

12/15/2006

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

RIGHT NUMBER: 75-4086

NAME AND ADDRESS: LAZY H RANCH LLC
9 DUNKIN LN
NORTH FORK ID 83466

SOURCE: FOURTH OF JULY CREEK

TRIBUTARY: SALMON RIVER

QUANTITY: 0.360 CFS

PRIORITY DATE: 04/01/1895

POINT OF DIVERSION:

T24N R21E S35 SENE Within LEMHI County

T24N R21E S35 NWSE Within LEMHI County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

08/02 11/01

0.270 CFS

04/01 08/01

0.360 CFS

PLACE OF USE: IRRIGATION in LEMHI County

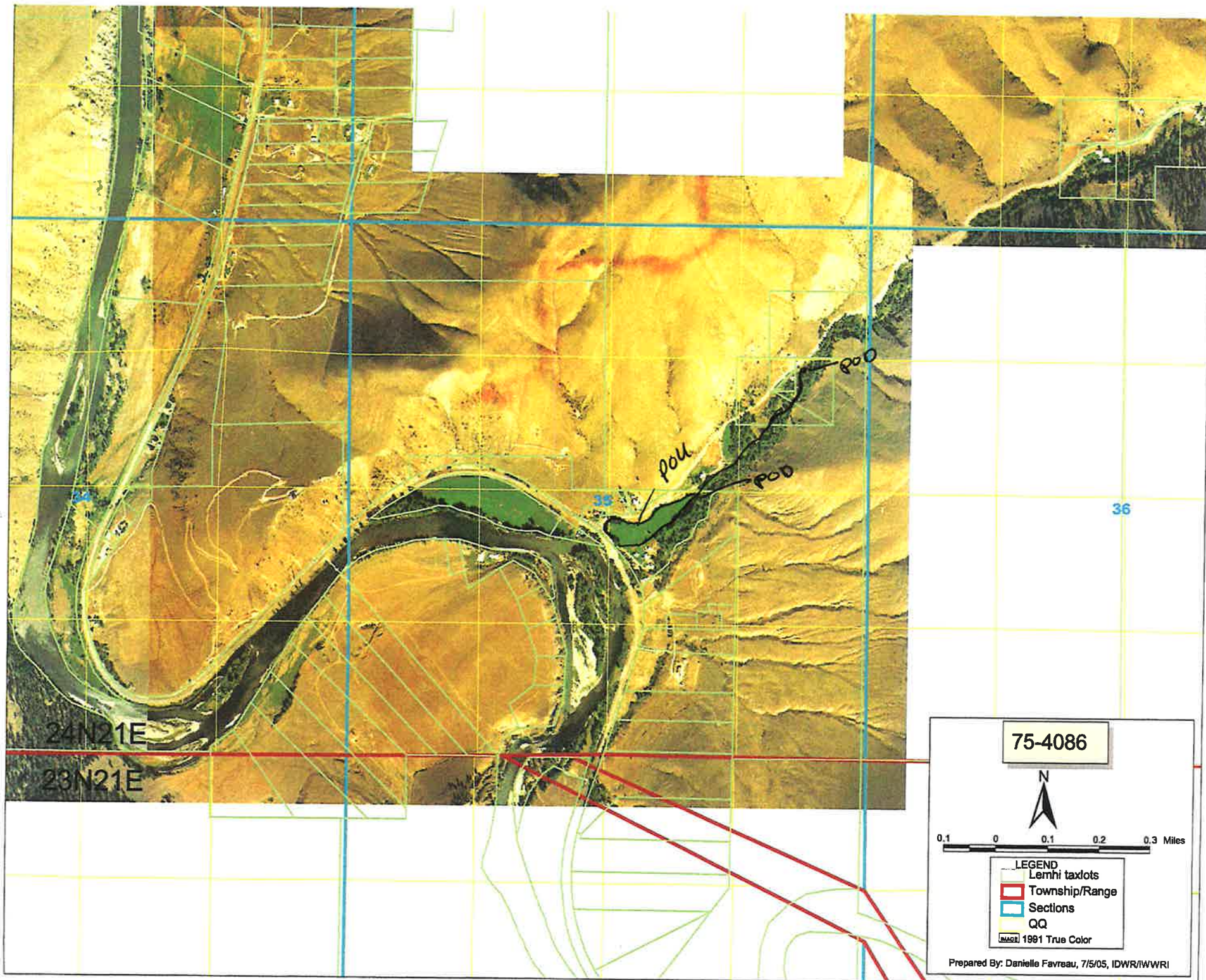
T24N R21E S35 NESW 0.20 T24N R21E S35 NWSE 9.30

9.5 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



11/20/2006

RECEIVED
DEC 1 2006

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: 75-4086

IVAN H BOLANDER
9 DUNKIN LN
NORTH FORK ID 83466-5522
Telephone Number: (208)865-2493

WILMA D BOLANDER
9 DUNKIN LN
NORTH FORK ID 83466-5522
Telephone Number: (208)865-2493

SCANNED

DEC 19 2006

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

PROPERTY w/WATER RIGHTS WAS PUT INTO A LLC 8/28/06.
IDWR DATE w/SAME ADDRESS. LAZY H RANCH LLC SEE ATTACHED

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

All usage info correct

LAZY H RANCH LLC
9 DUNKIN LN
NORTH FORK, ID 83466

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: 12/2/06 SIGNATURE: Bruce Bolander
Please print your name: Bruce Bolander

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

WARRANTY DEED**1. Date**

August 24, 2006

2. Parties

Grantor: Bruce D. Bolander, a married man dealing with his sole and separate property, Lana M. Stillman, a married woman dealing with her sole and separate property and Pamela Lee Settles, a single woman.

Grantee: Lazy H Ranch LLC, an Idaho limited liability company.

Current Address: 9 Dunkin Lane, North Fork, ID 83466

3. Property

Idaho County: Lemhi

Transferred interest: Grantors entire fee simple

Description:

A tract of land lying and being in Lots 1 and 5, Section 35, T. 24 N., R. 21 E., Boise Meridian, more particularly described as follows, to-wit:

Commencing at the Northwestern corner of said Lot 5, run thence S. 0°56'W. 363.8 feet to a point on the Easterly side of the Lemhi County Road and the Northwestern corner of the tract of land herein described; thence Southeasterly along the Easterly side of the Lemhi County Road and U.S. Highway No. 93 a distance of 706.0 feet to a point in the center of Fourth-of-July Creek, thence Northeasterly along the center of Fourth-of-July Creek 1226.0 feet, more or less, to a point on the Northerly boundary of Lot 5, and 249.9 feet Westerly from the Northeasterly corner of Lot 5, thence Westerly along the Northerly boundary of Lot 5 a distance of 350.0 feet to a point on the Easterly side of the Lemhi County Road; thence Southwesterly along the Easterly side of the Lemhi County Road 848.0 feet, more or less, to the point of beginning.

Together with:

All improvements, water, water rights, ditches, ditch rights, easements, tenements, hereditaments, appurtenances, reversions, remainders, rents, issues, and profits.

Subject to:

Rights of way for roads and ditches now existing on the property plus all easements and rights-of-way of record, if any, covenants, restrictions, reservations, applicable building and zoning ordinances, use regulations and restrictions, and accruing taxes.

Taxes and assessments for 2006 and all subsequent years.

All facts, rights, claims and interest ascertainable by inspection of the property or by inquiry of persons in possession.

Unpatented mining claims, reservations and exceptions and patents or in acts authorizing their issuance.

A life estate held by Wilma M. Bolander.

4. Consideration

Ten Dollars and other good and valuable consideration, receipt of which is acknowledged.

5. Grant

Grantors, for the consideration listed above hereby grant, bargain, sell, convey and confirm to grantee, its successors and assigns, the transferred interest in the property described in this deed.

6. Warranties

Grantors, for themselves, their heirs, successors and assigns, covenant with grantee, its successors and assigns as follows:

Grantors are currently the owner of the property as described in this deed.

Grantors have good right to convey the property described in this deed to grantee.

The property described in this deed is free from all encumbrances, except as otherwise shown in this deed.

Grantors warrant and will defend the quiet and peaceful possession of the property granted by this deed to grantee, its successors and assigns against the lawful claims of all persons.

Bruce D. Bolander
Bruce D. Bolander

Lana M. Stillman
Lana M. Stillman

Pamela L. Settles
Pamela Lee Settles

STATE OF IDAHO)
) ss.
County of Bonneville)

On August 24, 2006, before me Gregory C. Calder, a notary public, personally appeared Bruce D. Bolander, personally known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

Gregory C. Calder
Notary Public

Residing At: Idaho Falls
Commission Expires: 4/24/2006

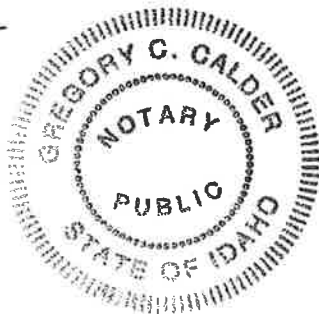
(SEAL)



STATE OF IDAHO)
) ss.
County of Bonneville)

On August 24, 2006, before me Gregory C. Calder, a notary public, personally appeared Lana M. Stillman, personally known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.


Notary Public for Idaho
Residing At: Idaho Falls
Commission Expires: 4/24/2008
(SEAL)



STATE OF IDAHO)
) ss.
County of Bonneville)

On August 24, 2006, before me Gregory C. Calder, a notary public, personally appeared Pamela Lee Settles, personally known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.


Notary Public
Residing At: Idaho Falls
Commission Expires: 4/24/2008
(SEAL)



State of Idaho) 268709
County of Lemhi) SS No. _____

This instrument was filed for record at the request of Beard St Clair at 2:56 clock p.m. 8/28/2006 and duly filed and indexed in the records of Lemhi County

Terri J. Morton
Ex-Officio Recorder
By Terri J. Morton Deputy
Fee 6.00

Return to Beard St Clair
2105 Colorado St
Idaho Falls Id
83404

11/20/2006

REPLY

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

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

Water right number: 75-4086

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9 DUNKIN LN
NORTH FORK ID 83466-5522
Telephone Number: (208)865-2493

WILMA D BOLANDER
9 DUNKIN LN
NORTH FORK ID 83466-5522
Telephone Number: (208)865-2493

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

PROPERTY w/ WATER RIGHTS WAS PUT INTO A LLC 8/28/06.
IDWR NOTICE w/ SAME ADDRESS... LAZY H RANCH LLC 522 ATTACHED

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

ALL USAGE INFO CORRECT
LAZY H RANCH LLC
9 DUNKIN LN
NORTH FORK, ID. 83466

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: 12/2/06 SIGNATURE: Bruce Bolander
Please print your name: Bruce Bolander

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

WARRANTY DEED

1. Date

August 24, 2006

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268709

COPY

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Bruce D. Bolander
Bruce D. Bolander

Lana M. Stillman
Lana M. Stillman

Pamela L. Settles
Pamela Lee Settles

STATE OF IDAHO)
) ss.
County of Bonneville)

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Gregory C. Calder
Notary Public

Residing At: Idaho Falls
Commission Expires: 4/24/2006

(SEAL)

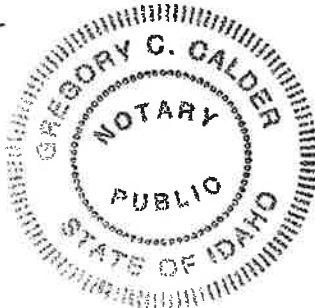


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County of Bonneville) SS.

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Notary Public for Idaho
Residing At: Idaho Falls
Commission Expires: 4/24/2008

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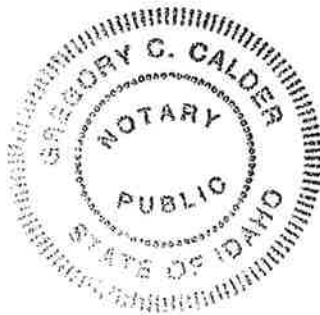


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County of Bonneville) SS.

