

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: A75-04201  
Date Received: 5/01/1990  
Receipt No: 1006827  
Received By: RMF

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: WILLIAM BAUMERT 208-756-2489  
Address: RT. 1 BOX 155  
SALMON, ID 83467

2. Date of Priority: MAY 01, 1946

3. Source: WASTE WATER Trib. to: SALMON RIVER

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 21N      | 22E   | 17      |        | NW     | NW  |     | LEMHI  |

5. Description of diverting works:  
DITCH.

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 04/01 | 11/01 | 0.100  |      |        |

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

8. Total consumptive use is 22.5 Acre Feet Per Annum.

9. Non-irrigation uses:  
S/10 HORSES.

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-----|-------|
| 21N      | 22E   | 7       | SW     | SE  |     | IRR | 9.0   |

Section Acres 9.0

A75-04201

Page 1

Date: 05/01/90

MICROFILMED

DEC 15 1992



10. Place of Use: Continued

Total Acres 9.0

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:

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 X 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): William E. Baumert Date: 5-1-1990  
Date:                                     

State of Idaho )  
County of Lemhi ) SS.

Subscribed and sworn (or affirmed) before me this 1<sup>st</sup> day  
of May 19 90

Anna Baumhoff  
Notary Public

Seal

Residing at Anna Baumhoff, Notary Public  
Residing at Boise, Idaho  
My Commission Expires December 7, 1994

AJ0749NP  
No. A75-04201

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

DATE: 10/22/98  
PAGE: 1

| OWNER<br>CODE | NAME & ADDRESS  | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|---------------|-----------------|------------------|------------|-----------------------|-------------------|---------------------|
| C             | EUGENE BALMERT  | 05/01/1946       | IRRIGATION | 04-01 11-01           | 0.10 CFS          |                     |
| C             | KAREN BAUMERT   |                  |            |                       |                   |                     |
|               | RT 1 BOX 155    |                  |            |                       |                   |                     |
|               | SALMON ID 83467 |                  |            | TOTAL DIVERSION:      | 0.10 CFS          |                     |
|               | (208) 756-2489  |                  |            | CONSUMPTIVE USE:      |                   | 22.50 AFA           |

Water Source: WASTE WATER

Tributary to: SALMON RIVER

Stage: STATUTORY CLAIM

Point(s) of Diversion: T21N R22E S17

NWNW

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 |
| 21N | 22E 7 | :    |    |    |    | :    |    |    |    | :    |    |    |    | :    |    | :    |             |     |
|     |       |      |    |    |    |      |    |    |    |      |    |    |    |      |    |      | 09          | 9.0 |
|     |       |      |    |    |    |      |    |    |    |      |    |    |    |      |    |      | TOTAL ACRES | 9.0 |

POU County: LEMHI

Non-Irrigation Uses: S/10 HORSES.

Remarks: GEN OWNERSHIP CHANGED 10-23-98 SVH

Dates: Exam Made Date:

Verified Date:

