

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 75-10540

WATER RIGHT NUMBER: 75-10540

<u>Owner Type</u>	<u>Name and Address</u>
Attorney	JOHN S MC KINNEY PO BOX 1442 SALMON, ID 83467
Current Owner	BARBARA DRNJEVIC PO BOX 221 SALMON, ID 83467 (208)756-3952

Priority Date: 01/03/1905

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
HENRY CREEK	SALMON RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	1/01 to 12/31	0.030 CFS	
IRRIGATION	1/01 to 12/31	1.200 CFS	
	<u>Total Diversion:</u>	1.230 CFS	

Location of Point(s) of Diversion

HENRY CREEK	NW1/4SW1/4NE1/4	Sec. 24, Twp 20N, Rge 21E, B.M.
LEMHI County		

Place of UseIRRIGATION Within LEMHI County

T20N R21E S24	NWNE	24.0	T20N R21E S24	SWNE	6.0
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Total Acres: 30

STOCKWATER same as IRRIGATIONConditions of Approval:Remarks:

Recorded at the request of Thos. Edler July 11th 1904 at 11 o'clock A.M.
in Book 2 of Records page 181 Records of Lincoln County, Idaho.

H. C. Longley, Register, Records
By Mabel E. Foster, Deputy

The United States of America,
To all to whom these presents shall come, Greeting:
Homestead Certificate No. 1188
Application 1482

Whereas There has been deposited in the General Land Office of the United States a certificate of the Register of the Land Office at Hailey Idaho, whereby it appears, that, pursuant to the Act of Congress approved 20th May, 1882, "To secure Homesteads to Actual Settlers on the Public Domain," and the acts supplemental thereto, the claim of John Gutzman has been established and duly consummated, in conformity to law, for the lots numbered four and six of Section twenty-four and the lots numbered one four and five of Section twenty-five in Township twenty North of Range twenty one East of Boise Meridian in Idaho, containing one hundred and thirty-four acres and seventy hundredths of an acre according to the Official Plat of the Survey of the said Land, returned to the General Land Office by the Surveyor General:

Now know ye, That there is, therefore, granted by the United States unto the said John Gutzman the tract of Land above described: To have and to hold the said tract of Land, with the appurtenances thereof, unto the said John Gutzman and to his heirs and assigns 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 also subject to the right of the proprietor of a vein or lode to extract and remove his ore therefrom, should the same be found to penetrate or intersect the premises hereby granted, as provided by law. 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, Theodore Roosevelt, President of the United States of America, has 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 second day of June, in the year of our Lord one thousand nine hundred and four, and of the Independence of the United States the one hundred and twenty-eighth

Cal.

By the President T. Roosevelt
By J. M. McKean, Secretary,
C. H. Bush Register of the General Land Office

Recorded Idaho, Vol 51, Page 182.

IN THE PROBATE COURT OF THE COUNTY OF LEMHI, STATE OF IDAHO.

IN THE MATTER OF THE ESTATE :

OF :

JOHN GUTZMAN, DECEASED. :

DECREE SETTling FINAL ACCOUNT AND FOR DISTRIBUTION.

Annie Gutzman, executrix of the last will and estate of John Gutzman, deceased, having on the 16th day of December, 1927, rendered and filed herein a full account and report of her administration of said estate which account was for final settlement, and having with said account filed a petition for the final distribution of the estate of said deceased; and said account and petition this day coming on regularly to be heard and proof having been made to the satisfaction of the court that notice of the settlement of said account and the hearing of said petition in the manner and for the time heretofore ordered and directed by the court, and it appearing that said account is in all respects true and correct; that it is supported by proper vouchers; that all taxes upon the property of the estate have been fully paid; that there is no inheritance tax chargeable to said estate; that all expenses of administration of said estate have been paid; that said John Gutzman, died testate and by his last will, duly proved and allowed in this court on the third day of July, 1925, devised and bequeathed all of his estate to Annie Gutzman, his widow, who is the sole devisee and legatee named therein; that said Annie Gutzman, executrix aforesaid, has in her possession belonging to said estate subject to distribution under and in accordance with the said last will and testament of said deceased, after deducting the credits to which she is entitled, the following described property of said estate to-wit:

Real Estate.

