

11/20/2006

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 75-38B
NAME AND ADDRESS: SHARON M JAKOVAC
71 RED ROCK STAGE RD
SALMON ID 83467

JACK P JAKOVAC
71 RED ROCK STAGE RD
SALMON ID 83467

SOURCE: SALMON RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 0.080 CFS

PRIORITY DATE: 04/01/1894

POINT OF DIVERSION:
T20N R22E S5 NWSWN Within LEMHI County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/01 10/31	0.080 CFS
PLACE OF USE:	<u>IRRIGATION in LEMHI County</u>		
	T21N R22E S18 SWSE 2.00		
	2 ACRES TOTAL		

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Water is delivered through the Minzer-Runsten Ditch.

08/14/2006

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 75-38B

NAME AND ADDRESS: SHARON M JAKOVAC
71 RED ROCK STAGE RD
SALMON ID 83467

JACK P JAKOVAC
71 RED ROCK STAGE RD
SALMON ID 83467

SOURCE: SALMON RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.080 CFS

PRIORITY DATE: 04/01/1894

POINT OF DIVERSION:

T20N R22E S5 NWSWNW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
04/01 10/31

QUANTITY
0.080 CFS

PLACE OF USE:

IRRIGATION Within LEMHI County

T21N R22E S18 SWSE 2.00

2 ACRES TOTAL

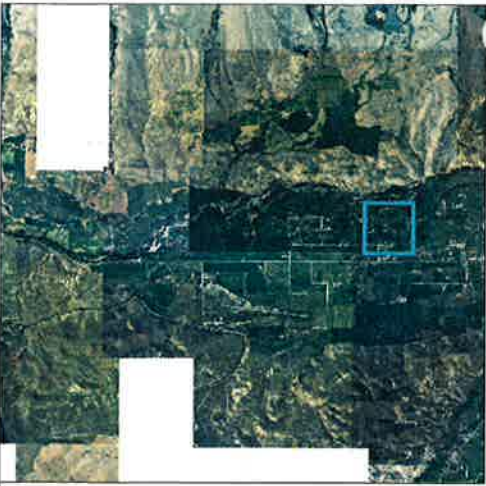
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Water is delivered through the Minzer-Runsten Ditch.

75-38B





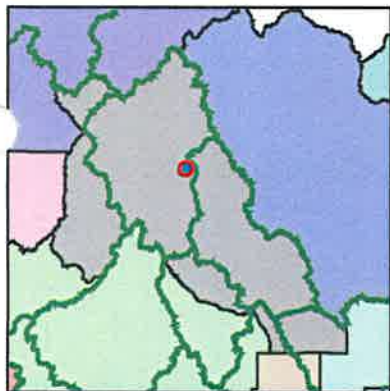
Idaho Department of Water Resources

SRBA Claim:

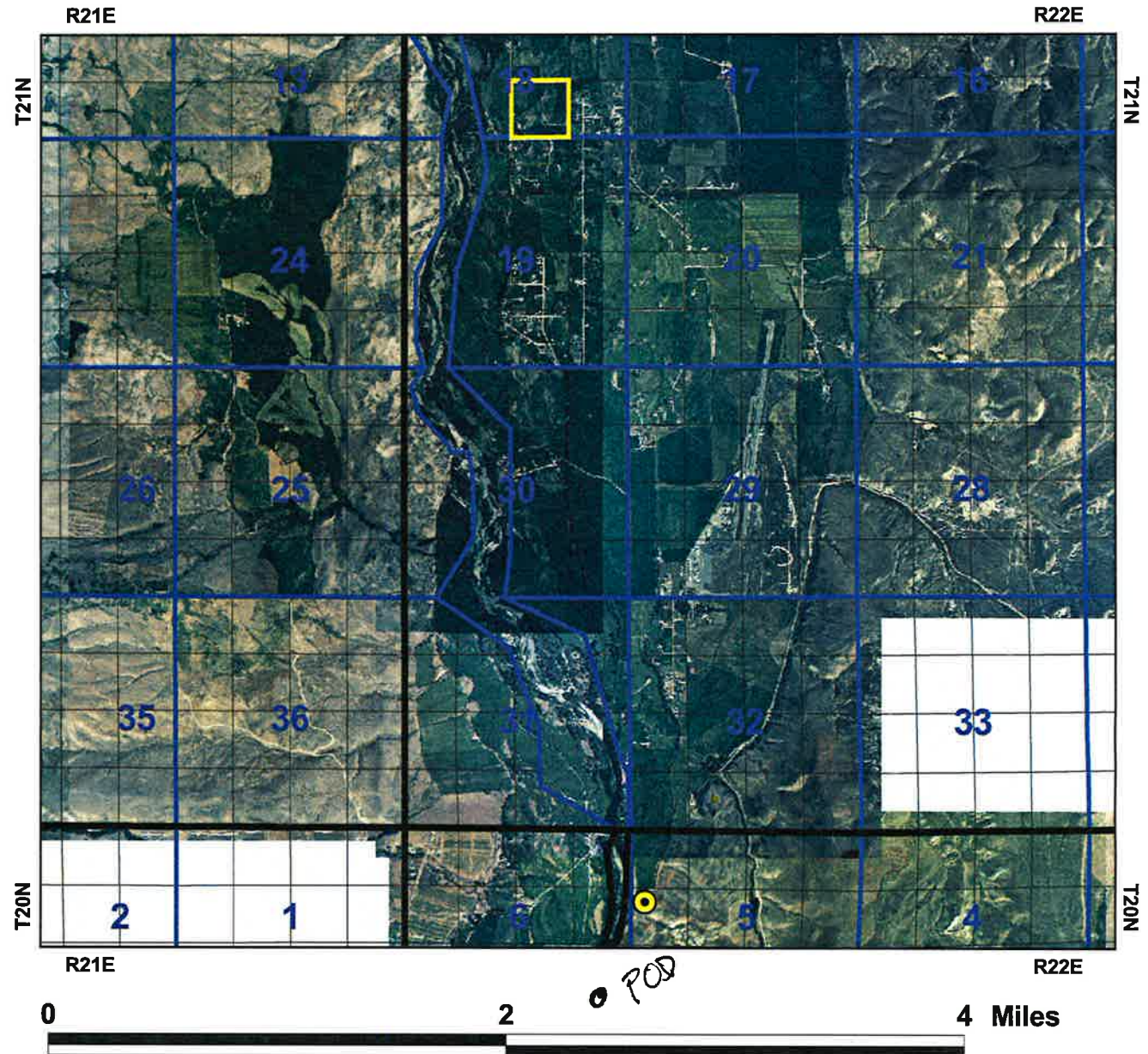
75-38B

Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Lemhi County
IDWR Basin 75



Prepared by D. Favreau
On Tuesday, May 2, 2006
1987/88 Aerial Photography

03/07/2008

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 75-38B

NAME AND ADDRESS: ANDREW B OHL
6 CHEROKEE LN
SALMON ID 83467

CHERI A OHL
6 CHEROKEE LN
SALMON ID 83467

SOURCE: SALMON RIVER

TRIBUTARY: SNAKE RIVER

Prior to the diversion and use of water under transfer 73996, the right holder shall comply with all fish screening and/or fish passage requirements of the Idaho Department of Fish and Game.

QUANTITY: 0.080 CFS

This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

PRIORITY DATE: 04/01/1894

POINT OF
DIVERSION:

T20N R22E S6 SESE Lot 14 Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.080 CFS

PLACE OF USE: IRRIGATION in LEMHI County

T21N R22E S18 SWSE 2.00

2 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).

Water is delivered through the Minzer-Runsten Ditch.

This right does not grant any right-of-way or easement across the land of another.

The right holder shall accomplish the change authorized by transfer 73996 by November 30, 2008.

Failure of the right holder to comply with the conditions of transfer 73996 is cause for the Director to rescind approval of the transfer.

Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 75C.



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A • Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177 • Web Site: www.idwr.idaho.gov

EASTERN REGION

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

March 5, 2008

Andrew and Cheri Ohl
6 Cherokee Lane
Salmon, Idaho 83467

RE: Transfer #73996 for water right(s) 75-00038B and Notice of Completed Administrative Proceeding (NCAP)

Dear Mr. and Mrs. Ohl:

On November 30, 2007, the Idaho Department of Water Resources (IDWR) approved Transfer #73996, modifying the above referenced water right. Based on this transfer, IDWR water right records for the Snake River Basin Adjudication (SRBA) have been updated.

Furthermore, as directed by the SRBA Court, this office mailed a copy of the updated water right record(s) to each party listed on the enclosed NCAP. The intent of this mailing is to ensure each party has a current record of the water right(s) as recorded in the SRBA.

Please feel free to contact me if you have any questions concerning this matter.