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Notary Public
Residing At: Idaho Falls
Commission Expires: 4/24/2008

(SEAL)



State of Idaho) 268709
County of Lemhi) SS No.

This instrument was filed for record at the request of Beard St Clair
at 12:56 o'clock pm 8 128 2006
and duly filmed and indexed in the records of Lemhi County

Terri J. Morton
Ex-Officio Recorder

By Beard St Clair Beard St Clair
Fee 6.00

Return to Beard St Clair
2105 Coronado St
Idaho Falls Id
83404

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

CLAIM NO(s). 75-4086

1. ☒ No Change NAME IS SAME

☐ NEW OWNER: _____

☐ No Change ADDRESS _____

☐ NEW ADDRESS: 9 Duncan Lane North Fork ID 83466

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.: A0015084 A015089 F.L. # 572805 P.D. 81005 BLP.D

Township _____	Range _____	Section _____	1/4 _____	1/4 _____	1/4 _____
Township _____	Range _____	Section _____	1/4 _____	1/4 _____	1/4 _____

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

dam in creek, ditches to place of use

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 *See measurement*

☐ 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

no water being diverted from pod in NENW SE 24N 21E 35
shares pod with 75-116A, 75-116B

☐ SYSTEM DIAGRAM INCLUDED ☐ NA

☒ Shown on GIS Layout

☐ CK IF IN OFFICE EXAM

DATE EXAM CONDUCTED: *7-28-05*

FIELD EXAMINER:

Bob Foster

Print Name

Bob Foster

Signature

filename: c:\docs\forms\ditch flow computations upgraded.xls

Measurement done by: E

B. Foster

Fourth of July Creek, Walton, Wright, Bolander ditch

7/28/2005

readings (ft): 0.50

Make entries in cells without shading.

total flow measured (cfs)	2.35	
---------------------------	------	--

75-L

1. JUDGMENT -- Merrill M. Brown, et al. -vs- Frank R. Nelson, et al.
2. STIPULATION FOR ENTRY OF JUDGMENT -- Merrill J. Brown, et al. -vs- Frank R. Nelson, et al.

75-0116 thru 75-0149

75-4086, ~~75-7164~~

~~75-0150~~

75-14300

3. Correspondence -- 75-4086
4. Drawing of lands owned by Vehn -- 75-0140

Fourth of July

RECEIVED

JUL 31 1996

RECEIVED

I, ALBERTA WIEDERICK, CLERK OF THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF LEMHI, DO HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND CORRECT COPY OF THE ORIGINAL ON FILE IN THIS OFFICE.
IN WITNESS WHEREOF, I HAVE HEREUNTO SET MY HAND AND AFFIXED MY OFFICIAL SEAL THIS 16th DAY OF Dec 1982
ALBERTA WIEDERICK, CLERK
By Alberta Wiederick DEPUTY

75-L

JAMES C. HERNDON
ATTORNEY AT LAW
P. O. BOX 789
SALMON, IDAHO 83467
AREA CODE (208) 756-2412

Filed in District Court Lemhi County

Idaho, Dec 16 1982

at 16 minutes past 1 o'clock P. M.

Alberta Wiederick, Clerk

By Boyd R. Thomas Deputy

File of Judgments

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

MERRILL M. BROWN and VIRGINIA
K. BROWN, husband and wife,

Plaintiffs,

vs.

FRANK R. NELSON and LOUISE C.
NELSON, husband and wife, et al,

Defendants.

Case No. 5235

J U D G M E N T

This matter coming on to be heard on this 16th day of
December, 1982 before the Honorable Boyd R. Thomas, District
Judge, and the parties appeared as follows:

C. Walker Lyon, Esq. appeared representing Ivan H. and Wilma
Bolander and the Estate of Mary Sharkey, Dec., James C. Herndon,
Esq. appeared representing Frank R. and Louise C. Nelson; Dorsey
and Barbara D. McLaughlin; Jack R. and Shirley Copeland; Glen M.
and Irene L. May; Billie J. Bloodgood, individually and as successor
of Mark H. Bloodgood, deceased; Glenn C. Hanss, contract pur-
chaser from Billie J. Bloodgood; Richard William Nelson and Devon
Denny, husband and wife, successors in interest to Richard M. and
Barbara W. Young; Richard and Jennie H. Smith; Robert and Jean
Vehn, and Muriel Hemmingway, contract purchaser from Jack R. and
Shirley Copeland, and Fred Snook, Esq. appeared representing Peter
M. and Lila Hanson, James R. and Gwen B. Moorehead selling to
Melvin and Glenda Wilde; Robert H. and Frances Appleman; Clarence
and Madge L. Seher, selling to F. Wilmer and Ruth B. Rigby;

JUDGMENT

Page 1

MAILED
JUL 21 1996

1 and Bill McCook, United Outdoors Investments.

2 And it appearing that on the 11th day of May, 1973 a
3 Complaint was filed in this action to quiet title to the waters
4 of Fourth of July Creek, a tributary to the Salmon River,

5 And it further appearing that the matter has been dis-
6 missed as against Plaintiffs Merrill M. Brown and Virginia K.
7 Brown, and the matter being heard on the Counter-claims and
8 Cross-claims hereto,

9 And it further appearing that the matter was assigned to
10 a Master and that the parties have stipulated hereto for the
11 Entry of Judgment on all contested matters, and the Stipulation
12 having been entered orally before the Master and reduced to
13 writing and executed and filed with this Court and notice having
14 been given, and all objections to the said Stipulation having
15 been heard by the Court, and the Court having been advised in
16 the premises, and good cause appearing therefore,

17 IT IS HEREBY ADJUDGED AND DECREED that the use of the
18 waters of the Fourth of July Creek, a tributary to the Salmon
19 River and situated in Lemhi County, Idaho, be and hereby are
20 decreed in accordance with the Stipulation for Entry of
21 Judgment attached hereto and that the said Stipulation be and
22 hereby is incorporated herein as by Judgment of this Court as
23 if the same is set forth at this point in full.

24 Dated this 16th day of December, 1982.

25 *Paul R. Thomas*
26 DISTRICT JUDGE

27
28
29
30
31 JUDGMENT
32

AMES C. HERNDON
ATTORNEY AT LAW
P. O. BOX 789
SALMON, IDAHO 83467
(208) 756-2412

Page 2

RECORDED
JUL 31 1996

RECEIVED

JUN 29 1983

75-L

Disputed by the Plaintiff

JAMES C. HERNDON
ATTORNEY AT LAW
P. O. BOX 789
SALMON, IDAHO 83467
AREA CODE (208) 786-2412

Filed in District Court Lemhi County
Idaho, Dec 16 1982
at 15 minutes past 4 o'clock P. M.
C. Walker Lyon, Esq. Clerk
By Beverly C. Lyon, Deputy

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

MERRILL M. BROWN and VIRGINIA
K. BROWN, husband and wife,

Plaintiffs,

vs.

FRANK R. NELSON and LOUISE C.
NELSON, husband and wife, et al.,

Defendants.

Case No. 5235

STIPULATION FOR ENTRY OF
JUDGMENT

This matter having come on for hearing on the 15th day of
January, 1981, before the Honorable Milton A. Slavin, Magistrate
sitting as Master, and the parties having appeared as follows:

C. Walker Lyon, Esq. appeared representing Ivan H. and
Wilma Bolander and the Estate of Mary Sharkey, Dec., James C.
Herndon, Esq., appeared representing Dorsey and Barbara D.
McLaughlin, Frank R. and Louise C. Nelson; Jack R. and Shirley
Copeland; Glen M. and Irene L. May; Billie J. Bloodgood, individu-
ally and as successor of Mark H. Bloodgood, deceased; Glenn C.
Janss, contract purchaser from Billie J. Bloodgood; Richard William
Nelson and Devon Denny, husband and wife, successors in interest to
Richard M. and Barbara W. Young; Richard and Jennie H. Smith; Robert
and Jean Vehn, and Muriel Hemmingway, contract purchaser from Jack
R. and Shirley Copeland. Fred Snook, Esq. appeared represent-
ing Peter M. and Lila L. Hanson, James R. and Gwen B. Moorehead
selling to Melvin and Glenda Wilde; Robert H. and Frances

STIPUALTION FOR ENTRY OF JUDGMENT

JUL 31 1986

Page 1

1 Appleman; Clarence and Madge L. Seher, selling to F. Wilmer
2 and Ruth B. Rigby; and Bill McCook, United Outdoors Investments.

3 The parties, by and through their attorneys of record
4 having stipulated as follows:

5 1. Fourth of July Creek is a perennial stream of water
6 located in Lemhi County, State of Idaho, arising in the
7 mountains thereof, and the waters of which flow westerly and
8 discharge into the Salmon River at a point westerly of the
9 lands hereinafter described.

10 2. The flow of the water in said stream varies in amount
11 during two seasons of the year, known as high and low water
12 season; the flow of the water of the stream during the low
13 water season is much less and barely sufficient to meet the
14 requirements of the parties hereto for proper irrigation of
15 their lands.

16 3. Each of the parties, Plaintiffs, Defendants and Counter-
17 claimants take water from said stream by means of ditches or
18 diversion works which were at the time of the construction
19 thereof, and now are, of sufficient size and capacity to carry
20 and convey the quantity water appropriated by said parties and
21 their predecessors to and upon their several tracts of lands for
22 the irrigation thereof.

23 4. During the portion of the irrigation season ending
24 August 1 of each calendar year, two miner's inches of water
25 per acre, measured under a four inch pressure, or its equivalent
26 in cubic feet per second, is the minimum amount of water necessary
27 for the irrigation of the lands of the parties hereinafter de-
28 scribed; and during the portion of the irrigation season com-
29 ing after August 1 of each calendar year, one and one-half
30 miner's inches of water per acre, measured under a four inch
31 pressure, or its equivalent in cubic feet per second is the
32 minimum amount of water necessary for the irrigation of the
lands of the parties hereinafter described.

STIPULATION FOR ENTRY OF JUDGMENT

1 5. That at present, water users on Fourth of July Creek
2 and their predecessors in interest from the confluence of the
3 Fourth of July Creek with a tributary known as the Little
4 Fourth of July Creek to the confluence of the Fourth of July
5 Creek to the Salmon River, historically during short water years
6 have made no demand for water from water users above the conflu-
7 ence of the Little Fourth of July Creek. Historically, the use
8 of the waters of Fourth of July Creek above the confluence of
9 Little Fourth of July Creek has been made without regard to the
10 water rights below the Little Fourth of July confluence and the
11 lands where the waters were used upstream from the confluence
12 of Little Fourth of July Creek has acted as natural storage
13 basin and historically waters used in the past above the Little
14 Fourth of July Creek have percolated back into the stream and
15 provided water for use in the months of August and September
16 below the confluence of the Little Fourth of July Creek. Historically
17 the use of the waters from Fourth of July Creek above the con-
18 fluence with the Little Fourth of July Creek have been for
19 agricultural uses. That historically the waters of the Fourth
20 of July Creek have been used from January 1 through December
21 31 for stock water.

22 6. Defendants, Ivan H. Bolander and Wilma D. Bolander,
23 husband and wife, are the owners, in possession and entitled
24 to the possession of the following described land situated in
25 the County of Lemhi, State of Idaho, hereinafter called
26 Bolander lands, more particularly described as follows, to-wit:

27 A tract of land lying and being in Lots 1 and 5,
28 Section 35, T. 24 N.; R. 21 E., Boise Meridian,
 more particularly described as follows, to-wit:

29 Commencing at the Northwestern corner of said Lot
30 5, run thence S. 0°56' W. 363.8 feet to a point
31 on the Easterly side of the Lemhi County Road and
32 the Northwestern corner of the tract of land herein
 described; thence Southeasterly along the Easterly
 side of the Lemhi County Road and U.S. Highway 18
 93 a distance of 706.0 feet to a point in the center
 of Fourth-of-July Creek; thence Northeasterly along
 the center of Fourth-of-July Creek 1226.0 feet, more
 or less, to a point on the Northerly boundary of

1 lot 5, and 249.9 feet Westerly from the Northeasterly
2 corner of Lot 5; thence Westerly along the Northerly
3 boundary of Lot 5 a distance of 350.0 feet to a point
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of beginning.

5 Together with all water, water rights, ditches and
6 ditch rights appertaining thereto or used in
connection therewith.

7 Said Defendants, Ivan H. Bolander and Wilma D. Bolander,
8 are entitled to have, and they are hereby awarded, water rights,
9 and privileges of and from the said Fourth of July Creek in amounts,
10 with priorities, points of diversion and places of use as follows:

11 75-4086 (a) 18 miner's inches or .36 cubic feet per second
12 of the waters of Fourth of July Creek from the commence-
13 ment of the irrigation season each calendar year until
14 August 1 of each such year and after August 1 until the
15 end of each such irrigation season 13.5 miner's inches
16 or .27 cubic feet per second of the waters of Fourth
17 of July Creek with a priority of appropriation dating
18 from April 1, 1895, and delivered through the existing
19 ditch (Ditch No. 10) with the point of diversion in the
20 NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 35, Township 24 North, Range 21 EBM,
21 for irrigation of the premises herein described as the
22 Bolander lands.

23 (b) 8 miner's inches or .16 cubic feet per second
24 of the waters of Fourth of July Creek from the commence-
25 ment of the irrigation season each calendar year until
26 August 1 of each such year and after August 1 until the
27 end of each such irrigation season 6 miner's inches
28 or .12 cubic feet per second of the waters of Fourth
29 of July Creek with a priority of appropriation dating
30 from April 1, 1895, and delivered through the existing
31 ditch (Ditch No. 10-A) with the point of diversion in the
32 SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 35, Township 24 North, Range 21 EBM,
for the irrigation of the premises herein described as the

1 Bolander lands.

2 7. Defendant, Estate of Mary Sharkey, Deceased, is the
3 owner, in possession and entitled to the possession of the
4 following described land situated in the County of Lemhi, State
5 of Idaho, hereinafter called Sharkey lands, more particularly
6 described as follows, to-wit:

7 NW $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ and E $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$,
8 Section 35, Township 24 North, Range 21, E.B.M.,
9 together with all water, water rights, ditches and
ditch rights appertaining thereto or used in connec-
tion therewith.

10 EXCEPTING THEREFROM, a Two Acre parcel described in
11 that certain Deed dated May 9, 1934, to School District
12 No. 22, Recorded in Book "34" of Deeds at page "184"
of the records of Lemhi County, Idaho, to which
particular description reference is hereby made.

13 Said Defendant, Estate of Mary Sharkey, is entitled to
14 have, and it is entitled to have, and is hereby awarded, water
15 rights and privileges of and from the said Fourth of July Creek
16 in amounts, with priorities, points of diversion and places of
17 use as follows:

18 75-0116 (a) 16 miner's inches or .32 cubic feet per second of the
19 waters of Fourth of July Creek from the commencement of
20 the irrigation season each calendar year until August 1 of
21 each such year and after August 1 until the end of each
22 such irrigation season 12 miner's inches or .24 cubic
23 feet per second of the waters of Fourth of July Creek
24 with a priority of appropriation dating from April 1,
25 1930, and delivered through the existing ditch (Ditch
26 No. 10) with the point of diversion in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of
27 Section 35, Township 24 North, Range 21 EBM, for
28 irrigation of the premises herein described as the
29 Sharkey lands.

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8. Defendants Melvin A. Wilde and Glenda S. Wilde are the contract purchasers from Defendants James R. Moorehead and Gwen B. Moorehead and the said Defendants, Melvin A. Wilde and Glenda S. Wilde, are the owners, in possession and entitled to the possession of the following described land situated in the County of Lemhi State of Idaho, hereinafter called Wilde lands, more particularly described as follows, to-wit:

Commencing at the South quarter corner of said Section 25, run thence North 330.0 feet; thence West 364.8 feet to the point of beginning and the Southeast corner of the tract of land hereby conveyed; continuing thence West 295.2 feet; thence North 295.2 feet; thence South 295.2 feet; to the point of beginning, containing 2.0 acres.

AND

A fraction of the E $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 25, T. 24 N., R. 21 E., Boise Meridian, more particularly described as follows, to-wit:

Commencing at the Southerly quarter corner of said Section 25, run thence North 330.0 feet, thence West 83.7 feet to the point of beginning, and the Southeasterly corner of the tract of land herein described; thence North 545.8 feet; thence West 578.9 feet to a point on the Westerly boundary of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 25; thence South 252.6 feet; thence East 295.2 feet; thence South 295.2 feet to a point on the Southerly boundary of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 25; thence East 283.7 feet to the point of beginning, containing 5.25 acres.

Together with all water and water rights, ditch and ditch rights, used in connection therewith.

Said Defendants, Melvin A. Wilde and Glenda S. Wilde, are entitled to have, and they are hereby awarded, water rights and privileges of and from the said Fourth of July Creek in amounts, with priorities, points of diversion and places of use as follows:

✓
75-0117 (a) 4 miner's inches or .08 cubic feet per second of the waters of Fourth of July Creek from the commencement of the irrigation season each calendar year until August 1 of each such year and after August 1 until the end of each such irrigation season 3 miner's inches or .06 cubic feet per second of the waters of Fourth of July Creek with a priority of appropriation dating from April 1, 1908, and delivered through the existing

1 ditch (Ditch No. 15) with point of diversion in the
2 SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 25, Township 24 North, Range 21 EBM
3 for irrigation of the premises herein described as the
4 Wilde lands.

5 9.A map prepared by Hugh M. Coiner and labeled "Fourth
6 of July Creek irrigation systems" is attached hereto and made
7 a part of this Stipulation. The numbered ditches on the map
8 correspond with the numbers included for ditches in the Stipula-
9 tion.

10 10. Defendants Glen M. May and Irene L. May, husband and
11 wife, are the owners, in possession and entitled to the
12 possession of the following described land situated in the
13 County of Lemhi, State of Idaho, hereinafter called May land,
14 more particularly described as follows, to-wit:

15
16 40 ac. The Northwest Quarter of the Northwest Quarter
17 (NW $\frac{1}{4}$ NW $\frac{1}{4}$) and the Northwest Quarter of the Northeast
18 Quarter of the Northwest Quarter (NW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$) of 10 ac.
19 Section Twenty-one (21), Township Twenty-four
20 (24) North, Range Twenty-two (22) East of
21 the Boise Meridian, Idaho.

22 The South Half of the Southwest Quarter of the 20 ac.
23 Southwest Quarter (S $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$) and the Southwest
24 Quarter of the Southeast Quarter of the Southwest 10 ac.
25 Quarter (SW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$) of Section Sixteen (16), Town-
26 ship Twenty-four (24), Range Twenty-two (22)
27 East of the Boise Meridian.

28 Said Defendants, Glen M. May and Irene L. May, are en-
29 titled to have, and they are hereby awarded, water rights and
30 privileges of and from the said Fourth of July Creek in amounts,
31 with priorities, points of diversion and places of use as follows:

32 75. 0118(a) 91.6 miner's inches or 1.83 cubic feet per second of
the waters of Fourth of July Creek from the commence-
ment of the irrigation season each calendar year until
August 1 of each such year and after August 1 until the
end of each such irrigation season 67.8 miner's inches
or 1.37 cubic feet per second of the waters of Fourth

1
2 of July Creek with a priority of appropriation dating
3 from June 12, 1906, and delivered through the existing
4 ditch (ditch No. 1) with the point of diversion in the
5 NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 9, Township 24 North, Range 22 EBM,
6 for irrigation of the premises herein described as the
7 May lands.

8
9 11. Defendants Frank R. Nelson and Louise C. Nelson,
10 husband and wife, are the owners, in possession and entitled to
11 the possession of the following described land situated in the
12 County of Lemhi, State of Idaho, to-wit:

13 The East Half of the Northeast Quarter (E $\frac{1}{2}$ NE $\frac{1}{4}$), Southwest
14 Quarter of the Southeast Quarter of the Southwest Quarter
15 of the Northeast Quarter (SW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$); Southeast Quarter
16 of the Southwest Quarter of the Southwest Quarter of the
17 Northeast Quarter (SE $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$); East Half of the North-
18 east Quarter of the Southwest Quarter (E $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$); Southeast
19 Quarter of the Southwest Quarter of the Northeast Quarter
20 of the Southwest Quarter (SE $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$), Southeast Quarter
21 of the Southwest Quarter (SE $\frac{1}{4}$ SW $\frac{1}{4}$), Southeast Quarter of the
22 Northwest Quarter of the Southeast Quarter (SE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$),
23 Southwest Quarter of the Northwest Quarter of the Southeast
24 Quarter (SW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$). Northwest Quarter of the Northwest
25 Quarter of the Southeast Quarter (NW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$), West Half
26 of the Northeast Quarter of the Northwest Quarter of the
27 Southeast Quarter (W $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$). South Half of the North-
28 east Quarter of the Southeast Quarter (S $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$), Northwest
29 Quarter of the Southeast Quarter of the Southeast Quarter
30 (NW $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$), West Half of the Southwest Quarter of the
31 Southeast Quarter of the Southeast Quarter (W $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$),
32 Northwest Quarter of the Northeast Quarter of the Southeast
Quarter of the Southeast Quarter (NW $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$), and the
West Half of the Southwest Quarter of the Southeast Quarter
(W $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$), Southeast Quarter of the Northeast Quarter of
the Southeast Quarter of the Northwest Quarter (SE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$),
the East Half of the Southeast Quarter of the Southeast

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Quarter of the Northwest Quarter (E $\frac{1}{2}$ SE $\frac{1}{2}$ SE $\frac{1}{2}$ NW $\frac{1}{2}$), West Half
of the Southwest Quarter of the Southwest Quarter of the
Northeast Quarter (W $\frac{1}{2}$ SW $\frac{1}{2}$ SW $\frac{1}{2}$ NE $\frac{1}{2}$), North Half of the Southeast
Quarter of the Southwest Quarter of the Northeast Quarter
(N $\frac{1}{2}$ SE $\frac{1}{2}$ SW $\frac{1}{2}$ NE $\frac{1}{2}$), Northeast Quarter of the Southwest Quarter
of the Southwest Quarter of the Northeast Quarter (NE $\frac{1}{2}$ SW $\frac{1}{2}$ SW $\frac{1}{2}$
NE $\frac{1}{2}$), South Half of the Northwest Quarter of the Southwest
Quarter of the Northeast Quarter (S $\frac{1}{2}$ NW $\frac{1}{2}$ SW $\frac{1}{2}$ NE $\frac{1}{2}$), and the
East Half of the Southwest Quarter of the Southeast Quarter
(E $\frac{1}{2}$ SW $\frac{1}{2}$ SE $\frac{1}{2}$), all in Section Twenty (20), Township Twenty-four
(24) North, Range Twenty-two (22) East of the Boise Meridian.
Also, H.E. Survey No. 433, embracing a portion of said
Section Twenty (20) in Township Twenty-four (24), North,
Range Twenty-two (22) East of the Boise Meridian, Idaho. Be-
ginning for the description of H.E. Survey No. 433, at Corner
No. 1, identical with the East Quarter Corner of said
Section Twenty (20); thence, South twenty-two minutes West
nine and forty-six hundredths chains to Corner No. 2; thence
South eight-nine degrees fifty-three minutes West twenty-
four and fifty-seven hundredths chains to Corner No. 3; thence,
North nineteen minutes East nine and ninety-four hundredths
chains to Corner No. 4; thence South eighty-nine degrees
fifty-seven minutes East four and forty-one hundredths
chains to Corner No. 5; thence, South nineteen minutes West
fifty links to Corner No. 6; thence, South eighty-nine degrees
fifty-seven minutes East twenty and fifteen hundredths chains
to Corner No. 1, the place of beginning.

The North Half of the Southeast Quarter of the Northeast
Quarter of the Northwest Quarter (N $\frac{1}{2}$ SE $\frac{1}{2}$ NE $\frac{1}{2}$ NW $\frac{1}{2}$), Southwest
Quarter of the Northeast Quarter of the Northwest Quarter
(SW $\frac{1}{2}$ NE $\frac{1}{2}$ NW $\frac{1}{2}$), West Half of the Northwest Quarter of the South-
east Quarter of the Northwest Quarter (W $\frac{1}{2}$ NW $\frac{1}{2}$ SE $\frac{1}{2}$ NW $\frac{1}{2}$),
North Half of the Southwest Quarter of the Northwest Quarter
(N $\frac{1}{2}$ SW $\frac{1}{2}$ NW $\frac{1}{2}$), West Half of the Southwest Quarter of the
Southwest Quarter of the Northwest Quarter (W $\frac{1}{2}$ SW $\frac{1}{2}$ SW $\frac{1}{2}$ NW $\frac{1}{2}$),
and the Northwest Quarter of the Northwest Quarter of the
Northwest Quarter of the Southwest Quarter (NW $\frac{1}{2}$ NW $\frac{1}{2}$ NW $\frac{1}{2}$ SW $\frac{1}{2}$),
all in Section Twenty-one (21) Township Twenty-four (24)
North, Range Twenty-two (22) East of the Boise Meridian, Idaho.

The Northwest Quarter of the Northwest Quarter of the North-
east Quarter of the Northeast Quarter (NW $\frac{1}{2}$ NW $\frac{1}{2}$ NE $\frac{1}{2}$ NE $\frac{1}{2}$),
Northeast Quarter of the Northwest Quarter of the North-
east Quarter (NE $\frac{1}{2}$ NW $\frac{1}{2}$ NE $\frac{1}{2}$), Northwest Quarter of the South-
east Quarter of the Northwest Quarter of the Northeast Quarter
(NW $\frac{1}{2}$ SE $\frac{1}{2}$ NW $\frac{1}{2}$ NE $\frac{1}{2}$), West Half of the Northwest Quarter of the
Northeast Quarter (W $\frac{1}{2}$ NW $\frac{1}{2}$ NE $\frac{1}{2}$), East Half of the Northeast
Quarter of the Northwest Quarter (E $\frac{1}{2}$ NE $\frac{1}{2}$ NW $\frac{1}{2}$), North Half
of the Northwest Quarter of the Northeast Quarter of the
Northwest Quarter (N $\frac{1}{2}$ NW $\frac{1}{2}$ NE $\frac{1}{2}$ NW $\frac{1}{2}$), North Half of the Northeast
Quarter of the Southeast Quarter of the Northwest Quarter
(N $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$ NW $\frac{1}{2}$), and the Northwest Quarter of the Northwest
Quarter of the Southwest Quarter of the Northeast Quarter
(NW $\frac{1}{2}$ NW $\frac{1}{2}$ SW $\frac{1}{2}$ NE $\frac{1}{2}$), all in Section Twenty-nine (29), Township
Twenty-four (24) North, Range Twenty-two (22), East of the
Boise Meridian.

EXCEPTING THEREFROM THE FOLLOWING DESCRIBED PROPERTY:

A fraction of the Southeast Quarter of the Northwest Quarter
(SE $\frac{1}{2}$ NW $\frac{1}{2}$) of Section Twenty-nine (29), Township Twenty-four
(24) North, Range Twenty-two (22) East of the Boise Meridian,
more particularly described as follows, to-wit:

Commencing at the Northwest Corner of the South Half of the
Northeast Quarter of the Southeast Quarter of the Northwest
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Quarter ($S\frac{1}{2}NE\frac{1}{2}SE\frac{1}{2}NW\frac{1}{2}$), of said Section Twenty-nine (29), run thence North $45^{\circ}44'$ East 77.1 feet to the point of beginning; thence North $87^{\circ}00'$ East 417.4 feet; thence North $2^{\circ}37'$ West 208.7 feet; thence South $87^{\circ}00'$ West 417.4 feet; thence South $2^{\circ}37'$ East 208.7 feet to the point of beginning.

A fraction of the West Half of the Northeast Quarter ($W\frac{1}{2}NE\frac{1}{2}$) and the East Half of the Northwest Quarter ($E\frac{1}{2}NW\frac{1}{2}$) of Section Twenty-nine (29), Township Twenty-four (24) North, Range Twenty-two (22) East of the Boise Meridian, more particularly described as follows, to-wit:

Beginning at the Southeast corner of the Northwest Quarter of the Northwest Quarter of the Southwest Quarter of the Northeast Quarter ($NW\frac{1}{2}NW\frac{1}{2}SW\frac{1}{2}NE\frac{1}{2}$) of said Section Twenty-nine (29), run thence North 330.0 feet; thence North $48^{\circ}28'$ West 834.1 feet; thence West 348.3 feet; thence South $2^{\circ}37'$ East 621.2 feet; thence North $87^{\circ}00'$ East 417.4 feet; thence South $2^{\circ}37'$ East 208.7 feet; thence North $87^{\circ}00'$ East 265.6 feet; thence South $3^{\circ}00'$ East 89.6 feet to a point on the South boundary of the Northwest Quarter of the Northwest Quarter of the Southwest Quarter of the Northeast Quarter ($NW\frac{1}{2}NW\frac{1}{2}SW\frac{1}{2}NE\frac{1}{2}$) of Section Twenty-nine (29); thence East 248.1 feet to the point of beginning.

A parcel of land lying and being in the East Half of the Northwest Quarter ($E\frac{1}{2}NW\frac{1}{2}$) and the Southwest Quarter of the Northeast Quarter ($SW\frac{1}{2}NE\frac{1}{2}$) of Section Twenty-nine (29), Township Twenty-four (24) North, Range Twenty-two (22) East of the Boise Meridian, more particularly described as follows, to-wit:

Beginning at the Northwest Corner of the South Half of the Northeast Quarter of the Southeast Quarter of the Northwest Quarter ($S\frac{1}{2}NE\frac{1}{2}SE\frac{1}{2}NW\frac{1}{2}$) of said Section Twenty-nine (29), run thence East along the North Boundary of the South Half of the Northeast Quarter of the Southeast Quarter of the Northwest Quarter ($S\frac{1}{2}NE\frac{1}{2}SE\frac{1}{2}NW\frac{1}{2}$) of Section Twenty-nine (29), extended a distance of 741.9 feet; thence North $3^{\circ}00'$ West 89.6 feet; thence South $87^{\circ}00'$ West 683.0 feet; thence North $2^{\circ}37'$ West 1267.6 feet to the Northeast corner of the South Half of the Northwest Quarter of the Northeast Quarter of the Northwest Quarter ($S\frac{1}{2}NW\frac{1}{2}NE\frac{1}{2}NW\frac{1}{2}$) of Section Twenty-nine (29); thence South 1320.0 feet to the point of beginning.

Said Defendants, Frank R. Nelson and Louise C. Nelson, husband and wife, are entitled to have, and they are hereby awarded, water rights and privileges of and from the said Fourth of July Creek in amounts, with priorities, points of diversion and places of use as follows:

75-0119(a) 204 miner's inches or 4.08 cubic feet per second of the waters of Fourth of July Creek from the commencement of the irrigation season each calendar year until August

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1 1 of each such year and after August 1 until the end of
2 such irrigation season 153 miner's inches or 3.06 cubic
3 feet per second of the waters of Fourth of July Creek with
4 a priority of appropriation dating from June 12, 1906, and
5 delivered through the existing ditch (ditch No. 1) with
6 point of diversion in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 9, Township
7 24 North, Range 22, EBM, for irrigation of the following
8 described Nelson premises, situated in Section 20, more
9 particularly described as follows:

10 102 acres, more or less, situated in the E $\frac{1}{4}$ NE $\frac{1}{4}$ of Section
11 20, SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 20, the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 20,
12 NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 20, NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 20, SE $\frac{1}{4}$ SW $\frac{1}{4}$ of
13 Section 20.
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32 STIPULATION FOR ENTRY OF JUDGMENT

JAMES C. HERNDON
ATTORNEY AT LAW
P. O. BOX 788
SALMON, IDAHO 83467
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75-10263

75-0120(b) 8 miner's inches or .16 cubic feet per second of the waters of Fourth of July Creek from the commencement of the irrigation season each calendar year until August 1 of each such year and after August 1 until the end of such irrigation season 6 miner's inches or .12 cubic feet per second of the waters of Fourth of July Creek with a priority of appropriation dating from June 12, 1906, and delivered through the existing ditch (Ditch No. 2) with point of diversion in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 21, Township 24 North, Range 22, EBM, for irrigation of the following portion of the Nelson Premises, more particularly described as follows:

4 acres, more or less, situated in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 20, Township 24 North, Range 22, EBM.

75-0121

1 (c) 40 miner's inches or .8 cubic feet per second of the
2 waters of Fourth of July Creek from the commencement of
3 the irrigation season each calendar year until August
4 1 of each such year and after August 1 until the end of
5 such irrigation season 30 miner's inches or .6 cubic
6 feet per second of the waters of Fourth of July Creek
7 with a priority of appropriation dating from May 12, 1910,
8 and delivered through the existing ditch (Ditch No. 12)
9 with point of diversion in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 20, Town-
10 ship 24 North, Range 22, EBM, for the irrigation of the
11 following portion of the Nelson premises in Lemhi County,
12 Idaho, more particularly described as follows, to-wit:
13 20 acres, more or less, situated in the S $\frac{1}{2}$ SE $\frac{1}{4}$ of
14 Section 20, Township 24 North, Range 22 EBM.
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75-13963/75-13964
75-0122

24 (d) 40 miner's inches or .8 cubic feet per second of the
25 waters of Fourth of July Creek from the commencement of
26 the irrigation season each calendar year until August
27 1 of each such year and after August 1 until the end of
28 such irrigation season 30 miner's inches or .6 cubic
29 feet per second of the waters of Fourth of July Creek
30 with a priority of appropriation dated from April 1,
31 1896, and delivered through the existing ditch No. 3
32

24 1996

1 with point of diversion in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 20,
2 Township 24 North, Range 22, EBM, for irrigation of the
3 following portion of the Nelson premises in Lemhi County,
4 Idaho, more particularly described as follows, to-wit:
5 14 acres, more or less, situated in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of
6 Section 20;

7 6 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 29, Township 24 North,
8 Range 22 EBM.

9 75-13963 & 75-13964
75-0123 (e) 20 miner's inches or .4 cubic feet per second of the
10 waters of Fourth of July Creek from the commencement of
11 the irrigation season each calendar year until August 1
12 of each such year and after August 1 until the end of
13 each such irrigation season 15 miner's inches or .3 cubic
14 feet per second of the waters of Fourth of July Creek
15 with a priority of appropriation dating from April
16 1, 1896, and delivered through the existing ditch (ditch
17 No. 13), with a point of diversion in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section
18 20, Township 24 North, Range 22, EBM, for irrigation of
19 the following described premises in Lemhi County, Idaho
20 which is a portion of the Nelson premises, to-wit:

21 10 acres, more or less, in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section
22 20 and the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 29, Township 24 North,
23 Range 22 EBM.

24 75-0124 (f) 3 miner's inches or .06 cubic feet per second
25 of the waters from springs rising on the said Nelson
26 lands and used for domestic purposes from January 1
27 through December 31 with a priority date of March 11, 1980;
28 Said springs rising and being in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 21,
29 Township 24 North, Range 22 EBM. The water right supple-
30 75-10253
75-0125 ments 5 miner's inches or .10 cubic feet per second of the
31 waters of Fourth of July Creek used for domestic purposes
32 and livestock watering from January 1 through December 31
with a priority of appropriation dated July 12, 1906 and

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1 delivered through the existing ditch (Ditch No. 2) with
2 a point of diversion in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 21, Township
3 14300 24 North, Range 22 EBM.
4 75-0150 147 miner's inches or 2.94 cubic feet per second of
5 the waters of Fourth of July Creek at a continuous rate of flow
6 from January 1 through December 31 of each calendar year for a
7 non-consumptive right for a Hydraulic Power Plant with a priority
8 of appropriation dating from November 1, 1982, and delivered
9 through an existing ditch (Ditch No. 2A) with point of diversion
10 in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 21, Township 24 North, Range 22 EBM.
11 and returning to said stream in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 20, Township
12 24 North, Range 22 EBM.

13 9. Defendants, Richard M. and Barbara W. Young, husband
14 and wife, have conveyed all of their right, title and interest
15 in said lands, and no longer claim an interest in said waters,
16 and shall be dismissed as Defendants herein; That Richard
17 William Nelson and Devon Denny, husband and wife, are the con-
18 tract purchasers by virtue of a certain Sales Agreement dated
19 May 2, 1979, wherein Gary H. Norton was seller, and Richard
20 William Nelson and Devon Denny were purchasers, and escrowed
21 at the Idaho First National Bank, Salmon, Idaho, and are in
22 possession and entitled to the possession of the following
23 described land situated in the County of Lemhi, State of Idaho,
24 hereinafter called Nelson-Denny lands, and more particularly
25 described as follows, to-wit:

26 A fraction of the W $\frac{1}{2}$ NE $\frac{1}{4}$ and the E $\frac{1}{2}$ NW $\frac{1}{4}$ of Section 29,
27 Township 24 N., Range 22 E., Boise Meridian, Lemhi County,
28 Idaho, more particularly described as follows, to-wit:
29 Beginning at the Southeast corner of the NW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ of
30 said Section 29, run thence North, 330.0 feet; thence N.
31 48°28' W., 834.1 feet; thence West, 348.3 feet; thence
S. 2°37' E., 621.2 feet; thence N. 87°00' E., 417.4 feet;
thence S. 2°37' E., 208.7 feet; thence N. 87°00' E.,
265.6 feet; thence S. 3°00' E., 89.6 feet to a point on the
South boundary of the NW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 29; thence
East, 248.1 feet to the POINT OF BEGINNING.

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1 Said Defendants, Richard William Nelson and Devon Denny,
2 are entitled to have, and they are hereby awarded, water rights
3 and privileges of and from the said Fourth of July Creek in
4 amounts, with priorities, points of diversion and places of use as
5 follows:

6 (a) (1) 10 miner's inches or .2 cubic feet per second of
7 75-0126 the waters of Fourth of July Creek from the commence-
8 ment of the irrigation season each calendar year
9 until August 1 of each such year and after August
10 1 until the end of each such irrigation season
11 7.5 miner's inches or .15 cubic feet per second
12 of the waters of Fourth of July Creek with a
13 priority of appropriation dating from April
14 1, 1898; and

15 (2) 10 miner's inches or .2 cubic feet per second
16 of the waters of Fourth of July Creek from the
17 commencement of the irrigation season each calendar
18 year until August 1 of each such year and
19 after August 1 until the end of each such
20 irrigation season 7.5 miner's inches or .15
21 cubic feet per second of the waters of Fourth of
22 July Creek with a priority of appropriation dat-
23 ing from April 1, 1910; and

24 (3) Both water rights described herein as (a) (1) and
25 (a) (2) totaling 20 miner's inches delivered
26 through the existing ditch (Ditch No. 13) with
27 the point of diversion in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section
28 20, Township 24 North, Range 22 EBM, for irri-
29 gation of the premises herein described as the
30 Nelson-Denny lands.

31 (4) 4 miner's inches or .08 cubic feet per second
32 of the waters of Fourth of July Creek from the
33 commencement of the irrigation season each
34 calendar year until August 1 of each such year
35 and after August 1 until the end of each such
36 irrigation season 3 miner's inches or .06 cubic
37 feet per second of the waters of Fourth of July
38 Creek with a priority of appropriation dating
39 from May 12, 1910 and delivered through an
40 existing ditch (Ditch No. 12) with the point
41 of diversion in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 20, Town-
42 ship 24 North, Range 22 East of the Boise
43 Meridian, containing 2 acres.

44 75-0129 (b) 5 acre feet of the waters stored in a fish pond and
45 used for irrigation, storing water and fishery with a
46 75-10840 priority of appropriation of June 1, 1977, and situated
47 on the said Nelson-Denny lands.

48 75-0130 (c) 25 miner's inches or .5 cubic feet per second of con-
49 tinuous flow from January 1 to December 31 of the waters
50 of Fourth of July Creek with a priority of appropriation
51 dating from July 1, 1977, and delivered through an exist-
52 ing ditch (Ditch No. 13) with the point of diversion in the
53 SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 20, Township 24 North, Range 22 EBM,
54 to an existing fish pond situated on the Nelson-Denny
55 premises and returning to said Fourth of July Creek on said
56 land.

10. Defendant, Billie J. Bloodgood, has conveyed all of her right, title and interest in said lands, and no longer claim an interest in said waters, and shall be dismissed as Defendant herein; That Glenn C. Janss is the contract purchaser by virtue of a certain Sales Agreement dated July 1, 1979, wherein Billie J. Bloodgood was seller, and Glenn C. Janss was the purchaser, and escrowed at the Idaho First National Bank, Salmon, Idaho, and is in possession and entitled to the possession of the following described land situated in the County of Lemhi, State of Idaho, hereinafter called Janss lands, and more particularly described as follows, to-wit:

The $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$, and N $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 29, Township 24 North, Range 22 East, Boise Meridian, Idaho.

ALSO: A parcel of land lying and being in the E $\frac{1}{2}$ NW $\frac{1}{4}$ and the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 29, Township 24 North, Range 22 East, Boise Meridian, more particularly described as follows, to-wit:

Beginning at the Northwest corner of the S $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 29, run thence East along the North boundary of the S $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 29, extended, a distance of 741.9 feet; thence N. 3⁰⁰' W. 89.6 feet; thence S. 87⁰⁰' W. 683.0 feet; thence N. 2³⁷' W. 1267.6 feet to the Northeast corner of the S $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 29; thence South 1320.0 feet to the point of beginning.

ALSO: A fraction of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 29, Township 24 North, Range 22 East, Boise Meridian, more particularly described as follows, to-wit:

Commencing at the Northwest corner of the S $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 29, run thence North 45⁴⁴' East 77.1 feet to the point of beginning; thence North 87⁰⁰' East 417.4 feet; thence North 2³⁷' West 208.7 feet; thence South 87⁰⁰' West 417.4 feet; thence South 2³⁷' East 208.7 feet to the point of beginning.

Said Defendant, Glenn C. Janss is entitled to have, and is hereby awarded, water rights and privileges of and from the said Fourth of July Creek in amounts, with priorities, points of diversion and places of sue as follows:

(a) 4 miner's inches or .08 cubic feet per second of the

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1 waters of Fourth of July Creek from the commencement of
2 the irrigation season each calendar year until August 1
3 of each such year and after August 1 until the end of
4 each such irrigation season 4 miner's inches or .06 cubic
5 feet per second of the waters of Fourth of July Creek
6 with a priority of appropriation dating from April 1,
7 1910, and delivered through the existing ditch (Ditch No.
8 13) with the point of diversion in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section
9 20, Township 24 North, Range 22 EBM, for irrigation of an
10 orchard situated on the said Janss lands.

11 ✓ 75-0132 (b) 15 miner's inches or .3 cubic feet per second of the
12 waters from springs rising on the said Janss lands, from
13 January 1 through December 31 for irrigation and stock
14 water with a priority date of April 1, 1911; said spring
15 water rising and being on the said Janss land.

16 ✓ 75-0133 (c) 5 acre feet of water stored in a fish pond, one
17 acre in area and used for irrigation, stock water and
18 fishery with a priority of appropriation of April 1,
19 1963, situated in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 29, and
20 for irrigation of 5 acres situated in the W $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ of
21 said Section 29, Township 24 North, Range 22 East Boise
22 Meridian, with the point of diversion in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$
23 of Section 29, Township 24 North, Range 22 EBM.

24 75-0134 (d) 20 miner's inches or .4 cubic feet per second of the
25 waters of Fourth of July Creek from the commencement of
26 the irrigation season each calendar year until August 1
27 of each such year and after August 1 until the end of
28 each such irrigation season 15 miner's inches or .3
29 cubic feet per second of the waters of Fourth of July
30 Creek with a priority of appropriation dating from May 12,
31 1910, and delivered through the existing ditch (Ditch No.
32 12) with a point of diversion in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section
20, Township 24 North, Range 22 EBM for irrigation of
the following lands: N $\frac{1}{2}$ N $\frac{1}{2}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 29, Township
24 North, Range 22 EBM, containing 10 acres.

11. Defendants, Jack R. Copeland and Shirley Copeland,
are the owners, in possession and entitled to the possession
of the following described land situated in the County of Lemhi,
State of Idaho, to-wit:

The West Half of the Northwest Quarter (W $\frac{1}{2}$ NW $\frac{1}{4}$), the Northwest
Quarter of the Northwest Quarter of the Southwest Quarter
(NW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$) of Section 29; the North Half of the Southeast
Quarter (N $\frac{1}{2}$ SE $\frac{1}{4}$), the North Half of the Southwest Quarter of the
Southeast Quarter (N $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$), the Northwest Quarter of the South-
east Quarter of the Southeast Quarter (NW $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$), the East
Half of the Northeast Quarter (E $\frac{1}{2}$ NE $\frac{1}{4}$), the Southwest Quarter of
the Northeast Quarter (SW $\frac{1}{4}$ NE $\frac{1}{4}$) of Section 30, Township 24
North, Range 22 East of the Boise Meridian.

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1 ALSO: The Northeast Quarter of the Southeast Quarter
2 (NE $\frac{1}{4}$ SE $\frac{1}{4}$), the South Half of the Southeast Quarter of the
3 Northeast Quarter (S $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$), the Northeast Quarter of
4 the Southeast Quarter of the Northeast Quarter
5 (NE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$), the East Half of the Northwest Quarter
6 of the Southeast Quarter of the Northeast Quarter
7 (E $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$) of Section 19, the West Half of the North-
8 west Quarter of the Southwest Quarter of the Northwest
9 Quarter (W $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$), the West Half of the Southwest
10 Quarter of the Southwest Quarter of the Northwest Quarter
11 (W $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$), the West Half of the Northwest Quarter
12 of the Southwest Quarter (W $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$), and the Southwest
13 Quarter of the Southwest Quarter (SW $\frac{1}{4}$ SW $\frac{1}{4}$) of Section
14 20, Township 24 North, Range 22 East of the Boise
15 Meridian.

16 Copelands are entitled to have, and they are hereby awarded,
17 water rights and privileges of and from the said Fourth of July
18 Creek in amounts, with priorities, points of diversion and
19 places of use as follows:

20 $\frac{1}{5}$ -0135 (a) 136 miner's inches or 2.72 cubic feet per second
21 of the waters of Fourth of July Creek from the commence-
22 ment of the irrigation season each calendar year until
23 August 1 of each such year and after August 1 until
24 the end of each irrigation season, 102 miner's inches
25 of 2.04 cubic feet per second of the waters of Fourth
26 of July Creek with a priority of appropriation dated
27 from April 1, 1896, and delivered through the existing
28 ditch near the Frank Nelson residence (Ditch No. 3),
29 with the point of diversion in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 20,
30 Township 24 North, Range 22, East, Boise Meridian for
31 irrigation of the following described premises in Lemhi
32 County, Idaho, to-wit:

Land situated in the:
W $\frac{1}{2}$ NW $\frac{1}{4}$ of Section 29, and NE $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$ all
in Section 30, Township 24 North, Range 22 East,
Boise Meridian, containing 68 acres, more or less.

$\frac{1}{5}$ -0136 (b) 104 miner's inches or 2.08 cubic feet per second
of the waters of Fourth of July Creek from the commence-
ment of the irrigation season each calendar year until
August 1 of each such year and after August 1 until the
end of the irrigation season 78 miner's inches or 1.56

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1 cubic feet per second of the waters of Fourth of
2 July Creek with a priority of appropriation dating from
3 April 1, 1896, and delivered through the existing ditch
4 known as "Upper ditch" (Ditch No. 4), with a point of
5 diversion in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 29, Township 24
6 North, Range 22 East, Boise Meridian, for irrigation of
7 the following described premises in Lemhi County, Idaho,
8 to-wit:

9 Land situated in the:
10 SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 29, S $\frac{1}{2}$ NE $\frac{1}{4}$ of Section 30, N $\frac{1}{2}$ SE $\frac{1}{4}$,
11 NW $\frac{1}{4}$ NE $\frac{1}{4}$, all of Section 30, all in Township 24 North,
Range 22 East, Boise Meridian, containing 52 acres more
or less.

12 75-0137(c) 10.0 miner's inches or .2 cubic feet per second of
13 the waters of Fourth of July Creek from the commencement
14 of the irrigation season each calendar year until August
15 1 of each such year and after August 1 until the end of
16 such irrigation season 8 miner's inches or .16 cubic
17 feet per second of the waters of Fourth of July Creek
18 with a priority of appropriation dating from April 1,
19 1962 and delivered through the existing ditch called
20 the Short Ditch (Ditch No. 5) with point of diversion
21 in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 29, Township 24 North, Range
22 22 East, Boise Meridian for the irrigation of the
23 following described premises in Lemhi County, Idaho-
24 to-wit:

25 Land situated in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 29, Township
26 24 North, Range 22 East, Boise Meridian, containing
5 acres, more or less.

27 (d) 106 miner's inches or 2.12 cubic feet per second
28 of the waters of Fourth of July Creek from the commence-
29 ment of the irrigation season each calendar year until
30 August 1 of each such year and after August 1 until the
31 end of each such irrigation season 79.5 miner's inches
32 or 1.59 cubic feet per second of the waters of Fourth
of July Creek with a priority of appropriation dating

1 from April 1, 1896, and delivered through the existing ditch known
2 as the Southside Ditch (Ditch No. 6), with point of diversion in
3 the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 29, Township 24 North, Range 22, East Boise
4 Meridian, for irrigation of the following described premises in
5 Lemhi County, Idaho, to-wit:

6 (1) Land situated in the NE $\frac{1}{4}$ of Section 30, Township 24
7 North, Range 22 East Boise Meridian, containing 24
8 acres, more or less.

9 (2) Lands situated in the NE $\frac{1}{4}$ of Section 30, Township
10 24 North, Range 22 East, Boise Meridian, containing 12
11 acres, more or less, and being part of said lands sold
12 on July 30, 1980, pursuant to contract to Mariel Hemingway,
13 and more particularly described as follows:
14 Mariel Hemingway, Purchaser, Jack R. Copeland and Shirley
15 Elaine Copeland, Seller, date of purchase July 30, 1980
16 for the following described land: Lot 3 of Copeland Green
17 Acres Subdivision according to the official Plat thereof
18 filed for record in Book 5 of Plats at Page No. 27, records
19 of Lemhi County, Idaho

20 (3) Lands situated in the NE $\frac{1}{4}$ of Section 30, Township
21 24 North, Range 22 East, Boise Meridian, containing 17
22 acres, more or less, and being part of said lands sold
23 July, 1979, pursuant to contract to Robert E. Vehn, etux,
24 and more particularly described as follows:
25 Robert E. Vehn, etux, purchaser, Jack R. Copeland and
26 and Shirley Elaine Copeland, Seller for the following
27 described land: A fraction of the SE $\frac{1}{4}$, Section 30,
28 Township 24 N., Range 22 E., Boise Meridian, Lemhi County,
29 Idaho, more particularly described as follows:

30 Commencing at the South 1/4 corner of Section 30 from
31 which the Southeast Corner of Section 30 bears S. 89°
32 59'38" E.; run thence N. 0°12'12" W., 659.78 feet to the
POINT OF BEGINNING and the Southwest Corner of the tract
of land herein described;

Thence continuing on said bearing of N. 0°12'12" W.,
701.80 feet to the centerline of Fourth of July Creek and
the Northwest Corner of said tract;

Thence along said centerline S. 89°28'48" E., 80.44 feet;

Thence N. 67°11'21" E., 101.83 feet;

Thence N. 64°39'04" E., 103.87 feet;

Thence N. 59°52'29" E., 108.53 feet;

Thence S. 85°30'11" E., 87.24 feet;

Thence N. 64°40'27" E., 106.90 feet;

Thence N. 84°54'42" E., 136.99 feet;

Thence South, 62.02 feet to the centerline of Fourth
of July Creek Road;

Thence along the centerline of said road N. 82°39'00"
E., 119.90 feet;

Thence N. 72°42'16" E., 174.94 feet;

Thence N. 65°41'46" E., 94.25 feet to the Northeast

Corner of said tract;

Thence South, 934.88 feet to the Southeast Corner of
said tract;

Thence N. 89°59'18" W., 1051.46 feet to the POINT OF
BEGINNING

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(4) The said lands described in this paragraph are entitled to the waters of Fourth of July Creek under the right described herein in Subsection (d) as follows:

Copeland: 48 Miner's inches or .96 cubic feet per second until August 1 of each such year and after August 1, 36 miner's inches or .72 cubic feet per second for lands described in (1) above.

Hemingway: 24 miner's inches or .48 cubic feet per second until August 1 of each such year and after August 1, 18 miner's inches or .36 cubic feet per second for lands described in (2) above.

Vehn: 34 miner's inches or .68 cubic feet per second until August 1 of each such year and after August 1, 25.5 miner's inches or .51 cubic feet per second for lands described in (3) above.

(e) 8 miner's inches or .16 cubic feet per second of the waters of Fourth of July Creek from the commencement of the irrigation season each calendar year until August 1 of each such year and After August 1 until the end of each such irrigation season, 8 miner's inches or .16 cubic feet per second of the waters of Fourth of July Creek with a priority of appropriation dating from May, 1968 and delivered through the existing ditch known as the Middle Ditch (Ditch No. 7) with point of diversion in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 30, Township 24 North, Range 22 East, Boise Meridian, for irrigation of the following described premises in Lemhi County, Idaho, to-wit:

Land situated in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 30, Township 24 North, Range 22 East Boise Meridian, containing 4 acres, more or less.

12. That McLaughlin, as assignees of Carlson, and through them as contract purchasers from Plaintiff Brown, are the owners, in possession and entitled to the possession of the following described land situated in the County of Lemhi, State of Idaho, to-wit:

The East half of the Southwest Quarter (E $\frac{1}{2}$ SW $\frac{1}{4}$), the South Half of the Southeast Quarter of the Northwest Quarter (S $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$), the Southeast Quarter of the Southwest Quarter of the Northwest Quarter (SE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$) and Lot Three (3), Section Thirty (30), the Northwest Quarter of the Northeast Quarter of the Northwest Quarter (NW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$) of Section Thirty-one (31) in Township Twenty-four (24) North of Range Twenty-two (22) East of the Boise Meridian containing 159.64 acres.

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1
2 Also, a fraction of the Southwest Quarter of the Southwest
3 Quarter (SW $\frac{1}{4}$ SW $\frac{1}{4}$), of Section Thirty (30), Township
4 Twenty-four (24) North, Range Twenty-two (22) East of the
5 Boise Meridian, more particularly described as follows,
6 to-wit:

7 Commencing at the Northeast corner of said Southwest
8 Quarter of the Southwest Quarter (SW $\frac{1}{4}$ SW $\frac{1}{4}$) of Section Thirty
9 (30), run thence West 47.3 feet to a point on the
10 Northerly side of the Lemhi County Road, and the point
11 of beginning of the tract of land herein described;
12 continuing thence West along the North boundary of the
13 Southwest Quarter of the Southwest Quarter (SW $\frac{1}{4}$ SW $\frac{1}{4}$)
14 of Section Thirty (30), a distance of 1253.0 feet,
15 more or less, to a point on the Northerly side of
16 the Lemhi County Road; thence Easterly along the North-
17 erly side of the Lemhi County Road 1288.0 feet to the
18 point of beginning.

19 Together with all ditches, ditch rights, water and water
20 rights appurtenant thereto or used in connection
21 therewith.
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RECORDED

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1 That said McLaughlins, as owners of interests and equities
2 as aforesaid are entitled to have, and they hereby are awarded,
3 water rights and privileges of and from the said Fourth of July
4 Creek in amounts, with priorities, points of diversion and
5 places of use as follows:

6 ✓ (a) 114.0 miner's inches or ^{2.2819}~~2.85~~ cubic feet per
75-0142 second of the waters of Fourth of July Creek from
8 the commencement of the irrigation season each calendar
9 year until August 1 of each such year and after
10 August 1 until the end of such irrigation season 8.55
11 miner's inches or ^{0.17119}~~21~~ cubic feet per second of the waters
12 of Fourth of July Creek with a priority of appropriation
13 dating from April 1, 1896, and delivered through the so-
14 called "upper ditch", (Ditch No. 4), with a point of
15 diversion in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 29, Township 24 North,
16 Range 22 East, Boise Meridian, for irrigation of the
17 following described rpemiese in Lemhi County, Idaho,
18 to-wit:

19 Lands situated in the S $\frac{1}{2}$ NW $\frac{1}{4}$ and the N $\frac{1}{2}$ SW $\frac{1}{4}$ of
20 Section 20, Township 24 North, Range 22 East,
21 Boise Meridian containing approximately 57
22 acres, more or less.

23 ✓ (b) 56 miner's inches or 1.12 cubic feet per second
75-0143 of the waters of Fourth of July Creek from the commence-
24 ment of the irrigation season each calendar year until
25 August 1 of each such year and after August 1 until the
26 end of each such irrigation season 42 miner's inches or
27 ^{0.8419}~~88~~ cubic feet per second of the waters of Fourth
28 of July Creek with a priority of appropriation dating
29 from April 1, 1896, and delivered through the existing
30 ditch known as the South Side Ditch (Ditch No. 6),
31 with point of diversion in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 29,
32 Township 24 North, Range 22 East, Boise Meridian, for
the irrigation of the following described premises in

1 Lemhi County, Idaho, to-wit:

2 Land situated in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 31, Town-
3 ship 24 North, Range 22 East, Boise Meridian,
4 containing 28 acres more or less.

5 (c) 68 miner's inches or 1.36 cubic feet per second

6 of the waters of Fourth of July Creek from the
7 commencement of the irrigation season each calendar
8 year until August 1 of each such year and after
9 August 1 until the end of such irrigation season
10 51 miner's inches or 1.02 cubic feet per second
11 of the waters of Fourth of July Creek with a priority
12 of appropriation dating from April 1, 1896, and
13 delivered through the existing ditch (Ditch No. 9)
14 with point of diversion in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 30,
15 Township 24 North, Range 22 East, Boise Meridian for
16 irrigation of the following described premises in
17 Lemhi County, Idaho , to-wit:

18 Land situated in the N $\frac{1}{2}$ NW $\frac{1}{4}$ of Section 30, Township 24
19 North, Range 22 East, Boise Meridian, containing
20 34 acres more or less.

21 (d) 8 miner's inches or .16 cubic feet per second

22 of the waters of Fourth of July Creek, from the
23 commencement of the irrigation season each calendar
24 year until August 1 of each such year and after
25 August 1 until the end of each irrigation season
26 6 miner's inches or .12 cubic feet per second of the
27 waters of Fourth of July Creek with a priority of
28 appropriation dating from April 1, 1896, and delivered
29 through the so-called "House ditch" (Ditch No. 8),
30 with point of diversion in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 30,
31 Township 24 North, Range 22 East, Boise Meridian, for
32 the irrigation of the following described premises in
Lemhi County, Idaho, to-wit:

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1 Land situated in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 30, Township
2 24 North, Range 22 East, Boise Meridian, containing
4 acres, more or less.

