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

Department of Water Resources
Eastern Region

**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 A 75-04077

Date Received _____

Receipt Number _____

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

Amended IDWR
claim to a water
right, A75-04077
7-27-1989

Please type or print clearly

1. Name of Claimant (s) Theodore F. & Betty L. Keith Phone (208) 455-0891Mailing Address 28147 Market Road Caldwell Idaho Zip 836072. Date of Priority (Only one (1) per claim) June 1, 19103. Source of water supply (a) Salmon River, North Fork
which is tributary to (b) Salmon River4. a. Location of existing point of diversion is: Township 25 N Range 21 E Section 11,NE 1/4 of SE 1/4 of _____ 1/4, Govt. Lot, _____ B.M., County of Lemhi

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.Headgate Weir to Ditch, Flood Irrigation, Weir #8

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from April 1 to Nov 1 amount 1.100 or 192.5

For Stock water purposes from Jan 1 to Dec 31 amount 0.020 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 1.120 (cfs) and/or (b) _____ (acre feet)

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

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) 40 head pack stock

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	
25N	21E	10																7	7
25N	21E	11											12.20						32
25N	21E	14						7											7
25N	21E	15					9												9

Total number of acres irrigated 55

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

12. Do you own the property listed above as place of use? Yes ☒ 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:

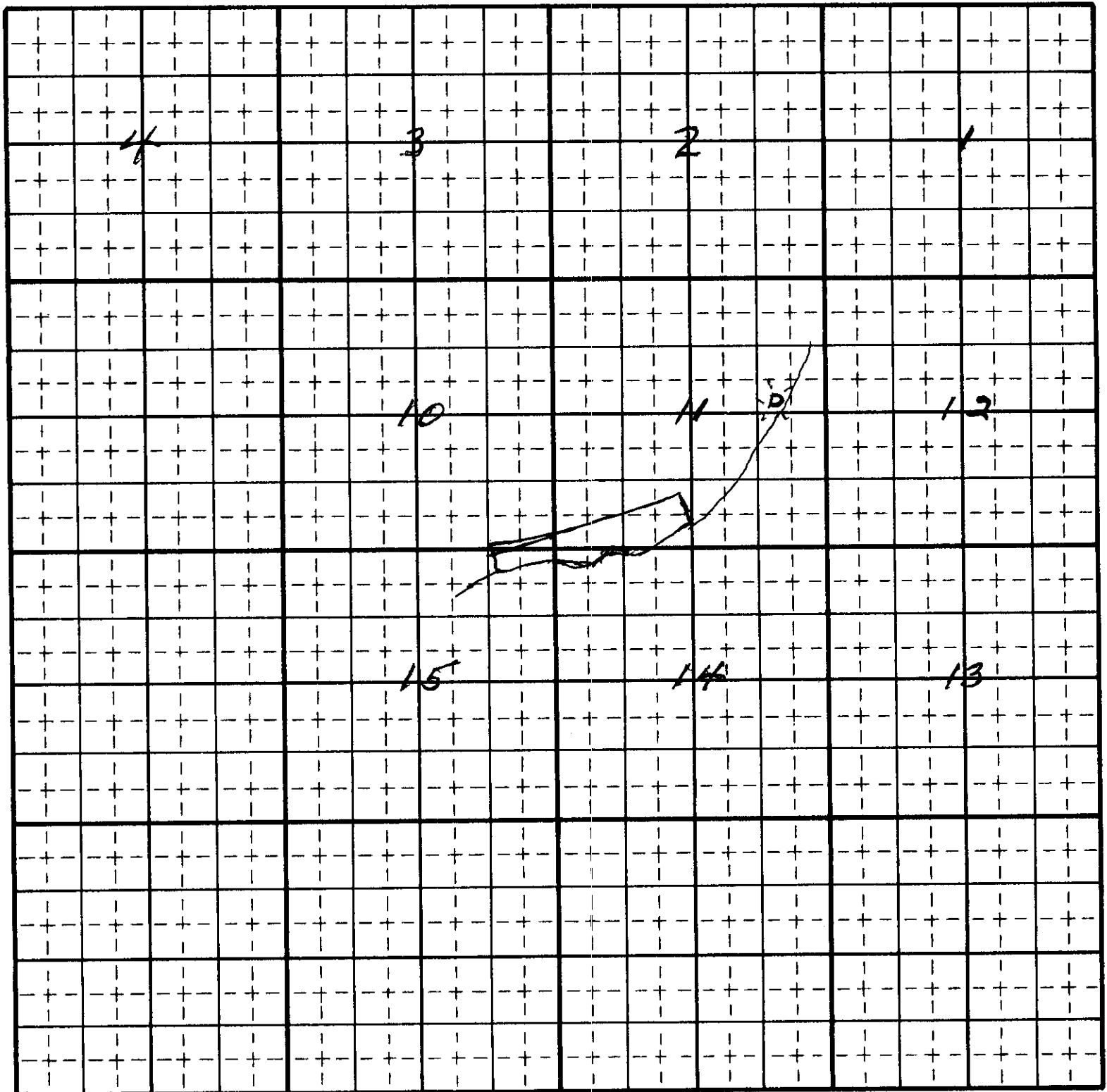
Last Name Keith Ident No. A15-04077

Copies: White -State, Yellow-Claimant

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

Scale: 2 inches equals 1 mile

Section 10 T25N 21E



"D" not located by
Survey

Last Name Keith

Ident No. A75-04077

Copies: White-State, Yellow-Claimant

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

Decree _____

If applicable provide IDWR Water Right Number A75-04077

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 2

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

Signature of Claimant (s)

Theodore F. Keith

Date July 14, 2004

Betty L Keith

Date 7-14-04

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 _____

Title

of _____

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 _____)

) SS.

County of Canyon)

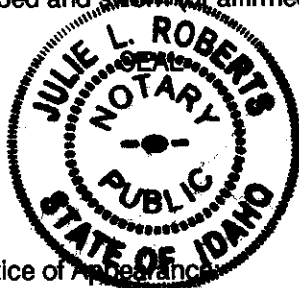