Respectfully,

Denise Kidman
Water Resource Agent

SCANNED
MAR 07 2008

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

In Re SRBA)

Water Rights: 75-00038B

Case No. 39576)

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following Administrative proceeding:

☐ Address change

☐ Substitution of Party

☒ I.C. § 42-222 transfer

☒ point of diversion ☐ place of use

☐ period of use ☐ nature of use

☐ split of water right ☐ change in ownership

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: March 7, 2008

Ernest Carlson

Signature of IDWR Representative

SCANNED

MAR 07 2008

CERTIFICATE OF MAILING

I certify that on March 7, 2008, I mailed the original and copies of this form to the following persons, postage prepaid by regular mail and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls ID 83303-2707

2. One copy to:

Claimant/Seller for Substitution of Party or attorney of record:
Andrew B. Ohl
Cheri A. Ohl
6 Cherokee Lane
Salmon, Idaho 83467

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:

4. One copy to:

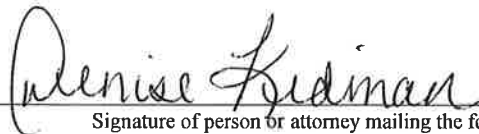
Each party in the subcase, or attorney of record

5. One copy each to:

Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449

6. One Copy to:

United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724


Signature of person or attorney mailing the form

SCANNED
MAR 07 2008

03/07/2008

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 75-38B

NAME AND ADDRESS: ANDREW B OHL
6 CHEROKEE LN
SALMON ID 83467

CHERI A OHL
6 CHEROKEE LN
SALMON ID 83467

SOURCE: SALMON RIVER

TRIBUTARY: SNAKE RIVER

Prior to the diversion and use of water under transfer 73996, the right holder shall comply with all fish screening and/or fish passage requirements of the Idaho Department of Fish and Game.

QUANTITY: 0.080 CFS

This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

PRIORITY DATE: 04/01/1894

POINT OF
DIVERSION:

T20N R22E S6 SESE Lot 14 Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.080 CFS

PLACE OF USE: IRRIGATION in LEMHI County

T21N R22E S18 SWSE 2.00

2 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

SCANNED

MAR 07 2008

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).

Water is delivered through the Minzer-Runsten Ditch.

This right does not grant any right-of-way or easement across the land of another.

The right holder shall accomplish the change authorized by transfer 73996 by November 30, 2008.

Failure of the right holder to comply with the conditions of transfer 73996 is cause for the Director to rescind approval of the transfer.

Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 75C.

SCANNED

MAR 07 2003

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 73996

This is to certify that: ANDREW B OHL Or
 CHERI A OHL
 6 CHEROKEE LN
 SALMON ID 83467

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
75-38B	AJC/Decreed	04/01/1894	0.08 cfs	N/A	N/A	2.0	SALMON RIVER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
75-38B	NO	YES	NO	NO	NO	NO

Summary of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
75-38B	75-38B	0.08 cfs	N/A	N/A	2.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		0.08 cfs	N/A	N/A	2.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 30th day of November, 20 07

Shelley W. Keen
 for Chief, Water Allocation Bureau

WATER RIGHT NO. 75-38B
As Modified by Transfer No. 73996

In accordance with the approval of Transfer No. 73996, Water Right No. 75-38B is now described as follows.

Right Holder: ANDREW B OHL Or
CHERI A OHL
6 CHEROKEE LN
SALMON ID 83467

Priority Date: April 01, 1894

Source: SALMON RIVER

Tributary: SNAKE RIVER

BENEFICIAL USE

IRRIGATION

From

04/01 to 10/31

To

Diversion Rate

0.08 CFS

0.08 CFS

LOCATION OF POINT(S) OF DIVERSION:

SALMON RIVER

L14 (SESE)

Sec. 6 Twp 20N Rge 22E LEMHI County

PLACE OF USE:

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
21N	22E	18																2.0	2.0

Total Acres: 2

CONDITIONS OF APPROVAL

- EXP R051** ✓ Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 75C.
- EXP R43** ✓ The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
- Qty R59** ✓ This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
- EXP 0044** ✓ This right does not grant any right-of-way or easement across the land of another.
- EXP F016** ✓ Water is delivered through the Runsten Mintzer Ditch.
- SOURCE 029** ✓ Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening and/or fish passage requirements of the Idaho Department of Fish and Game.
- EXP T07** ✓ The right holder shall accomplish the change authorized by this transfer ⁷³⁹⁹⁶ within one year(s) of the date of this approval. *by Nov. 30, 2008*
- EXP T08** ✓ Failure of the right holder to comply with the conditions of this transfer ⁷³⁹⁹⁶ is cause for the Director to rescind approval of the transfer.

WATER RIGHT NO. 75-38B
As Modified by Transfer No. 73996

CONDITIONS OF APPROVAL

- ✓ Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 30th day of November, 20 07

Shelley W. Keen
for Chief, Water Allocation Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

AUG 31 2003

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided, if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
	75-388				

2. The following **REQUIRED** information must be submitted with this form:

A. ~~The appropriate FEEING FEE. See instructions for fee amounts.~~

- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or SURVEY MAP clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) are for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the PLAT OF PROPERTY or SURVEY MAP.

