

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 75-11627
Date Received: 4/23/90
Receipt No: E013514
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

SUZANNE M ANICH Phone: (218) 384-3447

2575 BEAR VALLEY DR
CARLTON MN USA 55718

DALE A ANICH Phone: (218) 384-3447

2575 BEAR VALLEY DR
CARLTON MN USA 55718

2. Date of Priority: 05/22/1913

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 Lot	County	Type
24N	21E	24	SE SE SE	LEMHI	

5. Description of diverting works:

DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	1/01	12/31	0.75	

7. Total Quantity Appropriated is:
0.75 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
24N	21E	25	NE	NE	IRRIGATION	11
			SE	NE	IRRIGATION	4
					Section Acres	15
					Total Acres	15

11. Place of use in counties: LEMHI

12. Do you own the property listed above as place of use? No

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: Beneficial Use

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: A75-11627
Date Received: 5/ 4/1993
Receipt No: E013514
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RICHARD EBERHARDT 208-865-2462
Address: BOX 121
NORTHFORK ID 83466
2. Date of Priority: MAY 22, 1913
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 | SE | | LEMHI |
5. Description of diverting works:
DITCHES
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 01/01 | 12/31 | 0.750 | | |
7. Total Quantity Appropriated is:
0.750 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 37.5 Acre Feet Per Annum.
9. Non-irrigation uses:
NONE
10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
24N	21E	25	NE	NE		IRR	11.0
			SE	NE		IRR	4.0

Section Acres 15.0

10. Place of Use: Continued

Total Acres 15.0

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:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

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): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

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 ATS-11627

Date Received _____

Receipt Number EO13514

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

MAY 03 1993

Department of Water Resources
Eastern District Office

Please type or print clearly

1. Name of Claimant (s) RICHARD BBERHARDT Phone (208) 865-2462
Mailing Address Box 121 Northfork, IDAHO Zip 83466
2. Date of Priority (Only one (1) per claim) MAY 22, 1913
3. Source of water supply (a) LITTLE 4th OF JULY CREEK
which is tributary to (b) FOURTH OF JULY CREEK
4. a. Location of existing point of diversion is: Township 24N Range 21E Section 24,
SE 1/4 of SE 1/4 of SE 1/4, Govt. Lot, _____ B.M., County of LATAH
Additional points of diversion if any: _____
b. If instream flow, beginning point of claimed instream flow is:
Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,
Govt. Lot _____ B.M., County of _____
ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____
_____ 1/4, Govt. Lot _____ B.M., County of _____
5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. DITCHES 5/22/1913.

MICROFILMED

APR 19 1994

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from 01/01 to 12/31 amount 0.75 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.75 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is ABE 30.5 37.5 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) NONE

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
<u>24N</u>	<u>21E</u>	<u>25</u>	<u>11.0</u>			<u>4.0</u>													<u>15.0</u>

Total number of acres irrigated 15.0

11. In which county (ies) are lands listed above as place of use located? _____

12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
NONE or None ()

