

01/03/2007

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

RIGHT NUMBER: 75-4187

NAME AND ADDRESS: MARY E GRISWOLD
BOX 24
CARMEN ID 83462

FREDERICK GRISWOLD
BOX 24
CARMEN ID 83707

83462

SOURCE: TOWER CREEK

TRIBUTARY: SALMON RIVER

QUANTITY: 0.290 CFS

The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.

PRIORITY DATE: 05/20/1912

POINT OF DIVERSION:

T23N R22E S10 SWNW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4/01 11/01	0.280 CFS
STOCKWATER	1/01 12/31	0.010 CFS

PLACE OF USE:

IRRIGATION in LEMHI County

T23N R22E S09	SWNE	9.00	T23N R22E S09	SENE	5.00
T23N R22E S09	NWSE	8.00			

STOCKWATER same as IRRIGATION

22 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.

The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

09/27/2006

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

RIGHT NUMBER: 75-4187

NAME AND ADDRESS: MARY E GRISWOLD
BOX 24
CARMEN ID 83462

FREDERICK GRISWOLD
BOX 24
CARMEN ID 83707

SOURCE: TOWER CREEK

TRIBUTARY: SALMON RIVER

QUANTITY: 0.290 CFS

PRIORITY DATE: 04/01/1911

POINT OF DIVERSION:

T23N R22E S10 SWNW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4/01 11/01	0.280 CFS
STOCKWATER	1/01 12/31	0.010 CFS

PLACE OF USE: IRRIGATION Within LEMHI County

T23N R22E S09	SWNE	9.00	T23N R22E S09	SENE	5.00
T23N R22E S09	NWSE	8.00			
<u>STOCKWATER same as IRRIGATION</u>					

22 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

02/08/2006

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

RIGHT NUMBER: 75-4187

NAME AND ADDRESS: FREDERICK GRISWOLD
1848 GRISWOLD LN
VICTOR MT 59875

MARY E GRISWOLD
1848 GRISWOLD LN
VICTOR MT 59875

SOURCE: TOWER CREEK

TRIBUTARY: SALMON RIVER

QUANTITY: 0.290 CFS

PRIORITY DATE: 04/01/1911

POINT OF DIVERSION:

T23N R22E S10 SWNW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4/01 11/01	0.280 CFS
STOCKWATER	1/01 12/31	0.010 CFS

PLACE OF USE: IRRIGATION Within LEMHI County

T23N R22E S09	SWNE	8.10	T23N R22E S09	SENE	2.40
T23N R22E S09	NWSE	4.60			

STOCKWATER same as IRRIGATION

15.1 ACRES TOTAL

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

No lawful appropriation shown.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

No lawful appropriation shown: There are a number of circumstances in which a claim is proposed to be disallowed on this basis. This is most commonly included for a claim based on beneficial use or posted notice that is proposed to be disallowed because the right claimed is not within an exception to the mandatory permit statute, and beneficial use of water prior to the mandatory permit statute was not confirmed. This is also included where a claim is proposed to be disallowed because the claim is to water that is not public water subject to appropriation. This is also included where a right was determined not to exist in a prior adjudication.

IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT NO.:

75-4187

T23N R22E Sec. 09

LEGEND

 Point(s) of Diversion

 Place of Use

Gov. Lot Numbers

 Townships

 Sections

 Quarter Quarter

IMAGE 1993 True Color



Prepared By: Asher Barton
October 27, 2005



IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT NO.:

75-4187

T23N R22E Sec. 09

LEGEND

 Point(s) of Diversion

 Place of Use

Gov. Lot Numbers

 Townships

 Sections

 Quarter Quarter

IMAGE 1993 True Color



Prepared By: Asher Barton
October 27, 2005



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

CLAIM NO(s). 75-4187

1. ☒ No Change NAME IS SAME

☐ NEW OWNER: _____

☐ No Change ADDRESS _____

☒ NEW ADDRESS: PO Box 24 CARMEN ID 83462

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: East Fork Tower Creek

4. ☐ No Change — POINT OF DIVERSION

☒ Point of diversion is different than the claim and/or new P/D's:

GPS Site Tag No.: A0015070 file "C7105POD"

Township 23N Range 22E Section 10 1/4 NW 1/4 SW 1/4 NW
Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____ 1/4 _____

5. ☒ No Change - DESCRIPTION OF DIVERTING WORKS

☐ Incomplete description, list below:

headgate in creek, ditch 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 point of diversion in 23N 22E 9 SENE

☐ SYSTEM DIAGRAM INCLUDED ☐ NA

☒ Shown on GIS Layout

☐ CK IF IN OFFICE EXAM

DATE EXAM CONDUCTED: *7-1-05*

FIELD EXAMINER: *Bob Foster*
Print Name

Bob Foster
Signature

75-4088

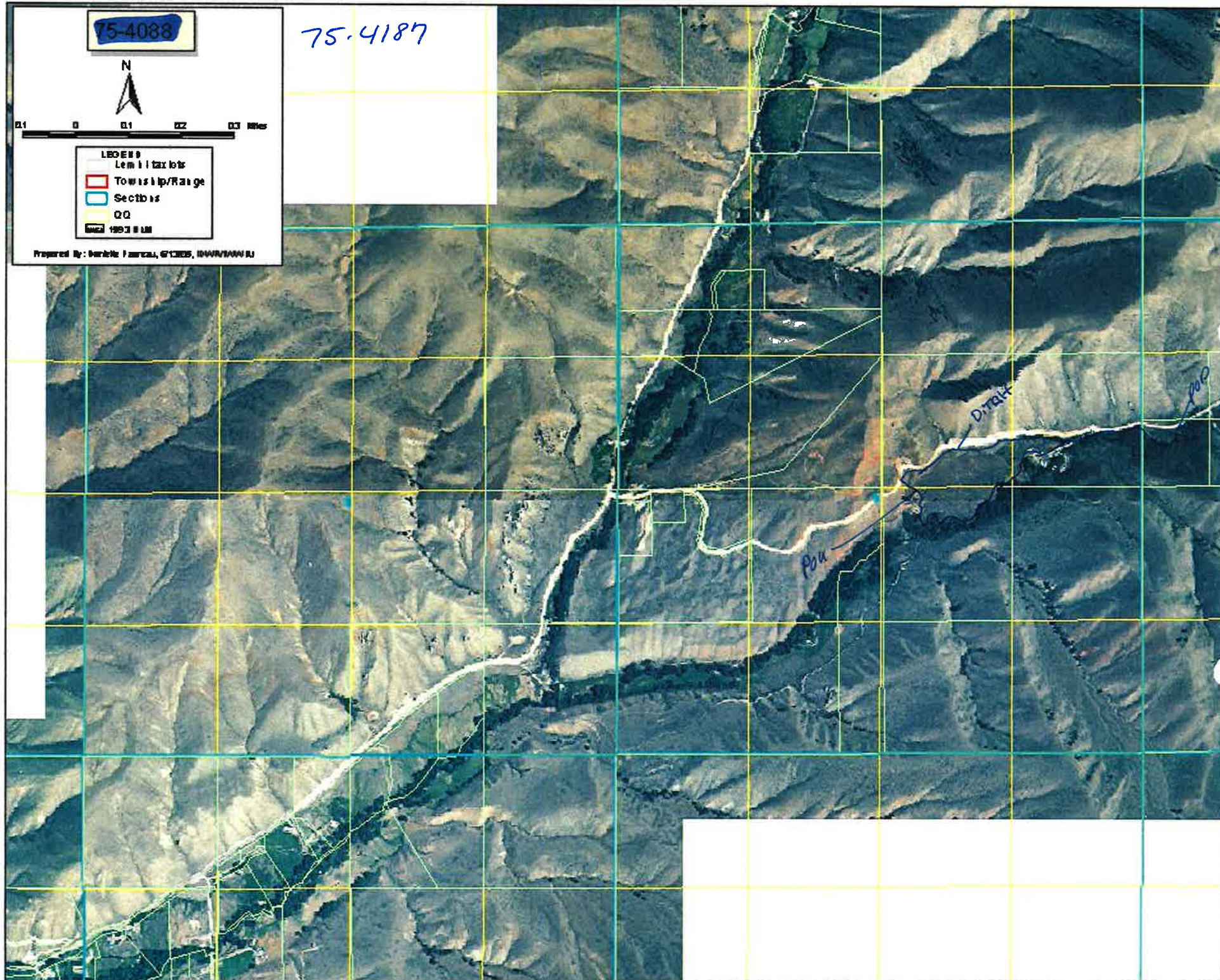
75-4187



0.1 0 0.1 0.2 0.3 Miles

- LEGEND
- Levi's tax lots
 - Township/Range
 - Sections
 - QD
 - 1993 BLM

Prepared By: Michelle Farnas, GIS/BLM



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

Measurement done by: B. Foster

Date if measurment: 6/15/2005

REW value: 1.00

LEW value: 2.40

readings (ft): 0.20

Make entries in cells without shading.

[illegible]

RECEIVED

JUL 19 2005

DEPARTMENT OF
WATER RESOURCES

Frederick Griswold
PO Box 24
Carmen, ID 83462-0024
(208)756-2208

July 14, 2005

Roxanne Brown
State of Idaho Dept of Water Resources
PO Box 83720
Boise, ID 83707-9815

Dear Roxanne:

RE: 75-04187

Enclosed are 2 patents for Homestead claims on my property at 107 E. Tower Ck Rd, Carmen Idaho and an Indenture which are the earliest recorded documents at the Lemhi County Courthouse. All three of these documents reference water rights, such as: "Granted to have and to hold forever, subject to any vested and accrued water rights for mining, agriculture, manufacturing or other purposes and rights to ditches, et cetera. Though these words might be considered boiler-plate comments today, they were probably considered to be all inclusive rights by the property owners in their time.