3 13. Hansen are the owners, in possession and entitled to
4 the possession of the following described land situated in the
5 County of Lemhi, State of Idaho, to-wit:

6 North Half of Southeast Quarter of the Southeast Quarter
7 (N $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$), the Northeast Quarter of the Southeast
8 Quarter (NE $\frac{1}{4}$ SE $\frac{1}{4}$), the East Half of the Southeast Quarter
9 of Northeast Quarter (E $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$), and the Southeast
10 Quarter of Northeast Quarter of Northeast Quarter
11 (SE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$) of Section Twenty-five (25) in Township
24 North, Range 22 East, and the Lot
12 4 of Section 30 and the Lot 5 of Section 31, in Township
24 North, Range 22 East of the Boise Meridian, containing
149.29 acres; ALSO, the SE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$; the N $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$;
13 the SW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$; the NW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$; the NE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$; and
14 the N $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$; all in Section 25, in Township 24 North
of Range 21 East of the Boise Meridian, containing 37 $\frac{1}{2}$
15 acres of land.

16 All of Lots 1, 2, 3 and 4 of Section 19 of Township 24
17 North, Range 22 East Boise Meridian, containing 159.28
18 acres of land, according to the U. S. Government Survey.

19 E $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section
20 24; and the NE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 25; all in Township 24
21 North, Range 21 East Boise Meridian, containing 47 $\frac{1}{2}$ acres.

22 Together with all water and water rights, ditches and
23 ditch rights, range and range rights appurtenant thereto
24 or used in connection therewith.

25 EXCEPTING THEREFROM:

26 A fraction of the E $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ and a fraction of the SW $\frac{1}{4}$ SE $\frac{1}{4}$
27 of Section 25, Township 24 North, Range 21 East, Boise
28 Meridian, more particularly described as follows, to-wit:

29 Commencing at the South Quarter corner of said Section 25,
30 run thence North 330.0 feet to the point of beginning;
31 thence S. 89 $^{\circ}$ 48' W. 83.7 feet; thence North 990.0 feet;
32 thence N. 89 $^{\circ}$ 48' E. 981.5 feet; thence South 660.0 feet;
thence S. 89 $^{\circ}$ 48' W. 566.5 feet; thence South 330.0
feet; thence S. 89 $^{\circ}$ 48' W. 331.1 feet to the point of
beginning, containing 17.966 acres, together with all
water and water rights, ditches and ditch rights used
in connection therewith.

A fraction of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 25, in Township
24 North, Range 21 East, Boise Meridian, more particularly
described as follows, to-wit:

Commencing at the South quarter corner of said Section
25, run thence North 330.0 feet; thence West 364.8 feet
to the point of beginning and the Southeast corner of
the tract of land hereby conveyed; continuing thence
West 295.2 feet; thence North 295.2 feet; thence East
295.2 feet; thence South 295.2 feet to the point of
beginning, containing 2.0 acres.

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1 A fraction of the E $\frac{1}{2}$ SE $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 25, Township 24
2 North Range 21 East, Boise Meridian, more particularly
described as follows, to-wit:

3 Commencing at the Southerly quarter corner of said Sec-
4 tion 25, run thence North 330.0 feet; thence West 83.7 feet
5 to the point of beginning, and the Southeasterly corner
6 of the tract of land herein described; thence North 545.8
7 feet; thence West 578.9 feet; to a point on the Westerly
8 boundary of the NE $\frac{1}{2}$ SE $\frac{1}{2}$ NW $\frac{1}{4}$ of Section 25, thence South
9 252.6 feet; thence East 295.2 feet; thence South 295.2
feet to a point on the Southerly boundary of the N $\frac{1}{2}$ SE $\frac{1}{2}$ SW $\frac{1}{4}$
of Section 25; thence East 283.7 feet to the point of
beginning, containing 5.25 acres, together with all
water and water rights, ditch and ditch rights used in
connection therewith.

10 A fraction of the SE $\frac{1}{2}$ SE $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{2}$ and a fraction of the
11 SW $\frac{1}{2}$ SW $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$ of Section 25, Township 24 North, Range
21 East, Boise Meridian, more particularly described as
follows, to-wit:

12 Commencing at the Southwesterly corner of the said
13 SE $\frac{1}{2}$ SE $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{2}$ of Section 25, run thence North 30.0 feet
14 to the point of beginning; continuing thence North
300.0 feet; thence N. 89°48' E. 410.6 feet; thence S.
15 6°24' W. 251.6 feet; thence S 89°48' W. 51.2 feet; thence
S. 79°12' W. 337.3 feet to the point of beginning, con-
16 taining 2.247 acres, together with all water and water
rights, ditches and ditch rights used in connection
therewith.

17 A fraction of the SE $\frac{1}{2}$ of Section 25, Township 24 North,
18 Range 21 East Boise Meridian, more particularly described
as follows; to-wit:

19 Beginning at the Southwesterly corner of the SE $\frac{1}{2}$ SE $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{2}$
20 of said Section 25, run thence North 30.0 feet; thence
N. 79°12' E. 337.3 feet; thence N. 89°48' E. 109.9 feet;
21 thence South 737.5 feet to a point on the Southerly
boundary of the NW $\frac{1}{2}$ SE $\frac{1}{2}$ SE $\frac{1}{2}$ of Section 25; thence S.
22 89°48' W. 537.3 feet; thence North 660.0 feet to a
point on the Northerly boundary of the SW $\frac{1}{2}$ SE $\frac{1}{2}$ of Section
23 25; thence N. 89°48' E. 96.1 feet to the point of
beginning. Containing 8.777 acres. Together with water
24 adn water rights, ditch and ditch rights thereunto belong-
ing or anyway appertaining.

25 A fraction of the SW $\frac{1}{2}$ SW $\frac{1}{2}$ of Section 30, Township 24 North,
26 Range 22, East Boise Meridian, more particularly
described as follows, to-wit:

27 Commencing at the Northeast Corner of said SW $\frac{1}{2}$ SW $\frac{1}{2}$ of
28 Section 30, run thence West 47.3 feet to a point on the
Northerly side of the Lemhi County Road and the point
29 of beginning of the tract of land herein described; con-
tinuing thence West along the North boundary of the
30 SW $\frac{1}{2}$ SW $\frac{1}{2}$ of Section 30, a distance of 1253.0 feet, more
of less, to a point on the Northerly side of the Lemhi
31 County Road; thence Easterly along the Northerly side
of the Lemhi County Road 1288.0 feet to the point of
beginning, containing 1.3 acres, together with all
32 water and water rights, ditch and ditch rights used

JUL 31 1996

1 in connection therewith.

2 Hansens are entitled to have, and they are hereby awarded
3 water rights and privileges, points of diversion and places of
4 use as follows:

5 75-0146 (a) 20 miner's inches or .4 cubic feet per second of
6 the waters of Fourth of July Creek from the commence-
7 ment of the irrigation season each calendar year until
8 August 1 of each such year, and after August 1 until the
9 end of each such irrigation season 16 miner's inches or
10 .3 cubic feet per second of the waters of Fourth of
11 July Creek with a priority of appropriation dating from
12 April, 1896 and delivered through the existing ditch
13 known as the Upper Ditch (Ditch No. 4) with a point
14 of diversion in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 29, Township
15 24 North, Range 22 East, Boise Meridian, for irrigation
16 of the following described premises in Lemhi County,
17 Idaho, to-wit:

18 Land situated in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 25, Township
19 24 North, Range 21 East of the Boise Meridian, con-
20 taining 10 acres, more or less.

21 75-0147 (b) 40 miner's inches or .8 cubic feet per second of
22 the waters of Fourth of July Creek from the commence-
23 ment of the irrigation season each calendar year until
24 August 1 of each such year and after August 1 until
25 the end of each such irrigation season, 30 miner's
26 inches or .6 cubic feet per second of the waters of
27 Fourth of July Creek with a priority of appropriation
28 dating from April 1, 1896, and delivered through the
29 existing ditch known as Southside Ditch (Ditch No. 6)
30 with point of diversion in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 29,
31 Township 24 North, Range 22 East of the Boise Meridian,
32 for irrigaiton of the following described premises in
Lemhi County, Idaho, to-wit:

JUL 31 1996

1 Land situated in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 30, NW $\frac{1}{4}$ NW $\frac{1}{4}$ of
2 Section 31, Township 24 North, Range 22 East of the
Boise Meridian, containing 20 acres more or less.

3 75-0148 (c) 24 miner's inches or .48 cubic feet per second of
4 the waters of Fourth of July Creek from the commence-
5 ment of the irrigation season each calendar year until
6 August 1 of each such year and after August 1 until
7 the end of each such irrigation season 18 miner's in-
8 ches or .36 cubic feet per second of the waters of
9 Fourth of July Creek with a priority of appropriation
10 dating from April 1, 1896, and delivered through the
11 existing ditch known as the Lower Ditch (Ditch No. 9)
12 with point of diversion in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 30,
13 Township 24 North, Range 22 East of the Boise Meridian,
14 for irrigation of the following described premises in
15 Lemhi County, Idaho, to-wit:

16 Land situated in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 25, Township
17 24 North, Range 21 East of the Boise Meridian, con-
taining 13 acres, more or less.

18 14. Defendants Appleman, are the owners, in possession
19 of and entitled to the possession of the following described
20 land situated in the County of Lemhi, State of Idaho, herein-
21 after called Appleman lands, more particularly described as
22 follows, to-wit:

23 All of that portion of the S $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$, the S $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$,
24 Lots 1 and 2 of Section 35, T. 24 N., R. 21 E., Boise
25 Meridian, lying on the Southerly side of U. S. Highway
26 No. 93.

27 EXCEPTING AND RESERVING THEREFROM, all that part of
28 Lot 1, Section 35, T. 24 N., R. 21 E., Boise
Meridian, described as follows, to-wit: Beginning at
29 the intersection of the Easterly boundary of said Lot
1, and the Southwesterly Right-of-Way line of U. S.
30 Highway No. 93, run thence Northwesterly along the
Southwesterly Right-of-Way line of U. S. Highway
31 93 a distance of 407.0 feet; thence S. 49° 00' W.
190.0 feet, more or less, to the Northerly bank
32 of the Salmon River; thence meandering the Northerly bank
of the Salmon River in an Easterly direction 460.0 feet;

JUL 31 1996

1 more or less, to the Easterly boundary of Lot 1;
2 thence Northerly along the Easterly boundary of Lot
1 a distance of 6.0 feet to the point of beginning.

3 The above described property is bordered on the North
4 side by U. S. Highway No. 93 and on the South side by
the Salmon River.

5 Said Defendants, Appleman are entitled to have and they
6 are hereby awarded, water rights and privileges of and from the
7 said Fourth of July Creek in amounts, with priorities, points
8 of diversion and places of use as follows:

9 ✓ (a) 20 miner's inches or .4 cubic feet per second of the
10 75-0149 waters of Fourth of July Creek from the commencement
11 of the irrigation season each calendar year until August
12 1 of each such year and after August 1 until the end of
13 each such irrigation season 15 miner's inches or .3
14 cubic feet per second of the waters of Fourth of July
15 Creek with a priority of appropriation dating from
16 April 1, 1895, and delivered through the existing
17 ditch (Ditch No. 10) with point of diversion in the
18 NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 35, Township 24 North, Range 21 E.B.M.
19 for irrigation of the premises herein described as the
20 Appleman lands situated in the N $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 35,
21 Township 24 North, Range 21 EBM.

22 15. Certain lands belonging to Defendants William R.
23 McCook, William S. McCook and John Lantow and situated on the
24 west side of Highway No. 93 in the NW $\frac{1}{4}$ and the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec-
25 tion 2, Township 23 North, Range 21 EBM are irrigated by
26 pumping waters from the Salmon River and not from the waters of
27 Fourth of July Creek and that portion of these Defendants'
28 claim to Fourth of July Creek shall be dismissed.