3. Name and Address of Former Owner/Claimant(s)

Jack P + Sharon JAKOVAC

Salmon ID 83467

4. New Owner/Claimant(s)

ANDREW B Yon Cheri A. Ohl

Name Connector (Check one): ☐ and, ☐ or, ☒ and/or

New Mailing Address

6 Cherokee Ln

City, State and ZIP Code

Salmon ID 83467

New Telephone Number

(208) 756-4148

5. Date you acquired the property

6-24-92

Signature of New Owner(s) or Claimant(s)
(include title if applicable)

Andrew B Ohl

WARRANTY DEED

For Value Received

JACK P. JAKOVAC AND SHARON M. JAKOVAC, husband and wife

the grantors, do hereby grant, bargain, sell and convey unto

ANDREW B. OHL AND CHERI A. OHL, husband and wife

whose current address is

Rt. 1, Box 179F
SALMON, ID 83467

the grantees, the following described premises, in LEMHI County Idaho, to wit:

PARCEL I:

A PARCEL OF LAND LOCATED IN THE SW 1/4 SE 1/4, SECTION 18, T. 21 N., R 22 E., BOISE MERIDIAN, LEMHI COUNTY, IDAHO MORE PARTICULARLY DESCRIBED AS FOLLOWS;

COMMENCING AT THE SOUTHEAST CORNER OF SAID SECTION 18, FROM WHICH THE NORTHEAST CORNER OF SECTION 18 BEARS N. 00° 03' 00" W., RUN THENCE WEST A DISTANCE OF 1653.30 FT. TO THE POINT OF BEGINNING.;

THENCE CONTINUING WEST A DISTANCE 316.65 FT.;

THENCE N. 00° 03' 00" W. A DISTANCE OF 264.00 FT.;

THENCE EAST A DISTANCE OF 316.65 FT.;

THENCE S. 00° 03' 00" E. A DISTANCE OF 264.00 FT. TO THE POINT OF BEGINNING.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that they are free from all incumbrances

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: JULY 31 1991

JACK P. JAKOVAC

SHARON M. JAKOVAC

STATE OF IDAHO, COUNTY OF LEMHI
On this day of JULY, 19 91
before me, a notary public in and for said State, personally appeared

JACK P. JAKOVAC AND SHARON M. JAKOVAC

known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

STEVEN R. GORDON, Notary Public
Residing at Salmon, Idaho
Comm. Expires 12-17-1991

State of Idaho)
County of Lemhi) ss No. 211033

This instrument was filed for record at the request of American Land Title at 3:25 o'clock P M 7-31 19 91 and duly filed and indexed in the records of Lemhi County

Alberta Wladarick
Ex-Officio Recorder
By Lynn J. Morton Deputy
Fees: 30.91

WARRANTY DEED

For Value Received

GEORGE JAKOVAC AND HELEN JAKOVAC, husband and wife

the grantor s, do hereby grant, bargain, sell and convey unto

ANDREW B. OHL AND CHERI A. OHL, husband and wife

whose current address is

RT. 1 BOX 179F
SAIMON, ID 83467

the grantee s, the following described premises, in LEMHI County Idaho, to wit:

A PARCEL OF LAND LOCATED IN THE S1/2SE1/4, SECTION 18, T. 21 N., R. 22 E., BOISE MERIDIAN, LEMHI COUNTY, IDAHO MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF SAID SECTION 18, FROM WHICH THE NORTHEAST CORNER OF SECTION 18 BEARS N. 00 DEGREES 03' 00" W., RUN THENCE WEST A DISTANCE OF 1020.00 FT. TO THE POINT OF BEGINNING;

THENCE CONTINUING WEST A DISTANCE OF 316.65 FT.;

THENCE N. 00 DEGREES 03' 00" W. A DISTANCE OF 264.00 FT.;

THENCE EAST A DISTANCE OF 316.65 FT. TO A POINT ON CHEROKEE LANE;

THENCE S. 00 DEGREES 03' 00" E. A DISTANCE OF 264.00 FT. TO THE POINT OF BEGINNING.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee s that the y are the owner s in fee simple of said premises; that they are free from all incumbrances

and that the y will warrant and defend the same from all lawful claims whatsoever.

Dated: June 24, 1992

George Jakovac
GEORGE JAKOVAC

Helen Jakovac
HELEN JAKOVAC

STATE OF IDAHO, COUNTY OF LEMHI
On this 24th day of JUNE, 19 92,
before me, a notary public in and for said State, personally
appeared

GEORGE JAKOVAC AND HELEN JAKOVAC

Laurie M. Santee
NOTARY
known to me to be the person s whose name s are
subscribed to the within instrument, and acknowledged to
me, that they executed the same.

