

11/08/2006

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

RIGHT NUMBER: 75-66

NAME AND ADDRESS: NANCY LINELL BILLS
BOX 137
CARMEN ID 83462

SOURCE: CARMEN CREEK

TRIBUTARY: SALMON RIVER

QUANTITY: 1.500 CFS

PRIORITY DATE: 05/01/1885

POINT OF DIVERSION:

T22N R22E S9 SENW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
4/01 11/01

QUANTITY
1.500 CFS

PLACE OF USE:

IRRIGATION in LEMHI County

T22N R22E S17	NENE	5.00	T22N R22E S17	NWNE	31.00
T22N R22E S17	SWNE	7.50	T22N R22E S17	NENW	34.00
T22N R22E S17 Lot 1	SWNW	5.90	T22N R22E S17	SENE	26.00
T22N R22E S17	NESW	2.10			

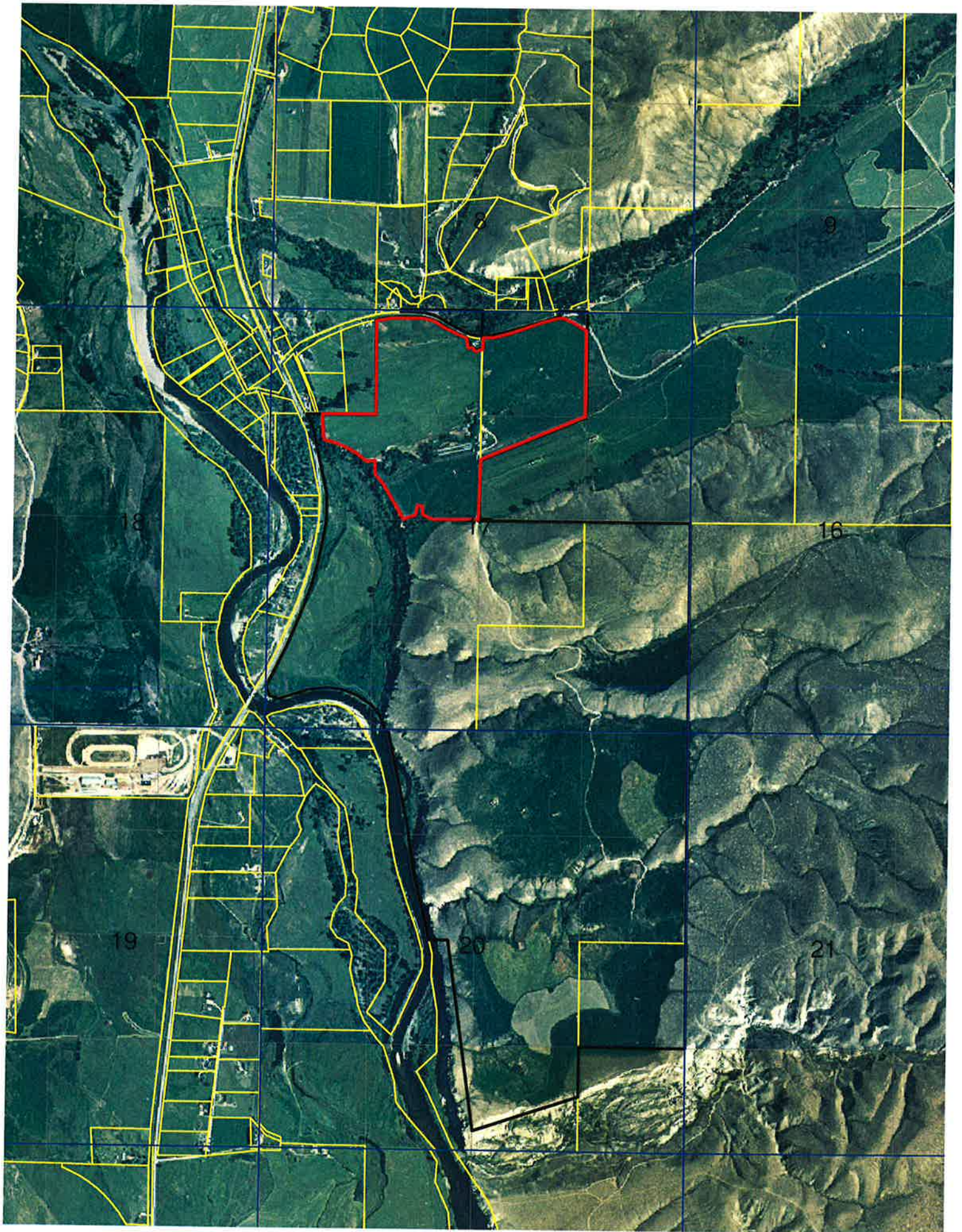
111.5 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 111.5 acres in a single irrigation season. Combined Right Nos.: 75-66, 75-10061AB and 75-10062Z.

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



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: 75-66

NANCY LINELL BILLS

BOX 137

CARMEN ID 83462

Telephone Number: (208)756-3147

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:

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

DATE: 12/07/06

SIGNATURE: Nancy Linell Bills

Please print your name: _____

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

SCANNED ✓
DEC 11 2006

RECEIVED

DEC 08 2006

IDWR/North

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

RECEIVED**JUN 09 2005**

Department of Water Resources

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

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 (under the "split" heading), 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
	75-66			75-10661AB	
	75-4339				
	75-2123				
	75-10630				
	75-10662Z				

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

- A. The appropriate **FILING 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) is 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)

JOHN FRANCIS + NANCY LINELL BILLS
 Salmon ID

4. New Owner/Claimant(s)

NANCY LINELL BILLS

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

New Mailing Address

PO Box 137

City, State and ZIP Code

CARMEN ID 83462

New Telephone Number

208-752-3137

5. Date you acquired the property

3/19/2003

SCANNED
 JUN 9 2005

6. **If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7.** If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) Nancy Linnell Bills
(include title if applicable)

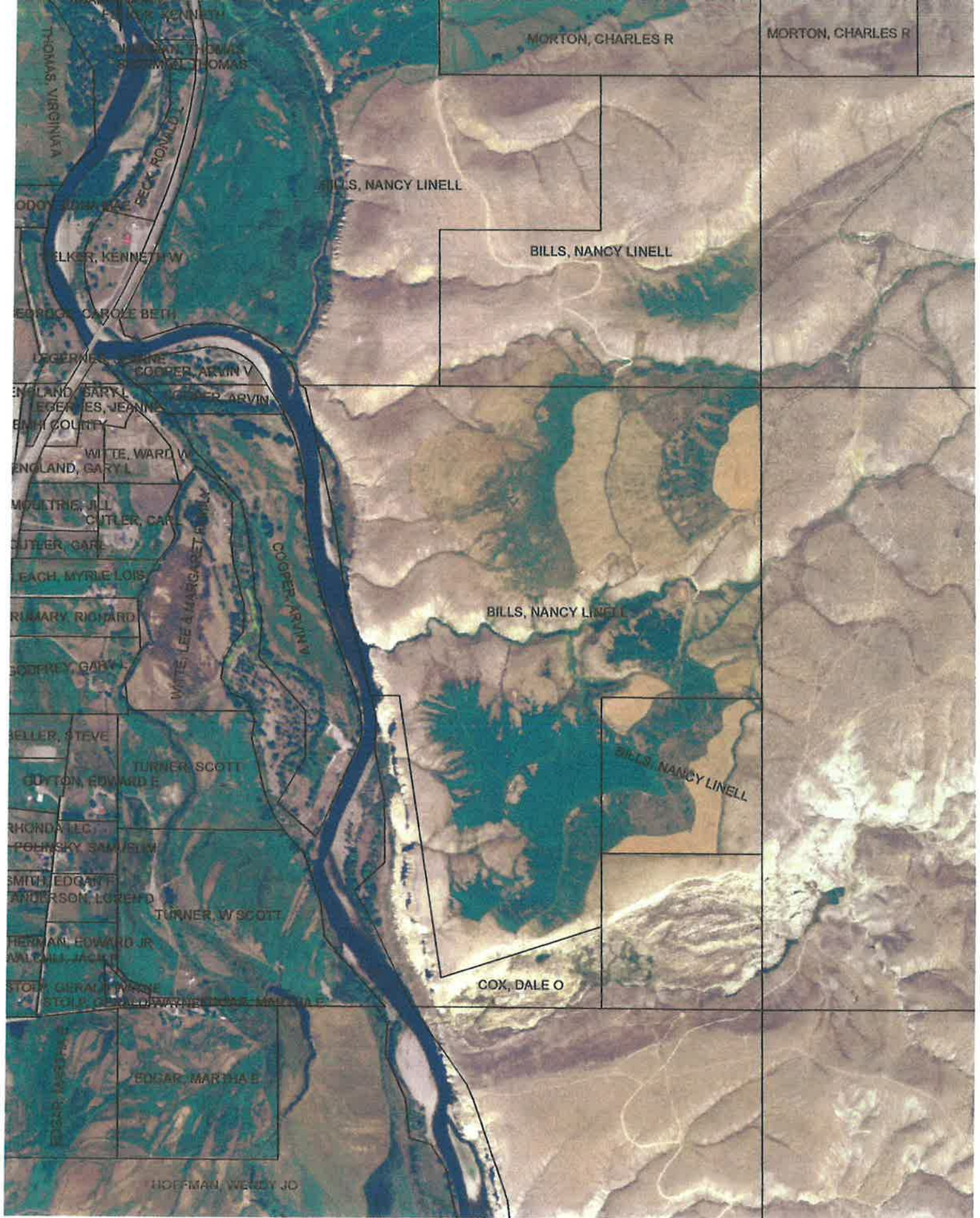
For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by _____ Date _____ Fee _____
 Receipted by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

SCANNED
JUN 9 2005

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JUN 09 2005



SCANNED
JUN 09 2005

SCHEDULE OF COMMUNITY PROPERTY
JON FRANCIS BILLS
(DOD 10-23-2002)

REAL PROPERTY: Located in the County of Lemhi, State of Idaho, more particularly described as follows to-wit:

Parcel 1:

The E $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 17; Lot 6, NE $\frac{1}{4}$, Sec. 20; all in Township 22 N., R. 22 East Boise Meridian. Containing approximately 307.50 acres;

Also, a part of Lots 7 and 8, and the W $\frac{1}{2}$ SE $\frac{1}{4}$ of Sec. 20, T. 22 N., R. 22 East Boise Meridian, more particularly described as follows, to-wit:

Commencing at the East Quarter Corner of said Sec. 20, run thence West along the North boundary of the SE $\frac{1}{4}$ of Sec. 20, a distance of 1320 feet to the Northeast corner of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 20 and the point of beginning; continuing thence West 1653 feet; thence S. 7° 58' E. 2403.2 feet; thence N. 72° 00' E. 1387.9 feet to a point on the East boundary of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 20; thence North along the East boundary of the W $\frac{1}{2}$ SE $\frac{1}{4}$ of Sec. 20 a distance of 1951.1 feet to the point of beginning, containing approximately 74.72 acres.

Together with all improvements on the above described premises.

Parcel 2:

The East Half of the Northwest Quarter and the Lots numbered One and Two of Section Seventeen in Township Twenty-two North of Range Twenty-two East of Boise Meridian in Idaho, containing one hundred and fifty three acres and ten hundredths of an acre.

Together with all ditches, water, water rights pertaining to and used in connection with the above described property. Also, all range and range rights.

Being all and the same property described in patent from the United States Government, dated February 9, 1901, recorded in the office of the County Records of said County of Lemhi, in Book "K" of Deeds, at page 304.

ALSO, Lot 3, the East Half of the Southwest Quarter, the Northwest Quarter of the Southeast Quarter, Section Seventeen (17) and Lot Five (5) Section Twenty (20), all in Township 22 North, Range 22, East of the Boise Meridian, containing approximately 197 acres.

Together with all water, water rights, ditch and ditch rights, range and range rights; and Together with all improvements on the above described premises.

ALSO, the following described property, also in Lemhi County, Idaho, to-wit:

The NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 17 and that part of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 17 described as beginning at the NW corner of said subdivision and run thence South on the Westerly side line thereof 558 feet; thence northeasterly to the Northeast corner of said subdivision and thence Westerly to the place of beginning; all in Township 22 North, Range 22 East of the Boise Meridian, containing approximately 48.5 acres of land.

6. The surviving spouse, NANCY LINELL BILLS, is the sole heir or devisee of the Decedent.

7. The Decedent died testate, leaving a will dated October 25, 1995. The Will was validly executed and is the Last Will and Testament of the Decedent.

8. The schedule of property attached to this Decree is a full and complete inventory of the property owned by the Decedent and the character of the property is community.

NOW, THEREFORE, IT IS ORDERED, ADJUDGED AND DECREED:

1. That the Petitioner, NANCY LINELL BILLS, is the surviving spouse of the Decedent and is the sole heir or devisee of the Decedent.

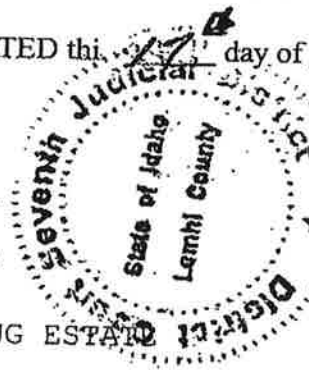
2. The property of the Decedent described hereinabove is hereby vested in and distributed to NANCY LINELL BILLS, free and clear of all right, title, claim or demand of any person or persons claiming or attempting to claim under the Estate of the Decedent as heir, devisee, or otherwise, except as a proper creditor.

