

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 75-4191

WATER RIGHT NUMBER: 75-4191

Owner Type
Current Owner Name and Address
ROBERT D NALL
PO BOX 236
CARMEN, ID 83462
(208)756-2264

Priority Date: 08/10/1897

Basis: Beneficial Use

Status: Active

Source
TOWER CREEK Tributary
SALMON RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01	to 11/01	0.080 CFS	
<u>Total Diversion:</u>			0.080 CFS	

Location of Point(s) of Diversion

TOWER CREEK

LEMHI County

SE1/4NW1/4

Sec. 17, Twp 23N, Rge 22E, B.M.

Place of UseIRRIGATION Within LEMHI County

T23N R22E S18 NESE 4.0

Total Acres: 4

*may be evidence of priority
for:*

Nall 75-4191

~~Cookman 75-20048~~

Warner 75-10272

Harrison 75-14130

Bennett 75-14131

Conditions of Approval:Remarks:

Hailey 0730

4-1050

THE UNITED STATES OF AMERICA,

To all to whom these presents shall come, Greeting:

WHEREAS, on May 11, 1911 Patent No. 197664 issued to William J. Rose, Assignee of Frederick Meyers, for the southeast quarter of the northeast quarter and the northeast quarter of the southeast quarter of Section eighteen and the southwest quarter of the northwest quarter of Section seventeen in Township twenty-three north of Range twenty-two east of the Boise Meridian, Idaho, containing one hundred twenty acres, reserving to the United States all coal in said lands, and ~~to~~ it, or persons authorized by it, the right to prospect for, mine, and remove coal from the same upon compliance with the conditions of said subject to the limitations of the Act of March 3, 1909; and

WHEREAS, the land so conveyed have been subsequently classified as noncoal in character; NOW, THEREFORE, KNOW YE, That the UNITED STATES OF AMERICA, in accordance with the Act of Congress approved April 14, 1914 (Public No. 83) authorizing, under, such conditions, the issuance of new or supplemental patent without such reservation, does hereby remise, release, and forever quitclaim unto the said William J. Rose and to his heirs and assigns, all right, title, interest, and estate to and in the above-described lands which may be vested in and possessed by it by virtue of the reservation hereinbefore mentioned and recited.

IN TESTIMONY WHEREOF, I, Woodrow Wilson, 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 twenty-fifth day of May in the year of our Lord one thousand nine hundred and fifteen and of the Independence of the United States the one hundred and thirty-ninth.

By the President: Woodrow Wilson

By M. P. LeRoy, Secretary.

L. Q. C. Lamer, Recorder of the General Land Office.

Recorded: Patent Number 474755

Recorded at the request of W. J. Rose Aug., 12th, 1915, at... minutes past 9 O'clock A.M.
in Book W of Deeds, page 521, records of Lemhi County, Idaho.

J. L. Kirtley, Jr., County Recorder.

By *W. W. Simmonds* Deputy

Quitclaim Deed.

This Indenture, Made the Second day of November in the year of our Lord one thousand nine hundred and stare between Fredrick Meyer

of the County of Lemhi and State of Idaho, the party of the first part, and William J. Rose

County of Lemhi State of Idaho the party of the second part,

WITNESSETH, that the said part of the first part, for and in consideration of the sum of Five Dollars,

and the money of the United States to have in hand paid by the said part of the second part, the receipt of which is hereby acknowledged, do SELL REMISE, RELEASE and forever QUITCLAIM unto the said part of the second part, and to heirs heirs and assigns, the following described real estate, situated in the County of Lemhi and State of Idaho, to-wit:

The south east quarter of the north east quarter, the north east quarter of the south east quarter of Section Eighteen (18), and that certain forty acre tract of unappropriated land, which when surveyed will be the south west quarter of the north west quarter of Section Seventeen (17) all in Township Twenty Three North of Range Twenty Two, east, being the above land described in Deer Land Entry, No 1086, dated United States District Land Office, Hailey, Idaho, April 8th 1903. Also two ditto and water right taken out of Boyds Ranch, and carried to and upon the above said land, and all other ditches and water rights upon, belonging to, and used in connection with said land. The above mentioned water right, being the second right to the use of the water of said Boyds Ranch. And the party of the first part does hereby relinquish, deliver, set over and assigns to the said party of the second part, all his right, title and interest, in and to that certain Deer Land Entry of said land, No 1086, made by said party of the first part, at the United States District Land Office, Hailey Idaho, April 8th 1903.

together with all the tenements, hereditaments and appurtenances thereunto belonging, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof; and also all the estate, right, title, interest property, possession, claim and demand whatsoever as well in law as in equity, of the said part of the first part, of, in or to the said premises, and every part and parcel thereof.

