

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: A74-00711  
Date Received: 4-17-90  
Receipt No: X999999  
Received By: AS

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: WILLIAM SAGER 208-756-3758  
Address: RT. 1 BOX 76  
SALMON, ID 83467

OR  
Name: MAXINE SAGER 208-756-3758  
Address: RT. 1 BOX 76  
SALMON, ID 83467

2. Date of Priority: JUN 19, 1888

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

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 20N      | 23E   | 10      | SW     | NE     |     |     | LEMHI  |

5. Description of diverting works:

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 2.240  |      |        |

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

A74-00711

Page 1

Date: 04/17/90

MICROFILMED  
DEC 14 1992

A7400711



10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot           | Use | Acres |
|----------|-------|---------|--------|-----|---------------|-----|-------|
| 20N      | 23E   | 3       | SE     | SW  |               | IRR | 32.0  |
|          |       |         | SW     | SE  |               | IRR | 10.0  |
|          |       |         |        |     | Section Acres |     | 42.0  |
|          |       | 10      | NW     | NE  |               | IRR | 18.0  |
|          |       |         | NE     | NW  |               | IRR | 15.0  |
|          |       |         |        |     | Section Acres |     | 33.0  |
|          |       |         |        |     | Total Acres   |     | 75.0  |

11. Place of use in counties: LEMHI

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

13. Other Water Rights Used:

14. Remarks:

AC. IRR.=74.4.

DIV. L-15.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

\_\_\_\_\_  
Decree Plaintiff

vs

\_\_\_\_\_  
Decree Defendant

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: \_\_\_\_\_

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): Maxine Sager Date: 4-17-90  
\_\_\_\_\_  
Date: \_\_\_\_\_

State of Idaho )  
County of Lamhi ) SS.

Subscribed and sworn (or affirmed) before me this 17th day  
of April 19 90

Seal

Anna Bernhoff  
Notary Public

Residing at Anna Bernhoff, Notary Public  
Blanchard, Idaho  
My Commission Expires December 7, 1994

AJ0749NP  
No. A74-00711

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT  
(REGIONAL)

DATE: 04/19/99  
PAGE: 1

| OWNER<br>CODE | NAME & ADDRESS  | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|---------------|-----------------|------------------|------------|-----------------------|-------------------|---------------------|
| C             | JACK JAKOVAC    | 06/19/1888       | IRRIGATION | 03-15 11-15           | 2.24 CFS          |                     |
| C             | SHARON JAKOVAC  |                  |            |                       |                   |                     |
|               | RT 1 BOX 70     |                  |            |                       |                   |                     |
|               | SALMON ID 83467 |                  |            |                       |                   |                     |
|               | (208) 756-3885  |                  |            |                       |                   |                     |
|               |                 |                  |            | TOTAL DIVERSION:      | 2.24 CFS          |                     |

Water Source: LEMHI RIVER

Tributary to: SALMON RIVER

Stage: DECREED

Point(s) of Diversion: T20N R23E S10

SWNE

LEMHI County

Place of use Legal Description for: IRRIGATION

|     |     |    |   | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |             |    |     |      |  |      |
|-----|-----|----|---|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|-------------|----|-----|------|--|------|
| T   | R   | S  | : | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac          | :  | SUM |      |  |      |
| 20N | 23E | 3  | : |    |    |    |    |    |    |    |    |    |    |    |    | 32 |    |    |             | 10 | :   | 42.0 |  |      |
| 20N | 23E | 10 | : |    |    | 18 |    |    |    |    |    | 15 |    |    |    |    |    |    |             |    | :   | 33.0 |  |      |
|     |     |    |   |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | TOTAL ACRES |    |     |      |  | 75.0 |

POU County: LEMHI

Remarks: GEN AC. IRR.=74.4.  
DIV. L-15.  
\*CHANGED OWNERSHIP PER REQUEST/JH/4-19-99\*

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

NORTH FORK 26 MI.  
SALMON 8.8 MI.