14. Remarks:

Last Name _____ Ident No. _____

MICROFILMED

Copies: White - State, Yellow - Claimant

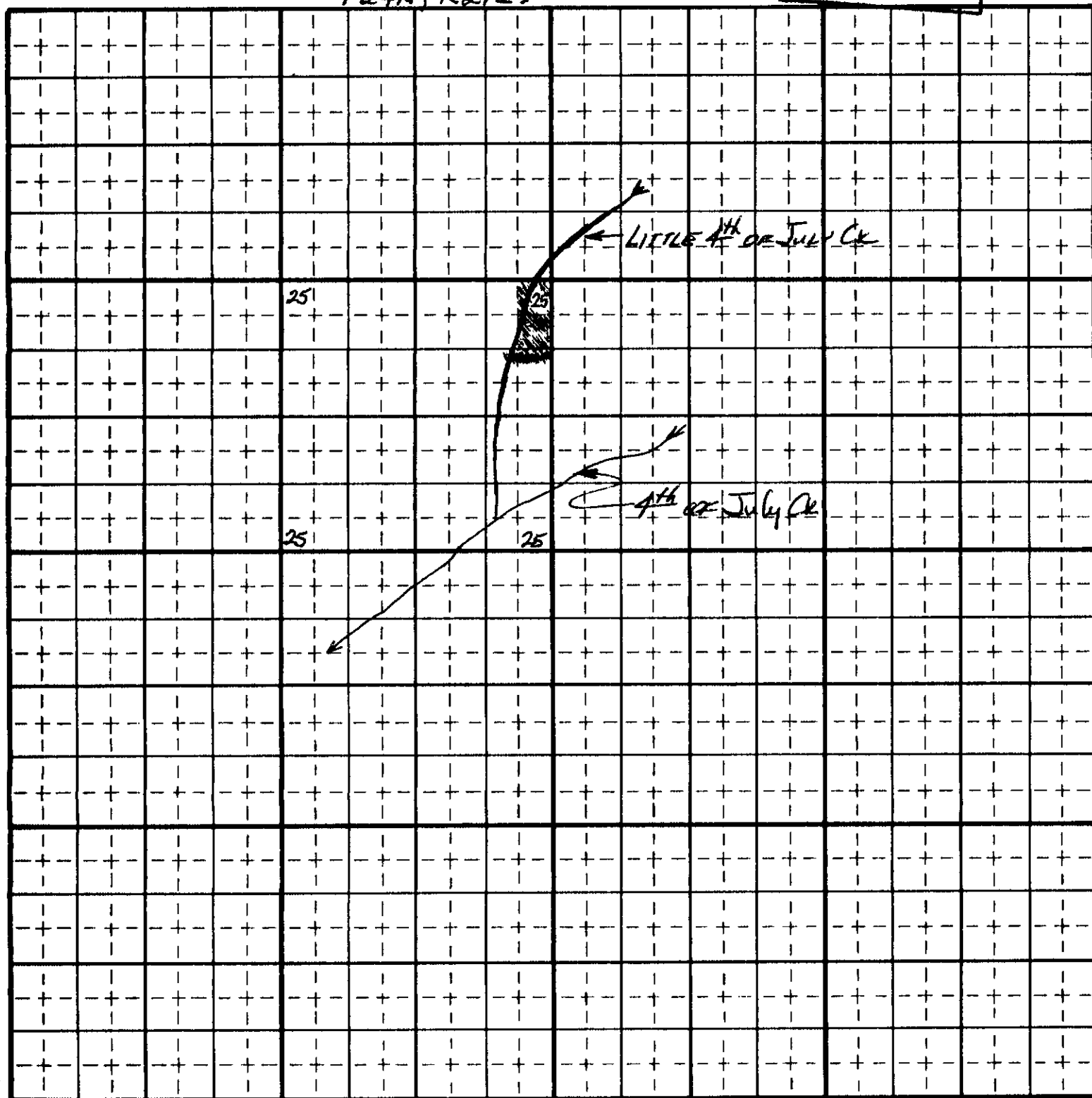
APR 19 1994

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

T24N, R21E.

POOR ORIGINAL



MICROFILMED

Last Name _____

Ident No. _____

Copies: White-State, APR 19 1994

15. Basis of Claim (check one) Beneficial Use X Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number _____
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 _____

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

Signature of Claimant (s) Richard E. Becharof

Date APRIL 30, 93

Date _____

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 _____

OK State of ~~Idaho~~/or Hawaii)
County of Kauai) SS.

Subscribed and sworn (or affirmed) before me this 30th

day of April

19 93

SEAL

Notary Public [Signature]

Residing at PO BOX 959, Hanalei, HI 96714

My Commission Expires 7-7-93

Please Print Name

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 _____

Last Name _____ Ident. Number _____

MICROFILMED

Copies White State Yellow Claimant

APR 19 1994

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

Date Received

Receipt Number

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

APR 23 1990

Department of Water Resources
Eastern District Office

Please type or print clearly

1. Name of Claimant (s) Richard Eberhardt Phone 808 865-2462

Mailing Address BOX 1121 NORTH FORK, IDAHO Zip 83466

2. Date of Priority (Only one (1) per claim) MAY 22, 1963

3. Source of water supply (a) LITTLE 4TH OF JULY
which is tributary to (b) FOURTH OF JULY

4. a. Location of existing point of diversion is: Township 24N Range 21E Section 24
SE 1/4 of SE 1/4 of SE 1/4, Govt. Lot, _____ B.M., County of LEMHI

Additional points of diversion if any: EXCAVATED POND

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. DITCHES, 5/22/1913

EXCAVATED POND ON THE CREEK WITH
24" CMP CUTOOT AND DAM PIPE TO PELTON WHEEL

DAM HEIGHT 8' 4 ACRE FT TOTAL RESERVOIR
CAPACITY 4 ACRE FT. TOWNSHIP 24N. RANGE 21E

DAM MATERIALS, EARTH SECTION 25
NE 1/4 OF NE 1/4 OF NE 1/4

MICROFILMED

APR 19 1994

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from JAN 1 to DEC 31 amount 0.75 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.75 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 2.5 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) POWER 4hp. 40 HEAD, FISH PROP. 4 ACRE FT

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	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	
24N	21E	25																	15
11	11	11																	
16	11	11																	

Total number of acres irrigated 15

11. In which county (ies) are lands listed above as place of use located? LEMYH 1

12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
_____ or None ()

