

09/27/2006

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

RIGHT NUMBER: 75-4201

NAME AND ADDRESS: KAREN L BAUMERT
39 LOVERS LN
SALMON ID 83467

EUGENE E BAUMERT
39 LOVERS LN
SALMON ID 83467

SOURCE: WASTE WATER

TRIBUTARY: SALMON RIVER

QUANTITY: 0.100 CFS

PRIORITY DATE: 05/01/1946

POINT OF DIVERSION:

T21N R22E S7 SWSE Within LEMHI County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

4/01 11/01

0.100 CFS

PLACE OF USE:

IRRIGATION Within LEMHI County

T21N R22E S07 SWSE 9.00

9 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



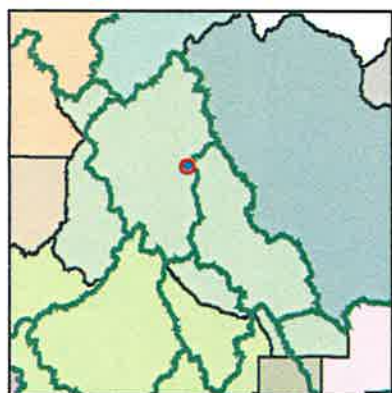
Idaho Department of Water Resources

SRBA Claim:

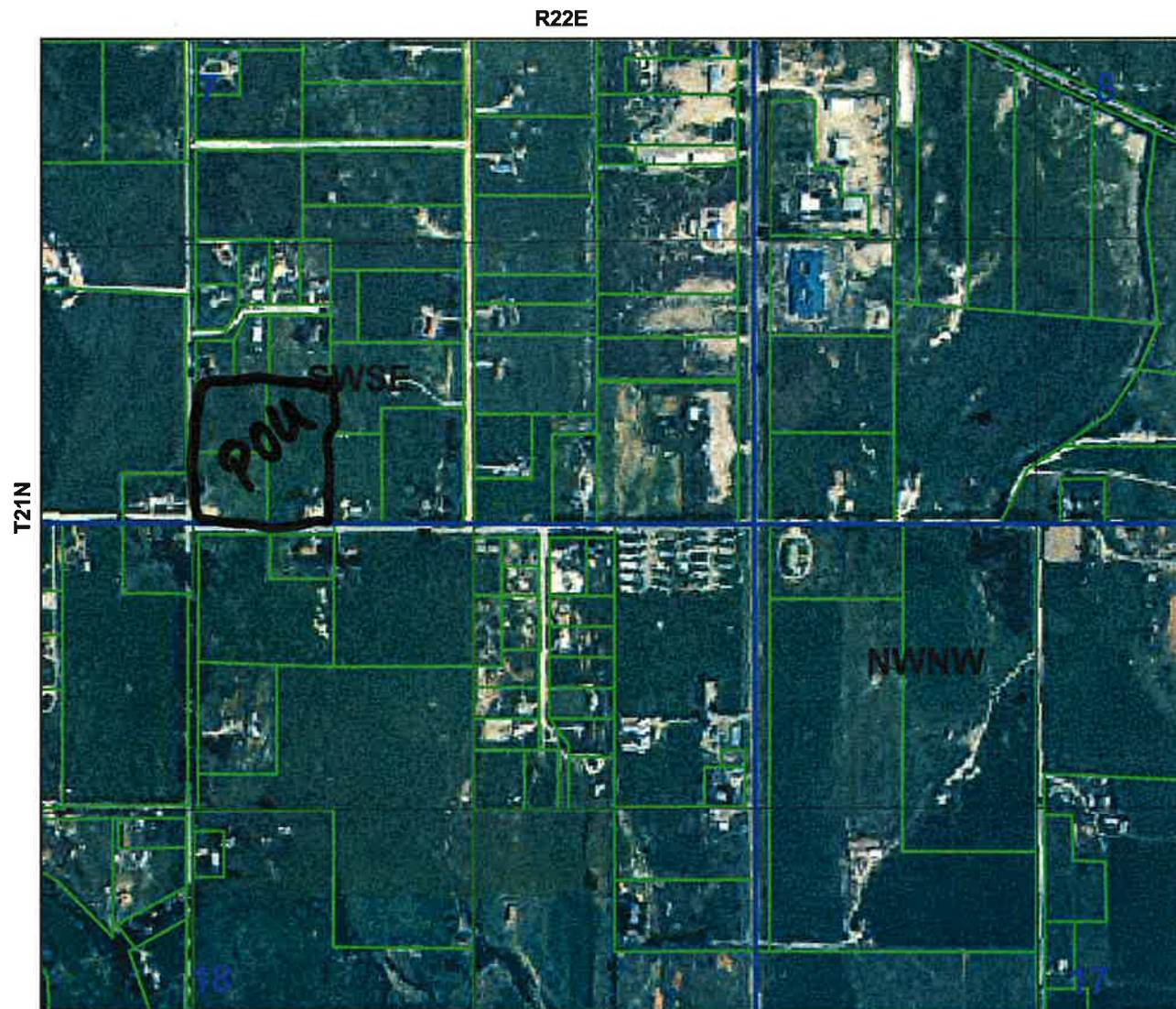
75-4201

Legend

-  Townships
-  PLS Sections
-  Quarter Quarters
-  Parcels



Lemhi County
IDWR Basin 75



0 0.3 0.6 Miles

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

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

CLAIM NO(s). 75-4201

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.: A0016018

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:

Wooden headgate to ditch

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

Fed by Minzer-Runsten Ditch - Waste
water ditch enters property & is flood
irrigated

☒ SYSTEM DIAGRAM INCLUDED

☐ NA

☒ Shown on GIS Layout

☐ CK IF IN OFFICE EXAM

DATE EXAM CONDUCTED: 08-01-06

FIELD EXAMINER: Asher Burton

Print Name

Signature

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 75-4201

WATER RIGHT NUMBER: 75-4201

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	KAREN L BAUMERT 39 LOVERS LN SALMON, ID 83467 (208)756-2489
Current Owner	EUGENE E BAUMERT 39 LOVERS LN SALMON, ID 83467 (208)756-2489
Original Owner	WILLIAM E BAUMERT 39 LOVERS LN SALMON, ID 83467-5156 (208)756-2489

Priority Date: 05/01/1946

Basis: Statutory Claim

Status: Active

<u>Source</u>	<u>Tributary</u>
WASTE WATER	SALMON RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01	to 11/01	0.100 CFS	
	<u>Total Diversion:</u>		0.100 CFS	

Location of Point(s) of Diversion

WASTE WATER	NW1/4NW1/4	Sec. 17, Twp 21N, Rge 22E, B.M.
LEMHI County		

Place of UseIRRIGATION Within LEMHI County

T21N R22E S07 SWSE 9.0

Total Acres: 9

Conditions of Approval:

1. OWNERSHIP CHANGED 10-23-98 SVH

Remarks:SCANNED
AUG 01 2005

Grant Lands } The United States of America, To all to whom these presents
 Certificate 474 } shall come, Greeting:

Whereas William H. Andrews of Lemhi County Idaho Territory has deposited in the General Land Office of the United States a certificate of the Register of the Land Office at Hailey, Idaho Territory, whereby it appears that full payment has been made by the said William H. Andrews according to the provisions of the Act of Congress of the 24th of April, 1820, entitled "An Act making further provisions for the sale of the Public Lands" and the acts supplemental thereto for the South East quarter of Section seven, in Township twenty one North of Range two East of Boise Meridian in Idaho Territory, containing one hundred and sixty acres according to the Official Plat of the Survey of the said Lands, returned to the General Land Office by the Surveyor General, which said tract has been purchased by the said William H. Andrews.

