

06/29/2006

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

RIGHT NUMBER: 75-4196

NAME AND ADDRESS: BARBARA DRNJEVIC
PO BOX 221
SALMON ID 83467

SOURCE: SALMON RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 20.030 CFS

PRIORITY DATE: 01/03/1905

POINT OF DIVERSION:

T20N R21E S35 SESE Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.030 CFS
IRRIGATION	04/01 10/31	20.000 CFS

PLACE OF USE: IRRIGATION Within LEMHI County

T20N R21E S24 Lot 2 NENE	0.80	T20N R21E S24	SWNE	16.00
T20N R21E S24 NWSE	34.00	T20N R21E S24	SWSE	15.00
T20N R21E S24 Lot 5 SESE	23.00			

STOCKWATER same as IRRIGATION

88.8 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

Idaho Department of Water Resources

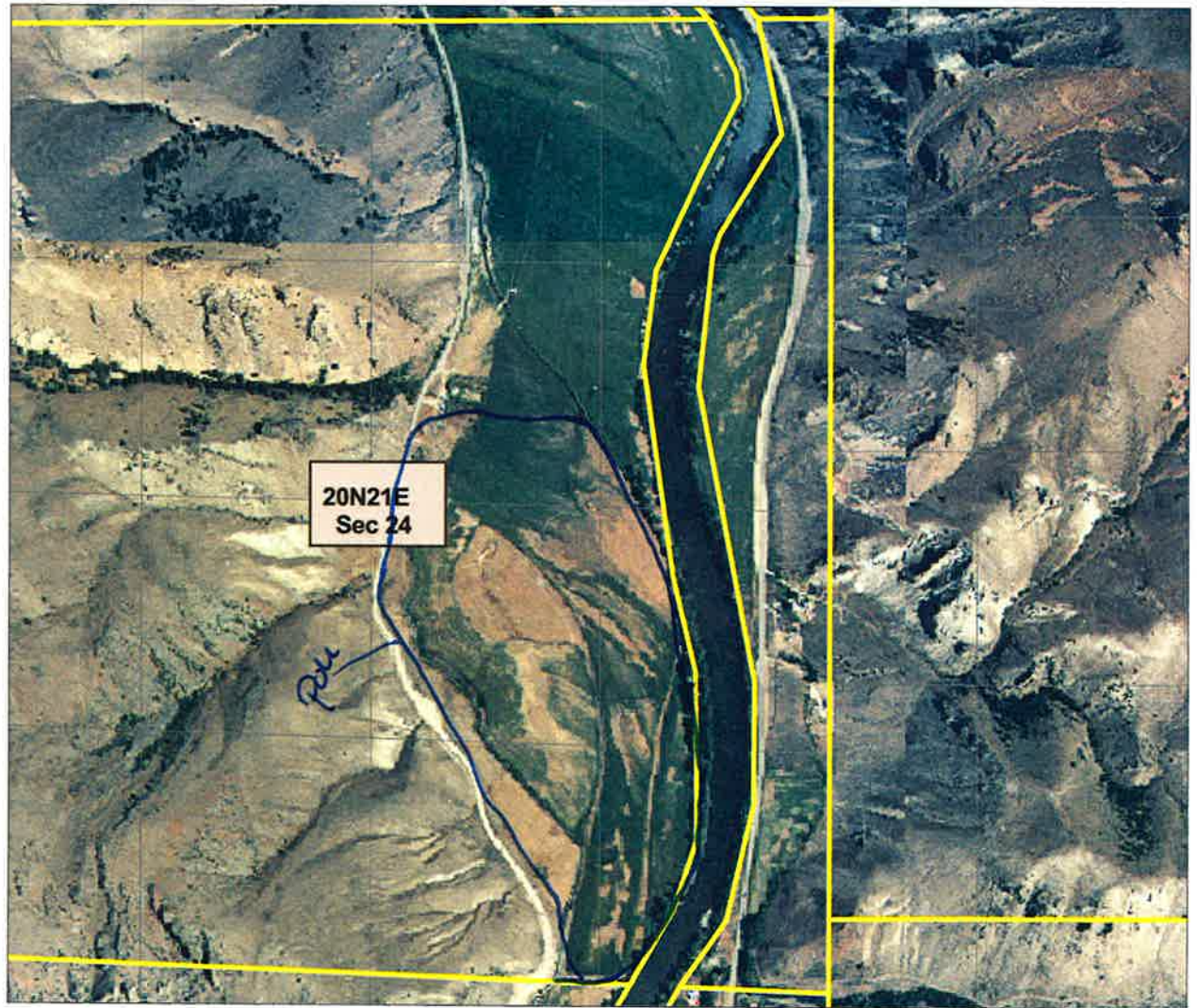


Adjudication Claim Number: **75-4196**



Legend

-  Section Lines
-  20N22E GCDB
-  20N21E GCDB



0 0.4 0.8 Miles



Prepared by M. Van Bussum
On Tuesday, May 10, 2005
1993/88 Aerial Photography



Idaho Department of Water Resources

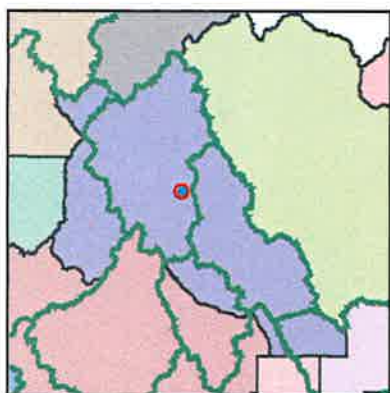
SRBA Recommendation:

75-4196

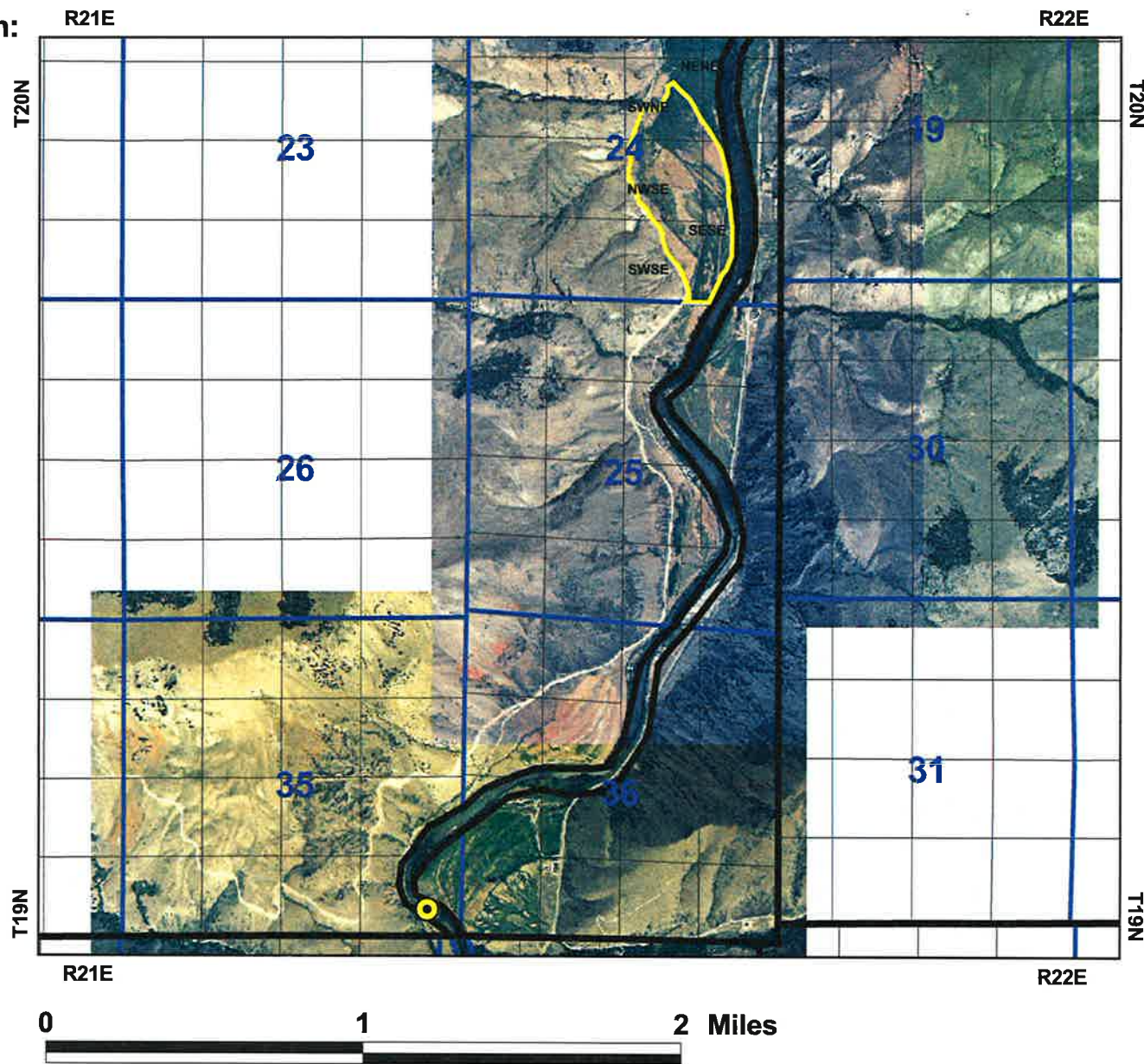
(Irrigation)

Legend

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

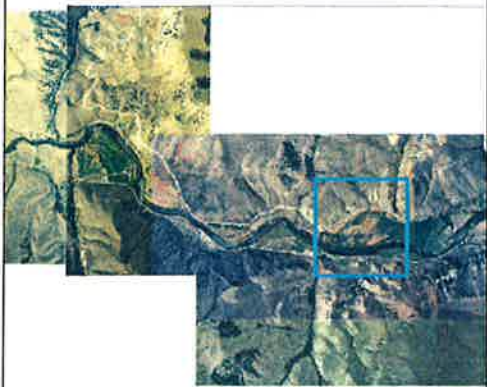
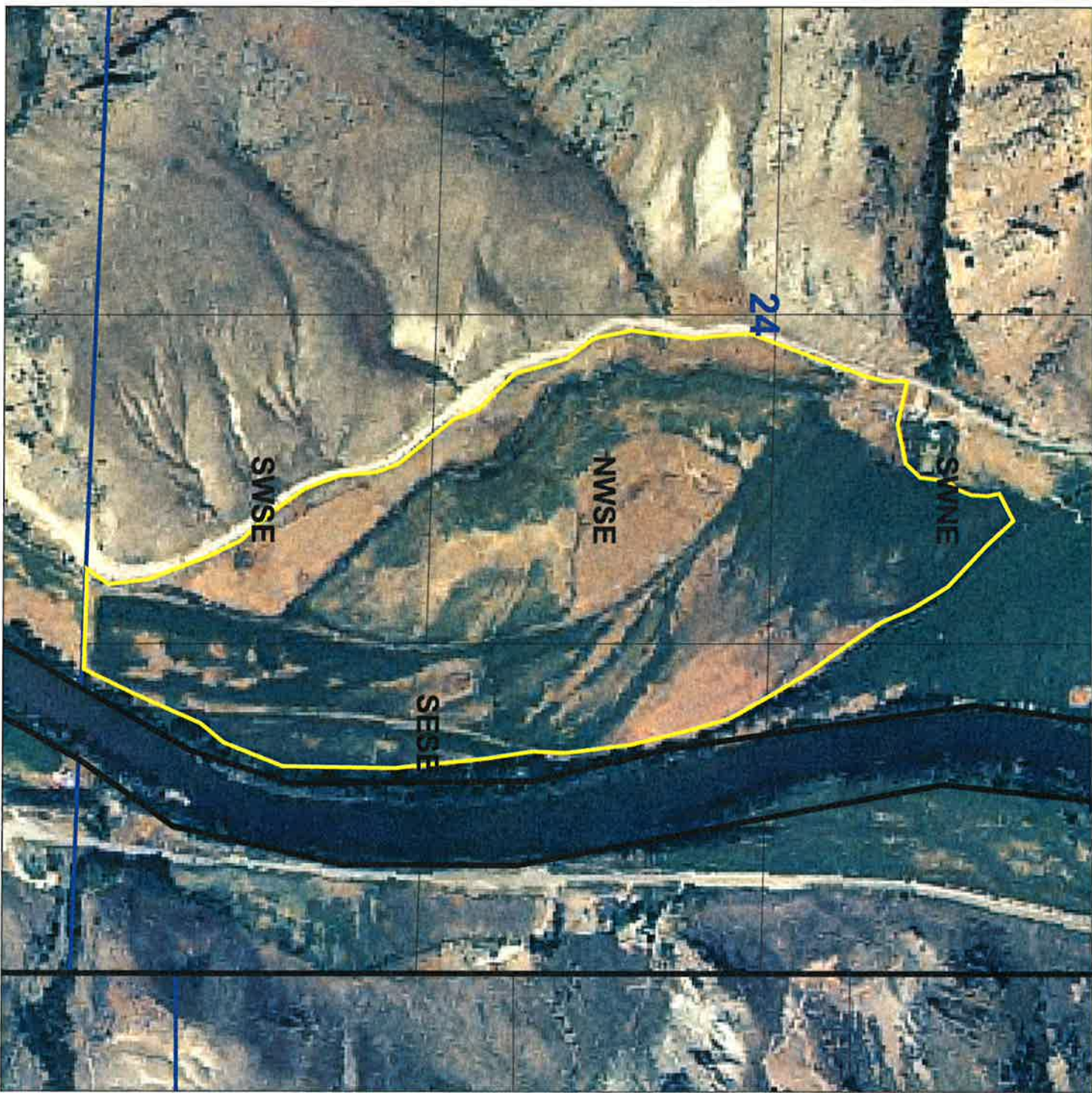


