

11/20/2006

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

RIGHT NUMBER: 75-4103
NAME AND ADDRESS: CARL J HERMAN
PO BOX 362
SALMON ID 83467

JENNIE HERMAN
PO BOX 362
SALMON ID 83467

SOURCE: SPRINGS TRIBUTARY: SALMON RIVER
QUANTITY: 0.470 CFS
PRIORITY DATE: 05/01/1930
POINT OF DIVERSION: T21N R22E S19 NENENW Within LEMHI County
PURPOSE AND PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/01 10/31	0.470 CFS
PLACE OF USE:	<u>IRRIGATION in LEMHI County</u>		
	T21N R22E S18 Lot 2 SENW 11.00	T21N R22E S18 Lot 3 NESW 6.80	
	17.8 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 - Beneficial Use

11/16/2006

IDAHO DEPARTMENT OF WATER RESOURCES
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EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use



Idaho Department of Water Resources

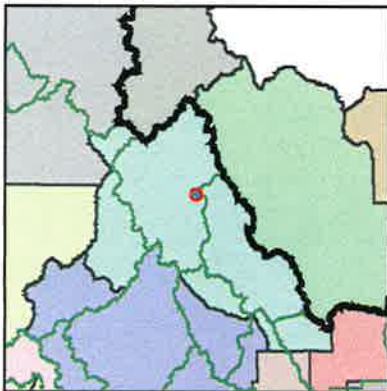
SRBA Recommendation:

75-4103

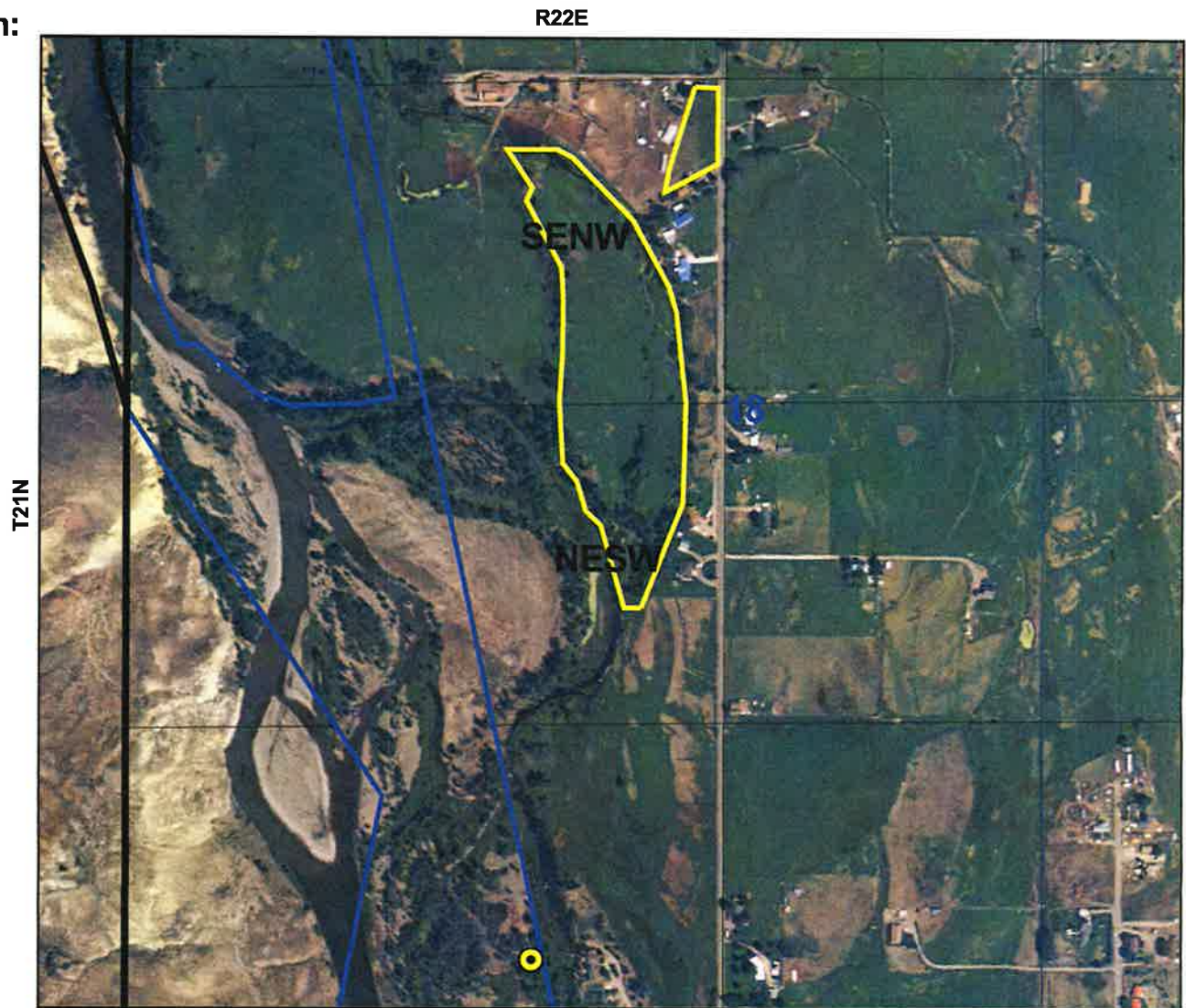
(Irrigation)

Legend

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



Lemhi County
IDWR Basin 75



0 0.3 0.6 Miles



Prepared by M. Ciscell
On Sunday, November 19, 2006
2004 Aerial Photography



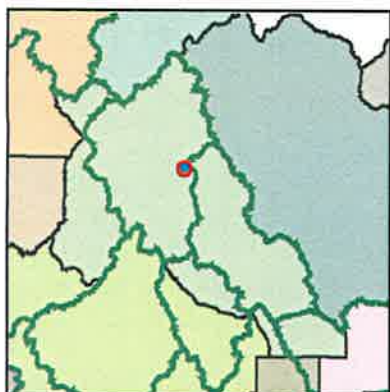
Idaho Department of Water Resources

SRBA Claim:

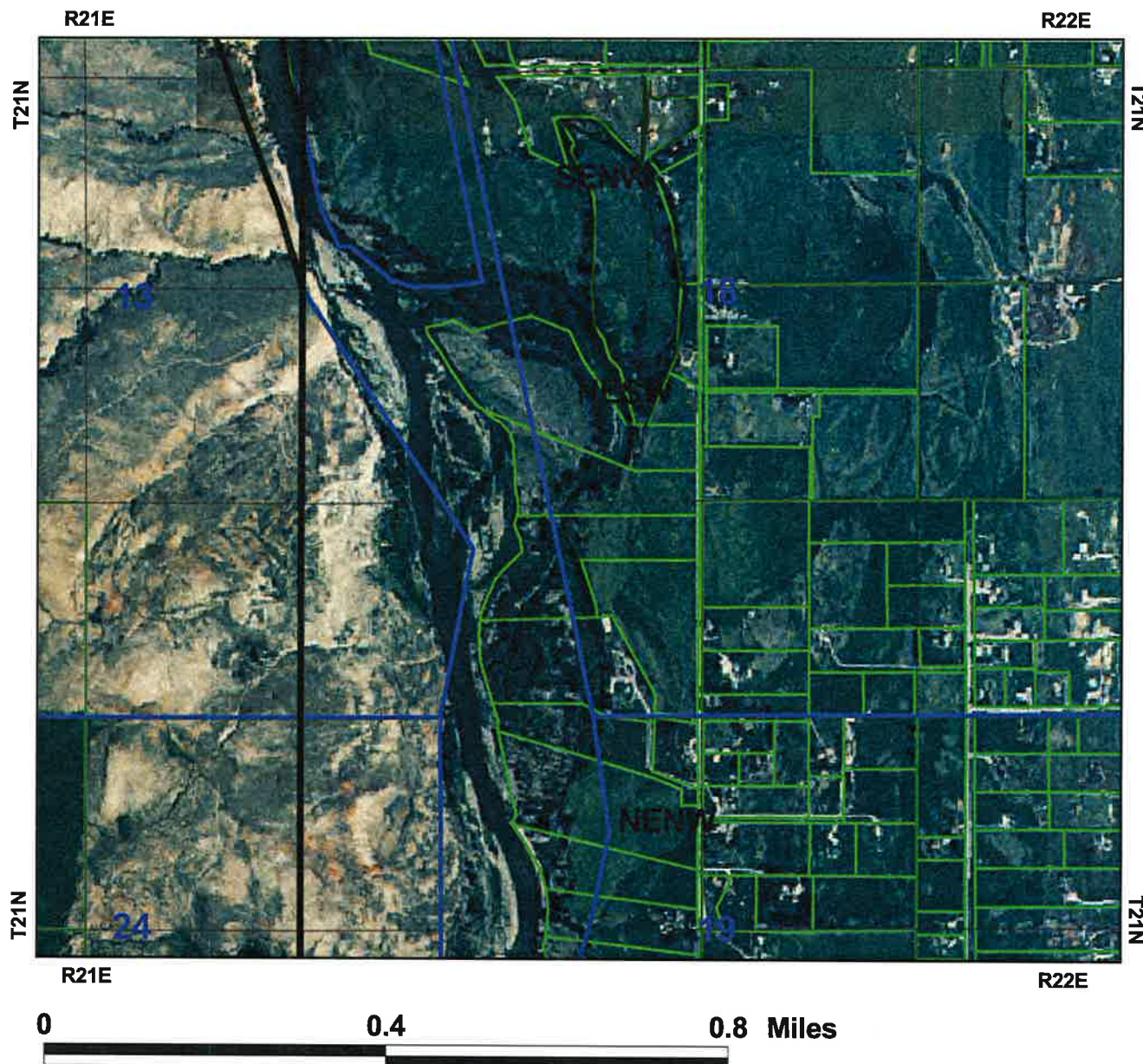
75-4103

Legend

-  Townships
-  PLS Sections
-  Quarter Quarters
-  Parcels

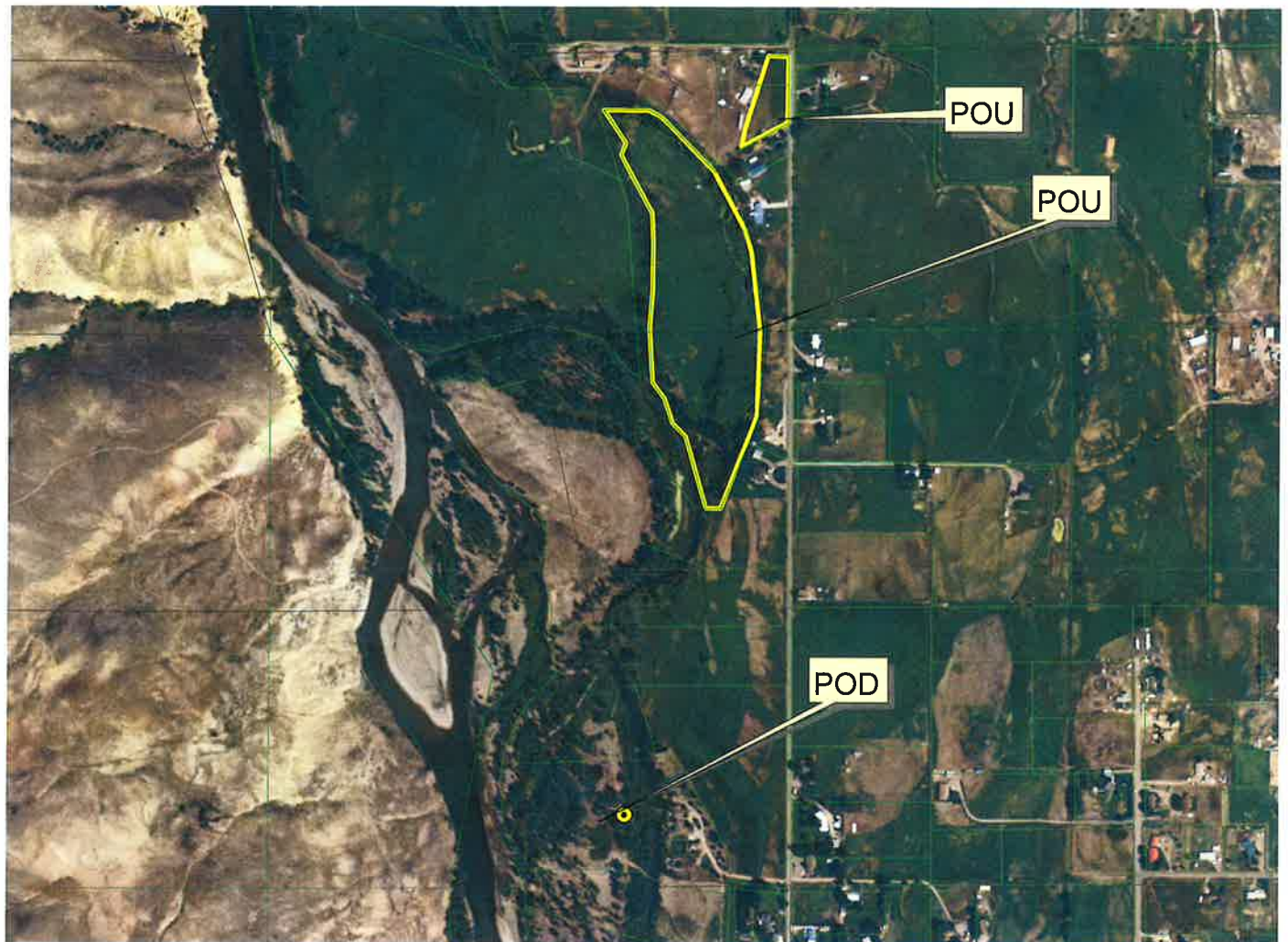


Lemhi County
IDWR Basin 75

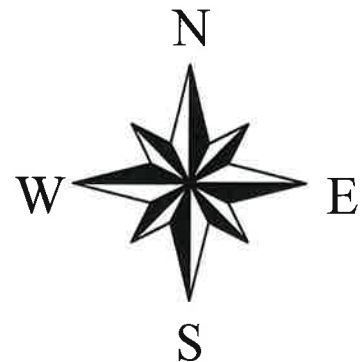


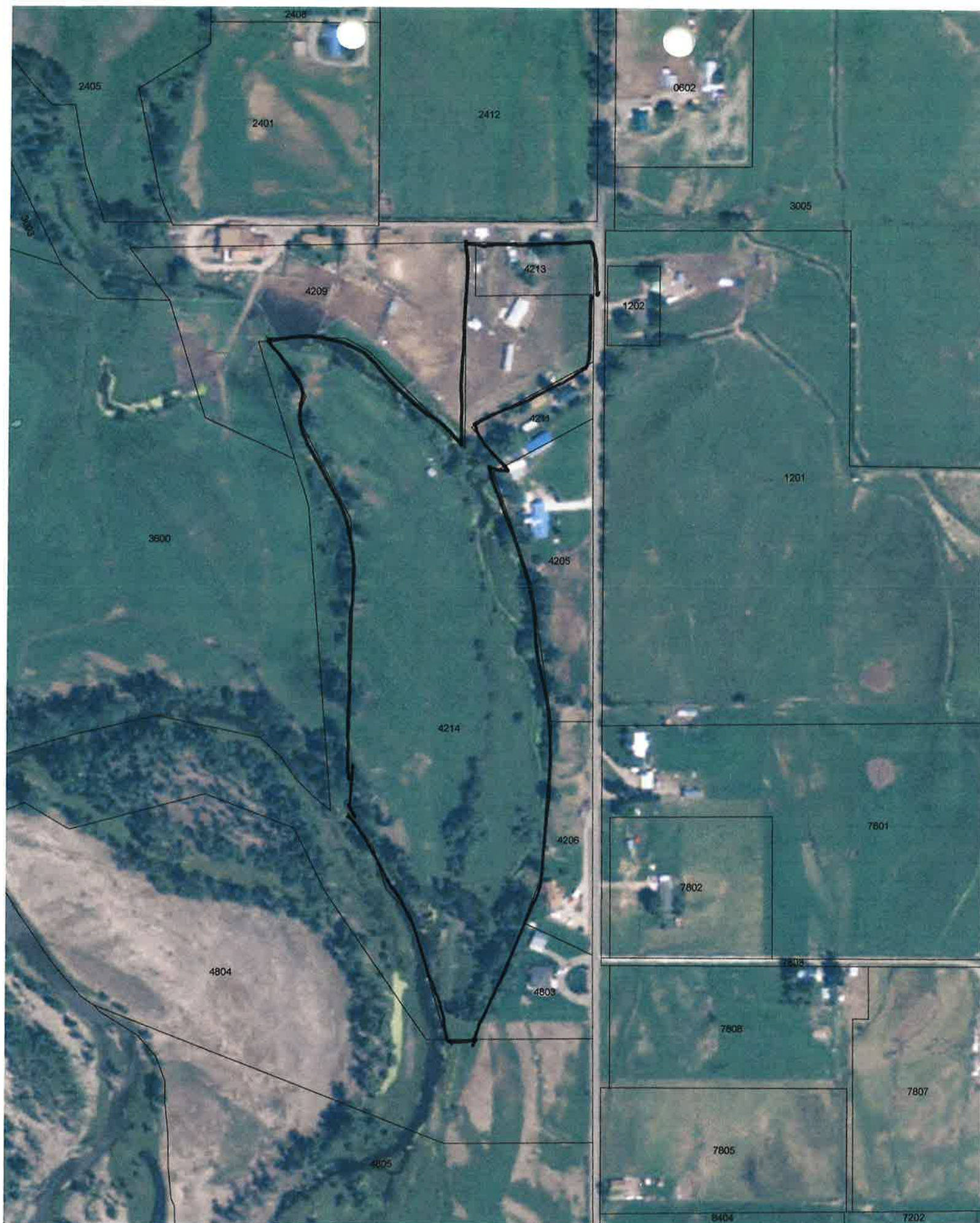
Prepared by R. Brown
On Tuesday, May 16, 2006
1987/88 Aerial Photography

75-4103



-  Lemhi taxlots
-  GCDB21N22E GCDB
-  GCDB21N21E GCDB
-  Pou.shp
-  Pod.shp
-  Administrative BasinsAdminbas.shp





Estimating Conveyance Loss using the Worstell Method

Claim No.

Formula: $S = (w)(i)(0.0667)$

Where: S = loss in cfs per mile

w = top width of the high water mark in feet

i = loss rate in feet per day (see Table)

Type of soil	i (ft/day)
medium clay loam	0.5 - 1.5
impervious clay	0.5
medium soils	1.0
somewhat pervious soils	1.5 - 2.0
gravels	2.5 - 5.0

Worksheet:

$w = 3'$ assumed

$i = 1.0$ ft/day

ditch length (mi.) = $3,000' = 0.57$ miles

Conveyance Loss:

$S = (3)(1)(0.0667) = 0.2 \text{ cfs/mile}$

Loss = 0.11 cfs

$0.2 \text{ cfs/mile} \times 0.57 \text{ miles} = 0.11 \text{ cfs}$

$(17.8 \text{ ac})(0.02 \text{ cfs/ac}) = 0.36 \text{ cfs irrigation}$
 ditch loss $= +0.11 \text{ cfs}$
 0.47 cfs Total

Claimed $\approx 1.2 \text{ cfs}$

Recommend: 0.47 cfs



State of Idaho

DEPARTMENT OF WATER RESOURCES

7600 Mineral Drive, Suite 100 • Coeur d'Alene, Idaho 83815

Phone: (208) 762-2800 • Fax: (208) 762-2819 • Web Site: www.idwr.idaho.gov

NORTHERN REGION

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Interim Director

February 14, 2007

SCANNED

FEB 14 2007

Sethdon Drexler
7471 Cowen
Boise, ID 83709

Re: 75-4182

Dear Sethdon:

We have sent to the Snake River Basin Adjudication Court our recommendation of the enclosed water right. We have received information that you may now own the property and the associated water right. If you do own the property, then you need to file a change in water right ownership form and mail it to this office. Be sure to include a copy of the warranty deed or other document as described in item 2. B.

Sincerely,

Kenneth Knoblock
Water Rights Supervisor

KK: cm

Encl.

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11/20/2006

**NOTICE OF ERROR
REPLY**

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

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

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

Water right number: 75-4103

CARL J HERMAN
PO BOX 362
SALMON ID 83467
Telephone Number: (208)756-3243

JENNIE HERMAN
PO BOX 362
SALMON ID 83467
Telephone Number: (208)756-3243

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

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

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

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

DATE: _____ SIGNATURE: _____

Please print your name: _____

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

NOVEMBER 16, 2006

NOTE TO THE FILE:

AT THE TIME OF THE CLAIMS VARIFICATION, THE OWNERSHIP HAS
CHANGED. CURRENT OWNER IS SETHDON DREXLER, 7471 COWEN,
BOISE, IDAHO 83709.

KEITH E. FRANKLIN
SENIOR WATER RESOURCES AGENT

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

CLAIM NO(s). 75-4103 75-4182

1. ☐ No Change NAME IS SAME
☒ NEW OWNER: Sethoon K. Drexler
☐ No Change ADDRESS
☒ NEW ADDRESS: 7471 Cowen Boise ID ~~83709~~ 83709
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.: ~~A0017212~~ A0017212

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:

headgate, ditch to pool

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

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

7. ☒ No Change - TOTAL VOLUME

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

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

8. ☒ No Change - NON-IRRIGATION USES:

☐ Changes Exam found:

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

Additional comments: _____

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

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

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

no water being diverted at time of exam

☐ SYSTEM DIAGRAM INCLUDED ☐ NA

☒ Shown on GIS Layout

☐ CK IF IN OFFICE EXAM

DATE EXAM CONDUCTED: 9-20-06

FIELD EXAMINER: Bob Foster
Print Name

Bob Foster
Signature

11/06/06

PMO100 - PARCEL MASTER INQUIRY

14:51:00

PARCEL: MH MH0000001175 A

F4=MH

F19=SP

LEGAL DESCRIPTION

1976 GALT ID#1345

TITLE#B85084515

LOCATION: JENNIE HERMAN PROP +

7471 COWEN

CODE AREA 21-0000 OWNER CD

PARC TYPE LOC CODE

EFFDATE 3142002 EXPDATE

PREV PARCEL

BOISE ID 83709

123 S ST CHARLES

CAT	RY	QUANTITY	UN	VALUE	HO MRKT	HO EXMP	CB MRKT	OTHER
46	2002			9304				

TOTALS

9304

ENTER NEXT PARCEL NUMBER RP A

FKeys: F2=TX F3=Exit F5=SS F6=NM F7=LG
F8=CT F13=TM F18=HS F20=SrcH F22=EU

75-4103

RECEIVED

DEC 05 2005

DEPARTMENT OF
WATER RESOURCES

Town & Country Realty
534 Main Street
Salmon, ID 83467
(208) 756-4910
FAX (208) 756-4915

November 30, 2005

Idaho Department of Water Resources
P. O. Box 83720
Boise, ID 83720-0098

Attention: Sally Sherman
Technical Records Specialist
Adjudication Technical Section

Re: Snake River Basin Adjudication (SRBA)
Notice of Change in Water Right Ownership - #75-36A

Dear Ms. Sherman:

This letter is in response to your letter dated November 7, 2005 addressed to Raymond and Annette Koerner. I represented the Koerners when they purchased the subject property and they have asked me to reply to you on their behalf.