14. Remarks:

Last Name EBERHARDT
Eberhardt

Ident No. 75 7145

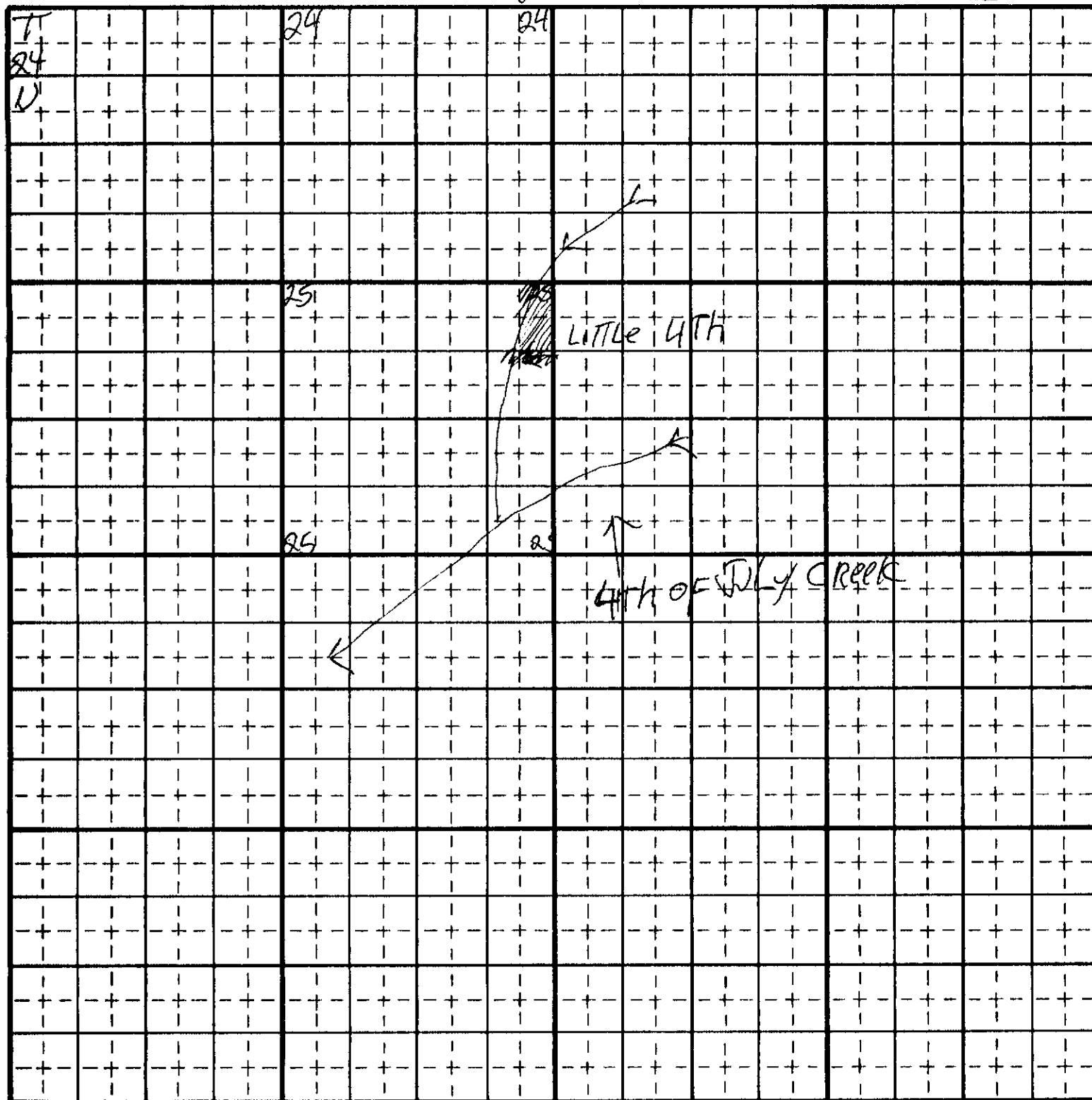
MICROFILMED
Copies: White State, Yellow Claimant
APR 19 1994

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

RANGE 21 E

POOR ORIGINAL



Last Name

Eberhard T

Ident No.

75 7145

Copies: White-State Yellow-Claim

MICROFILMED

APR 19 1994

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

If applicable provide IDWR Water Right Number _____

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 _____

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

Signature of Claimant (s) Richard E. Eberhardt Date 4/16/90

_____ Date _____

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~~ California)

County of Orange) SS.