There could be an extensive search of all of the title transfers and documents filed over the last 94 years since the April 1, 1911 priority date claimed on all documents that I have in my possession regarding this property. But that search would take many hours for each property owner claiming water rights and most likely would prove nothing.

I claim that the 1911 date is reasonable and probably accurate to a degree. Considering the harsh environment in the upper East Tower Creek area, the persons that Homesteaded the property originally must have built the irrigation ditch somewhere around 1896. The property is too dry and hot for dryland farming. Additionally, the ditch must have been built by hand or with the aid of horse or mule as my tractors can not follow most of the ditch without rolling over. I can not imagine trying to do subsistence farming without the use of the irrigation ditch. I would suspect that the ditch was an integral part of the yearly improvements required of Homesteaders under the act and that it was used to meet that requirement due to its expense in time and effort to utilize the ground. I would also suspect that the original Homesteaders did not build the house until there was at least some of the ditch in place for a garden and the apple trees that still are alive today. The apple trees are in terrible shape and I will tear them out soon as they are too old to rehabilitate. I have found wood axle remains of implements that were abandoned long ago along with cultivator shares that were from horse drawn implements when I plowed the fields two years ago. There is ample evidence that the fields were worked over the years, and as I commented previously, no one would waste the time to plow and attend the fields with out the aid of the irrigation ditch.

SCANNED

JUL 21 2005

The previous owner, Mr. Michaelis, said the homestead house on the property was built in 1896. Last year a woman in her 80's stopped by and asked to look at the dilapidated homestead house. She said she lived in the house when she was a small girl and that it was built in 1896. Considering her age, that would place her in residence in the late 1920's or early 1930's. She did not mention anything about the water usage as she was having trouble breathing at this altitude and left quickly. Her only comment was she hated the place as there was nothing for a young girl to do and that she would never return. She apparently lives out-of-state and wants to have nothing to do with this 'water thing'.

I have tried to find anyone that has direct knowledge of this property, but there appear to be no persons in the area that remember anything about this property or some of the others on East Tower Creek.

Sincerely,

A handwritten signature in dark ink, appearing to read 'Frederick Griswold', with a long horizontal flourish extending to the right.

Frederick Griswold

PS: Please change my mailing address to:

Frederick Griswold and
Mary Griswold
PO Box 24
Carmen, ID 83462-0024



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

JUL 19 2005

DEPARTMENT OF
WATER RESOURCES

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

June 29, 2005

75-04187
FREDERICK GRISWOLD
MARY E GRISWOLD
1848 GRISWOLD LN
VICTOR MT 59875

RESPONSE DEADLINE
JULY 29, 2005

Re: Evidence of Priority Date

Dear Claimant:

The Notice of Claim to a Water Right (claim) identified with the number shown above your name has been filed in the Snake River Basin Adjudication (SRBA). The claim indicates your water usage is based on "Beneficial Use" or a "Statutory Claim." Water rights of this type are established by the historic use of water, dating back to when water was first used for the purpose claimed. The date of first use, known as the priority date, has not been confirmed. Proof must be provided by the claimant supporting the priority date claimed and the historic use of the water.

Enclosed you will find a computer printout of your claim and the pamphlet entitled "Evidence of Priority." The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement.

PLEASE NOTE: If no evidence is submitted, IDWR will recommend the SRBA Court decree the claim be disallowed. It will be to your advantage to provide clear and convincing evidence. If you choose to submit statements from individuals as evidence, the statement should be in the form of a notarized affidavit.

Please submit the required evidence supporting the priority date and the historic use by the date shown above, referencing all documents with the corresponding claim number. Send the documents in the enclosed envelope to assure it arrives at the correct location. If you have questions not covered by this letter or the enclosed pamphlet, please contact this office. Our toll free number is 1-800-451-4129.

If you no longer own the property to which the claim is appurtenant, please forward this correspondence to the present owner, or return it to Idaho Department of Water Resources (IDWR). If you have received this correspondence from the previous owner of the property, it is recommended that you file a Change of Ownership form with IDWR in order to receive future mailings and to participate in the adjudication.

Sincerely,

Roxanne Brown
Sr. Water Resource Agent
Adjudication Bureau

Enclosures

SCANNED

JUL 21 2005

Hailey 0902.