T. 21 N.  
T. 20 N.

(318.4 1')  
(SALMON SE)

5'

9

16

Baker

4940

34

10

15

35

2

11

14

DEC 14 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

DIRK KEMPTHORNE  
GOVERNOR

KARL J. DREHER  
DIRECTOR

April 19, 1999

JACK & SHARON JAKOVAC  
RT 1 BOX 70  
SALMON ID 83467

RE: CHANGE IN OWNERSHIP FOR A74-00216B, A74-00221,  
A74-00711, A74-00713, A74-02165A

Dear Mr. and Mrs. Jakovac:

The request for Change in Ownership for A74-00711, A74-00221, A74-02165A has been processed with the new Notice(s) reflecting you as one of the claimants.

Since the Change in Ownership involved just a portion of A74-00216B, A74-00713 these rights were split as follows:

A74-00216H, 0.05 cfs on 3.3 acres, Sager  
A74-00216J, 0.95 cfs on 64.7 acres, Jakovac

A74-00713A, 0.02 cfs for domestic home, Sager  
A74-00713B, 0.110 cfs for 5 acres, Jakovac

Enclosed for your records is a typed Notice(s) reflecting your ownership of the rights. Review the Notice(s) and if you have other corrections or questions, please contact this office.

Respectfully submitted,

Jennifer Hoagland  
Technical Records Specialist

Enclosure

DELOG  
DC 4-7-99

RECEIVED  
APR 01 1999  
Department of Water Resources  
Eastern Region

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

Please print or type. Attach pages with additional information. Instructions are on the back of this page.  
Incomplete forms will be returned.

1. Water Right or Adjudication Claim No(s): A74-00711 A74-02165A A74-00221  
Partial change (A74-00216B A74-00713)
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 attached to your deed or on file with the county.)  
OR  
C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant William N SAGER and Maxine SAGER  
RR1 Box 69 SALMON, ID. 83467
4. New Owner/Claimant(s) JACK JAKOVAC and SHARON JAKOVAC  
Name Connector (Check one): ☒ and, ☐ or, ☐ and/or  
New Mailing Address RR1 Box 70  
City, State and ZIP Code SALMON, ID 83467  
New Telephone Number (208) 256-3885
5. Date you acquired the property Jan 1, 1995
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. See Attached Rights + map  
Number of acres you irrigate \_\_\_\_\_ Number and type of stock \_\_\_\_\_  
Diversion rate in CFS \_\_\_\_\_ Number of homes \_\_\_\_\_ Other uses \_\_\_\_\_  
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 or Claimant(s) [Signature]  
Sharon Jakovac
- Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign this form.
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims.

**WARRANTY DEED**

For Value Received, WILLIAM N. SAGER and MAXINE SAGER, husband and wife, the Grantors, do hereby Grant, Bargain, Sell and Convey unto JACK P. JAKOVAC and SHARON M. JAKOVAC, husband and wife, whose current address is Route 1, Box 70, Salmon, Idaho, the Grantees, those premises in Lemhi County, Idaho, more particularly described on Exhibit "A" annexed hereto;

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever, and the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that they are free from all encumbrances except:

1. Current real property taxes and assessments;
2. Easement to Idaho Power Company, a corporation, for powerlines and incidental purposes recorded August 9, 1940 in Book 35 at Page No. 310, records of Lemhi County, Idaho. (Affects Parcel in 3-20-23);
3. Easement to Idaho Power Company, a corporation, for powerlines and incidental purposes recorded August 9, 1940 in Book 35 at Page No. 313, records of Lemhi County, Idaho. (Affects parcels in 3, 10-20-23);
4. Easement to Idaho Power Company, a corporation, for powerlines and incidental purposes recorded February 19, 1946 in Book C at Page No. 546, records of Lemhi County, Idaho. (Affects Parcel in 3-20-23);
5. Easement to Idaho Power Company, a corporation, for powerlines and incidental purposes recorded June 17, 1950 in Book D at Page No. 165, records of Lemhi County, Idaho. (Affects Parcels in 3, 4, 9-20-23);
6. Easement for irrigation ditch and incidental purposes recorded November 21, 1960 in Book E at Page No. 408, records of Lemhi County, Idaho. (Affects 9-20-23);
7. Easement for irrigation ditch and incidental purposes recorded November 21, 1960 in Book E at Page No. 409, records of Lemhi County, Idaho. (Affects 9-20-23);
8. Easement for irrigation ditch and incidental purposes recorded April 1, 1969 as Instrument No. 110894, records of Lemhi County, Idaho. (Affects Parcels in 3, 9, 10-20-23);
9. Installation Permit to Lemhi County for riprap, gravel bar removal and incidental purposes recorded February 9, 1976 as Instrument No. 132033, records of Lemhi County, Idaho. (Affects parcels in 3, 10-20-23);

