1 R211



Root 1574

State of Idaho

County of _____

MICROFILMED
to the best of the
DEC 14 1992

(Claimant)

Sworn to before me this 20 day of

AUGUST 17, 1994

WILDA HILL
HC 62 BOX 1220
ELLIS ID 83235

RE: CHANGE IN OWNERSHIP FOR A73-04077 AND A73-10004

Dear Ms Hill:

The request for Change in Ownership concerning your Notice(s) of Claim in the above reference has been processed and the Notice(s) modified to reflect you as the new owner.

Enclosed are typed Notices with your name shown as the current owner. Review the forms and if there are other corrections or questions, feel free to contact this office.

If there are no questions or corrections, please keep these Notices for your records.

Respectfully submitted,

Jo Thompson
Secretary, Adjudications

Enclosure: Notice(s) of Claim

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NOV 15 1996



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

RECEIVED

DATE OF CLOSING: 8/1/94

AUG 11 1994

LEGAL DESCRIPTION OF PROPERTY: Township 16N Range 20E
Section 36, NE 1/4 of SW 1/4 of 1/4, Govt. Lot , BM.

Lot , Block , Subdivision/Townsite .

Department of Water Resources
Eastern District Office

If you have additional legal descriptions, please attach separate sheet.

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☐ Water Right Number(s) OK Assigned by IDWR: A73-04077 and A73-10004 OK HA.

☐ Name and Address of Former Owner/Claimant(s)(Seller): Vera M. Sanderson
HC 62 Box 1220
Ellis, ID 83235

☐ New Owner/Claimant (Purchaser): Wilda Hill

☐ New Mailing Address: HC 62 Box 1220
Ellis, ID 83235

☐ New Telephone Number: (208) 876 -4223

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes x no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

☐ Attach proof of ownership, describe proof attached: Warranty Deed

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☐ Signature of New Owner/Claimant(s) Wilda Hill Date 8-8-94

Date

☐ Signature of Former Owner/Claimant(s): Vera Sanderson Date 8/4/94

Date

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: By:

Claim Numbers of Split, if any:

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NOV 15 1996

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

WARRANTY DEED

FOR VALUE RECEIVED, VERA SANDERSON, a widow, the Grantor, does hereby Grant, Bargain, Sell and Convey unto WILDA HILL, an unmarried woman, the Grantee, whose current address is HC 62 Box 1220, Ellis, Idaho 83235, the following described premises, in Custer County, Idaho, to-wit:

TOWNSHIP 16 NORTH, RANGE 20 EAST, BOISE MERIDIAN, CUSTER COUNTY IDAHO.

Section 36: A fraction of the NE1/4 SW1/4 described as:

Commencing at the NE Corner of said NE1/4 SW1/4; thence South 47 degrees 45' West, 760.8 feet to the Point of Beginning; thence

South 66 degrees 16' East, 109.2 feet; thence
South 35 degrees 19' East, 245.6 feet; thence
South 76 degrees 29' West, 238.0 feet; thence
North 9 degrees 10' West, along the Easterly side of the County Road 273.1 feet; thence
North 46 degrees 26' East, 45 feet to the Point of Beginning.

SUBJECT TO A Twenty Foot Easement for ingress and egress across said land granted to George Ellis from Gordon P. Parker, et. ux., recorded May 20, 1970, as instrument No. 128616, record of Custer County, Idaho.

ALSO SUBJECT TO easement or use rights of sight or record.

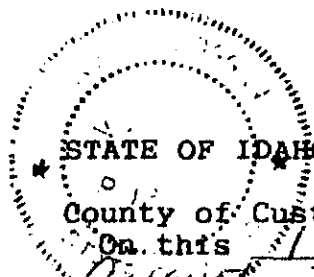
TO HAVE AND TO HOLD the said premises, with their appurtenances, unto the said Grantee, her successors and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that she is the owner in fee simple of said premises; that they are free from all incumbrances save and excepting therefrom all covenants, conditions and restrictions of record and all easements of sight and of record as recorded in the records of Custer County, Idaho, and that it will warrant and defend the same from all lawful claims whatsoever.

Dated: August 1, 1994.


Vera Sanderson

MICROFILMED

NOV 15 1996



STATE OF IDAHO)
) : ss.
County of Custer)
On this 1st day of
August, 1994, before
me, a Notary Public, per-
sonally appeared VERA
SANDERSON, a widow
known or identified to me to
be the person whose name is
subscribed to the within
instrument, and acknowledged
to me that she executed the
same.

Lynnda J. Hoggan
Notary Public
Residing at Challis, Id
Commission Expires 7/27/98

STATE OF IDAHO, COUNTY OF

I hereby certify that this instru-
ment was filed for record at the
request of Cabin Creek Realty
at 25 minutes past 4:00
o'clock P.M., this 4th day of
August, 1994, in my office,
and duly recorded in Book _____
of Deeds at page _____.

Ethel M. Beck
Ex-Officio Recorder
BY 1 puma 1 Tyler
Deputy

Fee: \$ 6.00
Mail to:

MICROFILMED
NOV 15 1996

STATE OF IDAHO)

156301
AMENDED

) ss. AFFIDAVIT RE: WATER RIGHTS PRIORITY
County of Custer)

BOISE H. ELLIS, being first duly sworn, on his oath does
depose and say:

That I am 89 years old, having been born October 30, 1888, on
the old Ellis Ranch in the Pahsimeroi Valley, Custer County, where
I reside at this time;

That my father, George A. Ellis, Sr., owned the North 1/2,
approximately, known as the "Ellis Ranch" and owned in partner-
ship with James M. Shoupe (Jim Shoupe) the remainder or South 1/2,
approximately, known as the "Jim Shoupe Ranch" of the ranch
property described in the attached Exhibit A which is a part of
this Affidavit:

That the described ranch property was occupied by Jim Shoupe
and my father sometime after 1863, the year my father came to
Salmon, Idaho as a 6 year old boy but several years before
Government Patents were issued for the property; that I recall
my father stating the lands were occupied before he was old
enough to file an entry with the government and that it was after
occupying these lands for production of cattle and horse feed
that he married my mother whose name was Mary Ellis, after marriage
that he also stated to me he had to give a man named Dan Hyer,
a squatter on the Ellis Ranch before Patent was issued, a few
head of stock to move his horses and camp off the land because
he was interfering with the irrigation, raising of crops and
pasturing of cattle and horses; and that it was the hard winter
of 1889 when he lost over 1000 head of cattle;

That as a boy under six years old, I saw tall, heavy willows growing along the old Weller-Shoupe-Ellis ditch and other lower ditches as a result of irrigation water flowing each season for delivery to the ranches from the Pahsimeroi river; that these willows were tall enough to completely conceal a rider named Lee Watson as I watched him riding a half-broken horse up the ditch bottom;

That based on my own observations and the conversations had over a period of many years with my father, George A. Ellis, Sr., I state as a fact that large amounts of water were diverted from the Pahsimeroi River through the Weller-Shoupe-Ellis ditch and other ditches headed below to irrigate the Ellis and Jim Shoupe ranches herein described; and, that such waters were used with never a shortage from the late 1870's, without interruption, to this date; and

That large amounts of water are necessary in order to grow wild grass pasture and grass hay for the Ellis and Jim Shoupe ranches for the reason that they are bottom-type ground which requires large amounts of water on a regular basis to keep from burning.

Dated this 4th day of April, 1977.

Boise H. Ellis
Boise H. Ellis

SUBSCRIBED and SWORN To before me this 4th day of April, 1977.

Notary Public for Idaho
Residing at Challis, therein.
My commission expires: