



United States
Department of
Agriculture

Farm
Service
Agency

Lemhi/North Custer County FSA Office

31 Highway 93 North Suite D
Salmon, ID 83467
(208) 756-4262
FAX: (208) 756-4705

RECEIVED

JUL 21 2005

DEPARTMENT OF
WATER RESOURCES

July 15, 2005

TO: Water Resource Board

FROM: Salmon Service Center
Lemhi/North Custer FSA Office
31 Highway 93 North, Suite D
Salmon, Idaho 83467

SUBJECT: 1939 Flight Photo

Dear Sir/Madam: This photo is a Farm Service Agency 1939 flight.

Rhonda Tewalt

Rhonda Tewalt
Program Technician

Carl Ziegler
517 South River St.
Salmon, Idaho 83467

Dear Idaho Department of Water Resources,

Subject: Evidence of Priority

WATER RIGHT NUMBER: 75-4325

AFFIDAVIT:

I, Carl Ziegler, have personal knowledge of water being diverted from the Salmon River in the year 1955 to irrigate land described as Price Island. The ditch had been in use prior to my observation. The diversion point is now located where the Army Corps of Engineers placed a pipe and head gate under the dike approximately one mile south of Highway 93 bridge as it crosses the river in the city of Salmon. I also have personal knowledge of Lynn Dahle, owner of property on the south side of Price Island, using water from the same ditch and diversion that irrigates the Ziegler property. It is used every year during high water. Due to the Army Corps of Engineer's dredging and changing the channel above the head of the ditch; when the river goes down it is pumped to irrigate.

I have also enclosed a Farm Service Agency 1939 flight showing ditches being used to irrigate the property described in water right number 75-4325.
County of Lemhi

Be it known that the undersigned, being duly sworn, deposes and says that the matters and facts described in the above statement are true to the best of the affiant's knowledge.

Carl F. Ziegler
Witness

Sworn to before me this 19th day of July, 2005

Deana J. Fletcher
Notary Public
Residing at Salmon, Idaho

My commission expires 7-26-2010

DEANA J. FLETCHER
NOTARY PUBLIC
STATE OF IDAHO

RECEIVED

JUL 21 2005
DEPARTMENT OF
WATER RESOURCES

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: A75-04348
Date Received: 4/26/1990
Receipt No: _____
Received By: RECEIVED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

JUL 21 2005
DEPARTMENT OF
WATER RESOURCES
208-756-3404

1. Name: CARL L. ZIEGLER
Address: 517 RIVER ST.
SALMON, ID

AND/OR

Name: SHIRLEY S. ZIEGLER
Address: 517 RIVER ST.
SALMON, ID

83467

208-756-3404

2. Date of Priority: APR 01, 1894

3. Source: SALMON RIVER

Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
21N	22E	7	NE NW NW		LEMHI

5. Description of diverting works:

ROCK DIV. DAM DITCHS W/FLOOD IRR. 5 HP MOTOR WITH SPRINKLERS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	6.000		
DOMESTIC	01/01	12/31	0.030		

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

A.F.A.

8. Total consumptive use is 60.0 Acre Feet Per Annum.

9. Non-irrigation uses:

S/ 100 HD DRINK FROM DITCH AND RIVER.

THIS INDENTURE, made this 11th day of May, 1960,
between J. WESLEY WELLS and MALINDA E. WELLS, husband and wife

of Salmon, County of Lemhi, State of Idaho,
the parties of the first part and SHERMAN F. FUREY, JR., and JO ANN FUREY,
husband and wife of Salmon

County of Lemhi, State of Idaho, the parties of the second part,
WITNESSETH, that the said parties of the first part, for and in consideration of the sum of
TEN and No/100 (\$10.00) Dollars
lawful money of the United States of America and other good and valuable consideration
to them in hand paid by the parties of the second part, the receipt whereof is hereby acknowledged,
have granted, bargained, sold, and by these presents, do grant, bargain, sell and convey and confirm unto
the said parties of the second part, and to their heirs and assigns, forever, all the following described
real estate, situated in Salmon, County of Lemhi,
State of Idaho, to-wit:

Lot Sixteen (16), Section Six (6), Township 21 North,
Range 22 East Boise Meridian, excepting therefrom a
parcel of land, more particularly described as follows,
to-wit:

Commencing at the South quarter corner of said Section 6
run thence West 359.7 feet to the Meander Corner to
Sections 6 and 7 on the Easterly Meander line of the
Salmon River and the point of beginning of the tract
of land hereby described; thence S. 87° 30' W. 1434.2
feet to a point on the Westerly bank of what is known
as the Sterling Price Island; thence N. 20° 00' E. 303.6
feet; thence N. 75° 15' E. 310.2 feet; thence N. 54°
00' E. 148.0 feet; thence S. 66° 40' E. 979.0 feet to
the point of beginning. Containing 8.28 acres.

Together with all ditch and ditch rights, water and
water rights, and any and all other rights thereunto
belonging or anywise appertaining.

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; and all estate, right, title and interest in and to the said property, as well in law as in equity
of the said parties of the first part.

TO HAVE AND TO HOLD, all and singular the above mentioned and described premises together
with the appurtenances unto the parties of the second part, and to their heirs and assigns forever.
And the said parties of the first part, and their heirs, the said premises in the quiet and peaceable
possession of the said parties of the second part, their heirs and assigns, against the said parties
of the first part, and their heirs, and against all and every person and persons whomsoever, lawfully
claiming or to claim the same shall and will warrant and by these presents forever defend.

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

Executed and Delivered in the Presence of

J. Wesley Wells [SEAL]

Malinda E. Wells [SEAL]

[SEAL]

[SEAL]