10. Easement to Idaho Power Company, a corporation, for powerlines and incidental purposes, recorded January 30, 1984 as Instrument No. 170622, records of Lemhi County, Idaho. (Affects Parcel in 10-20-23);

11. Patent recorded April 27, 1984 as Instrument No. 171539, records of Lemhi County, Idaho, as follows:

"Excepting and reserving to the United States:

1. A right-of-way thereon for ditches or canals constructed by the authority of the United States. Act of August 30, 1890, 26 Stat. 391; 43 U.S.C. 945.

2. All mineral deposits in the lands so patented pursuant to the Act of October 21, 1976 (90 Stat. 2757; 43 U.S.C. 1719), and to it, or persons authorized by it, the right to prospect, mine and remove such deposits from the same under applicable law and such regulations as the Secretary of the Interior may prescribe." (Affects the NW1/4NW1/4NW1/4 10-20-23);

12. Easement to Harmony Mines Company for electric and transmission lines, and incidental purposes, recorded July 20, 1929, in Book 29 at Page No. 298, records of Lemhi County, Idaho. (Affects parcels in 3, 4, 9-20-23);

13. Easement to Shenon Land Company, Ltd. for right of way for the erecting and placing thereon a syphon flume for water and incidental purposes recorded August 7, 1931, in Book 30, Page No. 66, records of Lemhi County, Idaho. (Affects 3-20-23);

14. Right of way for State Highway recorded June 13, 1946 in Book 39 at Page No. 245, records of Lemhi County, Idaho. (Affects 3, 10-20-23);

15. The right, title or interest of the public in and to those portions of the above described premises falling within the bounds of roads or highways, dedicated and or otherwise used by the public, and subject to all easements and restrictions attendant and pertinent to said highways;

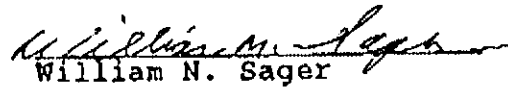
16. Any adverse claim based on the assertion that some portion of said land is now, or at any time has been within the boundaries of the Lemhi River or by reason of the fact or claim that any portion or portions thereof have been rendered un-navigable by artificial means, or has accreted to such portions so created;

17. Any claim arising from the differences in the mean high water line and the meander line of the government survey of the Lemhi River;

18. Restrictions and reservations contained in the United States patent to said land. Subject to any vested and accrued water rights for mining, agricultural, manufacturing or other purposes and rights to ditches and reservoirs used in connection with such water rights as may be recognized by the local customs, laws and decisions of courts, and also subject to the right of the proprietor of a vein or lode, to extract and remove his ore therefrom should the same be found to penetrate or intersect the premise hereby granted, as provided by law. And there is reserved from the lands hereby granted right of way thereon for ditches and canals constructed by the authority of the United States;

and that they will warrant and defend the same from all other lawful claims whatsoever.

IN WITNESS WHEREOF, the said Grantors have hereunto set their hands and seals this 19th day of January, 1995.

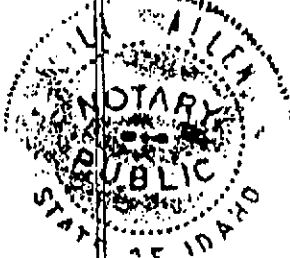
  
William N. Sager

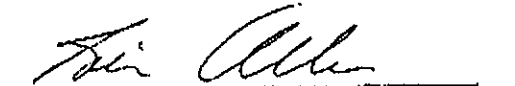
  
Maxine Sager

STATE OF IDAHO )  
:ss.  
County of Lemhi )

On this 19th day of January, 1995, before me, the undersigned, a Notary Public in and for said State, personally appeared WILLIAM N. SAGER and MAXINE SAGER, known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

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



  
Notary Public for Idaho  
Residing at Salmon, Idaho  
Commission Expires: 2-19-97

TOWNSHIP 20 NORTH, RANGE 23 EAST BOISE MERIDIAN, LEMHI COUNTY, IDAHO:

THE NE1/4NE1/4 OF SECTION 9, THE SE1/4SE1/4 OF SECTION 4, THE NW1/4NW1/4NW1/4, THE NE1/4NW1/4, NW1/4NE1/4 OF SECTION 10, THE S1/2SW1/4 OF SECTION 3 AND ALSO THAT PORTION OF THE NW1/4SW1/4 OF SECTION 3 DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF THE NW1/4SW1/4 OF SECTION 3, THENCE WEST 25 FEET TO THE CENTER OF THE RED ROCK ROAD; THENCE NORTH 34 DEGREES 20' WEST ALONG SAID CENTER OF SAID ROAD 1582.4 FEET TO THE EAST AND WEST QUARTER SECTION LINE OF SECTION 3; THENCE SOUTHWESTERLY 1322 FEET TO THE SOUTHWEST CORNER OF THE NW1/4SW1/4 OF SECTION 3; THENCE EAST 1320 FEET TO THE PLACE OF BEGINNING.

ALSO THAT PORTION OF THE SW1/4SE1/4 OF SECTION 3 DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF THE SW1/4SE1/4 OF SECTION 3 AND RUNNING THENCE EAST TO THE RIGHT OF WAY OF PITTSBURG AND GILMORE RAILROAD; THENCE SOUTHEASTERLY ALONG SAID RIGHT OF WAY TO THE SECTION LINE BETWEEN SECTION 3 AND SECTION 10; THENCE WEST ALONG SAID SECTION LINE TO THE SOUTH QUARTER CORNER OF SECTION 3; THENCE NORTH 1320 FEET TO THE PLACE OF BEGINNING.

ALSO THAT PARCEL OF LAND LOCATED IN THE N1/2SW1/4, S1/2NW1/4, SECTION 3, T. 20 N., R. 23 E., BOISE MERIDIAN, LEMHI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE W1/4 CORNER OF SAID SECTION 3 RUN THENCE S. 70 DEGREES 55' 01" E. A DISTANCE OF 580.69 FT. TO THE POINT OF BEGINNING.

THENCE N. 56 DEGREES 07' 49" E. A DISTANCE OF 280.20 FT.;

THENCE N. 61 DEGREES 59' 39" W. A DISTANCE OF 337.60 FT.;

THENCE N. 38 DEGREES 56' 48" E. A DISTANCE OF 602.52 FT.

TO A POINT ON THE SOUTHERLY R.O.W. OF HWY. 28;

THENCE S. 54 DEGREES 14' 10" E. ALONG SAID R.O.W. A DISTANCE OF 603.21 FT.;

THENCE S. 51 DEGREES 47' 54" E. ALONG THE LC OF A CURVE WITH A RADIUS OF 5658.70 FT. A DISTANCE OF 481.41 FT.;

THENCE S. 37 DEGREES 04' 21" W. A DISTANCE OF 768.88 FT.;

THENCE N. 34 DEGREES 29' 21" W. A DISTANCE OF 723.97 FT.;

THENCE S. 56 DEGREES 07' 49" W. A DISTANCE OF 316.80 FT.

TO A POINT ON THE NORTHERLY R.O.W. OF EXISTING COUNTY ROAD;

THENCE N. 36 DEGREES 30' 13" W. ALONG SAID R.O.W. A DISTANCE OF 75.00 FT. TO THE POINT OF BEGINNING.