I obtained the above referenced water right information from Bob Foster at your Salmon office. We have verified the information you sent us and it seems that Bob inadvertently gave us the wrong number. You are correct. The water right does not correspond with the Koerner's property at 121 South St. Charles Street in Salmon.

With a bit more research on the IDWR website, we've tracked down what we feel certain is the correct number which is 75-4103. It appears that the one acre the Koerners purchased was "broken off" from the larger parcel described under water right 75-4103. It was granted to Jennie Herman by court decree when her husband Carl J. Herman died in 1991. The water rights are still in the name of Carl J. Herman. Jennie Herman has also died. A copy of the decree to Jennie Herman is attached.

The water rights for the one acre were never transferred into the name of Jennie Herman. Mrs. Herman then sold the property to Mr. Donald Halsey. Mr. Halsey didn't transfer the water rights into his name either. Mr. Halsey has now sold the property to Ray and Annette Koerner.

I have provided you with copies of all documents to show you the chain of title from Carl Herman

SCANNED

DEC 7 1 2005

Page 2

Town & Country Realty

to Jennie Herman to Donald Halsey to Ray and Annette Koerner. I feel confident that this will clarify the situation and you will now be able to transfer the water rights into the Koerner's names.

Please continue to direct your correspondence to Ray and Annette Koerner at the South St. Charles St. address.

Thanks for your assistance and we apologize for the mistake.

Sincerely,

A handwritten signature in cursive script, appearing to read "Fredde Runnalls".

Fredde Runnalls
Sales Agent

SCANNED

DEC 7 1 2005

Case No. _____ in the Magistrate Division of the District Court, County of Lemhi, State of Idaho. I, Alberta Wiedernick, Clerk of the District Court in the Seventh Judicial District of the State of Idaho, in and for the County of Lemhi, do hereby certify that this is a true and correct copy of this instrument as recorded in this office.

IN WITNESS WHEREOF, I have hereunto set my hand and the official seal of the Court this _____ day of _____, 19____.

Alberta Wiedernick, Clerk

By _____ Deputy

State of Idaho)
County of Lemhi)

No. 211626

This instrument was filed for record at the request of Jennie Herman at 10:00 o'clock A. M. 2-9 1991 and duly filed and indexed in the records of Lemhi County.

Alberta Wiedernick

Ex-Officio Recorder

By Jennie E. Herman Deputy

File 15-20-91

Box 362 Salmon 83469

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

MAGISTRATE DIVISION

IN THE MATTER OF THE ESTATE OF /
/
CARL J. HERMAN, deceased. /
-----/

CASE NO. 3841-23
DECREE DETERMINING SURVIVING
SPOUSE AS SOLE BENEFICIARY

The verified Petition of Jennie E Herman came on regularly to be heard by the court, and the court makes the following findings;

1. Notice of the time and place of hearing has been given as required by law;
 2. No objections to the Petition have been filed and no persons appears in opposition to the Petition;
 3. Carl J. Herman died on February 2, 1991, testate while domiciled in Lemhi County, Idaho.
 4. Carl J. Herman and Jennie E. Herman were married on December 23, 1950;
 5. Jennie E. Herman, the surviving spouse is the sole heir of the decedent;
 6. The decedent at the time of his death owned or had an interest in certain property in Lemhi County and Fremont County, Idaho, and that said property was the community property of the said Carl J. Herman and Jennie E. Herman.
 7. The Petitioner is the surviving spouse of the decedent;
- IT IS THEREFORE ORDERED AND DECREED AS FOLLOWS:

SCANNED

3. Carl J. Herman and Jennie E. Herman were married on the 23rd day of December, 1950 and were husband and wife, on February 2, 1991, the date of the decedent's death;

2. Jennie E. Herman, the surviving spouse was the sole heir of the decedent, and by the terms of the will of said decedent, Jennie E. Herman, is entitled to the distribution of the property described on Exhibit "A" which said property is located in Lemhi and Fremont Counties, Idaho.

3. That the property located in Lemhi County and Fremont County, Idaho, described on Exhibit "A" attached hereto and any other property not now known or discovered shall be and same is hereby distributed to: JENNIE E. HERMAN

4. Jennie E. Herman shall assume and be liable for any indebtedness that might be a claim against the estate of said decedent.

DATED: September 9, 1991.



Fred Smith

MAGISTRATE

EXHIBIT "A"

HERMAN DECREE

THE FOLLOWING PROPERTY LOCATED IN LEMHI COUNTY, IDAHO.

Part of Lot 2, and Lot 3 of Section 18, Township 21, N.R. 22, E.B.M. described as follows to wit: Beginning at a point on the north line of Lot 3, 136.3 feet west of the Northeast corner of said Lot; thence S. 4 deg. 02'30" W. 414.2 feet; thence S. 22 deg. 06' W. 465 feet; thence N. 89 deg. 58' W. 150 feet more or less to the Easterly bank of the Salmon River; thence northwesterly along the easterly bank of said Salmon River to the N. line of said Lot 3; thence East along the northerly line of said Lot 3, to the place of beginning, containing 10.8 acres, more or less.