Governments Lots 4 and 6 in Section 24. Lots 1, 4, and 5 in Section 25. All in Township 20 North, Range 21 East of the Boise Meridian. Containing 134 acres and all water rights and appurtenances thereto.

Personal Property.

One horse, ten head of stock cattle, six pigs, one mower, one hay rake, one sweep rake, one hay derrick, one gas engine, one drag saw, one riding plow, one walking plow, one shovel cultivator, one disc harrow, one grain binder, household effects in dwelling house.

And no person appearing to oppose said hearing or said will it is ordered, adjudged and decreed that the said final account of said Annie Gutzman as executrix of said last will and estate, be, and the same is hereby approved, settled and allowed and that the residue of said estate hereinbefore particularly described and any other property which may belong to said estate or in which the said estate may have any interest, be, and the same is hereby distributed to said Annie Gutzman in accordance with the provisions of said last will and testament of said deceased, and as sole devisee and legatee named therein.

Done in open court this 28th day of December, 1927.

- S E A L -

STATE OF IDAHO,)
COUNTY OF LEMHI.) ss.

G. W. Cronkrite,
Judge of said Probate Court.

I, George W. Cronkrite, Judge of the Probate Court of the County of Lemhi, State of Idaho, and Ex-Officio Clerk of said Court, do hereby certify that the foregoing two pages contain a full, true and correct transcript of the decree of final distribution on file and of record in said Probate Court in the Matter of the Estate of John Gutzman, deceased, and of the whole thereof.

WITNESS my hand and the seal of said Probate Court this 28th day of December, A.D.

- S E A L -

G. W. Cronkrite,
Probate Judge and Ex-Officio
Clerk of said Court.

Filed December 28th, 1927.
G. W. Cronkrite, Clerk.

Recorded at the request of G.W. Cronkrite, December 28th, 1927, at 30 minutes past 11 o'clock A.M., in Book V of Deeds, page 442, Records of Lemhi County, Idaho.

Fee: 1.50

W. W. Simon
County Recorder.

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emhi County,
y Recorder.
Deputy.

This Indenture, Made this fifth day of June in the year of our Lord one thousand nine hundred and twenty eight between ANNIE GUTZMAN OLINGER, of Salmon, Lemhi County, Idaho, the part Y of the first part, and PAUL L. GUTZMAN, of Salmon, Lemhi County, Idaho, the party of the second part.

WITNESSETH, That the said party of the first part, for and in consideration of (\$1,000) ONE THOUSAND DOLLARS, Lawful money of the United States of America, to her in hand paid by the said part Y of the second part, the receipt whereof is hereby acknowledged, has GRANTED, BARGAINED and SOLD and by these presents does GRANT, BARGAIN, SELL, CONVEY and CONFIRM unto the said part Y of the second part, and to his heirs and assigns forever, all right, title and interest in the following described property to-wit:

An undivided half interest in Government Lots 4 and 6 in Section 24. And an undivided half interest in Lots 1, 4, and 5, in Section 25. All in Township 20, North. Range 21, East of the Boise Meridian. Containing 134 acres, and all water rights and appurtenances thereto.

Together with all and singular and tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and also all estate, right, title, interest in and to the said 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, with the appurtenances. TO HAVE AND HOLD all and singular, the above mentioned and described premises, together with the appurtenances, unto the part Y of the second part, and to his heirs and assigns forever. And the said part Y of the first part, and her heirs, the said premises in the quiet and peaceful possession of the said part Y of the second part, his heirs and assigns, against the said part Y of the first part and her 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 part Y of the first part has hereunto set her hand and seal the day and year first above written.