EXCEPTING FROM THE ABOVE DESCRIBED REAL PROPERTY, THE FOLLOWING:

A FRACTION OF THE NW1/4NE1/4 SECTION 10, T. 20 N., R. 23 E., BOISE MERIDIAN, LEMHI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE WEST 1/4 CORNER OF SECTION 3, FROM WHICH THE EAST 1/4 CORNER OF SECTION 3 BEARS N. 89 DEGREES 45' 36" E., RUN THENCE S. 50 DEGREES 33' 20" E., A DISTANCE OF 4345.61 FT. TO THE POINT OF BEGINNING.

THENCE S. 33 DEGREES 51' 46" E., A DISTANCE OF 137.97 FT.;

THENCE S. 59 DEGREES 19' 08" W., A DISTANCE OF 348.76 FT. TO THE CENTERLINE OF THE LEMHI RIVER;

THENCE ALONG SAID CENTERLINE N. 40 DEGREES 15' 36" W., A DISTANCE OF 287.44 FT.;

THENCE N. 23 DEGREES 26' 26" E., A DISTANCE OF 260.51 FT.;

THENCE N. 47 DEGREES 11' 11" E., A DISTANCE OF 119.38 FT.;

THENCE FROM SAID CENTERLINE S. 41 DEGREES 23' 07" E., A DISTANCE OF 329.16 FT. TO THE POINT OF BEGINNING.

TOGETHER WITH A 30 FOOT EASEMENT FOR INGRESS AND EGRESS AS SHOWN ON RECORD OF SURVEY RECORDED IN BOOK 4 AT PAGE 101, RECORDS OF LEMHI COUNTY, IDAHO.

ALSO EXCEPTING THEREFROM:

A PARCEL OF LAND LOCATED IN THE SW1/4, SECTION 3, T. 20 N., R. 23 E., BOISE MERIDIAN, LEMHI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SW CORNER OF SAID SECTION 3, FROM WHICH THE W1/4 CORNER OF SECTION 3 BEARS N. 00 DEGREES 25' 03" E. A DISTANCE OF 2610.33 FT., THE BASIS OF BEARING FOR THIS DESCRIPTION. RUN THENCE N. 40 DEGREES 12' 18" E. A DISTANCE OF 1508.03 FT. TO THE POINT OF BEGINNING;

THENCE N. 51 DEGREES 05' 23" W. A DISTANCE OF 188.07 FT.;

THENCE N. 37 DEGREES 36' 21" E. A DISTANCE OF 148.25 FT.;

THENCE N. 45 DEGREES 05' 31" W. A DISTANCE OF 211.84 FT.;

THENCE N. 41 DEGREES 59' 16" E. A DISTANCE OF 312.66 FT.

TO A POINT IN THE CENTER OF EXISTING COUNTY ROAD;

THENCE S. 33 DEGREES 11' 55" E. ALONG SAID ROAD 471.21 FT. ALONG SAID CENTERLINE;

THENCE S. 49 DEGREES 29' 21" W. A DISTANCE OF 343.64 FT. TO THE POINT OF BEGINNING.

ALSO EXCEPTING THEREFROM:

A PARCEL OF LAND LOCATED IN THE SW1/4SE1/4, SECTION 3, THE NW1/4NE1/4, SECTION 10, T. 20 N., R. 23 E., BOISE MERIDIAN, LEMHI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NW CORNER OF SAID SECTION 10, FROM WHICH THE W1/4 CORNER OF SAID SECTION 3 BEARS N. 00 DEGREES 25' 03" E., THE BASIS OF BEARING OF THIS DESCRIPTION, RUN THENCE N. 77 DEGREES 44' 41" E. A DISTANCE OF 3285.99 FT. TO A POINT ON THE WESTERLY RIGHT-OF-WAY OF HIGHWAY 28 AND THE CENTERLINE OF THE LEMHI RIVER, THE POINT OF BEGINNING.