Subscribed and sworn (or affirmed) before me this 16 day of April 19 90

SEAL

Notary Public _____

Residing at _____

My Commission Expires _____

Please Print Name

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 _____

Last Name Eberhardt Ident. Number 75-7145

MICROFILMED

Copies With State, Year on Claimant APR 18 1994

AJ0749NP
No. A75-11627

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

DATE: 01/04/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	RICHARD EBERHARDT PO BOX 1605 HANALEI HI 967141605 (808) 826-6217	05/22/1913	IRRIGATION	01-01 12-31	0.750 CFS	
					TOTAL DIVERSION: CONSUMPTIVE USE:	0.750 CFS 37.50 AFA

Water Source: LITTLE FOURTH OF JULY CREEK Tributary to: FOURTH OF JULY CREEK Stage: BENEFICIAL USE
Point(s) of Diversion: T24N R21E S24 SESESE 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
24N	21E	25	:	11				04	:											:	15.0
																				TOTAL ACRES	15.0

POU County: LEMHI

Non-Irrigation Uses: NONE

Other Rights: NONE

Remarks: GEN ADDRESS CHANGE BY CLAIMANT LETTER. SS 01/04/99

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:



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

April 5, 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

DALE & SUZANNE ANICH
2575 BEAR VALLEY DR
CARLTON MN 55718

RE: OWNERSHIP CHANGE FOR 75-10199 & 75-11627

Dear Mr. & Mrs. Anich:

Our office changed the ownership for 75-11627 and a copy is enclosed for your records. 75-10199 is being processed and will be sent to you in another mailing.

Sincerely,

Jennifer Crabtree
Technical Records Specialist

Enclosure

OK JC
A/HOI

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

RECEIVED

MAR 05 2001

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

Department of Water Resources
Snake River Region1. Water Right No(s): 75-11627 / 75-10199 - SCAT²

Adjudication Claim No(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** showing the location of the place of use of the water right(s) or claim(s). (These are usually attached to your deed or on file with the county.)

OR

C. If your water right or adjudication claim is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.3. Name and Address of Former
Owner/ClaimantRichard Eberhardt51 Little 4th of July Creek Rd.

4. New Owner/Claimant(s)

North Fork, ID 83466* Dee A. Anich and or Suzanne M. AnichName Connector (Check one): ☐ and, ☐ or, ☒ and/or

New Mailing Address

Anich2575 Bear Valley Dr.

City, State and ZIP Code

Carlton, MN. 55719

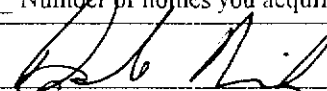
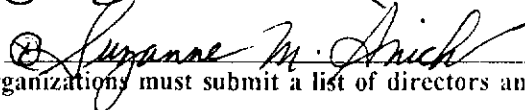
New Telephone Number

(218) 384-3447

5. Date you acquired the property

2-7-01

6. Did you acquire all of the former owner's property? If you did, skip this item and go to item 7. If you acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). Describe in detail your portion of each water right or adjudication claim in the spaces in the box below **only if the water right(s) or claim(s) need to be split between owners.** If necessary, attach additional pages. 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.

Number of acres you irrigate with this water right 15 Number and type of stock _____Diversion rate in CFS .75 Number of homes you acquired 1 Other uses _____7. Signature of New Owner(s) ☒
or Claimant(s)



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.

234774

WARRANTY DEED

For Value Received, Namely, TEN AND NO/100 DOLLARS (\$10.00) and other valuable consideration,

RICHARD W. EBERHARDT, an unmarried man, the grantor, does hereby grant, bargain, sell and convey unto

MICHAEL T. SELTZER, a Married Man, ^{PS} _{ND}

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

A tract of land lying and being in the E4SE4NE4 of Section 25, Township 24 North, Range 21 East, Boise Meridian, more particularly described as follows, to-wit:

Beginning at the Northeasterly corner of said Section 25, run thence South along the Easterly boundary of Section 25 a distance of 1528.04 feet; thence West 660.0 feet to a point on the Westerly boundary of the E4SE4NE4 of Section 25; thence North 1529.67 feet to the Northwestern corner of the E4NE4NE4 of Section 25; thence S. 86° 27' East 660.0 feet to the point of beginning. Containing 23.1 acres.

Together with the right to the use of the waters of Little Fourth of July Creek, which commences its flow through the above described property.

Subject to a thirty (30) foot permanent right-of-way for ingress and egress upon the existing roadway. Said permanent road right-of-way shall be free of any gates, or obstructions, however, Grantee shall be permitted to install approved cattle guards in lieu of gates.

An express condition hereof is that grantee covenants and agrees that any main dwelling constructed upon the above described premises shall contain a minimum of 1,000 square feet, and shall comply with the minimum standards and requirements for federal financing. The keeping of pigs and/or goats shall not be allowed on the premises.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that he is the owner in fee simple of said premises; that he is free from all incumbrances and that he will warrant and defend the same from all lawful claims whatsoever.

Dated: October 2, 1997

Richard W. Eberhardt
RICHARD W. EBERHARDT

STATE OF HAWAII, COUNTY OF KAUAI

On this 2nd day of October, 1997, before me, a notary public in and for said State, personally appeared

RICHARD W. EBERHARDT,

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.