Signed, sealed and delivered in the presence of Mrs. Annie Gutzman Olinger [SEAL]
[SEAL]
[SEAL]

STATE OF IDAHO, } ss.
COUNTY OF LEMHI, }
On this fifth day of June, in the year 1928, before me James A. Herndon Notary Public in and for the said County, personally appeared Mrs. Annie Gutzman Olinger, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same. 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 - James A. Herndon, Notary Public for the State of Idaho. Residing at Salmon, Idaho.
Recorded at request of Paul Gutzman at 2 minutes past 2 o'clock P.M., 14th day of June, 1928, in Book 27 of Deeds, on page 355, Records of Lemhi County, Idaho.
Fee: 1.50
By Wal Immund County Recorder.
Deputy.

WARRANTY DEED

THIS INDENTURE, Made this 21st day of January in the year of our Lord one thousand nine hundred and forty-six between ANNIE GUTZMAN OLINGER, a married woman, dealing with her sole and separate property, of Salmon, County of Lemhi, State of Idaho the party of the first part, and PAUL L. GUTZMAN, of Salmon, County of Lemhi State of Idaho the party of the second part.

WITNESSETH, That the said party of the first part, for and in consideration of the sum of FIFTEEN HUNDRED and No/100 DOLLARS, lawful money of the United States of America, to her in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, has granted, bargained and sold, and by these presents does grant, bargain, sell, convey and confirm unto the said party of the second part, and to his heirs and assigns forever, all of the following described real estate, situated in County of Lemhi, State of Idaho, to wit:

An undivided one-half interest in and to the following described property:

All of Lot Four (4) and all of Lot Six (6), Section Twenty-four (24); Lots Numbered One (1), Four (4) and Five (5) in Section Twenty-five (25); All in Township Twenty (20), North, Range Twenty-one (21), East of the Boise Meridian; All in Lemhi County, State of Idaho;

Together with all water and water rights, ditches and ditch rights thereto belonging or in anywise appertaining thereto.

DOCUMENTARY STAMPS \$1.65 CANCELLED 1/21/46 P. G.

TOGETHER, With all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder, 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 party 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 party of the first part, and her 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 party of the first part, and her 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 party of the first part has hereunto set her hand and seal the day and year first above written.

SIGNED, SEALED AND DELIVERED IN PRESENCE OF

Annie Gutzman Olinger

(SEAL)

STATE OF IDAHO,)
 : SS.
County of Lemhi)

On this 21st day of January in the year 1946, before me the undersigned, a Notary Public in and for said State, personally appeared Annie Gutzman Olinger, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

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)

Nada Ravlic
Notary Public for the State of Idaho,
Residing at Salmon, Idaho

STATE OF IDAHO,)
 : SS.
County of Lemhi,)

I hereby certify that this instrument was filed for record at request of Paul L. Gutzman at 28 minutes past 2 o'clock P. M., this 21st day of January, A.D. 1946 in my office, and duly recorded in Book 38 of Deeds at page 629.

W. W. Simmonds
Ex-Officio Recorder.

By Dorothy M. M. Fredericks
Deputy

Fees, \$1.25 Paid

IN THE PROBATE COURT IN AND FOR LEMHI COUNTY, STATE OF IDAHO.

IN THE MATTER OF THE ESTATE
OF HENRY V. WILLIAMS, DECEASED }

DECREE OF DISTRIBUTION OF ESTATE.

A. C. Cherry, the administrator of the estate of Henry V. Williams, deceased, having on the 13th day of December, 1915, filed in this Court his certain petition for distribution, etc., setting forth among other things, that a portion of said estate remains to be divided among the heirs of said deceased, said matter coming on regularly to be heard on this 24th day of December, 1915, upon due proof that due and legal notice of such hearing had been given as directed by the order of this Court, heretofore made, the said A. C. Cherry appearing per se, this Court proceeded to the hearing of said petition; and it duly appearing to the satisfaction of this Court from the evidence and proofs taken, that due and legal notice of such hearing had been given in the premises, and that the residue of said estate consisting of the property hereinafter particularly described is now ready for distribution and that said estate is now in condition to be closed;

That the residue of said estate consists of real and personal property; that the said deceased, Henry V. Williams, died intestate in Lemhi County, Idaho, on or about the 13th day of May, 1913, and that the only heirs at law are Lillian Hansen, nee Lillian Williams, Ross M. Williams, Virgil V. Williams and Arthur Williams; that all taxes against said estate up to and including the year 1914, have been fully paid and that under the terms of the certain lease contract heretofore entered into by and between the said estate or the said Henry V. Williams, deceased, and the said Ross M. Williams, the said Ross M. Williams is bound and obligated to pay the taxes on all the property of said estate for the year 1915.

