

119
RECEIVED
BY 6/16/90

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: A75-07027
Date Received: 5/16/1990
Receipt No: E014809/90
Received By: _____

RECEIVED

JUN 11 1990

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

Department of Water Resources
Eastern District Office

Name:	ARNE VETRUS	714-923-4001
Address:	PO BOX 4308	
	DIAMOND BAR, CA	91765
OR		
Name:	PATRICIA VETRUS	714-923-4001
Address:	PO BOX 4308	
	DIAMOND BAR, CA	91765
OR		
Name:	STEVEN VETRUS	714-923-4001
Address:	PO BOX 4308	
	DIAMOND BAR, CA	91765
OR		
Name:	KENNETH JESKE	714-923-4001
Address:	PO BOX 4308	
	DIAMOND BAR, CA	91765

A7507027

- 2. Date of Priority: JUN 05, 1972
- 3. Source: LITTLE FOURTH OF JULY CREEK Trib. to: FOURTH OF JULY CREEK
- 4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
24N	21E	24	SE	SE			LEMHI
		25	NE	NE			LEMHI
			SE	NE			LEMHI
	22E	19	NW	NW		1	LEMHI

- 5. Description of diverting works:
HEADGATE
- 6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.380		207.00

7. Total Quantity Appropriated is:

1.380 C.F.S. (and/or)

207.00 A.F.A.

8. Total consumptive use is

172.5 Acre Feet Per Annum.

9. Non-irrigation uses: STOCK WATER FOR APPROXIMATELY

10. Place of Use: 25 HEAD OF CATTLE AND HORSES

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
24N	21E	24	NE	SE		IRR	2.0
			SE	SE		IRR	3.0
						Section Acres	5.0
		25	NE	NE		IRR	11.0
			SE	NE		IRR	4.0
						Section Acres	15.0
	22E	19	NW	NW	1	IRR	15.0
			SW	NW	2	IRR	17.0
			NW	SW	3	IRR	14.0
			SW	SW	4	IRR	3.0
						Section Acres	49.0
						Total Acres	69.0

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:

75-4011

14. Remarks:

2 P/D EA. LOT 1, 2 & 3, S19, T24N, R22E.

15. Basis of Claim: LICENSE

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):

Patricia Vetrhus
Patricia Vetrhus

Date:

5/18/90

Date:

5/18/90

State of Idaho

)

) SS.

County of Lemhi

)

Subscribed and sworn (or affirmed) before me this 18 day

of May 19 90

Cary Cook
Notary Public

Seal

Residing at Salmon

My Commission Expires 9-5-1991

15. Basis of Claim (check one) Beneficial Use x Posted Notice _____ License _____ Permit _____

Decree _____

If applicable provide IDWR Water Right Number 75-4011 and 75-7027

Court _____ Case Number _____ Decree Date _____

Plaintiff vs 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 5 (2 deeds, Attachment to Notice of Claim, copy of 75-4011 & 75-7027)

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) [Signature] Date 4-27-90

Phoncia Vebhus Date 4-27-90

For Organizations: I do solemnly swear or affirm that I am _____

Title

of _____, that I have signed the foregoing

Organization

document in the space below as _____ of _____

Title

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or _____)
County of Lemhi) SS.

Subscribed and sworn (or affirmed) before me this 27 day of April 19 90

SEAL

Notary Public Cary S. Cook

Residing at Salmon

My Commission Expires 9-5-1991

Please Print Name CARY COOK

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

MICROFILMED

DEC 15 1992

Last Name _____ Ident. Number _____

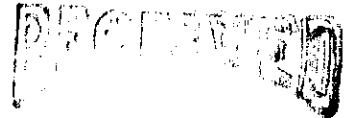
Copies White-State, Yellow-Claimant

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: 3956
Ident. No.