Pati Sendar
Notary Public

Residing at Hanalei, Kauai
Comm. Expires: 3/13/2000



STATE OF IDAHO, COUNTY OF LEMHI

I hereby certify that this instrument was filed for record at the request of Richard W. Eberhardt at 52 minutes past 2 o'clock P..m. this 7 day of Oct., 1997, in my office, and duly recorded in Book of Deeds

Alberta Wardenich
Ex-Officio Recorder
By *Greg Little* Deputy
Fees \$ 3.00

Mail to: Richard W. Eberhardt
P.O. Box 1665
Hanalei, Hawaii 96714

WARRANTY DEED

Order No.:307000523L-C

FOR VALUE RECEIVED \$105,000.00

Michael T. Seltzer, a married man as his sole and separate property

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

Suzanne M. Anich, a married woman, dealing with her sole and separate property

whose current address is

2575 Bear Valley Dr. Carlton, MN 55718

the grantee(s), the following described premises, in Lemhi County, Idaho, TO WIT:

PARCEL "A"

A PARCEL OF LAND LOCATED IN THE E1/2E1/2NE1/4, SECTION 25, T. 24 N., R. 21 E., BOISE MERIDIAN, LEMHI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS, TO WIT:

BEGINNING AT THE NE CORNER OF SAID SECTION 25, RUN THENCE SOUTH 00° 02' 03" E. ALONG THE EASTERLY BOUNDARY LINE OF SAID SECTION 25 AND THE BASIS OF BEARING OF THIS DESCRIPTION, A DISTANCE OF 654.44 FT.;

THENCE S. 89° 55' 43" W. A DISTANCE OF 659.37 FT. TO A POINT ON THE WESTERLY BOUNDARY LINE OF THE E1/2E1/2NE1/4 OF SAID SECTION 25; THENCE N. 00° 01' 51" W., ALONG SAID BOUNDARY LINE, A DISTANCE OF 655.07 FT. TO A POINT ON THE NORTHERLY BOUNDARY LINE OF SAID SECTION;

THENCE N. 89° 58' 59" E. ALONG SAID BOUNDARY LINE A DISTANCE OF 659.33 FT. TO THE POINT OF BEGINNING.

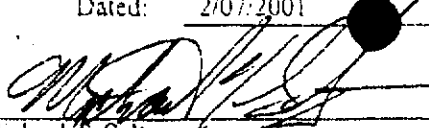
Together with the right to the use of the waters of Little Fourth of July Creek, which commences its flow through the above described property.

Subject to a thirty (30) foot permanent right-of-way for ingress and egress upon the existing roadway. Said permanent road right-of-way shall be free of any gates, or obstructions, however, Grantee shall be permitted to install approved cattle guards in lieu of gates.

Also together with a permanent right-of-way for ingress and egress to the existing roadway, to and from the Big Fourth of July Creek Road. Said permanent right-of-way shall be free of any gates, or obstructions.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

Dated: 2/07/2001


Michael T. Seltzer

State of Maine
County of Lenoir

SS No. _____

This instrument was filed for record at the request

of Alliance Title

at 3:08 o'clock P.m. 2-13 2001

and duly filmed and indexed in the records of Lenoir
County

Terr J. Morton
Ex-Officio Recorder

By  Deputy

Fee 6.⁰⁰

Return to A.T.

WARRANTY DEED

Order No.:307000523L-C

FOR VALUE RECEIVED \$15,000.00

Michael T. Seltzer, a married man, dealing with his sole and separate property

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

Suzanne M. Anich, a married woman, dealing with her sole and separate property

whose current address is

2575 Bear Valley Dr. Carlton, MN 55718

the grantee(s), the following described premises, in Lemhi County, Idaho, TO WIT:

PARCEL "B"

A PARCEL OF LAND LOCATED IN THE E1/2E1/2NE1/4, SECTION 25, T. 24 N., R. 21 E., BOISE MERIDIAN, LEMHI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS, TO WIT:

COMMENCING AT THE NE CORNER OF SAID SECTION 25, RUN THENCE SOUTH 00° 02' 03" E. ALONG THE EASTERLY BOUNDARY LINE OF SAID SECTION 25 AND THE BASIS OF BEARING OF THIS DESCRIPTION, A DISTANCE OF 654.44 FT. TO THE POINT OF BEGINNING;

THENCE CONTINUING S. 00° 02' 03" E., ALONG SAID BOUNDARY LINE, A DISTANCE OF 210.00 FT.;

THENCE S. 89° 55' 43" W. A DISTANCE OF 659.38 FT. TO A POINT ON THE WESTERLY BOUNDARY LINE OF THE E1/2E1/2NE1/4 OF SAID SECTION 25;

THENCE N. 00° 01' 51" W., ALONG SAID BOUNDARY LINE, A DISTANCE OF 210.00 FT.;

THENCE N. 89° 55' 43" E. A DISTANCE OF 659.37 FT. TO THE POINT OF BEGINNING.

Together with the right to the use of the waters of Little Fourth of July Creek, which commences its flow through the above described property.