That since the rendition of his certain final account herein the sum of \$2.10 has come into the hand of said administrator, and the sum of \$50.00 has been expended by said administrator as necessary expenses of administration, the vouchers whereof, together with a statement of such receipts, and disbursements are now presented to the Court and filed and the payments are approved by this Court, and that the expense of closing said estate will amount to the sum of \$480.65; \$450.00, being the balance of administration fees herein and \$30.65 being Court costs and recording fees; that the said heirs, Lillian Hansen, nee Lillian Williams, Ross M. Williams, Virgil V. Williams and Arthur Williams, are entitled to the whole of the residue of said estate, provided, that upon such distribution, the said administrator shall deduct from the cash distribution hereunder to the said Lillian Hansen, nee Lillian Williams, the sum of \$77.14, and pay the same in such distribution, to the other said heirs of said deceased in equal proportions, the said Lillian Hansen, nee Lillian Williams, being indebted to said estate in the sum of \$102.85.

And it further duly appearing to the Court that each and every allegation in said petition contained is true which is found to be the fact.

NOW THEREFORE, on this the 24th day of December, 1915, on motion of A. C. Cherry, Esquire, administrator aforesaid, it is hereby ordered, adjudged and decreed; that the sum of \$801.81, cash now on hand for distribution belonging to said estate be distributed as follows;

To Lillian Hansen, nee Lillian Williams -- \$200.45, less 3/4 of said sum of \$102.85 \$77.14; Balance ordered distributed hereunder to Lillian Hansen, Nee Lillian Williams, \$123.30

To Ross M. Williams, the sum of----- \$200.45
Plus 1/3 of said sum of \$77.14----- \$ 25.71
Balance ordered distributed hereunder to Ross M. Williams----- \$226.16

To Virgil V. Williams, the sum of----- \$200.45
Plus 1/3 of said sum of \$77.14----- \$ 25.71
Balance ordered distributed hereunder to Virgil V. Williams--- \$226.16

To Arthur Williams, the sum of----- \$200.45
Plus 1/3 of said sum of \$77.14----- \$ 25.71
Balance ordered distributed hereunder to Arthur Williams----- \$226.16

Making Total amount ordered to be distributed,----- \$801.81.

It is hereby further ordered, adjudged and decreed, that all the residue of said estate of the said Henry V. Williams, deceased, hereinafter described, and now remaining in the hands of said administrator, and any and all other property not now known or discovered, which may belong to said estate or in which the said estate may have an interest, be and the same is, hereby distributed to the said Lillian Hansen, nee Lillian Williams, Ross M. Williams, Virgil V. Williams and Arthur Williams, in common, each of said heirs to share and share alike under this distribution so that each of said heirs shall have and undivided 1/4 interest in and to all the said property, real, personal or mixed wheresoever situate.

The following is a particular description of said residue or said estate referred to in this decree and of which distribution is ordered, adjudged and decreed to be made to the said heirs in equal parts, to share and share alike as aforesaid, to-wit;

(a) Lots Three (3) and Four (4) or and in Block Two (2), or and in North Brooklyn Addition to North Salmon, situate, lying and being in Salmon, Lemhi County, Idaho, together with all and singular the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining; also.