Subscribed and sworn (or affirmed) before me this

14th

day of

July

2004



Notary Public

Julie L. Roberts

Residing at

Caldwell, ID

My Commission Expires

8-29-2008

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 _____

Copies White-State, Yellow-Claimant

July 13, 2004

Idaho Department of Water Resources:

Dave Tuthill

Adjudication Bureau Chief

Roxanne Brown

Lead Investigator

Bob Loucks

Contractor

Bob Foster

Sr. WR Agent, Salmon

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JUL 19 2004

Department of Water Resources
Eastern Region

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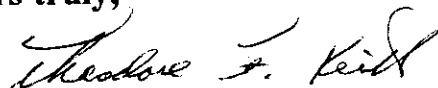
JUL 30 2004

DEPARTMENT OF
WATER RESOURCES

Dear folks:

Enclosed is my amended claim for a water right Number A75-04077 received by you 7/27/1989. The purpose of this claim is to recognize a new survey of the property, which changes the acreage from 41.5 acres to 54.9 acres. Last year I leased to property to an outfitter who owned a big herd (40 head) of mules and horses. Rather than try to keep patching up old fences I elected to build all new fences that meet Idaho fish and game requirements, meet U.S. fish and wildlife requirements for salmon protection and last but not least did not encroach on the Forest Service land. To do this I had the entire place surveyed for fence placement and to determine the correct acreage. To my surprise I had a lot more acreage because I owned the river, the river changed over time and errors in original surveys. I lived there the first 12 years of my life. Nothing has changed since I was there as a kid or my original claim except that I have made a proper survey and located all the corners and the position of the river and recorded this. See survey map enclosed by Wade Surveying and the recording documents with the Lemhi County Courthouse. I trust this will also help you with your adjudication process. Please advise if you need further information. Done properly I think what you are doing is very important for the future of Idaho.

Yours truly,



Theodore (Ted) F. Keith

28147 Market Road

Caldwell, Idaho 83607

Phone 455-0891

ALLIANCE

TITLE & ESCROW CORP.

INVOICE # 1390-3507
DATE: July 1, 2004
ORDER # IND

BILL TO

REMIT TO:

Theodore F. Keith
28147 Market Rd.
Caldwell, ID 83607

205 Courthouse Drive
P.O. Box 1169
Salmon, ID 83467

RE:

Clerical	\$25.00
Recording	6.00
Total	<u>\$31.00</u>

TOTAL DUE \$31.00

INVOICE IS DUE UPON RECEIPT

After 30 days, invoice is subject to 1.5% service charge each month.