THE UNITED STATES OF AMERICA,

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETING:

WHEREAS, a Certificate of the Register of the Land office at Hailey, Idaho, has been deposited in the General Land Office, whereby it appears that full payment has been made by the claimant Finley B. Winterowd according to the provisions of the Act of Congress of April 24, 1820, entitled "An Act making further provision for the sale of the Public Lands," and the acts supplemental thereto, for the southeast quarter of the southeast quarter of Section Eight and the south half of the southwest quarter and the northeast quarter of the southwest quarter of Section nine in Township twenty-three north of Range twenty-two east of the Boise Meridian, Idaho, containing one hundred sixty acres, according to the Official Plat of the Survey of the said Land, returned to the General Land Office by the Surveyor-General:

NOW KNOW YE, That the United States of America, in consideration of the premises, and in conformity with the several Acts of Congress in such case made and provided, HAS GIVEN AND GRANTED, and by these presents does GIVE AND GRANT¹/₂ UNTO THE SAID claimant and to the heirs of the said claimant. the Tract above described; to HAVE AND TO HOLD the same, together with all the rights, privileges, immunities, and appurtenances, of whatsoever nature, thereunto belonging, unto the said claimant and to the heirs and assigns of the said claimant forever; subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws, and decisions of courts; and there is reserved from the lands hereby granted, a right of way thereon for ditches or canals constructed by the authority of the United States.

IN TESTIMONY WHEREOF, I, Woodrow Wilson President of the United States of America, have caused these letters to be made patent, and the Seal of the General land office to be hereunto affixed. GIVEN under my hand, at the City of Washington, the Twenty-fourth day of May in the year of our Lord one thousand nine hundred and thirteen and of the Independence of the United States the one Hundred and thirty-seventh,

By the president Woodrow Wilson

By M. P. LeRoy, Secretary,

By. H. W. Sanford,

Recorder of the General Land Office.

SEAL.

Recorded: Patent Number 336645.

Recorded at the request of W. C. Smith June 25th 1913 at 20 minutes past 3 o'clock P. M., in Book W. of Deeds page 159, Records of Lemhi County, Idaho.

J. B. Bitter Jr.
County Recorder

By W. W. Summers
Deputy.

SCANNED
JUL 21 2005

Hailey 06067 and 06639 THE UNITED STATES OF AMERICA,
TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETING:

WHEREAS, a Certificate of the Register of the Land Office at Hailey, Idaho, has been deposited in the General Land Office, whereby it appears that, pursuant to the Act of Congress of May 20, 1862, "To secure Homesteads to Actual Settlers on the Public Domain," and the acts supplemental thereto, the claim of Floyd L. Cooper has been established and duly consummated, in conformity to law, for the south half of the northeast quarter and the northwest quarter of the southeast quarter of Section nine and the south half of the southwest quarter of the northwest quarter, the southwest quarter of the southeast quarter of the northwest quarter, and the northeast quarter of the southwest quarter of the northwest quarter of Section ten in Township Twenty-three North of Range Twenty-two East of the Boise Meridian, Idaho, containing one hundred sixty acres, according to the Official Plat of the Survey of the said Land, returned to the General Land Office by the Surveyor-General:

NOW KNOW YE, That there is, therefore, granted by the United States unto the said claimant the tract of Land above described; TO HAVE AND TO HOLD the said tract of Land with the appurtenances thereof, unto the said claimant and to the heirs and assigns of the said claimant forever; subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws, and decisions of courts; and there is reserved from the lands hereby granted, a right of way thereon for ditches or canals constructed by the authority of the United States.

IN TESTIMONY WHEREOF, I, William H. Taft, President of the United States of America, have caused these letters to be made Patent, and the seal of the General Land Office to be hereunto affixed. GIVEN under my hand, at the City of Washington, the twentieth day of May in the year of our Lord one thousand nine hundred and twelve and of the Independence of the United States the one hundred and Thirty-sixth.

Recorded: Patent Number 268424

By the President: Wm. H. Taft

Seal.

By M.P. LeRoy, Secretary

H. W. Sanford, Recorder of the General Land Office.

Recorded at the request of W.C. Smith, June 20th, 1912, at 25 minutes past 9 o'clock A.M., in Book W of Deeds, page 13, Records of Lemhi County, Idaho.

J. H. Hirtley Jr.

County Recorder

R. W. W. Simmons

Deputy

SCANNED

JUL 21 2005



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

Phone: (208) 762-2800

Fax: (208) 762-2819

Web Site: www.idwr.idaho.gov

JAMES E. RISCH
Governor

KARL J. DREHER
Director

January 11, 2007

FREDERICK & MARY E GRISWOLD
BOX 24
CARMEN ID 83462

Re: Tower Creek Adjudication Recommendation

Dear Mr. & Mrs. Griswold:

Enclosed is a spreadsheet that summarizes recommendations filed with the SRBA court for claims for water from Tower Creek for properties that were settled in the 1890's or early 1900's. The claims had a wide array of priority dates and evidence in support of those priority dates was received. Some of you filed a Notice of Error in response to the Recommended Findings that were mailed out to claimants in November 2006. Some of you may have already received a response from us regarding your Notice of Error.