(b) Lot Seven (7) Section Thirteen (13), and Lots Two (2) and Five (5) and the West One Half of the South-east quarter, and the West One Half of the North-east quarter, Section Twenty Four, Township 20 North Range 21, E. B. M., situate, lying and being in Lemhi County, Idaho, together with all and singular, the water, and water rights, ditches and conduits, buildings and improvements, and all appurtenances in anywise belonging or appertaining to the above described property; and,

(c) Any and all personal property whatsoever, wheresoever situate, or being, of which the deceased died seized or possessed, and to which the said estate may be entitled, including the Val Mahoney note for One Hundred and No/100 (\$100.00) Dollars; any and all horses, mares, colts, and work teams, stallions, cattle, hogs, poultry, and and all farm machinery, farm tools and implements, blacksmith tools, and equipment, cabinet and cabinet collections, household and kitchen furniture, furnishings and fixtures and conveniences; and,

(d) Any and all other property real, personal or mixed, of which the said deceased died seized or possessed, and to which the said deceased was entitled at the time of his death, or to which the said estate may be entitled whether herein-above expressly enumerated or not;

being the full intention to include hereunder and to distribute to the said heirs of said estate, any and all property of the said decedent, and of said estate whatsoever, in equal shares, each of said heirs to share and share alike.

That said distribution be and the same is hereby made subject to said lease contract heretofore made and entered into by and between said estate and said Ross H. Williams.

Done in open Court on this the 24th day of December, A. D. 1915.

Frank P. McCracken,

Probate Judge.

State of Idaho)
County of Lemhi) ss

I, Frank P. McCracken, Ex-Officio Clerk of the Probate Court in and for the County of Lemhi, State of Idaho, do hereby certify the foregoing instrument to be a full, true and correct copy of decree of distribution of estate, in the matter of the Estate of Henry V. Williams, deceased, now of record in the office of the Probate Judge at pages 379-380 of Probate Record Number 2.

IN WITNESS WHEREOF, I have hereunto set my hand and attixed the seal of said Probate Court, this 6th day of January, A. D., 1916.

(SEAL)

Frank P. McCracken,

Clerk

DECEMBER 24th 1915

Frank P. McCracken,
Clerk Probate Court.

Recorded at the request of F. P. McCracken, January 6th, 1916, at 10 minutes past 1 o'clock, P. M., in Book V of Deeds, Pages 120 & 121, Records of Lemhi County, Idaho.

J. K. Smith
County Recorder.

Edward J. ...
Deputy

Homestead Certificate No 936.

Application 1008.

The United States of America

To all to whom these presents shall come. Greeting.

Whereas, There has been deposited in the General Land Office of the United States, a Certificate of the Register of the Land Office at Harley, Idaho, whereby it appears that pursuant to the Act of Congress approved 20th May 1862, "To secure Homesteads to Actual Settlers on the Public Domain" and the acts supplemental thereto, the claim of Henry V. Williams, has been established and duly consummated, in conformity to law for the north west quarter of the South east quarter and the West half of the North east quarter of Section twenty four, and the lot numbered seven of Section thirteen, in Township twenty, North of Range twenty one, East of Boise Meridian, in Idaho, containing one hundred and fifty three acres according to the Official Plat of the Survey of the said Land, returned to the General Land Office by the Surveyor General,

Now know Ye, That there is, therefore, granted by the United States unto the said Henry V. Williams the tract of land above described. To have and to hold, the said tract of Land, with the appurtenances thereof, unto the said Henry V. Williams and to his heirs and assigns 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 also subject to the right of the proprietor of a vein or lode, to extract or remove his ore therefrom, should the same be found to penetrate or intersect the premises hereby granted, as provided by law. 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 William McKimley, 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 eighth day of June in the year of our Lord one thousand nine hundred and one, and of the Independence of the United States the one hundred and twenty fifth.

By the President William McKimley

"Seal"

By F. M. McKean

Secretary.

Lo. M. Bush, Recorder of the General Land Office

Recorded Idaho.

Vol 46. Page 453

Recorded at the request of J. C. Sinclair at 2:10 minutes past, 11 o'clock
 H. M. March, 4th 1920, in Book R of Records on page 464
 By J. P. C. Lemhi County, Idaho.
 County Recorder, By Deputy.