Lemhi County
IDWR Basin 75



Prepared by D. Favreau
On Thursday, June 29, 2006
1987/88 Aerial Photography

75-4196





Idaho Department of Water Resources

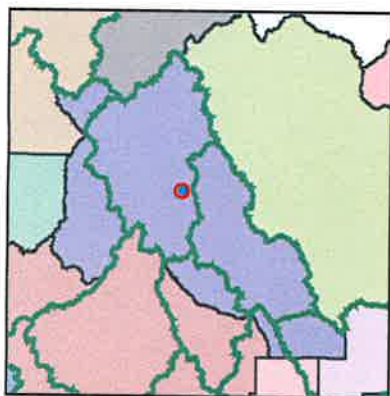
SRBA Recommendation:

75-4196

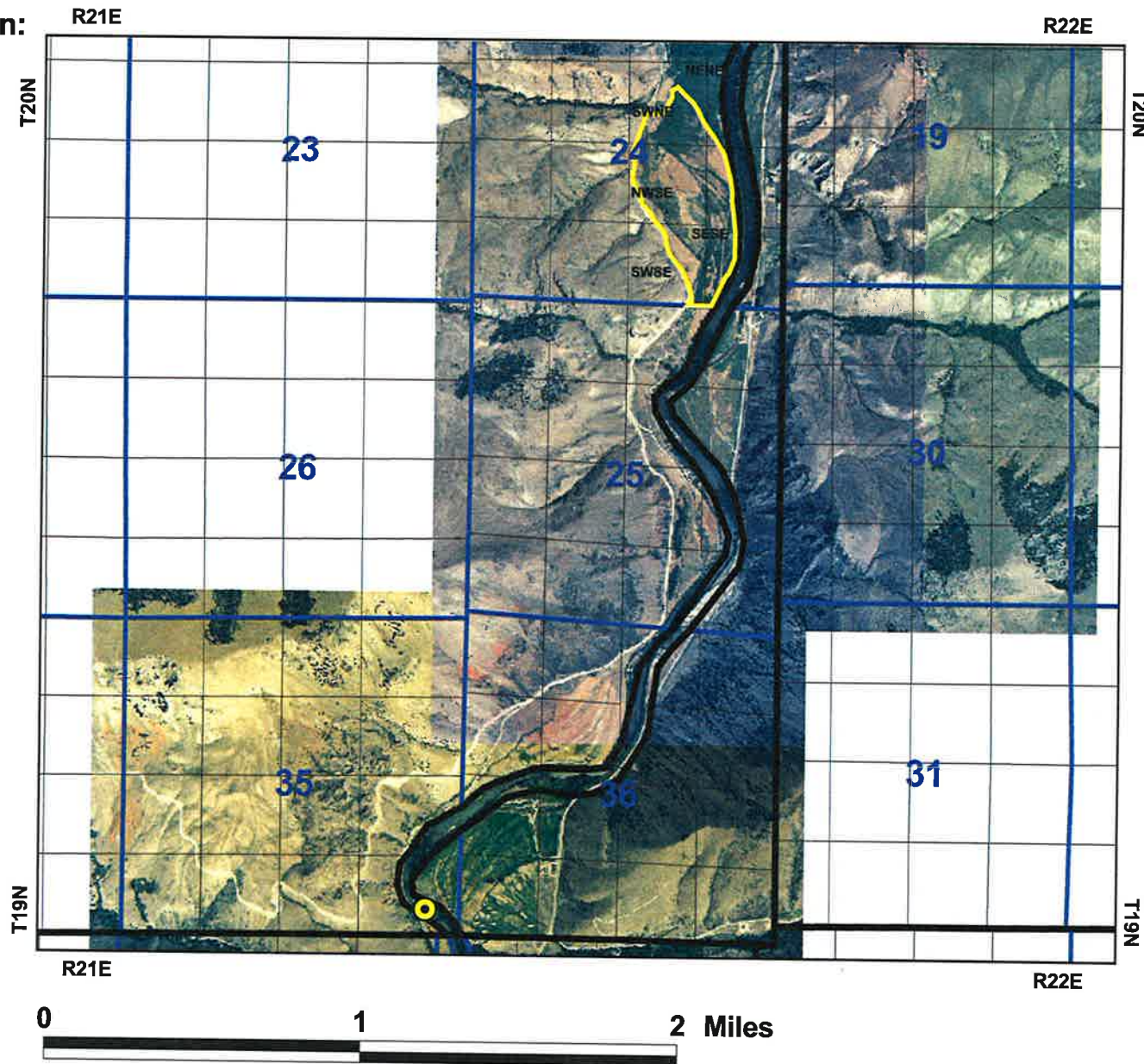
(Irrigation)