After looking at each right separately, we concluded that a more systematic approach to how recommendations were made was required. It seemed to us that it made sense to have the same priority date recommended for all of the property that was originally part of a single homestead. To that end we evaluated the Evidence of Priority information that was submitted and used the earliest date that we felt could be verified. In some cases documents were submitted that may reference dates earlier than what we have recommended, but the extent of development was not quantified. The spreadsheet lists the various water rights and the basis for the selection of the date used. Please note that you still have the option of filing an objection with the court if you disagree with these recommendations

If you have any questions please don't hesitate to contact us.

Sincerely

Robert G. Haynes P.E.
Regional Manager



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

July 22, 2002

FREDERICK & MARY GRISWOLD

1848 GRISWOLD LN PO Box 24

VICTOR MT 59875

Carmen ID 83462

RE: NOTICE(S) OF CHANGE OF WATER RIGHT OWNERSHIP
NOTICE(S) OF CLAIM TO A WATER RIGHT 75-4187

Dear Mr. & Mrs. Griswold:

The request for Change of Water Right Ownership concerning the above-referenced Notice(s) of Claim has been processed and the Department's records updated to reflect you as the new claimant.

The enclosed report shows this change along with listing the elements of the water right being claimed. Please review this report and contact this office if there are corrections or questions.

Respectfully yours,

Jennifer Crabtree

Technical Records Specialist

Enclosure

OK JC
7/19/02

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

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

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

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
75-4187					

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

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

OR

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

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

Gerd C Michaelis

4. New Owner/Claimant(s)

Frederick & Mary E. Griswold

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

New Mailing Address

1848 Griswold Lane

City, State and ZIP Code

Victor, MT. 59825

New Telephone Number

406 642-6671

5. Date you acquired the property

July 1, 2002

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JUL 18 2002

Department of Water Resources
Eastern Region

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

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

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

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

Mary E. Griswold

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

For Office Use Only

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



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

July 18, 2002

FREDERICK & MARY GRISWOLD
1848 GRISWOLD LN
VICTOR MT 59875

RE: WATER RIGHT OWNERSHIP CHANGE FOR 75-4187 & CHECK NO. 136
FOR \$25

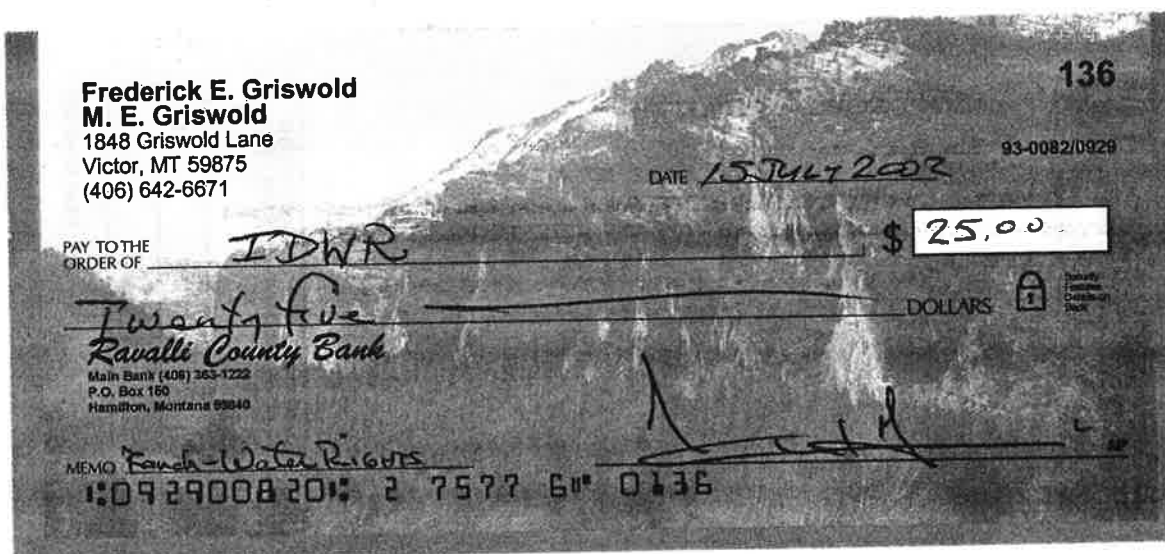
Dear Mr. & Mrs. Griswold:

I am returning the above referenced check because a fee is not required to change the ownership of an adjudication claim.