Notice of Water Right:-

State of Idaho } ss.
County of Lemhi }

To all concerned:

Notice is hereby given:

1st- That I, Henry V. Williams of Salmon Idaho, hereby claim the use of the waters of Lake Creek, situated in Lemhi County Idaho - to the extent of Five cubic feet per second, or 200 Miners inches.

2nd- It is intended to divert said water at or near the point where a copy of this notice is posted, and more definitely described as follows:- at a point about fifty yards above the Charlie Trail. In above description give legal subdivision of land or describe the place with reference to some prominent landmark.)

3rd- The purpose for which said water is intended to be used is Agricultural purposes. The place of intended use is on my Homestead Claim - situated on Salmon River - about nine miles South of Salmon Idaho.

4th- It is intended to divert said water by means of Ditch and Flume - The general course of the proposed canal is North. The length of the proposed canal is about three miles. It is intended to use said water for irrigating the following described land:- My Homestead situated nine miles south of Salmon Idaho.

5th- It is intended to have the works for diversion and use of said water as aforesaid completed within two years. (This must in no case exceed five years)

Witness my hand at My ranche Idaho This 6th day of June 1895.

Henry V. Williams } Claimant

State of Idaho } ss.
County of Lemhi }

Henry V. Williams being first duly sworn depose and says that he is of lawful age and the claimant of the Water Right mentioned in the foregoing notice and whose name is subscribed thereto. That the statements in said notice are true, and that the original notice, of which the foregoing is a true copy, was posted in a conspicuous place at or near the place of intended diversion (as provided by law) on the 5th day of June 1895, at 9 o'clock A.M.

Henry V. Williams

Subscribed and sworn to before me This 11th day of June 1895.

J. F. Blough
Co. Recorder.

State of Idaho } ss.
County of Lemhi }

I hereby certify that this instrument was filed for record at request of H. V. Williams at 30 minutes past 5 o'clock P.M. This 11th day of June A.D. 1895 in my office and duly recorded in Book "B" of Water Rights, at page 117.

J. F. Blough
Ex-officio Recorder.

This Indenture, Made this 25th day of August in the year of our Lord

one thousand nine hundred and sixteen between Virgil V. Williams, of Salmon, County of Lemhi, State of Idaho, Party of the First Part, and Fred R. McCabe, of Salmon, County of Lemhi, State of Idaho, Party of the Second Part,

the part of the second part.

WITNESSETH, That the said part y of the first part, for and in consideration of

Two thousand Two hundred Fifty (\$2,250.00) DOLLARS,

Lawful money of the United States of America, to him in hand paid by the said part y of the second part, the receipt whereof is hereby acknowledged, has 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 right, title, claim and interest of the said party of the first part in and to that certain property, the same being an undivided one-fourth (1/4) interest in and to Lots three (3) and four (4) of and in block two (2) of and in North Brooklyn Addition to North Salmon, situate, lying and being in Salmon, Lemhi County, Idaho, together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in any wise appertaining, also Lot seven (7) section thirteen (13) and lots two (2) and five (5) and the West half of the South-east Quarter and the West half of the Northeast Quarter of section twenty-four (24), township 20 North of Range 21 East of the Boise Meridian, situate, lying and being in the County of Lemhi, State of Idaho, together with all and singular the water, water rights, ditches and conduits, buildings and improvements and all appurtenances in any wise belonging or appertaining to the above described property, the title to the above property having been obtained by deed, recorded in the Records of Lemhi County at pages 120-1 of Book "V" of Deeds.

Revenue Stamps \$2.50 V. V. W. 8/25/16.