Subject to a thirty (30) foot permanent right-of-way for ingress and egress upon the existing roadway. Said permanent road right-of-way shall be free of any gates, or obstructions, however, Grantee shall be permitted to install approved cattle guards in lieu of gates.

Also together with a permanent right-of-way for ingress and egress to the existing roadway, to and from the Big Fourth of July Creek Road. Said permanent right-of-way shall be free of any gates, or obstructions.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantee does hereby warrant, defend and hold the said premises unto the said Grantee, heirs and assigns forever.

And that (s)he will warrant and defend the same from all lawful claims whatsoever

246396

State of Idaho
County of Lemhi

SS No.

Dated: 2-07-2001

Michael T. Seltzer

This instrument was filed for record at the request
of Albaine Little

at 3:06 o'clock P.m. 2-13 2001

and duly filmed and indexed in the records of Lemhi
County

Tern J. Morton
Ex-Officio Recorder

By [Signature] Deputy

Fee 6.00

Return to A.T.

WARRANTY DEED

Order No.:307000523L-C

FOR VALUE RECEIVED \$95,000.00

Michael T. Seltzer, a married man, dealing with his sole and separate property

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

Suzanne M. Anich, a married woman, dealing with her sole and separate property

whose current address is

2575 Bear Valley Dr. Carlton, MN 55718

the grantee(s), the following described premises, in Lemhi County, Idaho, TO WIT:

PARCEL "C"

A PARCEL OF LAND LOCATED IN THE E1/2E1/2NE1/4, SECTION 25, T. 24 N., R. 21 E., BOISE MERIDIAN, LEMHI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS, TO WIT:

COMMENCING AT THE NE CORNER OF SAID SECTION 25, RUN THENCE S. 00° 02' 03" E., ALONG THE EASTERLY BOUNDARY LINE OF SAID SECTION 25 AND THE BASIS OF BEARING OF THIS DESCRIPTION, A DISTANCE OF 864.44 FT. TO THE POINT OF BEGINNING.

THENCE CONTINUING S. 00° 02' 03" E., ALONG SAID BOUNDARY LINE, A DISTANCE OF 660.60 FT.;

THENCE S. 89° 55' 43" W. A DISTANCE OF 659.42 FT. TO A POINT ON THE WESTERLY BOUNDARY LINE OF THE E1/2E1/2NE1/4 OF SAID SECTION 25;

THENCE N. 00° 01' 51" W., ALONG SAID BOUNDARY LINE, A DISTANCE OF 660.60 FT.;

THENCE N. 89° 55' 43" E. A DISTANCE OF 659.38 FT. TO THE POINT OF BEGINNING.

Together with the right to the use of the waters of Little Fourth of July Creek, which commences its flow through the above described property.

Subject to a thirty (30) foot permanent right-of-way for ingress and egress upon the existing roadway. Said permanent road right-of-way shall be free of any gates, or obstructions, however, Grantee shall be permitted to install approved cattle guards in lieu of gates.

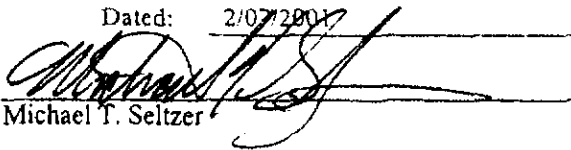
Also together with a permanent right-of-way for ingress and egress to the existing roadway, to and from the Big Fourth of July Creek Road. Said permanent right-of-way shall be free of any gates, or obstructions.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises, that they are free from all encumbrances except as herein stated.

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

246397

Dated: 2/07/2001


Michael T. Seltzer

State of Idaho
County of Lemhi

SS No.

This instrument was filed for record at the request
of Abbaance Little

at 3:07 o'clock P.m. 2-13 2001

and duly filmed and indexed in the records of Lemhi
County

Tara J. Macdon
Ex-Officio Recorder

By  Deputy

Fee 6.00

Return to A.T.

34

724N
K 2E
S 25
E 1/2 E 1/2 NE 1/4

43.10 acc

Date: 03-15-2016

Scale: 1 inch = 660 feet File: 00002.dwg

1224015 93528 0/80

[illegible][illegible]

100. In the above table, the first column is the number of the

Perimeter = 180876

Closure of the Port of London

Closure error

100



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

March 5, 2001

DALE & SUZANNE ANICH
2575 BEAR VALLEY DR
CARLTON MN 55718

DEAR MR & MRS ANICH:

THE "NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP" FOR
75-10199, 75-11627 HAS BEEN RETURNED FOR THE FOLLOWING ITEM(S):

___ FEE OF \$25.00 PER WATER RIGHT per Idaho Code 42-248 and 42-1409(6)

___ SIGNATURE

☒ COPY OF DEED, TITLE POLICY, CONTRACT OF SALE, OR OTHER
LEGAL DOCUMENT indicating your ownership of the property and water
rights in question, *

___ LEGAL DESCRIPTION OF PROPERTY

___ PLAT OF PROPERTY OR SURVEY MAP (usually on file with the county)

☒ USDA FARM SERVICE AGENCY (FORMERLY ASCS) AERIAL PHOTO
with irrigated acres outlined and point(s) of diversion clearly marked.