Legend

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

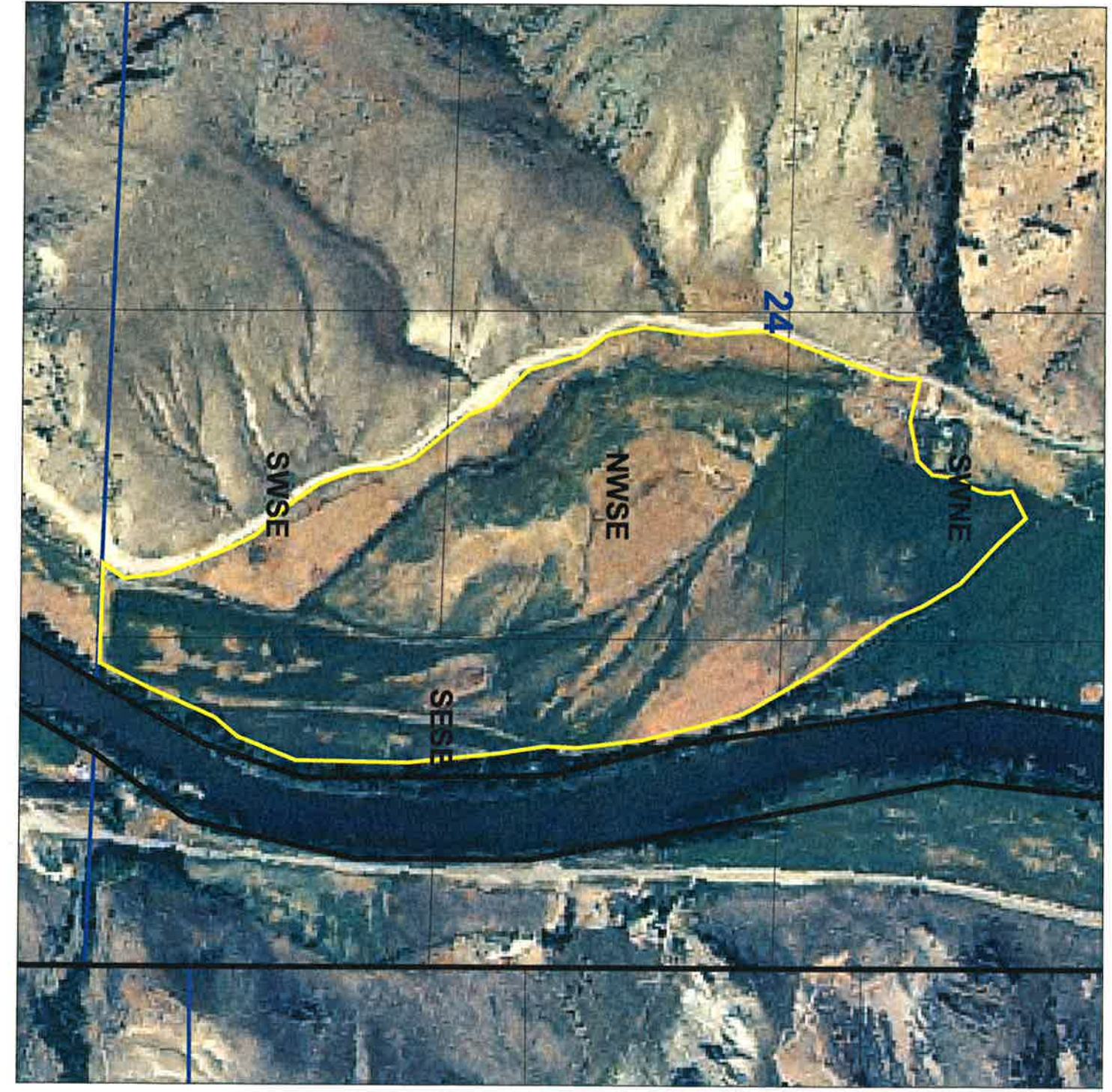


Lemhi County
IDWR Basin 75



Prepared by D. Favreau
On Thursday, June 29, 2006
1987/88 Aerial Photography

75-4196



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

CLAIM NO(s). 75-4196

1. ☒ No Change NAME IS SAME

☐ NEW OWNER: _____

☒ No Change ADDRESS

☐ NEW ADDRESS: _____

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.: A0015055 S-17

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:

gravel berm, wooden headgate ditcher 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

☐ 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

☐ SYSTEM DIAGRAM INCLUDED ☐ NA

☒ Shown on GIS Layout

☐ CK IF IN OFFICE EXAM

DATE EXAM CONDUCTED: 5-23-06

FIELD EXAMINER: Bob Foster

Print Name

Bob Foster
Signature

Recorded at the request of Thos. Elder July 11th 1902 at 11 o'clock A.M.
in Book E of Records page 181 Records of Public Lands, Idaho.

H. C. Smyth Register-Recorder
By Mabel J. Smith Deput.

The United States of America,
To all to whom these presents shall come, Greeting:

Homestead Certificate No. 1188
Application 1482

Whereas There has been deposited in the General Land Office of the United States a certificate of the Register of the Land Office at Hailey, Idaho, whereby it appears, that, pursuant to the Act of Congress approved 20th May, 1882, "To secure Homesteads to Actual Settlers on the Public Domain," and the acts supplemental thereto, the claim of John Gutzman has been established and duly consummated, in conformity to law, for the Lots numbered four and six of Section twenty-four and the Lots numbered one four and five of Section twenty-five in Township twenty North of Range twenty one East of Price Meridian in Idaho, containing one hundred and thirty-four acres and seventy hundredths of an acre according to the Official Plat of the Survey of the said Lands, 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 John Gutzman the tract of Land above described: To have and to hold the said tract of Land, with the appurtenances thereof, unto the said John Gutzman and to his heirs and assigns 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 also subject to the right of the proprietor of a vein or lode to extract and remove his ore therefrom, should the same be found to penetrate or intersect the premises hereby granted, as provided by law. 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, Theodore Roosevelt, President of the United States of America, has 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 second day of June, in the year of our Lord one thousand nine hundred and four, and of the Independence of the United States the one hundred and twenty-eighth

Ed.

By the President S. Roosevelt

By F. M. McKee, Secretary.

G. H. Bush Recorder of the General Land Office

Recorded Idaho, Vol 51, Page 182.

SCANNED

NOV 10 2005

IN THE PROBATE COURT OF THE COUNTY OF LEMHI, STATE OF IDAHO.

IN THE MATTER OF THE ESTATE :
OF :
JOHN GUTZMAN, DECEASED. :

DECREE SETTLING FINAL ACCOUNT AND FOR DISTRIBUTION.

Annie Gutzman, executrix of the last will and estate of John Gutzman, deceased, having on the 16th day of December, 1927, rendered and filed herein a full account and report of her administration of said estate which account was for final settlement, and having with said account filed a petition for the final distribution of the estate of said deceased; and said account and petition this day coming on regularly to be heard and proof having been made to the satisfaction of the court that notice of the settlement of said account and the hearing of said petition in the manner and for the time heretofore ordered and directed by the court, and it appearing that said account is in all respects true and correct; that it is supported by proper vouchers; that all taxes upon the property of the estate have been fully paid; that there is no inheritance tax chargeable to said estate; that all expenses of administration of said estate have been paid; that said John Gutzman, died testate and by his last will, duly proved and allowed in this court on the third day of July, 1925, devised and bequeathed all of his estate to Annie Gutzman, his widow, who is the sole devisee and legatee named therein; that said Annie Gutzman, executrix aforesaid, has in her possession belonging to said estate subject to distribution under and in accordance with the said last will and testament of said deceased, after deducting the credits to which she is entitled, the following described property of said estate to-wit:

Real Estate.

Governments Lots 4 and 6 in Section 24. Lots 1, 4, and 5 in Section 25. All in Township 20 North, Range 21 East of the Boise Meridian. Containing 134 acres and all water rights and appurtenances thereto.

Personal Property.

One horse, ten head of stock cattle, six pigs, one mower, one hay rake, one sweep rake, one hay derrick, one gas engine, one drag saw, one riding plow, one walking plow, one shovel cultivator, one disc harrow, one grain binder, household effects in dwelling house.

And no person appearing to oppose said hearing or said will it is ordered, adjudged and decreed that the said final account of said Annie Gutzman as executrix of said last will and estate, be, and the same is hereby approved, settled and allowed and that the residue of said estate hereinbefore particularly described and any other property which may belong to the said estate or in which the said estate may have any interest, be, and the same is hereby distributed to said Annie Gutzman in accordance with the provisions of said last will and testament of said deceased, and as sole devisee and legatee named therein.

Done in open court this 28th day of December, 1927.

- S E A L -

G. W. Cronkrite,
Judge of said Probate Court.

STATE OF IDAHO,)
COUNTY OF LEMHI.) ss.

I, George W. Cronkrite, Judge of the Probate Court of the County of Lemhi, State of Idaho, and Ex-Officio Clerk of said Court, do hereby certify that the foregoing two pages contain a full, true and correct transcript of the decree of final distribution on file and of record in said Probate Court in the Matter of the Estate of John Gutzman, deceased, and of the whole thereof.

WITNESS my hand and the seal of said Probate Court this 28th day of December, A.D. 1927.

- S E A L -

G. W. Cronkrite,
Probate Judge and Ex-Officio
Clerk of said Court.

Filed December 28th, 1927.
G. W. Cronkrite, Clerk.

Recorded at the request of G.W. Cronkrite, December 28th, 1927, at 30 minutes past 11 o'clock A.M., in Book V of Deeds, page 442, Records of Lemhi County, Idaho.

Fee: 1.50

W. A. Simonson
County Recorder.

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SCANNED

NOV 10 2005

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emhi County,
y Recorder.
Deputy.