Keith

Re: A-75-04077

Warranty Deed

For Value Received

THEODORE F. KEITH

the grantor , does hereby grant, bargain, sell and convey unto

THEODORE F. KEITH AND BETTY L. KEITH, HUSBAND AND WIFE

whose current address is

28147 Market Rd.
Caldwell, Idaho 83607

the granteeS , the following described premises, in Lemhi

County Idaho, to wit:

SEE ATTACHED EXHIBIT "A"

259141

State of Idaho)
County of Lemhi)

SS No. _____

This instrument was filed for record at the request
of Alliance Title CO

at 2:45 o'clock pm June 30 2004

and duly filed and indexed in the records of Lemhi
County

Terri J. Morton

Deputy Recorder

By [Signature] Deputy

For 6.00

Return to _____

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

EXHIBIT "A"

WADE SURVEYING

104 S Warpath

Salmon, Idaho 83467

Phone (208) 756-3070

June 18, 2004

A parcel of land located in H.E.S. No. 58, Sections 10, 11, 14 and 15, T. 25 N., R. 21 E., Boise Meridian, Lemhi County, Idaho, more particularly described as follows:

Beginning at Corner No. 7 of said H.E.S. run thence N 74°33'15"E a distance of 1844.32 ft. to Corner No. 6 of said H.E.S., the Basis Of Bearing of this description, run thence S 19°23'40"E along the Line between Corner No. 6 and Corner No. 2 of said H.E.S. a distance of 505.00 ft. to a point on the southerly bank of the North Fork of the Salmon River;

Thence the following courses and distances along said bank;

S 67°33'14"W	59.76 ft.;	S 24°47'49"W	192.65 ft.;
S 19°01'53"W	83.09 ft.;	S 44°01'00"W	56.68 ft.;
S 40°08'22"W	89.78 ft.;	S 41°46'18"W	108.16 ft.;
S 73°00'50"W	87.04 ft.;	S 86°15'11"W	54.02 ft.;
N 77°28'49"W	119.15 ft.;	N 81°09'10"W	51.60 ft.;
S 84°55'39"W	158.71 ft.;	S 75°19'24"W	111.30 ft.;
S 71°06'55"W	121.41 ft.;	N 89°05'15"W	154.16 ft.;
N 53°17'36"W	71.91 ft.;	N 42°37'07"W	30.63 ft.;
N 43°08'59"W	61.44 ft.;	N 62°47'16"W	65.57 ft.;
S 57°52'16"W	108.30 ft.;	S 30°22'28"W	34.47 ft.;
S 49°13'11"W	107.57 ft.;	S 58°21'48"W	134.98 ft.;
S 80°40'36"W	55.83 ft.;	S 57°25'52"W	54.38 ft.;
S 66°11'29"W	96.84 ft.;	S 60°32'01"W	111.61 ft. to a

point on the Line between Corner No. 11 and Corner No. 12 of said H.E.S.;

Thence S 78°41'11"W along said line a distance of 229.63 ft. to a point on the southerly bank of the North Fork of the Salmon River;

Thence the following courses and distances along said bank;

N 89°47'08"W	168.12 ft.;	S 87°31'14"W	68.04 ft.;
N 80°18'16"W	70.12 ft.;	N 70°48'33"W	62.14 ft.;
N 54°20'12"W	100.90 ft. to a point on the centerline of		

Sheep Creek;

Thence N 16°42'15"W along said centerline 17.31 ft. to a point on the centerline of the North Fork of the Salmon River;

Thence the following courses and distances along said centerline;

N 48°33'49"W	25.02 ft.;	N 59°57'33"W	56.78 ft.;
N 77°19'22"W	54.61 ft.;	S 83°26'45"W	64.12 ft.;
S 73°45'58"W	56.67 ft.;	S 82°34'49"W	348.65 ft.;
N 88°36'16"W	98.24 ft.;	S 29°04'41"W	79.74 ft.;
S 24°02'52"W	79.50 ft. to a point on the Line between Corner		

No. 10 and Corner No. 9 of said H.E.S.;