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, have given and granted, and by these presents do give and grant unto the said William H. Andrews and to his heirs, the said 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 William H. Andrews 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 and 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.

In testimony whereof, J. Benjamin Harrison, 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 ninth day of July in the year of our Lord one thousand eight hundred and eighty nine, and of the Independence of the United States the one hundred and fourteenth.

By the President: Benjamin Harrison

By M. McKean, Secretary

Recorded Vol 1, Page 263

J. M. Townsend
 Recorder of the General Land Office

Recorded at the request of Wm H. Andrews Jan 27th 1890 at 5 O'clock
 P. M. in Book D of Deeds page 44. Records of Lemhi County, Idaho Territory

Timothy Dore
 County Recorder

SCANNED

AUG 11 2005

o. Parker

This indenture, made this twenty fourth day of March, in the year of our Lord one thousand eight hundred and ninety-two, Between Thomas J. Anderson, of the County of Smith, State of South Carolina, the party of the first part, and George C. Conley, of the same County, the party of the second part;

Witnesseth, That the said party of the first part, for and in consideration of the sum of Two Thousand Five Hundred Dollars, in hands paid by the said party of the second part, the receipt whereof is hereby acknowledged, has granted, bargained, sold, remised, released, alienated and confirmed, and by these presents does grant, bargain, sell, remise, release, alien and confirm unto the said party of the second part, and to his heirs and assigns forever, all the following described lot piece or parcel of land, situated in the County of Smith and State of South Carolina and described as follows, to-wit:

The South East Quarter of Section Seven, in Township Twenty-one North, of Range Twenty-two East of Boise Meridian, containing One Hundred and Sixty acres, according to the Government survey thereof,

And the following described water rights and ditches, and no others are hereby conveyed with the said lands, to-wit:

All the waste water from four hundred and forty acres of lands owned by the said party of the first part, and situated on or in the vicinity of the so called Smiley Bar; also one ditch, without water right therewith, extending from a point near the south-west corner of the South-east quarter of the South-west quarter of section nine, in Township Twenty-one North of Range Twenty-two East, to and upon said land hereby conveyed - the said party of the first part reserving the right to dump water into said ditch from his ditch immediately above said ditch hereby conveyed;

And also, that certain ditch to catch waste water, extending about one half mile between the lands of the said party of the first part and lands of William J. Bryan, and to the lands hereby conveyed,

Together with all and singular the hereditaments and appurtenances thereto belonging, or in anywise appertaining, and the reversion and residue remainder and remainders, rents, issues and profits thereof, and all the estate right, title, interest, claim or demand whatsoever of the said party of the first part, either in law or equity of, in and to the above bargained premises, with the hereditaments and appurtenances,

To have and to hold the said premises above bargained and described, with the appurtenances, unto the said party of the second part his heirs, and assigns forever. And the said party of the first part, for his heirs, executors and administrators, does covenant, grant, bargain and agree to and with the said party of the second part, his heirs and assigns, that at the time of signing and delivery of these presents is well seized of the premises above conveyed, as of a good, sure, perfect, absolute and indefeasible estate of inheritance in law, in fee simple, and has good, right, full power and lawful authority to grant, bargain, sell and convey the same in name and form aforesaid; and that the same are free and clear of all former or other grants, bargains, sales, liens, taxes, assessments and incumbrances, of what kind or nature soever; and the above bargained premises in the quiet and peaceable possession of the said party of the second part his heirs and assigns, against all and every person or persons lawfully claiming or to claim the whole or any part thereof. The said party of the

SCANNED

AUG 01 2005

WARRANTY DEED

THIS INDENTURE, Made this 5th day of November in the year of our Lord one thousand nine hundred and forty seven, between EARL STOKES and ELMINA STOKES, husband and wife, RICHARD STOKES and LILA STOKES, husband and wife, and ROBERT W. STOKES and KATHERYN STOKES, husband and wife, all of Salmon, County of Lemhi, State of Idaho, the parties of the first part, and WILLIAM E. BAUMERT, of Salmon, 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 the sum of THREE THOUSAND AND NO/100 (\$3000.00) 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 of the following described real estate, situated in, County of Lemhi, State of Idaho, to-wit:

Commencing at the south quarter corner of Section 7, Township 21 North, Range 2 East of the Boise Meridian, run thence easterly along the southerly line of said Section 7 a distance of 30/0 feet to the point of beginning; thence continuing along said section line 660.0; thence northerly 660.0 feet; thence westerly 660.0 feet to a point which is 30.0 feet east from the quarter line of Section 7; thence southerly parallel with the quarter line 660.0 feet to the point of beginning, containing 2.0 acres more or less.

Documentary Stamps \$3.30

Cancelled

2-4-55

TOGETHER, With all and singular the tenements, hereditaments and appurtenances hereunto 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 parties 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 parties of the first part, and their heirs, the said parties in the quiet and peaceable possession of the said party of the second part, his heirs and assigns, against the said part 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 seals the day and year first above written.

SEALED AND DELIVERED IN PRESENCE OF

Robert W. Stokes
Kathryn Stokes

Earl Stokes (Seal)
Elmina Stokes (Seal)
Richard Stokes (Seal)
Lila Stokes (Seal)

STATE OF IDAHO,)
County of Lemhi) ss.

On this 5th day of November in the year 1947, before me Frederick Hughes Snook, Notary Public in and for said State, personally appeared Earl Stokes and Elmina Stokes, Husband and wife, Richard Stokes and Lila Stokes, husband and wife, and Robert W. Stokes and Kathryn Stokes, Husband and wife, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they 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.

Frederick Hughes Snook
Notary Public for the State of Idaho,
Residing at Salmon, Idaho.

STATE OF IDAHO,)
County of Lemhi) ss.

I hereby certify that this instrument was filed for record at request of J. W. Snook at 10 minutes past 10 o'clock A.M., this 4th day of February, A.D. 1955 in my office, and duly recorded in Book 45 of Deeds at page 5.

W. W. Simmonds
Ex-Officio Recorder
By *Opal Reddington*
Deputy

Fee \$1.50 Paid

SCANNED

AUG 1 2005

notice, we the undersigned claim for agricultural, milling and domestic purposes, the water of this stream, the Lemhi River to the extent of fourteen hundred inches, measured under a four inch pressure, to be taken out of said stream here at the head of this the Matheus ditch near the point at which the said stream is crossed by the east line of township number twenty one north, of range number twenty two east, in the county of lemhi and territory of idaho, and the water right here in claimed by us is intended to include and does include all of the water right pertaining to the said Mathes ditch which was made and constructed, and the water right thereto pertaining claimed in the year EIGHTEEN HUNDRED AND SEVENTY ONE, and both of which water right and ditch are now owned by James L Kirtly, Charles Currier, William J. Bryan and William Mathes, who are four of the undersigned creator and six hundred inches of water in addition to the amount pertaining to and used in connection with the said Mathes ditch, making in all fourteen hundred inches of water hereby claimed, and we intend to convey the said water so claimed by us through the aforesaid Mathes ditch, by sufficiently enlarging the same, to our respective lands in the township aforesaid.

dated this 27 day of
July a. d. 1888

whitness of signature of Charly Currier
Chev a Wood

James L Kirtly
Thos. Elder.
Charly Currier
Leo L Shoup
Charles W Cockrell
William Mathes
William J Bryan

Filed for record at the request of Tho Elder this 30th day of July a. d. 1888 at 5 P>M> and
duly recorded in the book a of waterrights