**ATTACHMENT TO
NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**



APR 8 0 1990

Department of Water Resources
Eastern District Office

Please type or print clearly:

Name of claimant(s) Arne Vetrhus and Patricia Vetrhus

and/or Steven Vetrhus and Kenneth Jeske

Mailing Address
(including zip code) P.O. Box 4308

Diamond Bar, Ca. 91765

Phone Number (714) 923-4001

MICROFILMED

DEC 15 1992

6-3062

WARRANTY DEED

For Value Received IOLA COOK alos known as DOROTHY IOLA COOK, a single woman, LADELLE COOK and CONNIE COOK, husband and wife, JIM MOORE and ELAINE MOORE, husband and wife, JAY COOK, a single man, LON COOK and LINDA COOK, husband and wife, AKA ALONZO D. COOK and LYNDIA E. COOK the grantors, do hereby grant, bargain, sell and convey unto

STEVEN VETRUS and KENNETH JESKE, both single men

whose current address is

P.O. Box 4308

Diamond Bar, CA 91765

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

Lots Three (3) and Four (4), in Section 19, Township 24 North, Range 22 East, Boise Meridian, and the E $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$, N $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$, all in Section 24, Township 24 North, Range 21 East, Boise Meridian, Lemhi County, Idaho.

Together with all mineral and mineral rights, water and water rights, ditches and ditch rights appurtenant there-to and used in connection therewith. . .

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 incumbrances

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

Dated: July 1, 1985

Iola Cook
Iola Cook

Connie Cook
Connie Cook

Ladelle Cook
Ladelle Cook

Jim Moore
Jim Moore

Elaine Moore
Elaine Moore

Jay Cook
Jay Cook

Lon Cook
Lon Cook

Linda Cook Linda Cook
Linda Cook

STATE OF IDAHO, COUNTY OF Lemhi
On this 24th day of July, 1985
before me, a notary public in and for said State, personally appeared

Iola Cook also known of record as Dorothy Iola Cook, a single woman

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

[Signature]
Notary Public
Residing at Salmon Falls, Idaho
Comm. Expires 1-2-89

STATE OF TEXAS
COUNTY OF Dallas

On this 10th day of July, 1985, before me, a notary public in and for said State, personally appeared Ladelle Cook and Connie Cook, husband and wife, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they have executed the same.

Residing at: 2515 Lovett, Dallas, Tx 75227
Comm. Expires: 8-2-89

Constance R. May
Notary Public

STATE OF IDAHO:
COUNTY OF BONNEVILLE:

On this 27th day of July, 1985, before me, a notary public in and for said State, personally appeared Jim Moore and Elaine Moore, husband and wife, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they have executed the same.

Residing at: Idaho Falls
Comm. Expires: 10-1-88

B. M. D. Pen
Notary Public

STATE OF IDAHO:
COUNTY OF BONNEVILLE:

On this 26th day of July, 1985, before me a notary public in and for said State, personally appeared Jay Cook, a single man, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he has executed the same.

Residing at:
Comm. Expires:

Colleen L. Schind
Notary Public
Residing in Idaho Falls, Idaho
My Commission Expires 8-1-88

STATE OF DELAWARE:
COUNTY OF New Castle

On this 8th day of July, 1985, before me a notary public in and for said State, personally appeared Lon Cook and Linda Cook, husband and wife, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they have executed the same.

Residing at: Wilmington, De
Comm. Expires: 12/10/85

Ruth B. Trincia
Notary Public

State of Idaho }
County of Lemhi } ss No. 178396

This instrument was filed for record at
the request of American Land Title
at 3:32 o'clock p.m. Dec. 16, 1985
and duly filmed and indexed in the
records of Lemhi County.

Alberta Wiederrick
Ex-Officio Recorder

Elaine Hale Deputy
\$4.00

WARRANTY DEED

For Value Received IOLA COOK also known as DOROTHY IOLA COOK, a single woman, LADELLE COOK and CONNIE COOK, husband and wife, JIM MOORE and ELAINE MOORE, husband and wife, JAY COOK, a single man, LON COOK and LINDA COOK, husband and wife, AKA alonzo d. cook and LYNDIA E. COOK the grantor s, do hereby grant, bargain, sell and convey unto

ARNE VETRUS and PATRICIA VETRUS, husband and wife

whose current address is

P.O. Box 4308

Diamond Bar, CA 91765

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

Lots One (1) and Two (2) in Section 19, Township 24 North, Range 22 East, Boise Meridian, Lemhi County, Idaho. . .