Sincerely,

Jennifer Crabtree
Jennifer Crabtree
Technical Records Specialist

Enclosure





State of Idaho **SCANNED**
DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - FAX: (208) 525-7177

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

FEBRUARY 9, 1994

GERD C MICHAELIS
PO BOX 48
CARMEN ID 83462

RE: CHANGE IN OWNERSHIP FOR A75-04187 & A75-10484

Dear Mr. Michaelis:

The request for Change in Ownership concerning your Notice(s) of Claim in the above reference has been processed and the Notice(s) modified to reflect you as the new owner.

Enclosed are typed Notices with your name shown as the current owner. Review the forms and if there are other corrections or questions, feel free to contact this office.

If there are no questions or corrections, please keep these Notices for your records.

Respectfully submitted,

Jo Thompson
Secretary, Adjudications

Enclosure: Notice(s) of Claim

cc: Erin Robie

MICROFILMED
APR 18 1994



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

DATE OF CLOSING: FEBRUARY 1, 1994

RECEIVED
FILED 71994

LEGAL DESCRIPTION OF PROPERTY: Township 23 N. Range 22 E.B.M.

Section 9, S¹/₂NE 1/4 of NE 1/4 of XXXXXXX of XXXXXXX

Block XXXXXXXX Subdivision/Townsite

If you have additional legal descriptions, please attach separate sheet.

Department of Water Resources
Eastern District Office

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☒ Water Right Number(s) A75-04187 & A75-10484
Assigned by IDWR: _____

☒ Name and Address of Former Owner/Claimant(s)(Seller): EDWARD T. TUDOR, P.O. BOX 17, CARMEN, IDAHO 83462

☒ New Owner/Claimant (Purchaser): GERD C. MICHAELIS

☒ New Mailing Address: P. O. BOX 48, CARMEN, IDAHO 83462

☐ New Telephone Number: () _____

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes X no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

☒ Attach proof of ownership, describe proof attached: COPY OF RECORDED WARRANTY DEED

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☒ Signature of New Owner/Claimant(s) Gerd Michaelis Date 2/1/94

☐ Signature of Former Owner/Claimant(s): _____ Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:
Initial Review and Data-Entry
Date: _____ By: _____
Further Action Needed:
Further Action Taken
Date: _____ By: _____
Final Review and Data-Entry
Date: _____ By: _____
Claim Numbers of Split, if any:

MICROFILMED

APR 18 1994

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

Lemhi Title & Abstract Company

Title Insurances - Abstracts - Escrows

(208) 756-2977
FAX# 756-6286

Box J
Salmon, Idaho 83467

FEBRUARY 4, 1994

IDAHO DEPARTMENT OF RESOURCES
900 NORTH SKYLINE
IDAHO FALLS, IDAHO
83402

RECEIVED
FEB 7 1994

Department of Water Resources
Eastern District Office

DEAR SIRs:

ENCLOSED PLEASE FIND COMPLETED NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP WHEREIN EDWARD T. TUDOR SOLD TO MR. GERD MICHAELIS, P.O. BOX 48, CARMEN,. IDAHO 83462. I AM ENCLOSING A COPY OF THE RECORDED WARRANTY DEED, BEING RECORDED ON FEBRUARY 1, 1994, UNDER INSTRUMENT NO. 221624, RECORDS OF LEMHI COUNTY, IDAHO. IF YOU HAVE ANY QUESTIONS DON'T HESITATE TO GIVE A CALL.

ALSO, I NEED SOME MORE NOTICE OF CHANGE OF WATER RIGHT FORMS, IF YOU COULD SEND SOME. THANKS.

SINCERELY,



ERIN ROBIE

MICROFILMED

APR 18 1994

WARRANTY DEED

Order No.:307021198L-C

FOR VALUE RECEIVED

Gerd C. Michaelis, an unmarried person

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

Frederick Griswold and Mary E. Griswold, Husband and Wife

whose current address is

1848 GRISWOLD LANE
VICTOR MT 59875

the grantee(s), the following described premises, in Lemhi County, Idaho, TO WIT:

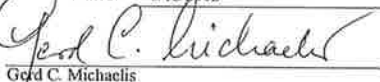
THE S1/2NE1/4, NW1/4SE1/4 OF SECTION 9, TOWNSHIP 23 NORTH, RANGE 22
EAST, BOISE MERIDIAN, LEMHI COUNTY, IDAHO.

EXCEPTING THEREFROM THAT PORTION LYING WITHIN TOWER CREEK
ROAD.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns
forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in
fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions,
covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated: 6/12/2002

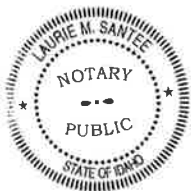

Gerd C. Michaelis

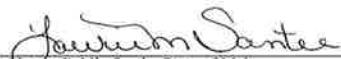
State of Idaho)
County of Lemhi) ss.