THENCE S. 32 DEGREES 39' 48" E. ALONG SAID RIGHT-OF-WAY 1377.82 FT. TO A POINT ON THE EASTERLY BOUNDARY OF SAID NW1/4NE1/4 OF SAID SECTION 10;

THENCE S. 00 DEGREES 20' 02" W. ALONG SAID BOUNDARY A DISTANCE OF 848.56 FT. TO THE SE CORNER OF SAID NW1/4NE1/4;

THENCE N. 89 DEGREES 54' 55" W. ALONG THE SOUTHERLY BOUNDARY OF SAID NW1/4NE1/4 A DISTANCE OF 185.00 FT. TO A POINT IN THE CENTER OF THE LEMHI RIVER;

THENCE THE FOLLOWING COURSES AND DISTANCES ALONG SAID CENTERLINE;

N. 37 DEGREES 54' 10" E. 180.95 FT.; N. 32 DEGREES 07' 53" W. 211.16 FT.;

N. 55 DEGREES 22' 13" W. 167.77 FT.; S. 19 DEGREES 45' 33" W. 93.32 FT.;

S. 83 DEGREES 22' 28" W. 85.42 FT.; N. 10 DEGREES 07' 23" W. 86.20 FT.;

N. 02 DEGREES 07' 25" E. 243.80 FT.; N. 57 DEGREES 56' 57" W. 414.35 FT.;

THENCE N. 59 DEGREES 19' 08" E. A DISTANCE OF 348.76 FT.;

THENCE N. 33 DEGREES 51' 46" W. A DISTANCE OF 137.97 FT.;

THENCE N. 41 DEGREES 23' 07" W. A DISTANCE OF 329.17 FT. TO A POINT IN THE CENTER OF THE LEMHI RIVER;

THENCE THE FOLLOWING COURSES AND DISTANCES ALONG SAID CENTERLINE;

N. 11 DEGREES 39' 45" E. 190.50 FT.; N. 37 DEGREES 34' 21" W. 180.56 FT.;

N. 06 DEGREES 59' 43" W. 95.25 FT.; N. 37 DEGREES 45' 37" E. 223.71 FT. TO THE POINT OF BEGINNING.

Together with all grazing and grazing rights, ditch and ditch rights, and water and water rights, except for .02 CFS of Water Right No. 74-00713 for domestic purposes and .05 CFS of Water Right No. 74-00216B, both of which said reserved water rights are to be used on the following described real property:

A PARCEL OF LAND LOCATED IN THE SW1/4, SECTION 3, T: 20 N., R. 23 E., BOISE MERIDIAN, LEMHI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SW CORNER OF SAID SECTION 3, FROM WHICH THE W1/4 CORNER OF SECTION 3 BEARS N. 00 DEGREES 25' 03" E. A DISTANCE OF 2610.33 FT., THE BASIS OF BEARING FOR THIS DESCRIPTION. RUN THENCE N. 40 DEGREES 12' 18" E. A DISTANCE OF 1508.03 FT. TO THE POINT OF BEGINNING;

THENCE N. 51 DEGREES 05' 23" W. A DISTANCE OF 188.07 FT.;

THENCE N. 37 DEGREES 36' 21" E. A DISTANCE OF 148.26 FT.;

THENCE N. 45 DEGREES 05' 31" W. A DISTANCE OF 211.84 FT.;

THENCE N. 41 DEGREES 59' 16" E. A DISTANCE OF 312.56 FT.

TO A POINT IN THE CENTER OF EXISTING COUNTY ROAD;

THENCE S. 33 DEGREES 11' 55" E. ALONG SAID ROAD 471.21 FT. ALONG SAID CENTERLINE;

THENCE S. 49 DEGREES 29' 21" W. A DISTANCE OF 343.64 FT. TO THE POINT OF BEGINNING.

State of Idaho  
County of Lemhi

SS No. 225247

This instrument was filed for record at the request of American Land Title

at 2:30 o'clock p m. 1-24 19 95

and duly filmed and indexed in the records of Lemhi

County.