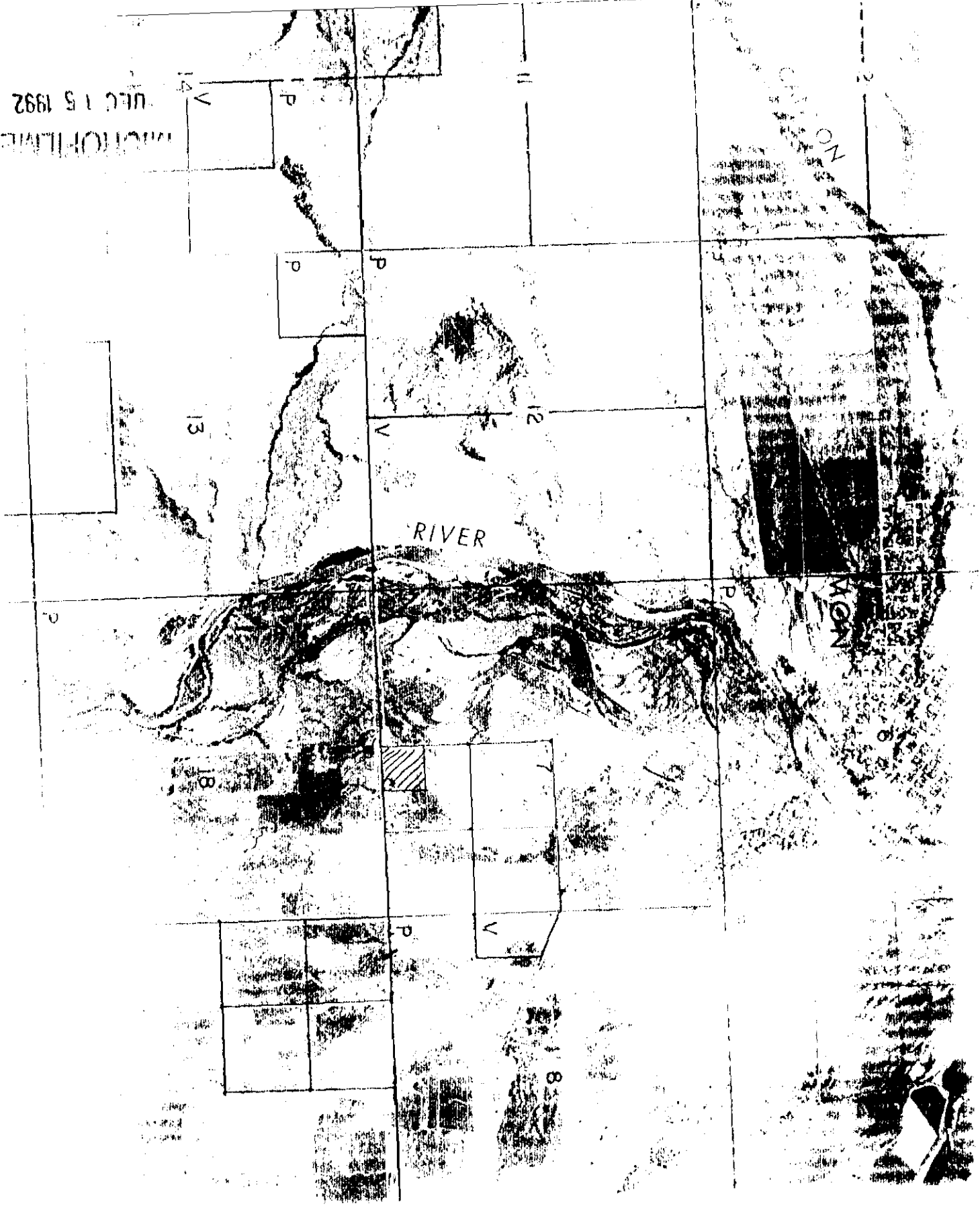
Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

UNCLASSIFIED  
DEC 15 1992





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

November 2, 1998

EUGENE & KAREN BAUMERT  
RT 1 BOX 155  
SALMON ID 83467

RE: NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP  
NOTICE OF CLAIM TO A WATER RIGHT A75-04201,  
A75-10401

Dear Mr. & Mrs. Baumert:

The request for Change of Water Right Ownership concerning the above-referenced Notice of Claim has been processed and the Department's records updated to reflect you as the new claimant.

The enclosed report shows this change along with the elements of the water right being claimed. Please review this report and contact this office if there are corrections or questions.

**Please keep this report for your records.**

Respectfully yours,

Jennifer Hoagland  
Technical Records Specialist

Enclosure

DELOG SVH 10/7/98  
OK 10/23/98STATE OF IDAHO  
IDAHO DEPARTMENT OF WATER RESOURCES

RECEIVED

OCT 07 1998

Department of Water Resources  
Eastern Region

## 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 No(s): \_\_\_\_\_  
Adjudication Claim No(s): A75-04201, A75-10401
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 E. Baumert  
Rt 1 Box 155 Salmon, ID 83467
4. New Owner/Claimant(s) Eugene E and KAREN L. Baumert  
Name Connector (Check one): ☒ and, ☐ or, ☐ and/or  
New Mailing Address Rt 1 Box 155  
City, State and ZIP Code Salmon, ID 83467  
New Telephone Number (208) 756-2489
5. Date you acquired the property 01/30/98
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 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) Eugene E Baumert  
Karen L. Baumert  
(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign 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..

GIFT

WARRANTY DEED

For Value Received LOVE AND AFFECTION

WILLIAM E. BAUMERT, an unmarried man,  
the grantor, does hereby grant, bargain, sell and convey unto  
CATHLEEN BAUMERT WRIGHT, a married woman dealing with her sole and  
separate property, and EUGENE E. BAUMERT, a married man dealing with  
his sole and separate property,  
whose current address is

Rt. 1, Box 155, Salmon, Idaho 83467

the grantees, the following described premises, in Lemhi County Idaho, to wit:

SEE EXHIBIT "A", ATTACHED HERETO

The Grantor herein is retaining a "Life Estate" in the property  
being conveyed herein.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee s,  
their heirs and assigns forever. And the said Grantor do hereby covenant to and  
with the said Grantee s, that he is the owner in fee simple of said premises; that they are free  
from all incumbrances

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

Dated: This \_\_\_\_\_ day of \_\_\_\_\_, 1988.