ALSO: Beginning at a point on the south side of Lot 2, 136.3 feet west of the Southeast corner of said Lot; thence N. 8 deg. 35' W. 384.5 feet; thence north 19 deg. 07' W. 309.5 feet; thence N. 58 deg. 02' E. 348.3 feet to the east line of said Lot 2; thence north along the east line of said Lot 2, 50 feet; thence S. 58 deg. 02' W. 370 feet; thence N. 44 deg. 30' W. 450 feet; thence N. 61 deg. 50' W. 275 feet; thence S. 35 deg. W. 110 feet, more or less, to the southerly bank of the present stream or slough; thence westerly along the southerly bank of said slough to the easterly side of the original channel of the Salmon River as indicated by the Government Survey of Hedberg Island; thence southerly along the said indicated channel to the south line of said Lot 2; thence east along said south line to the place of beginning. Containing 25.3 acres, more or less.

ALSO: That part of Lot No. 2 of Section 18, in Township 21 north of Range 22 East of the Boise Meridian in Lemhi County, State of Idaho, starting at a point 136.3 feet West of the S. E. corner of said Lot No. 2, running thence N. 8 deg. 3" West 384.5 feet, thence N. 19 deg. 7' West 309.5 feet thence North 58 deg. 2' East 348.3 feet to the East line of said Lot No. 2 thence North along the East line of said Lot No. 2, 50 feet which is the point of beginning, running thence North 25 feet thence South 58 deg. 02' West 375 feet thence South 25 feet thence North 58 deg. 2' East 375 feet to the point of beginning.

EXCEPTING FROM the above described premises that certain tract of land heretofore conveyed by Yens L. Coates and Ruth E. Coates to Edmond Bills by deed dated and recorded March 1, 1946 in Book 39 of Deeds, page 30, records of Lemhi County, Idaho, being a fraction of Lots 2 and 3 in Section 18, T. 21 N.R. 22 E.B.M., to which deed reference is hereby made for more particular description.

A fraction of Lot 2, in Section 18 T. 21 N. R. 22 E., Boise Meridian, more particularly described as follows, to wit:

Beginning at the Northeast corner of said Lot 2, run thence South 420.0 feet; thence S. 58 deg. 02' W. 370.0 feet; thence N. 44. deg. 06' W. 80.6 feet; thence N. 558.0 feet to a point on the North boundary of Lot 2; thence East 370.0 feet to the point of beginning. Containing 4.2 acres.

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

The following described unpatented mining claims together with a Mill site on Indian Creek in Lemhi County, State of Idaho, to wit: Gold Homestead and one Mill site.

One 1951 Chev truck ID No. 5JRF7407

One 1968 Lar 16 foot boat

Claim to water right No. 75-4103-WR/No: A75-04182- A75-10165-A75-10166

Claim to water right No. 75-4182;A75-04103; A75-10164:

THE FOLLOWING PROPERTY LOCATED IN FREMONT COUNTY, IDAHO.

An undivided 1.4 percent interest in and to the following described premises in Fremont County, Idaho, to wit:

Parcel 1: An undivided .95 percent interest in and to Block 1 of Island Park Village Subdivision, Fremont County, Idaho, according the to official plat thereof filed for record on July 12, 1974, As Instrument No. 336242 in Fremont County, Idaho. And Amendment recorded February 12, 1979, as Instrument No. 358175. (excepting therefrom those portions thereof shown as Units 1 through 77 inclusive on the diagramatic floor-plans attached as Exhibit "B" to the "Declaration for the Timbers Condominiums", filed for record on September 26, 1975, as Instrument No. 340868, and amended by Instrument No. 350410 filed for record on October 3, 1977, in Fremont County, Idaho).

Parcel 2: Condominium Unit 46 of the Timbers Condominiums, in said Block 1 of Island Park Village Subdivision, according

SCANNED

DEC 7 1 2005

and subject to the Declaration for the Timbers Condominium and the Exhibits and amendments thereto, which documents are particularly described above.

This conveyance is also subject to a document entitled "Protective Covenants of Island Park Village" filed for record on July 7, 1975, as Instrument No. 339988, and as amended on March 22, 1979, and recorded April 3, 1979, as Instrument No. 358855, in the office of the County Recorder of Fremont County, Idaho, and provisions of the amended Articles and By-Laws of the Island Park Village Association, Inc., filed for record September 8, 1975, as Instrument No. 340657; all of which are filed for record in the office of the Recorder in Fremont County, Idaho. This deed being subject to all of the above documents, and the same being hereby incorporated into this deed by reference as if set forth below in their entirety.