29 16. Certain lands situated in the S $\frac{1}{2}$ NE $\frac{1}{4}$ of Section
30 2, Township 23 North, Range 22 EBM belonging to Defendants
31 F. Wilmer Rigby and Ruth B. Rigby, and their successors in
32 interest

JUL 31 1996

1 are irrigated by pumping waters from the Salmon River and not
2 from the waters of Fourth of July Creek, and that priority
3 of these Defendants' claim to the waters of Fourth of July
4 Creek may enter based on this Stipulation.

5 DATED: 12-16-82

6 Jack R. Copeland
7 Jack Copeland

Fred Snook
8 FRED SNOOK,
9 Attorney for Defendants Peter M.
10 and Lila L. Hanson, James R.
11 and Gwen B. Moorehead, Robert
12 Appleman

James C. Herndon
12 JAMES C. HERNDON
13 Attorney for Defendants Frank R.
14 and Louise C. Nelson, Jack R.
15 and Shirley Copeland, Glen M.
16 and Irene May, Billie Bloodgood,
17 Glenn C. Janss, Richard William
18 Nelson, Devon Denny, Robert and
19 Jean Vehn and Muriel Hemmingway,
20 Dorsey and Barbara D. McLaughlin.

C. Walker Lyon
21 C. WALKER LYON
22 Attorney for Defendants Ivan H.
23 and Wilma Bolander and the
24 Estate of Mary Sharkey, Dec.

25
26
27
28
29
30
31
32 STIPLATION FOR ENTRY OF JUDGMENT

Page 29

75- L

75- 4086

Star Rt. 1, Box 39
Carmen, ID 83462
January 12, 1984

State of Idaho
Department of Water Resources
Statehouse
Boise, ID 83720

RECEIVED
JAN 17 1984

Attention: Roberta Garrett
Records Supervisor

Department of Water Resources

Dear Ms. Garrett:

Replying to your letter of December 30, 1983, please
accept the following information.

The total land under my ownership is 9.5 acres,
which includes the .5 acres my home and out buildings
stand on. This is to be irrigated from two ditches,
No. 10 and No. 10-A.

If more information is needed, please let me know.

Yours Very Truly,

Ivan H. Bolander
Ivan H. Bolander

INDEX

JUL 31 1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS

Governor

A. KENNETH DUNN

Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

75-4086

75-L

December 30, 1983

Mr. Ivan H. Bolander
Carman, ID 83462

Dear Mr. Bolander:

We are in receipt of the Judgment and Stipulation for Entry of Judgment wherein you are awarded by decree of the District Court of the Seventh Judicial District a water right from Fourth of July Creek.

The decree identifies your right as items (a) by means of Ditch No. 10 and (b) by means of Ditch No. 10-A with a priority date of April 1, 1895. During the portion of the irrigation season ending August 1 of each calendar year, the decree allots two miner's inches of water per acre; and during the portion of the irrigation season after August 1, one and one-half miner's inches per acre is allotted. Since the decree did not specify the total number of acres under irrigation, it is difficult to determine if the intent of the decree was to award one right for irrigation of 9 acres by means of two ditches or two rights for a total of 13 acres.

Supportive evidence for one right is located in our records under Claim No. 75-4086 with the priority date claimed as April 1895. The claim identifies .5 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ (Lot 1) and 8 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ (Lot 5) Sec. 35, T. 24 N., R. 21 E. for a total of 8.5 irrigated acres (9 acres rounded) by means of two ditches from Fourth of July Creek.

Enclosed is a copy of that portion of the Stipulation for Entry of Judgment in the case of Merrill M. Brown, et al., vs. Frank R. Nelson, et al., identifying your decreed right (a) and (b) and a copy of your Claim No. 75-4086 for your review.

JUL 31 1996

Mr. Bolander

2

December 30, 1983

In order for us to properly record your decreed right, please advise us at your earliest convenience the total number of irrigated acres as decreed. Thank you.

Sincerely,

ROBERTA GARRETT
Records Supervisor

RG:rg

Enclosures

RECORDED

JUL 31 1996

JUL 31 1936

Boise City, Idaho, Apr. 24, 1936

U.S. Surveyor General's Office

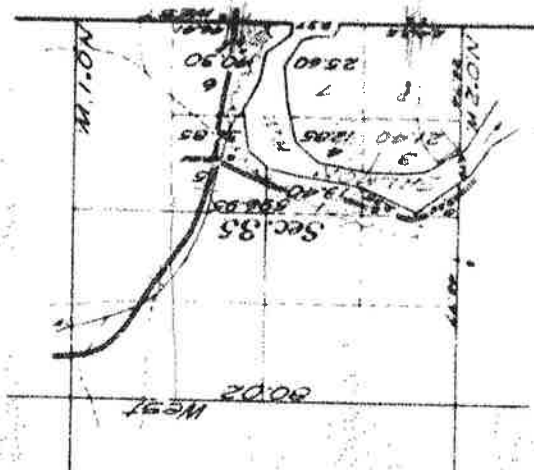
in this office, which have been examined and approved

Meridian, Idaho, is strictly conformable to the

The above a of Township No. 24 North, Range

Supplemental Plot of Section 35

When Surveyed
Completed



Sec. 34

Sec. 36

Sec. 27

Sec. 26

Sec. 25

Sec. 22

Sec. 23

Sec. 24

and with instructions contained in
dated March 16, 1910.

75-L

75-4086

P. 3

Return the books.

date 1, 5, 1935.

242, 212

(4)

Lands owned by Robert E. Vehn

Scale: 1" = 200'

NW 1/4 SE 1/4

22-141 50 SHEETS
22-142 100 SHEETS
22-144 200 SHEETS



701.8'

659.78'

Point of Beginning

S 1/4 Corner S. 30

NW Corner

80.44'

101.83'

103.87'

108.53'

87.24'

106.90'

136.99'

119.9'

174.91'

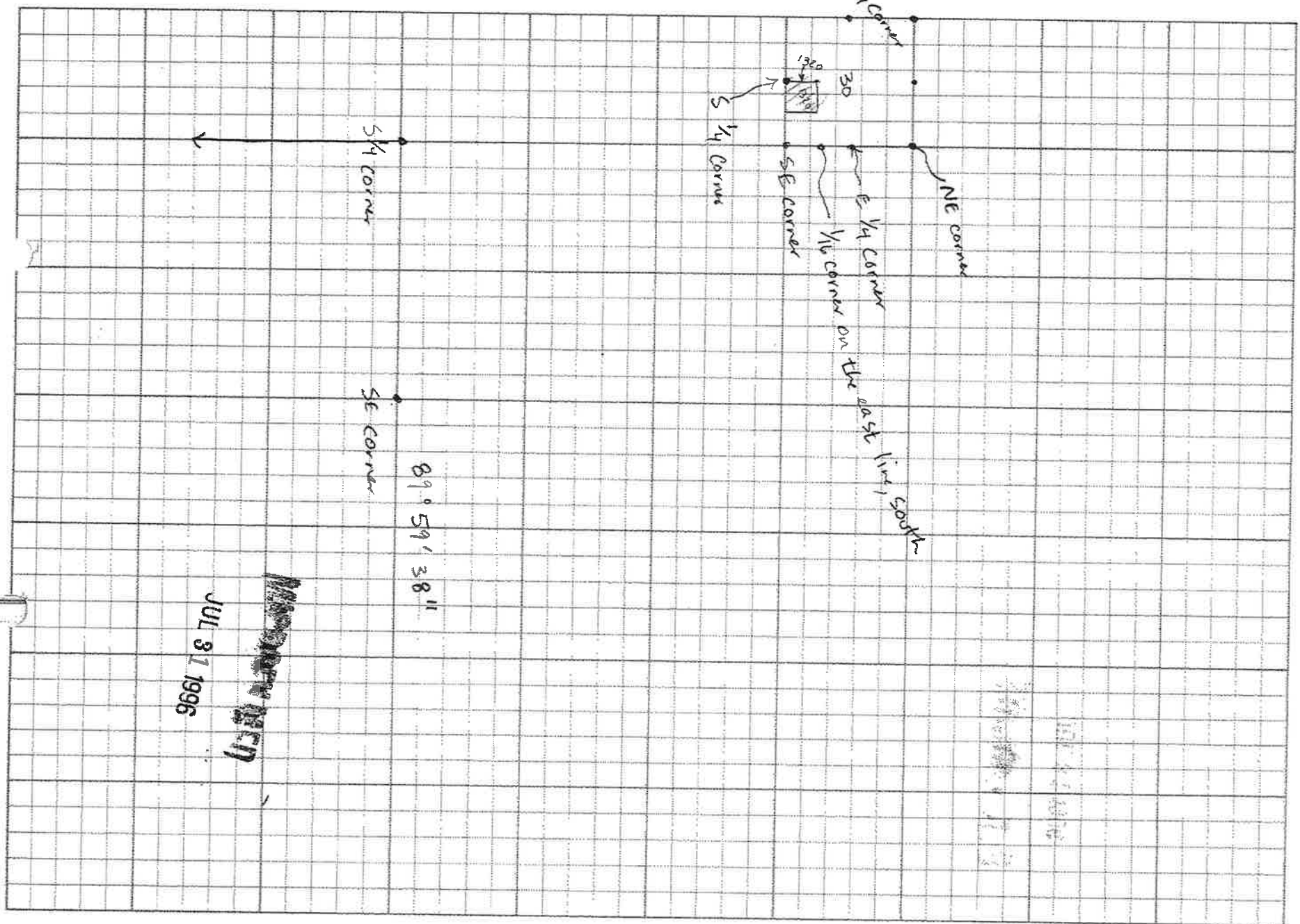
JUL 31 1996

NE Corner

SE Corner



JUL 31 1996



OCT 08 2009

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: A75-04086
Date Received: 7/17/1989
Receipt No: 6009489
Received By: 291

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: IVAN H. BOLANDER 208-865-2493
Address: HC 10 BOX 39 *Brown*
~~CARMEN~~, ID *7 Duncan Ln* 83462

OR
Name: WILMA D. BOLANDER 208-865-2493
Address: HC 10 BOX 39 *9 Duncan*
~~CARMEN~~, ID *North Fork 83462* 83462

2. Date of Priority: APR 01, 1895

3. Source: FOURTH OF JULY CREEK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
24N	21E	35	NW	SE	NE		LEMHI
			NE	NW	SE		LEMHI

5. Description of diverting works:
DITCH NO. 10 & NO. 10-A AS DESCRIBED IN DECREE JUDGEMENT

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	08/01	0.360		
IRRIGATION	08/02	11/01	0.270		
IRRIGATION	04/01	08/01	0.160		
IRRIGATION	08/02	11/01	0.120		

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

8. Total consumptive use is 23.7 Acre Feet Per Annum.

9. Non-irrigation uses:
INCIDENTAL STOCKWATERING FOR 5-10 HORSES/COWS

A75-04086

Page 1

Date: 07/17/89

A7504086



MICROFILMED

DEC 15 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
24N	21E	35	NE	SW	1	IRR	0.5
			NW	SE	5	IRR	9.0
Section Acres							9.5
Total Acres							9.5

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:
DECREE GIVEN CLAIM NO. 75-4086.
AC. IRR. = 9.5

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

MERRILL M. BROWN, ET AL.,
Decree Plaintiff

vs

FRANK R. NELSON, 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 x 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): Helma D. Bolander Date: 7-17-89
_____ Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 17 day
of July 19 89

Seal

Notary Public

Residing at Idaho Falls, Id.
My Commission Expires 22-Aug-1994

A75-04086

House
Well
A75-10008

R21E

PLACE OF
USE

T 24N
T 23N

POINT OF DIVERSION

NORTH FORK

MICROFILMED
DEC 15 1992