WILLIAM E. BAUMERT

STATE OF IDAHO, COUNTY OF LEMHI-----

On this \_\_\_\_\_ day of \_\_\_\_\_, 1988,  
before me, a notary public in and for said State, personally  
appeared \_\_\_\_\_

WILLIAM E. BAUMERT, an unmarried man,  
known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same

known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same

Notary Public

Residing at \_\_\_\_\_, Idaho  
Comm. Expires \_\_\_\_\_

State of Idaho  
County of Lemhi

Notary Public  
Residing at \_\_\_\_\_, Idaho  
Comm. Expires \_\_\_\_\_

INSTRUMENT NO. 191530

IDAHO

LIFE WARRANTY DEED

BAUMERT - WRIGHT/BAUMERT

EXHIBIT "A"

Commencing at the South Quarter Corner of Section 7, Township 21 North, Range 22 East, Boise Meridian, run thence Easterly along the Southerly line of said Section 7, a distance of 30.0 feet to the POINT OF BEGINNING; thence continuing along said section line 660.0 feet; thence Northerly 660.0 feet; thence Westerly 660.0 feet to a point which is 30.0 feet East from the quarter line of Section 7; thence Southerly and parallel to the quarter line 30.0 feet to the POINT OF BEGINNING, containing ten (10) acres, more or less. . .

Together with all improvements located thereon and appurtenant thereto.

EXCEPTING THEREFROM: A fraction of the SW $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 7, Township 21 North, Range 22 East, Boise Meridian, more particularly described as follows, to-wit:

Commencing at the Southerly Quarter Corner of said Section 7, run thence Easterly along the Southerly boundary of Section 7, a distance of 30.0 feet to the POINT OF BEGINNING, and the Southwest corner of the tract of land herein described; continuing thence Easterly along the Southerly boundary of Section 7, a distance of 330.0 feet; thence Northerly 330.0 feet; thence Westerly 330.0 feet to a point which lies 30.0 feet East from the Westerly boundary of the SW $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 7; thence Southerly 330.0 feet to the POINT OF BEGINNING, containing 2.5 acres, more or less.

ALSO EXCEPTING THEREFROM: A fraction of the SW $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 7, Township 21 North, Range 22 East, Boise Meridian, more particularly described as follows, to-wit:

Commencing at the Southerly Quarter Corner of Section 7, run thence Northerly along the Westerly boundary of the SW $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 7, a distance of 330.0 feet; thence East 30.0 feet to the POINT OF BEGINNING, and the Southwest corner of the tract of land herein described; continuing thence Easterly 330.0 feet; thence Northerly 330.0 feet; thence Westerly 330.0 feet to a point which lies 30.0 feet East from the Westerly boundary of the SW $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 7; thence Southerly 330.0 feet to the POINT OF BEGINNING, containing 2.5 acres, more or less.

AND ALSO EXCEPTING THEREFROM: A parcel of land located in the SW $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 7, Township 21 North, Range 22 East, Boise Meridian, Lemhi County, State of Idaho, more particularly described as follows, to-wit:

Commencing at the South Quarter Corner of said Section 7, a distance of 10.69 feet on a bearing of S. 89°49' E. to the REAL POINT OF BEGINNING.

From this REAL POINT OF BEGINNING, a distance of 11.43 feet on a bearing of N. 0°34'11" W;

Thence S. 89°49' E., 30.0 feet;

Thence S. 0°34'11" E., 417.40 feet;

Thence N. 89°49' W., 30.0 feet to the REAL POINT OF BEGINNING, said parcel containing 0.25 acres, more or less.

## WARRANTY DEED

1. Value Received

CATHLEEN BAUMERT WRIGHT, a married woman dealing with her sole and separate property, and EUGENE E. BAUMERT, a married man

the grantors, do hereby grant, bargain, sell and convey unto

EUGENE E. BAUMERT AND KAREN L. BAUMERT, husband and wife

whose current address is

3185 Westcliff Drive E., Colorado Springs, CO. 80906

the grantees, the following described premises, in LEWIS County, to wit:

See Attached Exhibit "A"

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee S,  
 their heirs and assigns forever. And the said Grantor S do hereby covenant to and  
 with the said Grantee S, that they are the ownerS in fee simple of said premises; that they are free  
 from all incumbrances

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

Dated: Nov 4, 1988

*Cathleen Baumert Wright*  
 CATHLEEN BAUMERT WRIGHT

*Eugene E. Baumert*  
 EUGENE E. BAUMERT

STATE OF WASHINGTON, COUNTY OF Kitsap  
 On this 4th day of November, 1988,  
 before me, a notary public in and for said State, personally  
 appeared  
 CATHLEEN BAUMERT WRIGHT, a married  
 woman dealing with her sole and  
 separate property

known to me to be the person whose name is  
 subscribed to the within instrument, and acknowledged to  
 me that he executed the same.