Laurie M. Santee
LAURIE M. SANTEE Notary Public
Residing at SAIMON, Idaho
Comm. Expires 6-19-1995

State of Idaho)
County of Lemhi) ss. No. 214926

This instrument was filed for record at
the request of American Land Title
at 3:43 o'clock P.m. 6-29 19 92
and duly filed and indexed in the
records of Lemhi County

Alberta Wiedetrisk

Ex-Officio Recorder
By Lorrie J. Norton Deputy
Fees: 30

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION SECTION
CLAIM VERIFICATION FIELD EXAM SHEET
(Use with the ECVR)**

CLAIM NO(s). 75-38B

1. ☐ No Change NAME IS SAME
☒ NEW OWNER: Andrew and/or Cheri Ohl
☐ No Change ADDRESS
☒ NEW ADDRESS: 6 N. Cherokee Rd. Salmon, ID 83467
2. ☐ No Change - DATE OF PRIORITY: Completed evidence submitted
☐ Incomplete - Claimant should be asked during the exam when was water first used and submit proof of date of priority.

Priority date, per claimant, is: _____
(If the priority date, based on your exam, seems questionable, explain below.)

3. ☒ No Change — SAME SOURCE
☐ Source is different than that claimed:

Source found: _____

4. No Change — POINT OF DIVERSION
☒ Point of diversion is different than the claim and/or new P/D's:
GPS Site Tag No.: A0015026

Township 20 N Range 22 E Section 16 1/4 NW 1/4 SE 1/4 SE
Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____

5. ☒ No Change - DESCRIPTION OF DIVERTING WORKS
☐ Incomplete description, list below:

Concrete structure w/ adjustable headgate

6. ☒ No Change - WATER USES
☐ Different uses, (list uses found):

Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____
Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____
Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____

7. ☒ No Change - TOTAL VOLUME

☐ Incomplete on claim, the total is, Amount _____ CFS _____ AFA

☐ Changes found, the new total is, Amount _____ CFS _____ AFA

8. ☒ No Change - NON-IRRIGATION USES:

☐ Changes Exam found:

Domestic # of homes: _____ Stock # _____ List types: _____

Additional comments: _____

9. ☒ No Change — PLACE OF USE: (If changed, list below.)

Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____
Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____
Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____
Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____

Remarks: (Comments pertinent to field examination) ☐ See additional attachment

Water Delivered through the Minzer - Runsten
Ditch (S14).

☐ SYSTEM DIAGRAM INCLUDED

☐ NA

☒ Shown on GIS Layout

☐ CK IF IN OFFICE EXAM

DATE EXAM CONDUCTED: 06-28-06

FIELD EXAMINER:

Asher Barton
Print Name
Asher Barton
Signature

01/08/2007

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RECEIVED
JAN 29 2007
IDWR/North

RIGHT NUMBER: 75-38B
NAME AND ADDRESS: SHARON M JAKOVAC
71 RED ROCK STAGE RD
SALMON ID 83467

JACK P JAKOVAC
71 RED ROCK STAGE RD
SALMON ID 83467

SOURCE: SALMON RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 0.080 CFS

PRIORITY DATE: 04/01/1894

POINT OF
DIVERSION: T20N R22E S5 NWSWNW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.080 CFS

