

Book 37 Page 118

Instrument No. 63326

State of Washington, : ss
County of Spokane. :

J. M. McPherson, being first duly sworn, according to law, deposes and says:

That he is and, for more than forty years, has been a legal resident of Lemhi County, Idaho; that he is the holder of the legal title to various lots in Riverside Subdivision to Salmon, Lemhi County, Idaho; that said property is now under contract of sale by affiant and his wife to Fred H. Snook of Salmon, Idaho; that for a long period of time, to wit, more than twenty years, and continuously during all of that time said affiant has used and appropriated certain waste waters and other waters upon his lands in said Riverside Subdivision; that said use has been open and adverse and affiant has at all times claimed said water, part of which is waste water from the George Oliver Ranch and part is from general seepage and/or springs arising on lands between the said Oliver Ranch and the Riverside Subdivision above described; that from time to time during the past many years said affiant has permitted the occupants of the property, known as the Silver House, and property, and later the Jensen House and property, to use some of the water for gardening purposes, but at no time have said occupants received any right to the use of said water and the same has, at all times, been by permission only; that said water is, along with the lands referred to, being sold to said Fred H. Snook and said contract is of record in the office of the county recorder of Lemhi County, Idaho.

Subscribed and sworn to before me this 18th day of April, 1946.

(SEAL)

Edna L. Dahlberg
Notary Public for the state of
Washington, residing at Spokane, Washington.

Recorded at the request of Fred H. Snook April 22, 1946 at 41 minutes past 9 o'clock
A. M., in Book 39 of Deeds page 118 Records of Lemhi County, Idaho.

Fees, \$.60 Paid
By Dorothy M. McPherson Deputy.
W. W. Simmonds, County Recorder

Blackfoot 039925

-----Instrument No. 63330-----
4-1003

NOV 18 1930

THE UNITED STATES OF AMERICA,
TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETING:

WHEREAS, a Certificate of the Register of the Land Office at Blackfoot, Idaho, has been deposited in the General Land Office, whereby it appears that, pursuant to the Act of Congress of May 20, 1862, "To Secure Homesteads to Actual Settlers on the Public Domain," and the acts supplemental thereto, the claim of William J. Schmitz has been established and duly consummated, in conformity to law, for the southeast quarter of the northeast quarter and the northeast quarter of the southeast quarter of Section seven and the northwest quarter of the southwest quarter of Section eight in Township eighteen north of Range twenty-one east of the Boise Meridian, Idaho, containing one hundred twenty acres, according to the Official Plat of the Survey of the said Land, on file in the GENERAL LAND OFFICE:

NOW KNOW YE, That there is, therefore, granted by the UNITED STATES unto the said claimant the tract of Land above described; TO HAVE AND TO HOLD the said tract of Land, with the appurtenances thereof, unto the said claimant and to the heirs and assigns of the said claimant forever; subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs, used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws, and decisions of courts; and there is reserved from the lands hereby granted a right of way thereon for ditches or canals constructed by the authority of the United States.

IN TESTIMONY WHEREOF, I, Herbert Hoover, President of the United States of America, have caused these letters to be made Patent, and the seal of the General Land Office to be hereunto affixed.

GIVEN under my hand, at the City of Washington, the TENTH day of NOVEMBER in the year of our Lord one thousand nine hundred and THIRTY and of the Independence of the United States the one hundred and FIFTY-FIFTH

By the President: Herbert Hoover
By Viola B. Pugh, Secretary

(SEAL)

John O'Connell

Acting Recorder of the General Land Office.

RECORDED: Patent Number 1041977

Recorded at the request of Mrs. Floyd Kilpatrick, April 22, 1946 at 15 minutes past 1 o'clock P. M., in Book 39 of Deeds page 118 Records of Lemhi County, Idaho.

Fees, \$1.00 Paid

STATE OF IDAHO
COUNTY OF LEMHI

I, TERRI J. MORTON, CLERK OF THE DISTRICT COURT
OF THE SEVENTH JUDICIAL DISTRICT OF THE STATE OF
IDAHO, IN AND FOR THE COUNTY OF LEMHI DO HEREBY
CERTIFY THAT THE PROCEEDING IS A TRUE AND CORRECT
COPY OF THE ORIGINAL ON FILE IN THIS OFFICE
IN WITNESS WHEREOF I HAVE HEREunto SET MY HAND
AND AFFIXED MY OFFICIAL SEAL THIS 11th DAY
OF April YEAR 1946

TERRI J. MORTON, CLERK
BY Donna E. Eagle DEPUTY

W. W. Simmonds
County Recorder

By Dorothy M. McPherson Deputy.

175-4406