The Time share week is 8 as designated in Exhibit B of Supplemental Declaration of the Timbers Condominiums and Timeshare Agreement, recorded September 26, 1975 as Instrument No. 340870, and as amended by Supplement Declaration recorded October 3, 1977, as Instrument No. 350411.



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov

RECEIVED

DEC 05 2005

DEPARTMENT OF
WATER RESOURCES

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

November 7, 2005

RAYMOND AND ANNETTE KOERNER
121 S ST CHARLES ST
SALMON ID 83467

RE: Snake River Basin Adjudication (SRBA)
Notice of Change in Water Right Ownership – #75-36A

Dear Claimants:

We are returning the Notice of Change in Water Right Ownership you submitted for your property in Lemhi County. The deed you submitted does not describe this water right claim and no other claim can be found. I have enclosed a map showing this discrepancy.

You may file a claim on this water right if you choose. I have enclosed a form and instructions for your possible use.

Please contact me at 208/287-4922 if you need additional assistance.

Sincerely,

Sally Sherman
Technical Records Specialist
Adjudication Technical Section

SS:file

Enclosures:

Incomplete Notice of Change in Water Right Ownership
Long Form w/Instructions
Map



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

December 7, 2005

RAYMOND AND ANNETTE KOERNER
121 S ST CHARLES ST
SALMON ID 83467

RE: Snake River Basin Adjudication (SRBA)
Notice of Change in Water Right Ownership

Dear Claimants:

I am again returning the Notice of Change in Water Right Ownership you submitted for your property in Lemhi County. The map submitted for #75-4103 by the Hermans does not include your parcel. I have enclosed a copy of their map; they have outlined the claimed property in a heavy black line. I have highlighted your property in yellow.

No other claim for your property has been found. If you believe the property in question has an historic use of water, you may submit a claim in the SRBA. We have enclosed a claim form and instructions for your use.

Please call me at (208) 287-4914 if you have additional questions or concerns. You may also reach me using email: roxanne.brown@idwr.idaho.gov.

Sincerely,

Roxanne Brown
Sr. Water Resource Agent
Adjudication Bureau

RB:ss:

Enclosures:

Notice of Change in Water Right Ownership
Claim form w/instructions

C: Fredde Runnalls – Town & Country Realty

SCANNED
OCT 08 2001

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A75-04103
Date Received: 5/17/1990
Receipt No: E013258 E013358
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CARL J. HERMAN 208-756-3243
Address: BOX 362
SALMON, ID 83467
OR
Name: JENNIE HERMAN 208-756-3243
Address: BOX 362
SALMON, ID 83467

2. Date of Priority: MAY 01, 1930

3. Source: SPRINGS Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
21N	22E	19	NE	NE	NW		LEMHI

5. Description of diverting works:
HEADGATE & DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.200		

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

8. Total consumptive use is 50.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A7504103



10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
21N	22E	18	SE	NW		IRR	16.0
			NE	SW		IRR	4.0

Section Acres 20.0

Total Acres 20.0

11. Place of use in counties: LEMHI

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: STATUTORY CLAIM

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

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): _____ Date: _____
_____ Date: _____

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 75-04103
Date Received 4-19-90
Receipt Number EO 13358/p

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

APR 19 1990

Department of Water Resources
Eastern District Office

Please type or print clearly

1. Name of Claimant (s) CARL J. HERMAN and/or Jennie Herman Phone (208) 756-3243
Mailing Address Box 362, SALMON, IDAHO Zip 83467

2. Date of Priority (Only one (1) per claim) 5/1/1930

3. Source of water supply (a) Springs
which is tributary to (b) SALMON RIVER

4. a. Location of existing point of diversion is: Township 21N Range 22E Section 19,
NE 1/4 of NE 1/4 of NW 1/4, Govt. Lot, _____ B.M., County of LEMHI

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. HEADGATE & DITCH

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from 4/1 to 11/1 amount 1.2 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 1.2 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
<u>21N</u>	<u>22E</u>	<u>18</u>								<u>16</u>	<u>4</u>								<u>20</u>

Total number of acres irrigated 20

11. In which county (ies) are lands listed above as place of use located? LEMMI

12. Do you own the property listed above as place of use? Yes ☒ No ☐

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above. _____ or None ()

14. Remarks:

Last Name HERMAN Ident No. _____

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15. Basis of Claim (check one) Beneficial Use X Posted Notice _____ License _____ Permit _____

Decree _____

If applicable provide IDWR Water Right Number 75-04103 Claim No. _____
Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read, and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments _____

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Carl J. Hansen Date 4/17/90

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

of _____ Title _____, that I have signed the foregoing
Organization

document in the space below as _____ of _____
Title Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or _____)

County of Lemhi) SS.

Subscribed and sworn (or affirmed) before me this 17th day of April 19 90

SEAL

Notary Public Theresa L. Hoy

Residing at Palmer, Idaho

My Commission Expires June 14, 1992

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name _____ Ident. Number _____

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