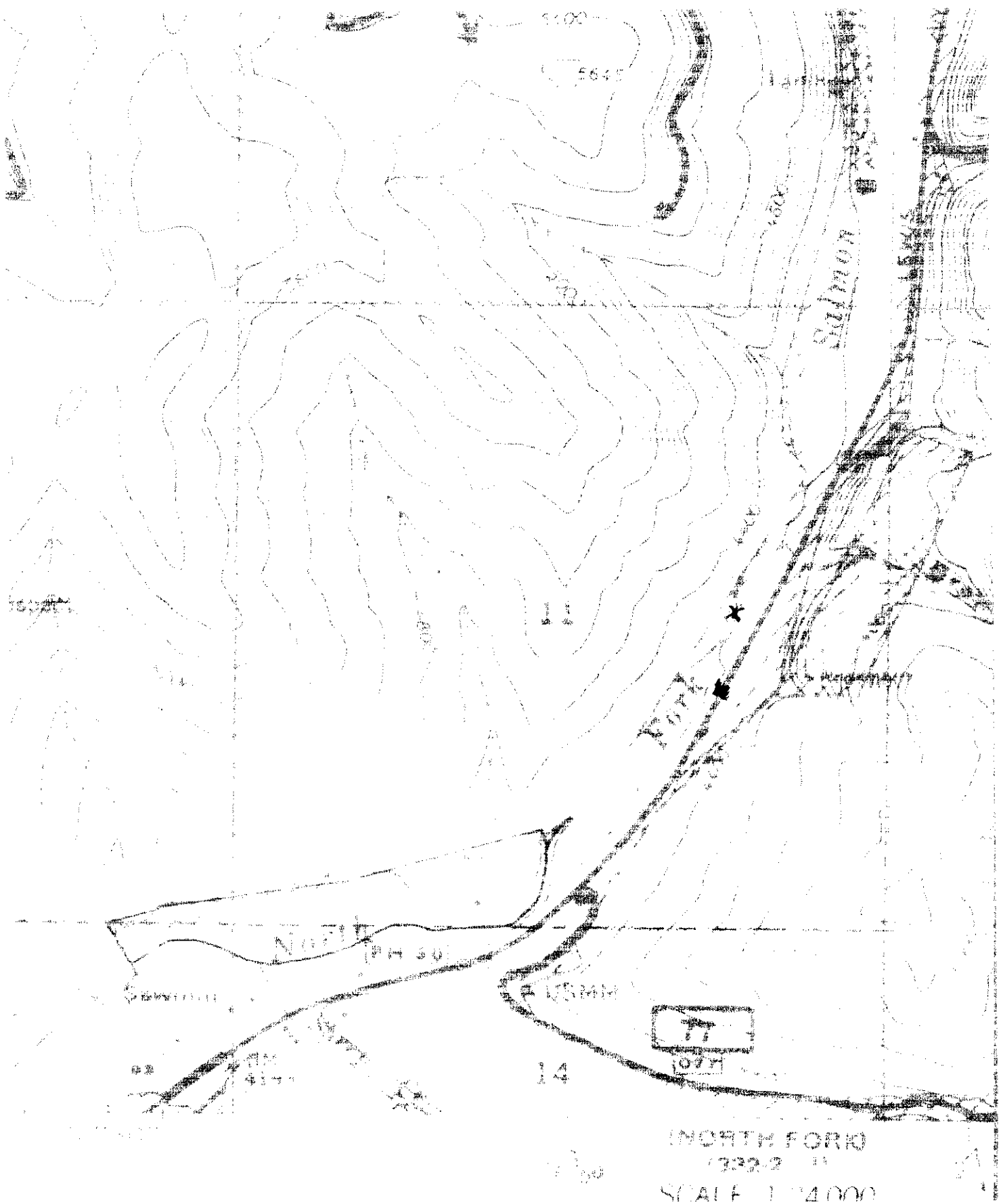
Thence N 28°46'45"W a distance of 636.79 ft. to Corner 9;

Thence N 75°32'12"E a distance of 604.46 ft. to Corner 8;

Thence N 83°39'00"E a distance of 1155.97 ft. to the POINT OF

BEGINNING.

PARCEL CONTAINS 54.99 ACRES +OR-



Keith
A25-04077