* We need the chain of title from Richard Eberhardt to Michael Seltzer. The Lemhi County Assessor, 206 Courthouse Dr., Salmon, ID 83467 (208) 756-3116 should be able to provide you with these deeds. We also need an aerial photo with your property outlined. The USDA Farm Service Agency, 201 N Church, Salmon, ID 83467 (208) 756-4262 should be able to provide this photo.



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

RECEIVED

JAN 04 1999

Department of Water Resources

December 18, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

RICHARD EBERHARDT
PO BOX 1605
HANALEI HI 96714-1605

RE: Snake River Basin Adjudication (SRBA)
Water Rights #75-10199 & A75-11627

*File word modified.
01-04-99*

Dear Water Right Holder:

NCAPP prepared

Mail recently sent to you was returned to us by the Postal Service. They also advised us your address has changed to the above address. We have enclosed the returned mail.

Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary before returning this letter, list any other water rights you have, and return this letter by January 4, 1999. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records. Be sure to list your water right numbers.

If there has been a change in ownership of the property connected with the water right referenced above, please call this office toll-free at 1/800-451-4129 to obtain a form to make this required change to the water right record.

Sincerely,

Sally

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region
Enclosure:

Returned Mail

#####

The address is correct as shown above or as otherwise changed.

Richard Eberhardt

Claimant Signature

808-826-6217

Telephone No.

POOR ORIGINAL

CONVERSATION MEMORANDUM

DATE

5/24/93

FILE

A75-11627

Renumbered from A75-07145

NAME OF PARTY

RICHARD EBERHARDT

EMPLOYEE

SPR

RE:

Called Mr. Eberhardt (808) 826-6217. Explained that his
IRRIGATION CLAIM IS INTACT. THE RIVI PROPAGATION AND POWER
GENERATION CLAIM WAS Lapsed. NO LONGER VALID.
IRRIGATION CLAIM IS FILED, RENUMBERED AND OK.

SPR

MICROFILMED

APR 19 1994

INTER-DEPARTMENT MEMO

TO: Richard Eberhardt

POOR ORIGINAL

SUBJECT: A75-07145
Exposed PermitFROM: Jo Thompson, SecretaryDATE: 5-4-93

Mr. Eberhardt: Enclosed is a "copy" of a letter we sent you on 4-12-93. The Notice of Claim you submitted under A75-07145 has been removed and to A75-11637 for irrigation of 15 acres. As stated in the letter (end highlighted), 75-07145 has expired. If you wish to re-instate please follow directions in 2nd paragraph (highlight!).

A copy of A75-11627 is enclosed for your records. If you have questions please call or ask for Allen Richman.

☐ For your information☐ Response required

MICROFILMED

APR 19 1994

signature

Jo Thompson

POOR ORIGINAL

- 49 jo - Please handle this - ⁶⁵
²⁵
⁶⁰
- (1) Give the new chain a new number.
 - (2) Correct receipt.
 - (3) Karen Gustafson - Baird says he
has not contacted her regarding Perry.

First resistant
Rd. # 25 on 75-10199 / from the
65 on 75-07145 / Jim.
Need Rec. # to reflect new AL
10,000 # - 1st 07145.

5-3-93

Generated a new
10,000 No. and went into
AR9 and added the new
to the receipt.

MICROFILMED

APR 19 1994

from 04/03/93 Called Karen Gustafson to inquire of Mr. Eberhardt and contacted her for the Power/Fish reinstatement issue - to date, he has not. ssm

APRIL 12 1993

MR RICHARD EBERHARDT
BOX 121
NORTH FORK ID 83466

RE: NOTICE OF CLAIM TO A WATER RIGHT A75-07145

Dear Mr. Eberhardt:

During review of your water right claim, A75-07145, it was noted that you have incorporated the claim to include fish propagation and power generation with a previous irrigation claim. However, Department records show permit 75-07145, for fish propagation and power generation, has lapsed because proof of beneficial use was not submitted on or before the November 1, 1984, deadline. An irrigation claim may not be added to the fish propagation and power generation permit.

In some cases, reinstatement of a lapsed permit is possible. If you intend to pursue the fish propagation and power generation matter you should contact Ms. Karen Gustafson, (208) 327-7953, at the IDWR State Office in Boise.

For your convenience, I have filled out a new Notice of Claim to a Water Right form for your claim to an irrigation right. If you wish to pursue the irrigation portion of the water right and maintain the May 22, 1913, priority date, please review the enclosed form, sign the form in the presence of a Notary Public, and return the entire form to this office by May 3, 1993.