*[Signature]*  
 Notary Public  
 Residing at Seattle, Washington, Idaho  
 Comm. Expires 11/15/91

STATE OF Washington, County of King  
 On this 10th day of October, before  
 me, a notary public in and for said  
 State, personally appeared  
 EUGENE E. BAUMERT, a married man

known to me to be the person whose  
 name is subscribed to the within  
 instrument, and acknowledged to me  
 that he executed the same.

*[Signature]*  
 Notary Public  
 Residing at Seattle, Washington  
 Comm. Expires 11/15/91

State of Idaho  
County of Lemhi

SB No. **197129**

This instrument was filed for record at  
the request of *American Land Title*  
at 12:02 o'clock P. M. 2-1 1989  
and duly filed and indexed in the  
records of Lemhi County.

Alberta Piecorriok  
Ex-Officio Recorder

*Alan J. Martin* Deputy  
Recorder

EXHIBIT "A"

PARCEL 11:

A fraction of the SW1/4SE1/4 of Section 7, T. 21 N., R. 22 E.,  
Boise Meridian, more particularly described as follows, to-  
wit:

Commencing at the South Quarter Corner of Section 7, Township  
21 North, Range 22 East, Boise Meridian, run thence Easterly  
along the Southerly line of Section 7, a distance of 30.0 feet  
to the POINT OF BEGINNING; thence continuing along said  
Section line 660.0 feet; thence Northerly 660.0 feet; thence  
Westerly 660.0 feet to a point which is 30.0 feet East from  
the quarter line of Section 7; thence Southerly and parallel  
with the quarter line, 660.0 feet to the POINT OF BEGINNING.

TOGETHER WITH all improvements located thereon and appurtenant  
thereto.

EXCEPTING THEREFROM: A fraction of the SW1/4SE1/4 of Section  
7, Township 21 North, Range 22 East, Boise Meridian, more  
particularly described as follows, to-wit:

Commencing at the Southerly Quarter Corner of said Section 7,  
run thence Easterly along the Southerly boundary of Section 7,  
a distance of 30.0 feet to the POINT OF BEGINNING, and the  
Southwesterly corner of the tract of land herein described;  
continuing thence Easterly along the Southerly boundary of  
Section 7, a distance of 330.0 feet; thence Northerly 330.0  
feet; thence Westerly 330.0 feet to a point which lies 30.0  
feet East from the Westerly boundary of the SW1/4SE1/4 of  
Section 7; thence Southerly 330.0 feet to the POINT OF  
BEGINNING.

ALSO EXCEPTING THEREFROM: A fraction of the SW1/4SE1/4 of  
Section 7, Township 21 North, Range 22 East, Boise Meridian,  
more particularly described as follows, to-wit:

Commencing at the Southerly Quarter Corner of Section 7, run  
thence Northerly along the Westerly boundary of the SW1/4SE1/4  
of Section 7, a distance of 330.0 feet; thence East 30.0 feet  
to the POINT OF BEGINNING, and the Southwesterly corner of the  
tract of land herein described; continuing thence Easterly  
330.0 feet; thence Northerly 330.0 feet; thence Westerly 330.0  
feet to a point which lies 30.0 feet East from the Westerly  
boundary of the SW1/4SE1/4 of Section 7; thence Southerly  
330.0 feet to the POINT OF BEGINNING.

ALSO EXCEPTING THEREFROM: A parcel of land located in the  
SW1/4SE1/4 of Section 7, Township 21 North, Range 22 East,  
Boise Meridian, Lemhi County, State of Idaho, more particularly  
described as follows, to-wit:

Commencing at the North Quarter Corner of said Section 7, a  
distance of 150.69 feet on a bearing of S. 89°49' E., to the  
REAL POINT OF BEGINNING.

From this REAL POINT OF BEGINNING, a distance of 417.40 feet  
on a bearing of N. 0°04'21" W.;

Thence S. 89°49' E., 30.0 feet;

Thence S. 0°04'21" E., 417.40 feet;

Thence N. 0°04'21" W., 30.0 feet to the REAL POINT OF  
BEGINNING.