PLACE OF USE: IRRIGATION in LEMHI County

T21N R22E S18 SWSE 2.00

2 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

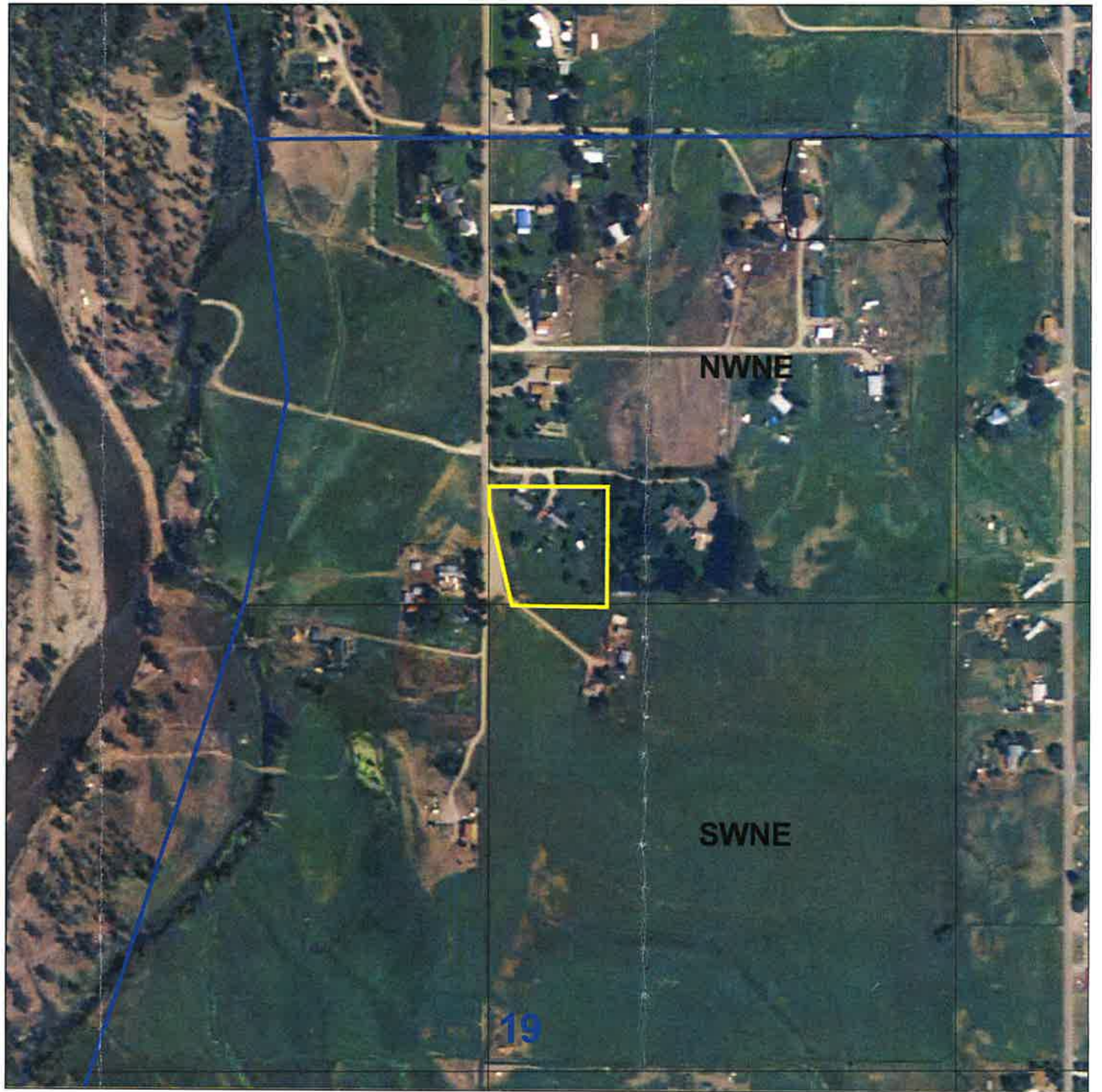
This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Water is delivered through the Minzer-Runsten Ditch.

We do not own this
property !!!

75-38B



11/20/2006

**NOTICE OF ERROR
REPLY**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: 12/13/2006

Water right number: 75-38B

SHARON M JAKOVAC
71 RED ROCK STAGE RD
SALMON ID 83467
Telephone Number: (208)756-3885

JACK P JAKOVAC
71 RED ROCK STAGE RD
SALMON ID 83467
Telephone Number: (208)756-3885

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

____ I AGREE with this proposed recommendation: no changes need to be made.

DATE: _____ SIGNATURE: _____

Please print your name: _____

IDWR Regional Office, 7600 Mineral Drive, Suite 100, Coeur D' Alene, ID 83815, 2087622800

ASSIGNMENT

KNOW ALL MEN BY THESE PRESENTS: MICHAEL L. BOSACK, J.,
and JANET BOSACK, husband and wife, parties of the first
part, hereinafter called "Assignors", for and in consideration
of the sum of ONE DOLLAR and other valuable considerations, the
receipt whereof is hereby acknowledged, hereby assign, convey,
set over and quitclaim unto JACK JAKOVAC, a single man, the
party of the second part, hereinafter called "Assignee", all
their right, title and interest in and to three (3) shares in
the irrigation ditch known as the 3-K Ditch, with its point
of diversion at the Salmon River at the following location:
The NE $\frac{1}{4}$ of Section 19, Township 21 North, Range 22 E., B.M.
The water right herein being conveyed is represented by
three shares in the said ditch and formerly irrigated the following
described lands:

Lot No. 2, Mike's Acres, as more particularly shown in
the office plats to Lemhi County being 2.55 acres and
line in assumed NW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$.

The lands which shall be irrigated with the said waters
by the assignee are more particularly described in Exhibit B
and said water shall be appurtenant thereto.

The water right herein being conveyed is 9 miner's inches
of Salmon River water with a 4-1-94 and 6-24-15 priority date.