This Indenture, Made this fifth day of June in the year of our
Lord one thousand nine hundred and twenty eight between
ANNIE GUTZMAN OLINGER, of Salmon, Lemhi County, Idaho,
PAUL L. GUTZMAN, of Salmon, Lemhi County, Idaho,
the party of the first part, and
the party of the second part.
WITNESSETH, That the said party of the first part, for and in consideration of (\$1,000)
ONE THOUSAND- DOLLARS,
Lawful money of the United States of America, to her in hand paid by the said party of the second part,
the receipt whereof is hereby acknowledged, has GRANTED, BARGAINED and SOLD and by these presents do s. GRANT,
BARGAIN, SELL, CONVEY and CONFIRM unto the said party of the second part, and to his heirs and assigns forever, all
right, title and interest in the following described property to-wit:
An undivided half interest in Government Lots 4 and 6 in Section 24.
And an undivided half interest in Lots 1, 4, and 5, in Section 25. All in
Township 20, North. Range 21, East of the Boise Meridian. Containing 134 acres, and all
water rights and appurtenances thereto.
Together with all and singular and tenements, hereditaments and appurtenances thereunto belonging or in anywise 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 party 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 party of the first part, and her heirs,
the said premises in the quiet and peaceful possession of the said party of the second part, his heirs and assigns, against the
said party of the first part and her 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 party of the first part has hereunto set her hand and seal the day and
year first above written.
Signed, sealed and delivered in the presence of
Mrs. Annie Gutzman Olinger
[SEAL]
[SEAL]
[SEAL]
STATE OF IDAHO, }
COUNTY OF LEMHI, } ss.
On this fifth day of June, in the year 1928, before me James A. Herndon
Notary Public in and for the said County, personally appeared
Mrs. Annie Gutzman Olinger, known
to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.
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 -
James A. Herndon,
Notary Public for the State of Idaho.
Residing at Salmon, Idaho.
Recorded at request of Paul Gutzman at 2 minutes past 2
o'clock P.M. 14th day of June, 1928, in Book 27 of Deeds, on page 355, Records of Lemhi County,
Idaho.
Fee: 1.50
W. J. Simmonds
County Recorder.
Deputy.

SCANNED
NOV 10 2005

WARRANTY DEED

THIS INDENTURE, Made this 21st day of January in the year of our Lord one thousand nine hundred and forty-six between ANNIE GUTZMAN OLINGER, a married woman, dealing with her sole and separate property, of Salmon, County of Lemhi, State of Idaho the party of the first part, and PAUL L. GUTZMAN, of Salmon, County of Lemhi State of Idaho the party of the second part.

WITNESSETH, That the said party of the first part, for and in consideration of the sum of FIFTEEN HUNDRED and No/100 DOLLARS, lawful money of the United States of America, to her in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, has granted, bargained and sold, and by these presents does grant, bargain, sell, convey and confirm unto the said party of the second part, and to his heirs and assigns forever, all of the following described real estate, situated in _____ County of Lemhi, State of Idaho, to wit:

An undivided one-half interest in and to the following described property:
All of Lot Four (4) and all of Lot Six (6), Section Twenty-four (24); Lots Numbered One (1), Four (4) and Five (5) in Section Twenty-five (25); All in Township Twenty (20), North, Range Twenty-one (21), East of the Boise Meridian; All in Lemhi County, State of Idaho;

Together with all water and water rights, ditches and ditch rights thereto belonging or in anywise appertaining thereto.

DOCUMENTARY STAMPS \$1.65 CANCELLED 1/21/46 P. O.

TOGETHER, With all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder, and remainders, rents, issues and profits thereof; and all estate, right, title and interest in and to the said property, as well in law as in equity, of the said party of the first part.

TO HAVE AND TO 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 party of the first part, and her 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 party of the first part, and her 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 party of the first part has hereunto set her hand and seal the day and year first above written.

SIGNED, SEALED AND DELIVERED IN PRESENCE OF

Annie Gutzman Olinger (SEAL)

STATE OF IDAHO,)
: SS.
County of Lemhi)

On this 21st day of January in the year 1946, before me the undersigned, a Notary Public in and for said State, personally appeared Annie Gutzman Olinger, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

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)

Nada Ravlic
Notary Public for the State of Idaho,
Residing at Salmon, Idaho

STATE OF IDAHO,)
: SS.
County of Lemhi,)

I hereby certify that this instrument was filed for record at request of Paul L. Gutzman at 28 minutes past 2 o'clock P. M., this 21st day of January, A.D. 1946 in my office, and duly recorded in Book 38 of Deeds at page 629.

W. W. Simmonds
Ex-Officio Recorder.

By Brothy M. M. Friedrich
Deputy

Fees, \$1.25 Paid

SCANNED

NOV 10 2005

IN THE PROBATE COURT IN AND FOR LEMHI COUNTY, STATE OF IDAHO.

IN THE MATTER OF THE ESTATE

OF HENRY V. WILLIAMS, DECEASED

DECREE OF DISTRIBUTION OF ESTATE.

A. C. Cherry, the administrator of the estate of Henry V. Williams, deceased, having on the 13th day of December, 1915, filed in this Court his certain petition for distribution, etc., setting forth among other things, that a portion of said estate remains to be divided among the heirs of said deceased, said matter coming on regularly to be heard on this 24th day of December, 1915, upon due proof that due and legal notice of such hearing had been given as directed by the order of this Court, heretofore made, the said A. C. Cherry appearing per se, this Court proceeded to the hearing of said petition; and it duly appearing to the satisfaction of this Court from the evidence and proofs taken, that due and legal notice of such hearing had been given in the premises; and that the residue of said estate consisting of the property hereinafter particularly described is now ready for distribution and that said estate is now in condition to be closed;

That the residue of said estate consists of real and personal property; that the said deceased, Henry V. Williams, died intestate in Lemhi County, Idaho, on or about the 13th day of May, 1913, and that the only heirs at law are Lillian Hansen, nee Lillian Williams, Ross M. Williams, Virgil V. Williams and Arthur Williams; that all taxes against said estate up to and including the year 1914, have been fully paid and that under the terms of the certain lease contract heretofore entered into by and between the said estate of the said Henry V. Williams, deceased, and the said Ross M. Williams, the said Ross M. Williams is bound and obligated to pay the taxes on all the property of said estate for the year 1915.

That since the rendition of his certain final account herein the sum of \$2.10 has come into the hand of said administrator, and the sum of \$50.00 has been expended by said administrator as necessary expenses of administration, the vouchers whereof, together with a statement of such receipts, and disbursements are now presented to the Court and filed and the payments are approved by this Court, and that the expense of closing said estate will amount to the sum of \$480.65; \$450.00, being the balance of administration fees herein and \$30.65 being Court costs and recording fees; that the said heirs, Lillian Hansen, nee Lillian Williams, Ross M. Williams, Virgil V. Williams and Arthur Williams, are entitled to the whole of the residue of said estate, provided, that upon such distribution, the said administrator shall deduct from the cash distribution hereunder to the said Lillian Hansen, nee Lillian Williams, the sum of \$77.14, and pay the same in such distribution, to the other said heirs of said deceased in equal proportions, the said Lillian Hansen, nee Lillian Williams, being indebted to said estate in the sum of \$102.85.

And it further duly appearing to the Court that each and every allegation in said petition contained is true which is found to be the fact.