TOGETHER WITH all improvements located thereon and appurtenant  
thereto.

## WARRANTY DEED

For Value Received

CATILEEN BAUMERT WRIGHT, a married woman dealing with her sole and separate property

the grantor, do es hereby grant, bargain, sell and convey unto

EUGENE E. BAUMERT AND KAREN L. BAUMERT, husband and wife

whose current address is

3185 Westcliff Drive E., Colorado Springs, CO 80906

the grantees, the following described premises, in LEMHI County Idaho, to wit:

See Attached Exhibit "A"

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, their heirs and assigns forever. And the said Grantor do es hereby covenant to and with the said Grantee s, that she is the owner in fee simple of said premises; that they are free from all incumbrances

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

Dated: Nov 1, 1988Cathleen Baumert Wright

STATE OF IDAHO, COUNTY OF KITTAPAH  
On this 4th day of November, 1988,  
before me, a notary public in and for said State, personally  
appeared  
CATILEEN BAUMERT WRIGHT, a  
married woman dealing with her  
sole and separate property

known to me to be the person whose name is  
subscribed to the within instrument, and acknowledged to  
me that she executed the same.

Notary Public  
Residing at Kittapah, Idaho  
Comm. Expires

State of Idaho } 197128  
County of Lemhi } No. \_\_\_\_\_

This instrument was filed for record at  
the request of American Land Title  
at 2:00 o'clock P.M. on 2-1 1989  
and duly filed and indexed in the  
records of Lemhi County

Albert E. Frederick  
Ex-Officio Notary  
By [Signature] a Notary  
[Signature]

EXHIBIT "A"

PARCEL 1:

A fraction of the SW1/4SE1/4 of Section 7, Township 21 N., R. 22 E., Boise Meridian, more particularly described as follows, to-wit:

Commencing at the Southerly quarter corner of Section 7, run thence Northerly along the Southerly boundary of the SW1/4SE1/4 of Section 7, a distance of 330.0 feet; thence East 30.0 feet to the point of beginning, and the Southwesterly corner of the tract of land herein described; continuing thence Easterly 330.0 feet; thence Northerly 330.0 feet; thence Westerly 330.0 feet to a point which lies 30.0 feet East from the Westerly boundary of the SW1/4SE1/4 of Section 7; thence Southerly 330.0 feet to the POINT OF BEGINNING.

THIS INDENTURE, made this 25th day of February, 1969,  
 between William L. Baumert and Aileen M. Baumert, Husband and Wife  
 of Salt Lake, County of Leah, State of Idaho,  
 the part 1st of the first part and Eugene L. Baumert and Karen L. Baumert, Husband and  
Wife of Salt Lake City,  
 County of Salt Lake, State of Utah, the parties of the second part,

WITNESSETH, that the said parties of the first part, for and in consideration of the sum of  
ONE AND 80/100s (\$10.00) Dollars  
 lawful money of the United States of America, and other valuable consideration,  
 to them in hand paid by the parties of the second part, the receipt whereof is hereby acknowledged,  
 do hereby these presents remise, release and forever QUITCLAIM, unto the said parties of the second  
 part, and to their heirs and assigns, forever, all the following described real estate, situated in  
Leah, County of Leah, State of Idaho,  
 to-wit:

A fraction of the S $\frac{1}{2}$  S $\frac{1}{2}$  of Section 7, T. 21 N., R.  
 22 E., Boise Meridian, more particularly described as follows,  
 to-wit:

Commencing at the Southerly corner of said Section 7,  
 run thence Easterly along the Southerly boundary of Section 7  
 a distance of 330.0 feet to the point of beginning, and the  
 Southwesterly corner of the tract of land herein described;  
 continuing thence Easterly along the Southerly boundary of  
 Section 7 a distance of 330.0 feet; thence Northerly 330.0  
 feet; thence Westerly 330.0 feet to a point which lies 30.0  
 feet East from the Westerly boundary of the S $\frac{1}{2}$  S $\frac{1}{2}$  of Section  
 7; thence Southerly 330.0 feet to the point of beginning.  
 Containing 2.5 acres.

# 110793

TOGETHER, with all and singular the tenements, hereditaments and appurtenances thereunto belong-  
 ing or in anywise appertaining, and the reversion and reversions, remainder and remainders, and rents, issues  
 and profits thereof;

TO HAVE AND TO HOLD, all and singular, the said premises, together with the appurtenances, unto  
 the said part 1st of the second part, and to their heirs and assigns forever.

IN WITNESS WHEREOF, the said parties of the first part have hereunto set their hand  
 and seal on the day and year first above written.