To have and to hold the same unto the Assignee, his heirs,
executors and administrators, and assigns, forever, to and for
his and their own proper use and benefit.

And assignors hereby fully authorize and empower the said

ASSIGNMENT

DO NOT FILE

Assigned to use said water and interest in said ditch company
in the same manner and to all intents and purposes as Assignors,
themselves might or could do if these presents were not executed.

IN WITNESS WHEREOF, we have executed this Assignment at
Salmon, Idaho this 31st day of January, 1935.

Willard L. Leland
John C. Grack

31st
DO NOT FILE

Before me, the under-
signed, personally
known to me, and
subscribed to the within
instrument, and acknowledged
the same.

Wm. L. Leland
Notary Public for State of Idaho
Salmon, Idaho
12/85



STATE OF IDAHO) ss. NO. 174964
COUNTY OF LEMHI)

This instrument was filed for record at the request of
James C. Herndon

on 3:11 P. M. Feb 13 1935

and duly filed and indexed in the
ASSIGNMENT Records of Lemhi County,
Idaho.

Alberta Wiederrick

Ex-Officio Recorder
James C. Herndon
No. 4.00 p4

ASSIGNMENT

SCANNED

OCT 03 2001

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: A75-00038B

Date Received: 4/26/1990

Receipt No: M506802

Received By: IB

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JACK P. JAKOVAC 208-756-3885
Address: RT 1, BOX 275-16
SALMON, ID 83467

OR

Name: SHARON M. JAKOVAC 208-756-3885
Address: RT 1, BOX 275-16
SALMON, ID 83467

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 of	Lot	County
20N	22E	5	NW	SW	NW		LEMHI

5. Description of diverting works:
DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.100		

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

8. Total consumptive use is 6.2 Acre Feet Per Annum.

9. Non-irrigation uses:

A7500038B



A75-00038B

Page 1

Date: 04/26/90

MICROFILMED

DEC 15 1992

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
21N	22E	18	SW SE		IRR	6.0
Section Acres						6.0
Total Acres						6.0

11. Place of use in counties: LEMHI

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:

FLows CARRIED BY MINZER - RUNSTEN DITCH.

THIS CLAIM REPRESENTS A CHANGE IN THE POINT OF DIVERSION AND AN
ASSIGNMENT OF WATER. SEE ATTACHED.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

H. V. FERGUSON ET AL
Decree Plaintiff

vs

T. FERGUSON ET AL
Decree 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: 4

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Sharon McGowan Date: April 30, 90

Date: _____

State of Idaho)
County of Lemhi) SS.
_____)