Alberta Wiedemick  
Ex-Officio Recorder

By

Lerni J. Morton Deputy

For

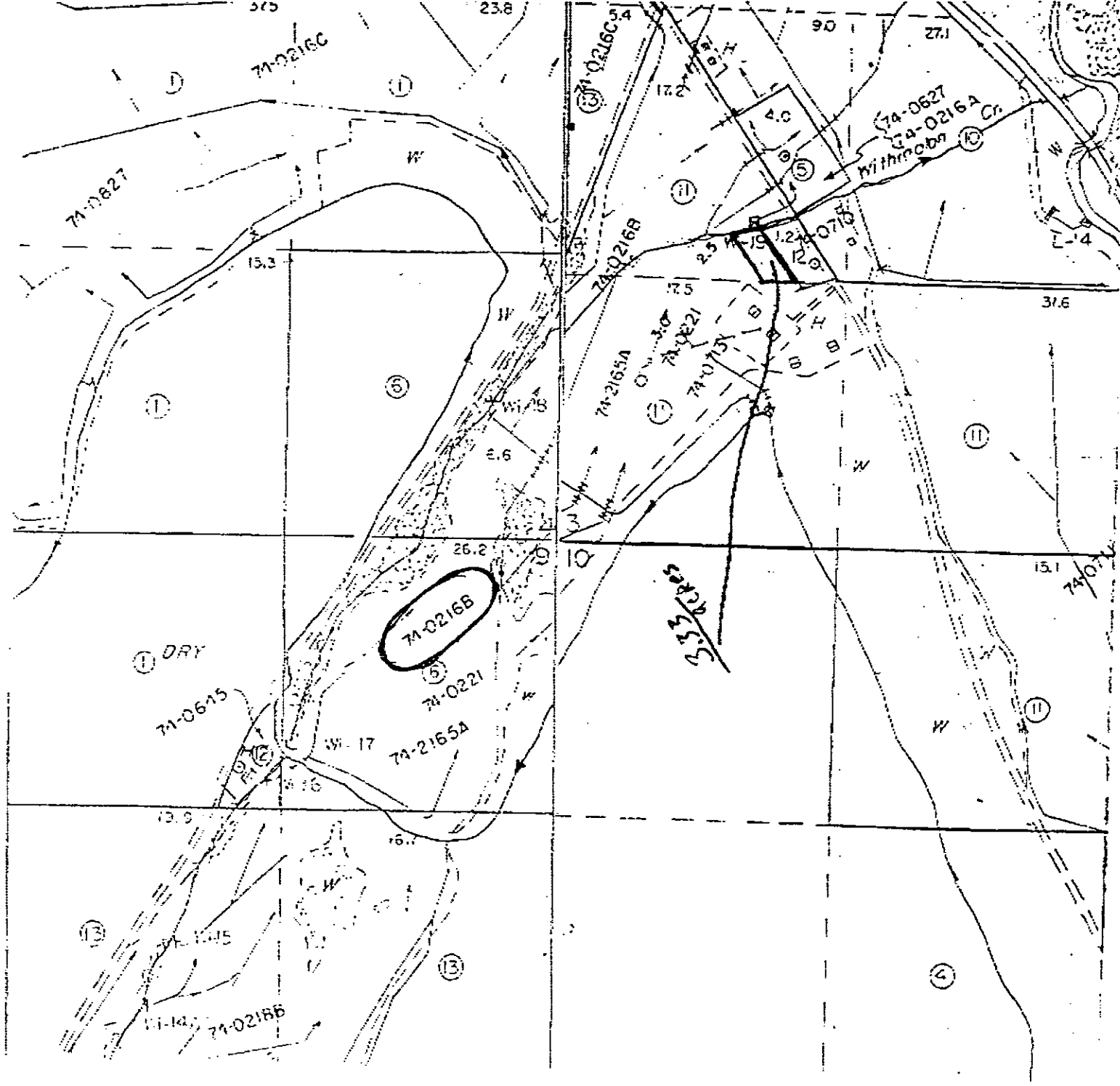
21<sup>st</sup>

Recorded

Right # A74-00713 splits as follows - .02 cfs remains for Sager for Domestic use. .09 cfs goes to Jakovac.

Right # A74-00216B splits as follows - .05 cfs remains for Sager for Irrigation of 3.33 acres ( see map ). .95 cfs goes to Jakovac.