NOW THEREFORE, on this the 24th day of December, 1915, on motion of A. C. Cherry, Esquire, administrator aforesaid, it is hereby ordered, adjudged and decreed; that the sum of \$801.81, cash now on hand for distribution belonging to said estate be distributed as follows;

To Lillian Hansen, nee Lillian Williams -- \$200.45, less 3/4 of said sum of \$102.85 \$77.14; Balance ordered distributed hereunder to Lillian Hansen, Nee Lillian Williams, \$123.30

To Ross M. Williams, the sum of-----	\$200.45
Plus 1/3 of said sum of \$77.14-----	\$ 25.71
Balance ordered distributed hereunder to Ross M. Williams-----	\$226.16

To Virgil V. Williams, the sum of-----	\$200.45
Plus 1/3 of said sum of \$77.14-----	\$ 25.71
Balance ordered distributed hereunder to Virgil V. Williams---	\$226.16

To Arthur Williams, the sum of-----	\$200.45
Plus 1/3 of said sum of \$77.14-----	\$ 25.71
Balance ordered distributed hereunder to Arthur Williams-----	\$226.16

Making Total amount ordered to be distributed,----- \$801.81.

It is hereby further ordered, adjudged and decreed, that all the residue of said estate of the said Henry V. Williams, deceased, hereinafter described, and now remaining in the hands of said administrator, and any and all other property not now known or discovered, which may belong to said estate or in which the said estate may have an interest, be and the same is, hereby distributed to the said Lillian Hansen, nee Lillian Williams, Ross M. Williams, Virgil V. Williams and Arthur Williams, in common, each of said heirs to share and share alike under this distribution so that each of said heirs shall have and undivided 1/4 interest in and to all the said property, real, personal or mixed wheresoever situate.

The following is a particular description of said residue or said estate referred to in this decree and of which distribution is ordered, adjudged and decreed to be made to the said heirs in equal parts, to share and share alike as aforesaid, to-wit;

(a) Lots Three (3) and Four (4) or and in Block Two (2), or and in North Brooklyn Addition to North Salmon, situate, lying and being in Salmon, Lemhi County, Idaho, together with all and singular the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining; also.

SCANNED

NOV 10 2005

(b) Lot Seven (7) Section Thirteen (13), and Lots Two (2) and Five (5) and the West One Half of the South-east quarter, and the West One Half of the North-east quarter, Section Twenty Four, Township 20, North Range 21, E. B. M., situate, lying and being in Lemhi County, Idaho, together with all and singular, the water, and water rights, ditches and conduits, buildings and improvements, and all appurtenances in anywise belonging or appertaining to the above described property; and,

(c) Any and all personal property whatsoever, wheresoever situate, or being, of which the deceased died seized or possessed, and to which the said estate may be entitled, including the Val Mahoney note for One Hundred and No/100(\$100.00) Dollars, any and all horses, mares, colts, and work teams, stallions, cattle, hogs, poultry, and and all farm machinery, farm tools and implements, blacksmith tools, and equipment, cabinet and cabinet collections, household and kitchen furniture, furnishings and fixtures and conveniences; and,

(d) Any and all other property real, personal or mixed, of which the said deceased died seized or possessed, and to which the said deceased was entitled at the time of his death, or to which the said estate may be entitled whether herein-above expressly enumerated or not;

It being the full intention to include hereunder and to distribute to the said heirs of said estate, any and all property of the said decedent, and of said estate whatsoever, in equal shares, each of said heirs to share and share alike.

That said distribution be and the same is hereby made subject to said lease contract heretofore made and entered into by and between said estate and said Ross M. Williams.

Done in open Court on this the 24th day of December, A. D. 1915.

Frank P. McCracken,
Probate Judge.

State of Idaho)
County of Lemhi) ss

I, Frank P. McCracken, Ex-Officio Clerk of the Probate Court in and for the County of Lemhi, State of Idaho, do hereby certify the foregoing instrument to be a true, true and correct copy of decree of distribution of estate, in the matter of the Estate of Henry V. Williams, deceased, now of record in the office of the Probate Judge at pages 379-380 of Probate Record Number 2.

IN WITNESS WHEREOF, I have hereunto set my hand and attixed the seal of said Probate Court, this 6th day of January, A. D., 1916.

(SEAL)

Frank P. McCracken,
Clerk

FILED December 24th 1915
Frank P. McCracken,
Clerk Probate Court.

Recorded at the request of F. P. McCracken, January 6th, 1916, at 10 minutes past 1 o'clock, P. M., in Book V of Deeds, Pages 120 & 121, Records of Lemhi County, Idaho.

J. K. [Signature]
County Recorder.
[Signature]
Deputy

SCANNED

NOV 10 2005

Aboriginal Certificate No 930.

Application 1008.

The United States of America

To all to whom these presents shall come greeting.

Whereas there have been deposited in the General Land Office of the United States a Certificate of the Register of the Land Office at Hialeah, Florida, whereby it appears that pursuant to the Act of Congress approved 20th May 1862, "to secure to me a right to select better in the Public Domain" and the acts supplemental thereto, the claim of Henry W. Williams, has been established and duly consummated.

and the said half of the south west quarter of section twenty four, and the south west quarter of section twenty four, in Township twenty, Range twenty one, East of Range Meridian, in Idaho, containing one hundred and fifty three acres according to the Official Plat of the Survey of the said Land, returned to the General Land Office by the Surveyor General, you know the fact that there is, therefore, granted by the United States unto the said Henry W. Williams the half of land above described. So have and to hold, the said half of land, with the appurtenances thereto, unto the said Henry W. Williams and to his heirs and assigns forever, subject to any water 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 custom, laws and decisions of courts, and also subject to the right of the proprietor to a vein or lode, to which a claim has been therefrom, should the same be found to constitute a mineral interest hereby granted, as provided by law. 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 M. Kinley, 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 eighth day of June in the year of our Lord one thousand nine hundred and one, and of the Independence of the United States the one hundred and twenty fifth.

By the President William M. Kinley
By J. M. McKean
Secretary

Recorded Idaho.
Vol 40. Page 453

Retrieved at the request of J. E. Dwyer
Record of the
County Recorder,
By
at 2:00 minutes past 11, o'clock
on page 464
Book R. of Records
Lemhi County, Idaho.
Nov 10 2005

SCANNED

Notice of Water Right:-
State of Idaho } ss.
County of Lemhi }

Lake Creek

To all concerned:

Notice is hereby given:

1st- That I, Henry V. Williams of Salmon Idaho, hereby claim the use of the waters of Lake Creek, situated in Lemhi County Idaho - to the extent of Five cubic feet per second, or 200 Miners inches.

2nd- It is intended to divert said water at or near the point where a copy of this notice is posted, and more definitely described as follows:- at a point about fifty yards above the Challis Trail - In above description give legal subdivision of land or describe the place with reference to some prominent landmark.

3d- The purpose for which said water is intended to be used is Agricultural purposes. The place of intended use is on my Homestead Claim - situated on Salmon River - about three miles South of Salmon Idaho.

4th- It is intended to divert said water by means of Ditch and Flume - The general course of the proposed canal is North. The length of the proposed canal is about three miles. It is intended to use said water for irrigating the following described land:- My Homestead situated nine miles south of Salmon Idaho.