Subscribed and sworn (or affirmed) before me this 30th day
of April 19 90

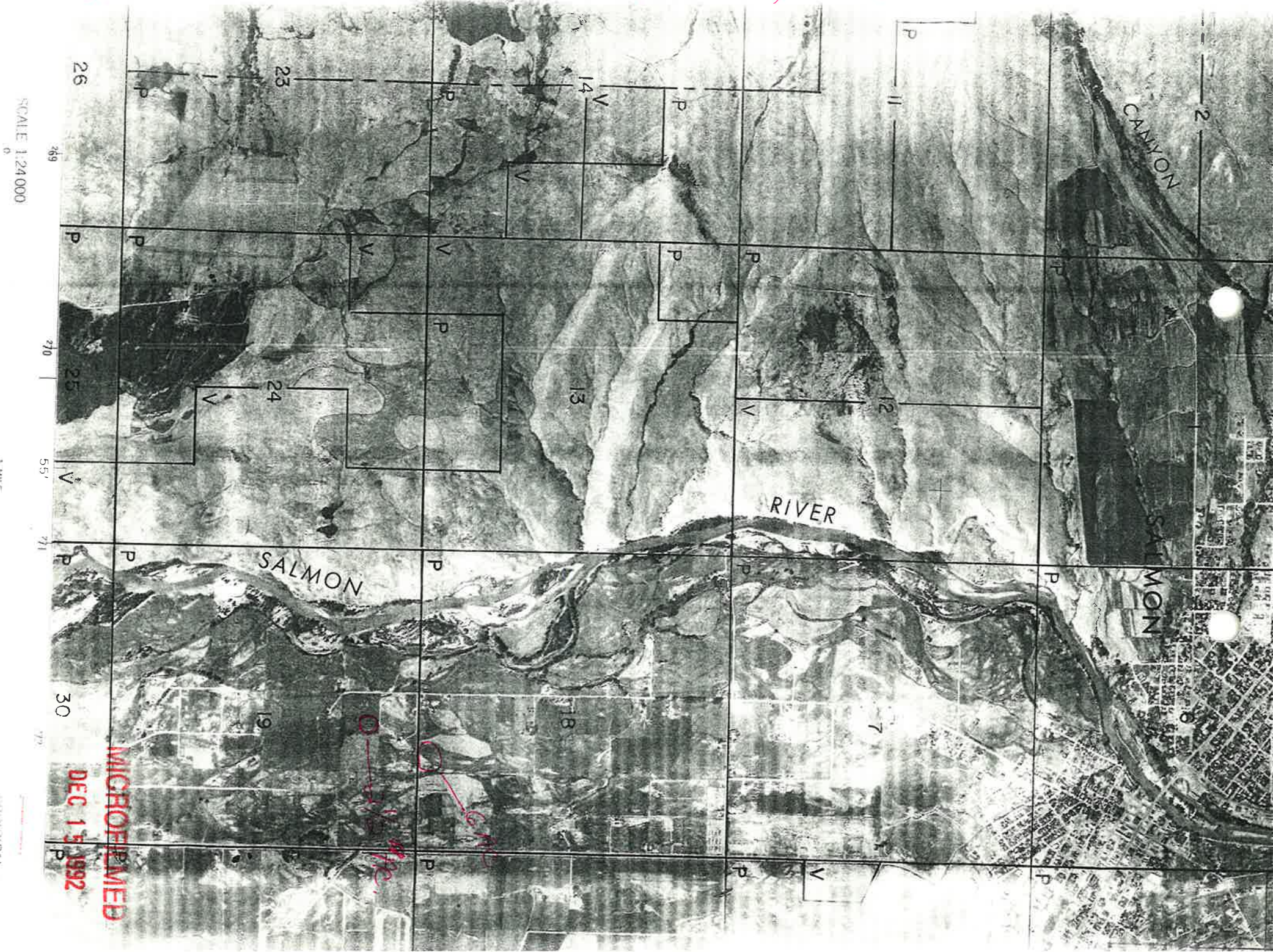
Anna Baumhoff
Notary Public

Seal

Residing at Anna Baumhoff, Notary Public
Residing at Boise, Idaho
My Commission Expires December 7, 1994

A75-00038 B

P14 T21N, R22E, Sec. 18 & 19





A75-00038B

p/D

T20N, R24E, Sec. 5, SWNW

Warranty Deed

For Value Received

MARK E. JOHNSON AND ALANNA K. JOHNSON, HUSBAND AND WIFE

the grantor S, do hereby grant, bargain, sell and convey unto

ANDREW B. OHL AND CHERI A. OHL, HUSBAND AND WIFE

whose current address is

RT. 1 BOX 179F
SALMON, ID 83467

the grantee S, the following described premises, in LEMHI

County Idaho, to wit:

A PARCEL OF LAND LOCATED IN THE SW1/4SE1/4, SECTION 18,
T. 21 N., R. 22 E., BOISE MERIDIAN, LEMHI COUNTY, IDAHO, MORE
PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF SAID SECTION 18,
FROM WHICH THE NORTHEAST CORNER OF SECTION 18 BEARS N. 00
DEGREES 03' 00" W., RUN THENCE WEST A DISTANCE OF 1336.65 FEET
TO THE POINT OF BEGINNING;

THENCE CONTINUING WEST A DISTANCE OF 316.65 FT.;

THENCE N. 00 DEGREES 03' 00" W., A DISTANCE OF 264.00
FT.;

THENCE EAST A DISTANCE OF 316.65 FT.;

THENCE S. 00 DEGREES 03' 00" E. A DISTANCE OF 264.00 FT.
TO THE POINT OF BEGINNING.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee S,
their heirs and assigns forever. And the said Grantor S do hereby covenant to and with the said
Grantee S, that they're the owners in fee simple of said premises; that they are free from all incumbrances

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: February 11, 1997

Mark E. Johnson
MARK E. JOHNSON

Alanna K. Johnson
ALANNA K. JOHNSON

STATE OF IDAHO, COUNTY OF LEMHI
On this 11th day of February, 1997
before me, a notary public in and for said State, personally appeared
MARK E. JOHNSON AND ALANNA K.
JOHNSON

known to me to be the person S, whose name S are
subscribed to the within instrument, and acknowledged to me that
they executed the same.

TEVEN R. GOTT
SALMON, Idaho
Notary Public
Comm. Expires 12-14-1997

State of Idaho) SS No. 232620
County of Lemhi

This instrument was filed for record at the request
of Alliance Title
at 4:40 o'clock p.m. Feb 21 1997
and duly filed and indexed in the records of Lemhi
County

By Alberta Wiederrick Deputy
Ex-Officio Recorder
Fee 30
Return to Handled