3. The surviving spouse shall assume and be liable for any and all indebtedness that might be a claim against the estate of the Decedent.

4. That any other community property not now known or discovered which may belong to said decedent or said estate and the petitioner, or in which the said decedent and petitioner may have an interest, be, and the same hereby is distributed and vested in NANCY LINELL BILLS, absolutely.

5. There shall be no further administration of the Estate of the Decedent.

DATED this 17th day of March 2003.



[Signature]
 HERRY R. MEYERS
 Magistrate Judge

sumpro\BILLS\dve\1471-02

DECREE VESTING ESTATE

Milton A. Slavin
Attorney at Law
116 North Center Street
Salmon, Idaho 83467
Telephone: 208-756-2030
ISBN 1517

Attorney for Estate

FILED 3-17-2003
TIME 9:10am

LEMHI COUNTY CLERK

BY Bmf DEPUTY

State of Idaho)
County of Lemhi) SS No. **253901**

This Instrument was filed for record at the request
of Milton A. Slavin
at 1:42 o'clock p.m. 3/19 2003

and duly filmed and indexed in the records of Lemhi
County

Terri J. Morton
Ex-Officio Recorder

By Brenda A. Morton Deputy

Fee 12.00

Return to _____

IN THE DISTRICT COURT OF THE SECOND JUDICIAL DISTRICT OF
THE STATE OF IDAHO, IN AND FOR THE COUNTY OF LEMHI

In the Matter of the Estate
of:

JON FRANCIS BILLS,

Deceased.

Case No. SP 03-14

**DECREE VESTING ESTATE
IN SURVIVING SPOUSE**

Upon consideration of the Petition for Summary Administration of Estate in Which Surviving
Spouse is Sole Beneficiary filed by NANCY LINELL BILLS on the 31st day of January
2003, the Court finds that:

1. The facts set forth in the Petition are true.
2. The required notice has been given or waived.
3. The Decedent, JON FRANCIS BILLS died on the 23rd day of October, 2002, while
domiciled in Lemhi County, Idaho.
4. Venue is proper as the decedent owned real property in Lemhi County, Idaho.
5. The Decedent, JON FRANCIS BILLS and NANCY LINELL "CORBETT" BILLS
were duly married at Idaho Falls, County of Bonneville, State of Idaho, on the 10th day of June, 1959,
and remained married until the date of Decedent's death.

DECREE VESTING ESTATE

PAGE 1

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JUN 09 2005

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: A75-00066
Date Received: 5/08/1990
Receipt No: 11066947
Received By: DC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JON F. BILLS
Address: BOX 137
CARMEN, ID 83462 208-756-3147

OR

Name: NANCY LINELL BILLS
Address: BOX 137
CARMEN, ID 83462 208-756-3147

2. Date of Priority: MAY 01, 1885

3. Source: CARMEN CREEK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
22N	22E	9	SE	NW			LEMHI

5. Description of diverting works:
HEADGATE/DITCHES TO FLOOD IRR.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.500		

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

8. Total consumptive use is 337.5 Acre Feet Per Annum.

9. Non-irrigation uses:
S/ 500 HEAD CATTLE

A75-00066

Page 1

Date: 05/08/90

MICROFILMED

DEC 15 1992

A7500066

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
22N	22E	17	NW		NE		IRR	40.0
			SW		NE		IRR	8.0
			NE		NW		IRR	40.0
			SW		NW		IRR	10.0
			SE		NW		IRR	37.0
							Section Acres	135.0
							Total Acres	135.0

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:
75-10061, 10062

14. Remarks:
P/D NOT GIVEN IN DECREE.

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

DAVID MCNUTT, ET AL.
Decree Plaintiff

vs

THOMAS PALMER 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: 1

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): *J. I. Bills* Date: 5-8-90

Date: _____

State of Idaho)
County of Heise) SS.

Subscribed and sworn (or affirmed) before me this 8 day
of May 19 90

Dave Cals
Notary Public

Seal

Residing at Heise, Id
My Commission Expires 2/26/96

R27

R22E

SALMON NW QUADRANGLE
IDAHO
7.5 MINUTE SERIES (ORTHO PHOTOQUAD)

72

73

530 000 FEET

74

113° 52' 30"



MICROFILMED

DEC 15 1992