5th- It is intended to have the works for diversion and use of said water as aforesaid completed within two years. (This must in no case exceed five years)

Witness my hand at My ranche Idaho This 6th day of June 1895.

Henry V. Williams } Claimant

State of Idaho } ss.
County of Lemhi }

Henry V. Williams being first duly sworn depose and says that he is of lawful age and the claimant of the Water Right mentioned in the foregoing notice and whose name is subscribed thereto. That the statements in said notice are true, and that the original notice, of which the foregoing is a true copy, was posted in a conspicuous place at or near the place of intended diversion (as provided by law) on the 5th day of June 1895, at 9 o'clock A.M.

Henry V. Williams

Subscribed and sworn to before me This 11th day of June 1895.

J. F. Blough
Co. Recorder.

State of Idaho } ss.
County of Lemhi }

I hereby certify that this instrument was filed for record at request of H. V. Williams at 30 minutes past 5 o'clock P.M. This 11th day of June A.D. 1895 in my office and duly recorded in Book "B" of Water Rights, at page 117.

J. F. Blough
Ex-officio Recorder.

This Indenture, Made this 25th day of August in the year of our Lord

one thousand nine hundred and sixteen between Virgil V. Williams, of Salmon, County of Lemhi, State of Idaho, Party of the First Part, and Fred R. McCabe, of Salmon, County of Lemhi, State of Idaho, Party of the Second Part,

the part of the second part.

WITNESSETH, That the said party of the first part, for and in consideration of

Two thousand Two hundred Fifty (\$2,250.00) DOLLARS,

Lawful money of the United States of America, to him in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, has 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 right, title, claim and interest of the said party of the first part in and to that certain property, the same being an undivided one-fourth (1/4) interest in and to Lots three (3) and four (4) of and in block two (2) of and in North Brooklyn Addition to North Salmon, situate, lying and being in Salmon, Lemhi County, Idaho, together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in any wise appertaining, also Lot seven (7) section thirteen (13) and lots two (2) and five (5) and the West half of the South-east Quarter and the West half of the Northeast Quarter of section twenty-four (24), township 20 North of Range 21 East of the Boise Meridian, situate, lying and being in the County of Lemhi, State of Idaho, together with all and singular the water, water rights, ditches and conduits, buildings and improvements and all appurtenances in any wise belonging or appertaining to the above described property, the title to the above property having been obtained by deed, recorded in the Records of Lemhi County at pages 120-1 of Book "V" of Deeds.

Revenue Stamps \$2.50 V. V. W. 8/25/16.

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 party 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 party of the first part, and his heirs, the said premises in the quiet and peaceful possession of the said party of the second part, his heirs and assigns, against the said party of the first part and his heirs, 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 party of the first part has hereunto set his hand and seal the day and year first above written.

Signed, sealed and delivered in the presence of

John E. Rees

Virgil V. Williams (SEAL)

(SEAL)

(SEAL)

STATE OF IDAHO, } ss.
COUNTY OF LEMHI }

On this 25th day of August in the year 1916 before me, John E. Rees

a Notary Public in and for the said County, personally appeared

Virgil V. Williams known to me, to be the person whose name is

subscribed to the within instrument, and acknowledged to me that he executed the same.

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.

John E. Rees

My Commission expires August 9, 1917.

Notary Public for State of Idaho.

Residence: Salmon, Idaho.

Recorded at request of Fred R. McCabe at 31 minutes past 4 o'clock
P.M., August 25th 1916 in Book X of Deeds, on page 75 Records of
Lemhi County, Idaho.

SCANNED

NOV 10 2005

J. L. Kirtley, Jr.

County Recorder.

By

W. W. Simmons

Deputy

This Indenture, Made this 25th day of August in the year of our Lord
one thousand nine hundred and sixteen between

Ross M. Williams, of Salmon, County of Lemhi, State of Idaho, Party of the First Part, and
Fred R. McCabe, of Salmon, County of Lemhi, State of Idaho, Party of the Second Part

~~the part~~ of the second part.

WITNESSETH, That the said part y of the first part, for and in consideration of

Four thousand Two hundred Fifty (\$4,250.00) DOLLARS,

lawful money of the United States of America, to him in hand paid by the said part y of the second part, the receipt
whereof is hereby acknowledged, has GRANTED, BARGAINED and SOLD and by these presents does GRANT, BARGAIN,
SELL, CONVEY and CONFIRM unto the said part y of the second part, and to his heirs and assigns forever, all
right, title, claim and interest of the said party of the first part in and to that certain
property, the same being an undivided one-half ($\frac{1}{2}$) interest in and to Lots three (3) and four
(4) of and in block two (2) of and in North Brooklyn Addition to North Salmon, situate, lying
and being in Salmon, Lemhi County, Idaho, together with all and singular the tenements, here-
ditaments and appurtenances thereunto belonging or in any wise appurtenant, also Lot Seven
(7) section thirteen (13) and lots two (2) and five (5) and the West half of the Southeast
Quarter and the West half of the Northeast Quarter of section twenty-four (24) township 20
North of Range 21 East of the Boise Meridian, situate, lying and being in the County of Lemhi,
State of Idaho, together with all and singular the water, water rights, ditches and conduits,
buildings and improvements and all appurtenances in any wise belonging or appurtenant to the
above described property, the title to the above property having been obtained by deeds, re-
corded in the Records of Lemhi County at page 75 of Book "Y" and pages 120-1 of Book "V" of
Deeds.

Revenue Stamps \$4.50 R. M. W. 8-25-16

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 part y 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 part y of the second part, and to his
heirs and assigns forever. And the said part y of the first part, and his heirs, the said premises in the quiet
and peaceful possession of the said part y of the second part, his heirs and assigns, against the said part y
of the first part and his heirs, 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 part y of the first part has hereunto set his hand and seal the day
and year first above written.

Signed, sealed and delivered in the presence of

John E. Rees

Ross M. Williams (SEAL)

(SEAL)

(SEAL)

STATE OF IDAHO, } ss.
COUNTY OF LEMHI }

On this 25th day of August in the year 1916 before me, John E. Rees

a Notary Public in and for the said County, personally appeared

Ross M. Williams known to me, to be the person whose name is
subscribed to the within instrument, and acknowledged to me that he executed the same.

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.

John E. Rees

My Commission expires August 9, 1917.

Notary Public for State of Idaho.

Residence: Salmon, Idaho.

Recorded at request of Fred R. McCabe at 30 minutes past 4 o'clock

P. M., August 25th 1916 in Book X of Deeds, on page 74 Records of

SCANNED

NOV 10 2005



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

November 15, 2005

DALE DRNJEVIC
PO BOX 435
SALMON ID 83467

RE: Snake River Basin Adjudication (SRBA)
Notices of Claim to a Water Right #75-4196, 75-10540 and 75-10538

Dear Claimant:

Thank you for writing that you are the new owner of the property and water right referenced above. Before we can modify our records to reflect your ownership of the water right, we require the enclosed Notice of Change of Water Right Ownership form be submitted. I have enclosed that form for your use.

Since these claims are still pending before the court, there is no fee to change the ownership. Please send the completed ownership change to **Roxanne Brown** at this office.