Together with all mineral and mineral rights, water and water rights, ditches and ditch rights appurtenant thereto and used in connection therewith.

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 Grantees, that they are the owner s 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: July 1, 1985

Iola Cook
Iola Cook
Connie Cook
Connie Cook

Ladelle Cook
Ladelle Cook
Jim Moore
Jim Moore
Elaine Moore
Elaine Moore
Jay Cook
Jay Cook
Lon Cook
Lon Cook
Linda Cook Linda Cook
Linda Cook

STATE OF IDAHO, COUNTY OF Lemhi Bonneville
On this 24th day of July, 1985,
before me, a notary public in and for said State, personally
appeared

Iola Cook also known of record as
Dorothy Iola Cook, a single woman

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

[Signature]
Notary Public
Residing at Salmon, Idaho Falls, Idaho
Comm. Expires 10-1-88

STATE OF TEXAS:
COUNTY OF Dallas

On this 10th day of July, 1985, before me, a notary public in and for said State, personally appeared Ladell Cook and Connie Cook, husband and wife, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they have executed the same.

Residing at: 1315 Lovett, Dallas, TX 75227
Comm. Expires: 8-2-89

Constance R. May
Notary Public

STATE OF IDAHO:
COUNTY OF BONNEVILLE:

On this day of , 1985, before me, a notary public in and for said State, personally appeared Jim Moore and Elaine Moore, husband and wife, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they have executed the same.

Residing at: Blackfoot Falls
Comm. Expires: 10-1-88

Bruce J. Lee
Notary Public

STATE OF IDAHO:
COUNTY OF BONNEVILLE:

On this 26th day of July, 1985, before me, a notary public in and for said State, personally appeared Jay Cook, a single man, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he has executed the same.

Residing at: Blackfoot Falls, Idaho
Comm. Expires: 1-88

Colleen Scheid
Notary Public

STATE OF DELAWARE:
COUNTY OF New Castle

On this 8th day of July, 1985, before me, a notary public in and for said State, personally appeared Ion Cook and Linda Cook, husband and wife, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they have executed the same.

Residing at: Wilmington, De
Comm. Expires: 12/18/85

Ruth S. Francis
Notary Public

State of Idaho }
County of Lemhi } ss No. 178395

this instrument was filed for record at
the request of American Land Title
at 3:31 o'clock P. M. Dec. 16 1985
and duly filmed and indexed in the
records of Lemhi County.

Alberta Wiederrick
Ex-Officio Recorder

SE [Signature] Deputy
Fees: \$4.00

State of Idaho
Department of Water Resources

RECEIVED

OCT 1 1979

Department of Water Resources
Eastern District Office

WATER RIGHT LICENSE

License of Water Right No. 75-7027 Priority June 5, 1972 Amount 1.38 cfs

THIS IS TO CERTIFY, that BLAINE COOK

of Salmon, Idaho, has complied with the terms and conditions of Permit No. 75-7027 issued pursuant to Application for Permit dated June 5, 1972, and has submitted proof to the Department of Water Resources on August 9, 1977, that he has applied water to a beneficial use; an examination by the Department indicates that the works have a capacity for the diversion of 1.87 cfs of water from Little Fourth of July Creek, tributary to Fourth of July Creek, and that the permit holder has applied to a beneficial use and established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	<u>from April 1 to November 1</u>	<u>at 1.38 cfs and</u>	<u>207 acre feet</u>
	<u>from to at cfs and</u>		
	<u>from to at cfs and</u>		

(both dates inclusive)

Subject, however, to the condition that no more than 1.38 cfs of water be diverted at any one time, and that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed 207 acre feet per year, said waters to be diverted within the Lot 1 (2 pts), Lot 2 (2 pts), Lot 3 (2pts), Lot 4, Sec. 19, Twp. 24N, Rge. 22E, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 24, NE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 25, Twp. 24N, Rge. 21E, B.M. in the County of Lemhi

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 $\frac{1}{4}$	
24N	21E	24													2			3	5
		25	11			4													15
24N	22E	19					L.1 15	L.2 17			L.3 14	L.4 3							49

Total number of acres irrigated 69

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

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 27 day of September, 19 79.

Director