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in any wise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and also all estate, right, title, interest in and to the said property, possession, claim and demand whatsoever, as well in law as in equity, of the said part y of the first part, of in or to the said premises, and every part and parcel thereof, with the appurtenances to have and hold, all and singular, the above mentioned and described premises, together with the appurtenances, unto the part y of the second part, and to his heirs and assigns forever. And the said part y of the first part, and his heirs, the said premises in the quiet and peaceful possession of the said part y of the second part, his heirs and assigns, against the said part y of the first part and his heirs, 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 party 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

John E. Rees

Virgil V. Williams (SEAL)

(SEAL)

(SEAL)

STATE OF IDAHO, } ss.
COUNTY OF LEMHI }

On this 25th day of August in the year 1916 before me, John E. Rees

a Notary Public in and for the said County, personally appeared

Virgil V. Williams known to me, to be the person whose name is

subscribed to the within instrument, and acknowledged to me that he executed the same.

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.

My Commission expires August 9, 1917.

John E. Rees

Notary Public for State of Idaho.

Residence: Salmon, Idaho.

Recorded at request of Fred R. McCabe at 31 minutes past 4 o'clock

P.M., August 25th 1916 in Book X of Deeds, on page 75 Records of

Lemhi County, Idaho.

J. L. Kirtley, Jr.

County Recorder.

By

Deputy

This Indenture, Made this 25th day of August in the year of our Lord
one thousand nine hundred and sixteen between

Ross M. Williams, of Salmon, County of Lemhi, State of Idaho, Party of the First Part, and
Fred R. McCabe, of Salmon, County of Lemhi, State of Idaho, Party of the Second Part

~~the part~~ of the second part.

WITNESSETH, That the said part y of the first part, for and in consideration of
Four thousand Two-hundred Fifty (\$4,250.00) DOLLARS,
lawful money of the United States of America, to him in hand paid by the said part y of the second part, the receipt
whereof is hereby acknowledged, has GRANTED, BARGAINED and SOLD and by these presents does GRANT, BARGAIN,
SELL, CONVEY and CONFIRM unto the said part y of the second part, and to his heirs and assigns forever, all
right, title, claim and interest of the said party of the first part in and to that certain
property, the same being an undivided one-half ($\frac{1}{2}$) interest in and to Lots three (3) and four
(4) of and in block two (2) of and in North Brooklyn Addition to North Salmon, situate, lying
and being in Salmon, Lemhi County, Idaho, together with all and singular the tenements, here-
ditaments and appurtenances thereunto belonging or in any wise appurtenant, also Lot Seven
(7) section thirteen (13) and lots two (2) and five (5) and the West half of the Southeast
Quarter and the West half of the Northeast Quarter of section twenty-four (24) township 20
North of Range 21 East of the Boise Meridian, situate, lying and being in the County of Lemhi,
State of Idaho, together with all and singular the water, water rights, ditches and conduits,
buildings and improvements and all appurtenances in any wise belonging or appurtenant to the
above described property, the title to the above property having been obtained by deeds, re-
corded in the Records of Lemhi County at page 75 of Book "Y" and pages 120-1 of Book "V" of
Deeds.

Revenue Stamps \$4.50 R. M. W. 8-25-16

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in any wise appertaining,
and the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and also all estate, right, title, interest
in and to the said property, possession, claim and demand whatsoever, as well in law as in equity, of the said part y of the first
part, of in or to the said premises, and every part and parcel thereof, with the appurtenances to have and hold, all and singular,
the above mentioned and described premises, together with the appurtenances, unto the part y of the second part, and to his
heirs and assigns forever. And the said part y of the first part, and his heirs, the said premises in the quiet
and peaceful possession of the said part y of the second part, his heirs and assigns, against the said part y
of the first part and his heirs, 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 part y 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

John E. Rees

Ross M. Williams (SEAL)

(SEAL)

(SEAL)

STATE OF IDAHO } ss.
COUNTY OF LEMHI }

On this 25th day of August in the year 1916 before me, John E. Rees
a Notary Public in and for the said County, personally appeared

Ross M. Williams known to me, to be the person whose name is
subscribed to the within instrument, and acknowledged to me that he executed the same.

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.

John E. Rees.

My Commission expires August 9, 1917.

Notary Public for State of Idaho.

Residence: Salmon, Idaho.

Recorded at request of Fred R. McCabe at 30 minutes past 4 o'clock
P.M., August 25th 1916 in Book X of Deeds, on page 74 Records of