Please call me toll-free at 1-800/451-4129 if you have any questions.

Sincerely,

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region
Enclosure:

Form 42-248/42-1409(6)

SCANNED

NOV 15 2005

75-4196
75-10540
75-10538

October 25, 2005

State of Idaho
Attn: Roxanne Brown
Department of Water Resources
P.O. Box 83720
Boise, ID 83720-0098

Re: Barbara Drnjevic &
Dale Drnjevic water resources

Dear: Ms. Brown

The address and persons that the information request was sent to were either wrong or those persons are not the overseer of these properties. The correct person and address to receive this information is as follows:

Dale Drnjevic
P.O. Box 435
Salmon, ID 83467

There was not an enclosed envelope as stated in your letter. I am sending this to the P.O. Box that is listed in the heading of your letter.

Please make the further inquiries to the address mentioned above.

Sincerely,
Dale Drnjevic

CHANGE OF OWNERSHIP
LETTER SENT 11-15-05

SCANNED

NOV 15 2005

7/27/05

PMO100 - PARCEL MASTER INQUIRY

13:49:06

PARCEL: RP 20N21E138401

RECEIVED

NOV 02 2005
DEPARTMENT OF
WATER RESOURCES

DRNJEVIC, BARBARA

F9=MS
F17=DD

F23=AG

LEGAL DESCRIPTION

LOT 7
13 20 21

BOX 221

ProVal Area Number 2
CODE AREA 21-0000 OWNER CD
PARC TYPE TV LOC CODE 4000
EFFDATE EXPDATE
PREV PARCEL

SALMON ID 83467

CAT	RY	QUANTITY	UN	VALUE	HO MRKT	HO EXMP	CB MRKT	OTHER
2	2005	12000	AC	8348				
4	2005	14000	AC	9542				
5	2005	5962	AC	354				
19	2005	1038	AC					
TOTALS		33000		18244				

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

SCANNED

NOV 15 2005

7/27/05

PMO100 - PARCEL MASTER INQUIRY

13:49:18

PARCEL: RP 20N21E240003 1

F9=MS
F17=DD F19=SPF12=RC F14=HO
F23=AG

CB

LEGAL DESCRIPTION

LOTS 2 AND 5 W2SE4 W2NE4
24 20 21

DRNJEVIC, BARBARA

ProVal Area Number 2

PO BOX 221

CODE AREA 21-0000 OWNER CD

PARC TYPE TV LOC CODE 4000

EFFDATE 8091983 EXPDATE

PREV PARCEL

SALMON ID 83467
214 WILLIAMS CRK RD

CAT	RY	QUANTITY	UN	VALUE	HO MRKT	HO EXMP	CB MRKT	OTHER
1	2005	60000	AC	49859				
2	2005	77000	AC	73444				
5	2005	59556	AC	3459				
10	2005	1000	AC	16000			16000	
TOTALS		205200		206112	53282	26641	69282	

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

SCANNED
NOV 15 2005

OCT 10 2001

John S. McKinney

April 30, 1990

DEPARTMENT OF WATER RESOURCES
Adjudication Bureau
150 Shoup Avenue, Suite 15
Idaho Falls, Idaho 83401

Re: Barbara Drnjevic

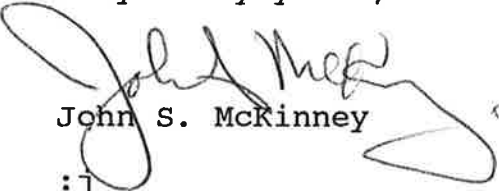
Gentlemen,

Find enclosed five (5) "Notices of Claim to a Water Right" in the Snake River Basin Water System . Please file and return copies to me.

Also find enclosed check no. 1094 from Ms. Drnjevic in the amount of \$404.00 to cover the filing of the five (5) claims.

Any questions may be directed to me at the above address or phone number. Thank you.

Very truly yours,


John S. McKinney

:j

enclosures

ATTORNEY AT LAW
1015 MAIN STREET
P.O. BOX 1442
SALMON, IDAHO 83467
TELEPHONE: (208) 756-4287

RECEIVED

MAY - 1 1990

Department of Water Resources
Eastern District Office

MICROFILMED

DEC 15 1992

SCANNED

OCT 0 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: A75-04196
Date Received: 6/15/1990
Receipt No: E014216
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BARBARA DRNJEVIC 208-756-3952
Address: P.O. BOX 221
SALMON, ID 83467

2. Date of Priority: JAN 03, 1905

3. Source: SALMON RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
19N	21E	1	NW	SW	NW	6	LEMHI

5. Description of diverting works:
HEADGATE & DITCH.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	01/01	12/31	20.000		
STOCKWATER	01/01	12/31	0.030		

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

8. Total consumptive use is 14475.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/ 150 HEAD CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
20N	21E	24	SW	NE		IRR	25.3
			NE	SE		IRR	10.0
			NW	SE		IRR	30.0

A75-04196

Page 1

Date: 06/15/90

A7504196



MICROFILMED
DEC 15 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
20N	21E	24	SW	SE		IRR	13.0
			SE	SE		IRR	11.7
Section Acres							90.0
Total Acres							90.0

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:
A75-10538, 10540

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 A75-04196

Date Received 5-1-90

Receipt Number EO 14216

CK# 1094 140⁰⁰ of 404

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

MAY - 1 1990

Department of Water Resources
Eastern District Office

Please type or print clearly

1. Name of Claimant (s) DRNJEVIC, Barbara Phone (208) 756-3952Mailing Address Box 221, Salmon, Idaho Zip 834672. Date of Priority (Only one (1) per claim) January 3, 19053. Source of water supply (a) Salmon River
which is tributary to (b) Snake River4. a. Location of existing point of diversion is: Township 19N Range 21E Section 1,
NW 1/4 of SW 1/4 of NW 1/4, Govt. Lot, 6 B.M., County of LemhiAdditional points of diversion if any: none

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. Concrete Headgate and Riprap Dam

MICROFILMED

DEC 15 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from Jan 1 to Dec 31 amount 20 or _____

For Stockwater purposes from Jan 1 to Dec 31 amount .03 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 20.03 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 14,475 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) 150 head of Range Cattle

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	
20	21	24			25.3										10	30	13	11.7	

Total number of acres irrigated 90

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

12. Do you own the property listed above as place of use? Yes x 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.
Henry Creek, Mormon Ditch or None ()

14. Remarks:

MICROFILMED

Last Name DRNJEVIC Ident No. A75-04196

Copies: White - State, Yellow - Claimant

15. Basis of Claim (check one) Beneficial Use x Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number 75-04196
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 1

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

Signature of Claimant (s) Barbara Drnjovic Date 4/30/90
_____ Date _____

For Organizations: I do solemnly swear or affirm that I am _____ Title _____
of _____, 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 30th day of April 1990

SEAL

Notary Public John McKinney

Residing at Salmon

My Commission Expires 4/8/92

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, John S. McKinney 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 P.O. Box 1442, Salmon, ID 83467

Date April 30, 1990

Last Name DRNJEVIC Ident. Number A75-04196

MICROFILMED

DEC 15 1992

Copies White-State, Yellow-Claimant