On this July 1, 2002, before me, a Notary Public in and for said state, personally
appeared Gerd C. Michaelis

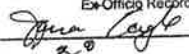
known or identified to me to be the person(s) whose name(s) subscribed to the within instrument, and acknowledged
to me that he/she/they executed the same.

IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal the day and year first above
written.




Notary Public for the State of Idaho
Residing at: Salmon
Commission Expires: 6-19-2007

250322

State of Idaho)
County of Lemhi) SS No. _____
This instrument was filed for record at the request
of Alliance Title
at 2:24 o'clock P.m. 7-1 2002
and duly filmed and indexed in the records of Lemhi
County Terri J. Morton
Ex-Officio Recorder
By  Deputy
Fee 2.00
Return to A-T

This Indenture, made this 30th day of October in the year of our Lord one thousand nine hundred and twelve between Floyd L. Cooper and Annie M. Cooper, his wife of the County of Lemhi, State of Idaho, the parties of the first part, and Erle Embley, of the County of Lemhi, State of Idaho, the party of the second part,

WITNESSETH, that the said parties of the first part, for and in consideration of Twelve Hundred (\$1200) DOLLARS, lawful money of the United States of America, to them in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, have GRANTED, BARGAINED and SOLD, and by these presents do GRANT, BARGAIN, SELL, CONVEY and CONFIRM unto the said party of the second part, and to his heirs and assigns forever, all those certain lots, pieces or parcels of land situate, lying and being in the County of Lemhi State of Idaho, and particularly described as follows, to wit:-

All of the South Half of the Northeast quarter, the Northwest quarter of the Southeast quarter of Section Nine, and the South half of the Southwest quarter of the Northwest quarter, the Southwest quarter of the Southeast quarter of the Northwest quarter and the Northeast quarter of the Southwest quarter of the Northwest quarter of Section Ten, all in Township Twenty-three North of Range Twenty-two East of the Boise Meridian, in Lemhi County, Idaho, containing 160 acres of land, Together with all ditches, water and water rights belonging to said land appurtenant thereto or used in connection therewith. (Subject to that certain Mortgage given by said parties of the first part to Margaret Baer, dated May 6th, 1912, for the sum of \$500.00 Recorded in the Office of the County Recorder of Lemhi County, Idaho, in Book G of Mortgages on page 191 which said party of the second part hereby agrees to assume and pay)

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in any wise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and also all estate, right, title, interest in and to the said property, possession, claim and demand whatsoever, as well in law as in equity, of the said parties of the first part, of, in or to the said premises, and every part and parcel thereof, with the appurtenances, to have and hold, all and singular, the above mentioned and described premises, together with the appurtenances, unto the party of the second part, and to his heirs and assigns forever. And the said parties of the first part, and their heirs, the said premises in the quiet and peaceable possession of the said party of the second part, his heirs and assigns, against the said parties of the first part, and their heirs, and against all and every person and persons whomsoever, lawfully claiming or to claim, the same shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, the said parties of the first part have hereunto set their hands and seal the day and year first above written.

Signed, sealed and delivered in the presence of

Floyd L. Cooper [SEAL]

Annie M. Cooper [SEAL]

[SEAL]

STATE OF IDAHO,

County of Lemhi } ss. On this 30th day of October in the year 1912 before me W. C. Smith a Notary Public in and for the said County, personally appeared Floyd L. Cooper and Anna M. Cooper his wife known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that he executed the same.

SCANNED

JUL 21 2005

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.

Seal.

W. C. Smith
Notary Public in and for Lemhi County, Idaho.

STATE OF IDAHO,

County of Lemhi } ss. I hereby certify that this instrument was filed for record at request of W. C. Smith at 45 minutes past 9 o'clock A. M., this 4th day of November A. D. 1912, in my office, and duly recorded in book U of Deeds at page 467.

By Deputy.

Deputy Recorder.

WARRANTY DEED

For Value Received

EDWARD T. TUDOR
an unmarried man

the grantor , does hereby grant, bargain, sell and convey unto

GERD C. MICHAELIS
an unmarried man

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

THE S½NE¼, NW¼SE¼, SECTION 9, TOWNSHIP 23 NORTH, RANGE 22,
EAST BOISE MERIDIAN, COUNTY OF LEMHI, STATE OF IDAHO.

EXCEPTING THEREFROM the Tower Creek Road from the above
described property.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee,
his heirs and assigns forever. And the said Grantor does hereby covenant to
and with the said Grantee, that he is the owner in fee simple of said premises; that they
are free from all incumbrances except the lien for taxes for the current year,
any liens and encumbrances of record on this date, and any liens or
encumbrances suffered or created by Grantees prior to the date hereof,
and that he will warrant and defend the same from all lawful claims whatsoever.