Right # A74-00216B splits as follows - .05 cfs remains for Sager for Irrigation of 3.33 acres ( see map ).  
 .95 cfs goes to Jakovac.



## FUREY &amp; FUREY

CHARTERED

ATTORNEYS AT LAW

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SHERMAN F FUREY III

SHERMAN F FUREY JR  
OF COUNSEL

February 15, 1995

Idaho Department of Water Resources  
Eastern Region Office  
900 N. Skyline  
Idaho Falls, Idaho 83402

Re: Snake River Basin Adjudication

Gentlemen:

You are notified that William N. Sager and Maxine Sager, husband and wife, have conveyed to Jack P. Jakovac and Sharon M. Jakovac, husband and wife, the real estate described in the enclosed copy of Warranty Deed between said parties and, as a result, Jack P. Jakovac and Sharon M. Jakovac, husband and wife, are now the owners of this real estate.

All notices and other communications regarding the water rights on those lands should now be addressed as follows:

William N. and Maxine Sager  
Route 1, Box 69  
Salmon, ID 83467

and:

Jack and Sharon Jakovac  
Route 1, Box 70  
Salmon, ID 83467

If you need any further information from us to satisfy your requirements, I would appreciate it if you would let me know as soon as possible.

Thank you.

Sincerely yours,

FUREY &amp; FUREY, Chartered

Sherman F. Furey III

SFIII:ps

Enclosures

cc: Bill and Maxine Sager  
Jack and Sharon Jakovac



# NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

DATE OF CLOSING: 1/19/95

LEGAL DESCRIPTION OF PROPERTY: Township 20 Range 23  
Section       ,        1/4 of        1/4 of        1/4 Govt. Lot       , BM.

Lot       , Block       , Subdivision/Townsite       . See Exhibit "A" annexed hereto.  
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) 74-00713, 74-00711, 74-02165A,  
Assigned by IDWR: A74-00861A, 74-00216B, 74-00221
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): WILLIAM N. SAGER AND MAXINE SAGER, husband & wife  
Route 1, Box 69  
Salmon, ID 83467
- ☐ New Owner/Claimant (Purchaser): JACK P. JAKOVAC AND SHARON M. JAKOVAC
- ☐ New Mailing Address: Route 1, Box 70  
Salmon, ID 83467
- ☐ New Telephone Number: (208) 756 - 3885

- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? X yes    no  
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:  
Water right #74-00713: Owner owns all of the water rights except .02CFS which is retained by the former owner. Water right #74-00216B: Owner owns all of the water rights except .10CFS which is retained by the former owner. (See annexed copy of Warranty Deed.)
- ☐ Attach proof of ownership, describe proof attached: See Warranty Deed annexed hereto.

(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) Sharon M. Jakovac Date 1-23-95  
William N. Sager Date 1-23-95
- ☐ Signature of Former Owner/Claimant(s) Maxine Sager Date 1-23-95

(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:

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



# NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED

MAR 30 1995

DATE OF CLOSING: \_\_\_\_\_

Department of Water Resources  
Eastern District Office

LEGAL DESCRIPTION OF PROPERTY: Township \_\_\_\_\_ Range \_\_\_\_\_  
Section \_\_\_\_\_, 1/4 of \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4, Govt. Lot \_\_\_\_\_, BM.  
Lot \_\_\_\_\_, Block \_\_\_\_\_, Subdivision/Townsite \_\_\_\_\_.  
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) Assigned by IDWR: A74-00221 A74-00711 A74-02165 A74-00861A <sup>OK</sup> <sub>165</sub>

☐ Name and Address of Former Owner/Claimant(s)(Seller): WILLIAM SAGER

RR1 BOX 69

SALMON ID 83467

☐ New Owner/Claimant (Purchaser): Jack Jakovac

☐ New Mailing Address: RR1 BOX 70

SALMON ID 83467

☐ New Telephone Number: (208) 256-3885

☐ 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: \_\_\_\_\_

(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) [Signature] Date 2-28

Date

☒ Signature of Former Owner/Claimant(s): William Sager Date 2-28

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:

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