When the completed form is received by this office, signed and Notarized, it will be renumbered for the adjudication and processing of the claim will continue.

If you should have any questions regarding this matter please feel free to contact IDWR at (208) 525-7161.

Respectfully submitted,

Allen B. Ruberry
Sr. Water Resource Agent
Adjudications Bureau

Enclosures: Notice of Claim to a
Water Right form-irrigation

File: TIC

MICROFILMED
APR 19 1994

Attachment to Notice of Claim to a water Right

STATE OF CALIFORNIA

COUNTY OF

Orange

ss. dated 4-16-90

On this 16 day of April, in the year 1990,

before me, the undersigned, a Notary Public in

and for said County and State, personally appeared

Richard Eberhardt

personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name

is subscribed to the within instrument and

acknowledged that he executed the same.

Signature

Donna Gabriel

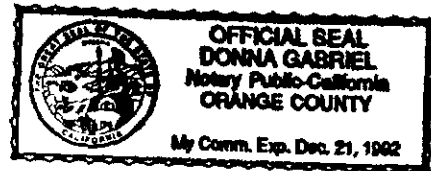
Donna Gabriel

Name (Typed or Printed)

Notary Public in and for said County and State

F2492 R 6/84

POOR ORIGINAL



MICROFILMED

APR 19 1994

FOR NOTARY SEAL OR STAMP

MICROFILMED

APR 19 1994

POOR ORIGINAL

Fees:

75-07145 Lapsed

Fees-Late?

① Power Gen. \$3.50/kw

② Fish Prop - aquaculture \$0.00/cfs.

P.R. - BASIS MAP

Sec. 25 N1/4E1/4 - 11.0

SENE - 4.0

15.0

~~NOT FOR SALE~~ AS 75-04011 Statutory

~~SENE~~ 11.0

SENE 4.0

15.0

SOLD TO

Eberhardt -

per ComCo

LEBERHARDT
BOX 121
NORTH Fork RD

MICROFILMED

APR 19 1994

4/11/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME EBERHARDT R.CLAIM IDENT. NO. A75-07145DATE RECEIVED 4/23/90

CK # _____

AMOUNT \$ 65⁰⁰ (125⁰⁰)

- | | YES | NO | Required Info? |
|--|-------------------------------------|-------------------------------------|----------------|
| 1. Is the name and address complete with zip code? | ☒ | ☐ | * |
| 2. Is a priority date entered? | ☒ | ☐ | * |
| Is the priority date acceptable in view of mandatory filing dates? | ☒ | ☐ | * |
| See Adjudication Memos #1 and #4 to determine if a Permit is required. | ☒ | ☐ | * |
| 3. (a) Is a source entered? | ☒ | ☐ | * |
| (b) Is a tributary to entered? (if required) | ☒ | ☐ | * |
| 4. Is the legal description of the p.d. sufficient? | ☒ | ☐ | * |
| 5. Is there a description of the diverting works? | ☒ | ☐ | * |
| 6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. | ☒ | ☐ | * |
| Is the period of use included? | ☒ | ☐ | * |
| Is a quantity claimed for each use? | ☐ | ☒ | * |
| 7. Is a total quantity claimed entered? | ☐ | ☐ | ? |
| 8. If required is a consumptive use entered? | ☐ | ☐ | ? |
| Is the consumptive use correct? | ☐ | ☐ | ? |
| 9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. | ☐ | ☒ | * |
| 10. Is (are) the place(s) of use and purpose(s) indicated? | ☐ | ☒ | * |
| 11. Is (are) the county(ies) entered? | ☒ | ☐ | * |
| 12. Is the ownership of p.u. checked? | ☒ | ☐ | * |
| 13. Are other water rights listed or "none" indicated? | ☒ | ☐ | * |
| 14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) | ☒ | ☐ | * |
| 15. Is the basis of the claim indicated? | ☒ | ☐ | * |
| 16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) | ☒ | ☐ | * |
| 17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. | ☒ | ☐ | * |
| 18. Has the claim been signed, sealed, and dated by a notary? | ☒ | ☐ | * |
| 19. Was this claim filed on time, or was an extension granted? | ☒ | ☐ | * |
| 20. Is the fee enclosed correct? | ☒ | ☐ | * |
| 21. If this claim is based on an existing water right, has the identification number been entered? | ☒ | ☐ | * |
| 22. Should this claim be data entered? | ☐ | ☒ | * |

Claim checked by: SPRDate: 5/6/93

Claim must be returned to claimant:

(Yes) (No)

Claimant must be notified of modifications:

(Yes) (No)

Receipt Prepared by: _____

Date: _____

Claim data entered by: _____

Date: _____

Sent to claimant by: _____

Date: _____

Checked by: _____

Date: _____

Comments: #9 Lists Fish Prop - No motion w/ #6, check 75-7145 - Lapsed No P.D.