Dated: February 1, 1994

EDWARD T. TUDOR

BY: LESLIE B. HUNT
LESLIE B. HUNT, Attorney-in-Fact
for EDWARD T. TUDOR

STATE OF PA, COUNTY OF

On this 31st day of JANUARY, 1994,
before me, a notary public in and for said State, personally appeared

LESLIE B. HUNT, as Attorney-in-
Fact for EDWARD T. TUDOR

known to me to be the person whose name is
subscribed to the within instrument, and acknowledged
to me that she executed the same.

HELENE A. NELSON
Notary Public
Residing in PA
Comm. Expires

STATE OF IDAHO, COUNTY OF Lemhi

I hereby certify that this instrument was filed for re-
cord at the request of Lemhi Title

at 17 minutes past 4 o'clock p.m.
this 1st day of February
1994, in my office, and duly recorded in Book
of Deeds at page

Alberta Wiederrich
Ex-Officio Recorder

By Terri J. Morton
Deputy.

Fees \$3⁰⁰
Mail to:

INSTRUMENT NO. 221624

LEMHI TITLE & ABSTRACT — SALMON, IDAHO

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 75-4187
Date Received: 5/3/1990
Receipt No: M006890
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

FREDERICK GRISWOLD Phone: (406) 642-6671
~~1848 GRISWOLD LN~~
~~VICTOR MT USA 59875~~

MARY E GRISWOLD Phone: (406) 642-6671
~~1848 GRISWOLD LN~~
~~VICTOR MT USA 59875~~

2. Date of Priority: 04/01/1911

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 Lot	County	Type
23N	22E	9	SE	NE		LEMHI	
23N	22E	10	SW	NW		LEMHI	

5. Description of diverting works:

DITCHES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	0.28	
STOCKWATER	1/01	12/31	0.01	

7. Total Quantity Appropriated is:
0.29 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
23N	22E	9	SW	NE	IRRIGATION	10
			SE	NE	IRRIGATION	10
			NW	SE	IRRIGATION	5
					Section Acres	25
					Total Acres	25

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:

14. Remarks:

AC. AMT.=0.2855 CFS.

15. Basis of Claim: Statutory Claim

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: A75-04187
Date Received: 5/ 3/1990
Receipt No: M006890
Received By:

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: GERD C MICHAELIS
Address: PO BOX 48
CARMEN ID

83462

2. Date of Priority: APR 1, 1911

3. Source: TOWER CREEK

Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
23N	22E	9	SE	NE			LEMHI
		10	SW	NW			LEMHI

5. Description of diverting works:
DITCHES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.280		
STOCKWATER	01/01	12/31	0.010		

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

A.F.A.

8. Total consumptive use is 62.5 Acre Feet Per Annum.

9. Non-irrigation uses:
S/25 RANGE.

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
23N	22E	9	SW	NE		IRR	10.0
			SE	NE		IRR	10.0

MICROFILMED
APR 18 1994

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
23N	22E	9	NW SE		IRR	5.0

Section Acres 25.0

Total Acres 25.0

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:
AC. AMT.=0.2855 CFS.

15. Basis of Claim: STATUTORY CLAIM

MICROFILMED

APR 18 1994

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: A75-04187

Date Received: 5/03/1990

Receipt No: M006890

Received By: RME

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: EDWARD T. TUDOR
Address: P.O. BOX 17
CARMEN, ID

208-756-3053

83462

2. Date of Priority: APR 01, 1911

3. Source: TOWER CREEK

Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
23N	22E	9		SE	NE		LEMHI
		10		SW	NW		LEMHI

5. Description of diverting works:
DITCHES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.280		
STOCKWATER	01/01	12/31	0.010		

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

A.F.A.

8. Total consumptive use is 62.5 Acre Feet Per Annum.

9. Non-irrigation uses:
S/25 RANGE.

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
23N	22E	9	SW	NE		IRR	10.0

A75-04187

Page 1

Date: 05/03/90

A7504187



MICROFILMED

DEC 15 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
23N	22E	9	SE	NE	IRR	10.0
			NW	SE	IRR	5.0
Section Acres						25.0
Total Acres						25.0

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:
AC. AMT.=0.2855 CFS.

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 X 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): Edward T. Lush Date: 5-3-90

Date: _____

State of Idaho)
County of Lewia) SS.

Subscribed and sworn (or affirmed) before me this 3 day

of Aug 19 90

Seal

John Dale Carver
Notary Public

Residing at Boise, ID

My Commission Expires 6/2/91



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MICROFILMED
DEC 19 1972

CLARK
AND
LEWIS
TRAIL
APPROXIMATE

Lower

Gulch

Star

Gold

x Prospect

4463

4726

6900