TO HAVE AND TO HOLD, all and singular the said premises, with the appurtenances

unto the said part of the second part, his heirs and assigns forever.

IN WITNESS WHEREOF, the said part of the first part has hereunto set his hand and seal the day and year first above written.

Signed, sealed and delivered in the presence of

J. W. Sinclair } Fredrick Meyer (SEAL)
Notary Public }

STATE OF IDAHO, } ss.

County of Lemhi.

On this Second day of November 1903, before me John C. Sinclair a Notary Public in and for said County, personally appeared Fredrick Meyer known to me to be the person whose name he subscribed to the within instrument, and acknowledged to me that he executed the same; and on this second day of November 1903, before me, the officer above described, personally appeared William J. Rose known to me to be the person whose name is subscribed to the within instrument, described as a married woman, and upon an examination without the hearing of her husband, I made her acquainted with the contents of the instrument, and thereupon she acknowledged to me that she executed the same, and that she does not wish to retract such execution.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.

Real. } John C. Sinclair
Notary Public

STATE OF IDAHO, } ss.
 County of Lemhi.

I hereby certify that this instrument was filed for record at request of William J. Rose at 27 minutes past 1 o'clock P. M., this 3rd day of November A. D. 1903, in my office, and duly recorded in Book 0 of Deeds at page 54.

W. C. Smith

This Indenture. Made this twelfth day of April in the year of our Lord. one thousand eight hundred and ninety. seven. between Robert Dunlop and Minnie Dunlop. his wife. both of Salmon River. County of Lemhi. State of Idaho the parties of the first part. and Frederick Meyers of the County of Lemhi. State of Idaho. The Party of the second part.

Witnesseth. That the said parties of the first part. for and in consideration of the sum of seven hundred and fifty (750) Dollars. Lawful money of the United States of America - to them in hand paid by the said party of the second part. The receipt whereof is hereby acknowledged. have granted. bargained and sold. and by these presents do grant. bargain. sell. convey and confirm unto the said party of the second part. and to his heirs and assigns forever. all the following described real estate. situated in Lemhi County. State of Idaho. to wit: All of lot numbered two (2) of Section eighteen (18) in Township twenty-one (21) North. of Range twenty. This (22) East of the Boise Meridian. in Lemhi County Idaho. containing forty acres and fifty hundredths of an acre according to the Government survey thereof. together with all ditches and water rights owned and used in connection with the aforesaid premises or in anywise belonging or appertaining thereto.

Together with all and singular the tenements. hereditaments. and appurtenances thereto belonging or in anywise appertaining. And the reversion and reversioners. remainders and remainders. 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 party of the second part. and to his 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 party of the second part. his 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 hereto set their hands and seals the day and year first above written.

Signed, sealed and delivered
in presence of
Timothy Dore.
Robert Dore of Seal
Minnie Dore of Seal

State of Idaho } ss.
County of Lemhi }

On this 13th day of April 1897 - before Timothy Dore - a Notary Public in and for said County - personally appeared Robert Dore - known to me to be the person whose name is subscribed to the within instrument - and acknowledged to me that he executed the same; and on this 13th day of April 1897 - before me. The officer above described - personally appeared Minnie Dore - known to be the person whose name is subscribed to the within instrument - described as a married woman; and upon an examination without the hearing of her husband - I made her acquainted with the contents of the instrument and thereupon she acknowledged to me that she executed the same, and that she does not wish to retract such execution.

In Witness Whereof - I have hereunto set my hand and affixed my official seal. The day and year in this certificate first above written.

(Seal)

Timothy Dore.

Notary Public.

State of Idaho } ss.
County of Lemhi }

I hereby certify that this instrument was filed for record at request of Timothy Dore at 80 minutes past 10 o'clock A.M., this 13th day of April A.D. 1897 - in my office and duly recorded in Book "I" of Deeds at page 347.

J. P. Clough
Ex officio Recorder
By O. J. Clough Deputy.