John Hogan
County Recorder

of the

I have this 30th day of January A.D. 1880, death
of a certain Native Right Native from Death
River, about 1 1/2 miles from the East end of John
Nathaniel's River, and conveyed by deed to my son
John Nathaniel, and said Right is for the purpose of
improving same for the purpose of carrying on
gold and silver mining (300) from the same water
of the said River, and said River, and said River,
K.S. Anderson,

of the 30th day of January A.D. 1880, death
of a certain Native Right Native from Death
River, about 1 1/2 miles from the East end of John
Nathaniel's River, and conveyed by deed to my son
John Nathaniel, and said Right is for the purpose of
improving same for the purpose of carrying on
gold and silver mining (300) from the same water
of the said River, and said River, and said River,
K.S. Anderson,

of the 30th day of January A.D. 1880, death
of a certain Native Right Native from Death
River, about 1 1/2 miles from the East end of John
Nathaniel's River, and conveyed by deed to my son
John Nathaniel, and said Right is for the purpose of
improving same for the purpose of carrying on
gold and silver mining (300) from the same water
of the said River, and said River, and said River,
K.S. Anderson,

John Nathaniel
K.S. Anderson

of the 30th day of January A.D. 1880, death
of a certain Native Right Native from Death
River, about 1 1/2 miles from the East end of John
Nathaniel's River, and conveyed by deed to my son
John Nathaniel, and said Right is for the purpose of
improving same for the purpose of carrying on
gold and silver mining (300) from the same water
of the said River, and said River, and said River,
K.S. Anderson,



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

November 2, 1998

EUGENE & KAREN BAUMERT
RT 1 BOX 155
SALMON ID 83467

RE: NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP
NOTICE OF CLAIM TO A WATER RIGHT A75-04201,
A75-10401

Dear Mr. & Mrs. Baumert:

The request for Change of Water Right Ownership concerning the above-referenced Notice 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 the elements of the water right being claimed. Please review this report and contact this office if there are corrections or questions.

Please keep this report for your records.

Respectfully yours,

Jennifer Hoagland
Technical Records Specialist

Enclosure

DELOG SVH 10/7/98
OK 10/23/98STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

RECEIVED

OCT 07 1998

Department of Water Resources
Eastern Region

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s).: _____
Adjudication Claim No(s).: A75-04201 A75-10401
2. The following REQUIRED information must be submitted with this form:
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant William E. Baumert
Rt 1 Box 155 Salmon, ID 83467
4. New Owner/Claimant(s) Eugene E and KAREN L. Baumert
Name Connector (Check one): ☒ and, ☐ or, ☐ and/or
New Mailing Address Rt 1 Box 155
City, State and ZIP Code Salmon, ID 83467
New Telephone Number (208) 756-2489
5. Date you acquired the property 01/30/98
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
Number of acres you irrigate _____ Number and type of stock 1 cow
Diversion rate in CFS _____ Number of homes _____ Other uses _____
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner or Claimant(s) Eugene E Baumert
Karen L. Baumert
(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

GIFT

WARRANTY DEED

For Value Received LOVE AND AFFECTION

WILLIAM E. BAUMERT, an unmarried man,
the grantor, does hereby grant, bargain, sell and convey unto
CATHLEEN BAUMERT WRIGHT, a married woman dealing with her sole and
separate property, and EUGENE E. BAUMERT, a married man dealing with
his sole and separate property,
whose current address is

Rt. 1, Box 155, Salmon, Idaho 83467

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

SEE EXHIBIT "A", ATTACHED HERETO

The Grantor herein is retaining a "Life Estate" in the property
being conveyed herein.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee s,
their heirs and assigns forever. And the said Grantor do hereby covenant to and
with the said Grantee s, that he is the owner in fee simple of said premises; that they are free
from all incumbrances

and that he will warrant and defend the same from all lawful claims whatsoever.

Dated: This 2 day of _____, 1988.

WILLIAM E. BAUMERT

STATE OF IDAHO, COUNTY OF LEMHI
On this _____ day of _____, 1988,
before me, a notary public in and for said State, personally
appeared

WILLIAM E. BAUMERT, an unmarried
man,

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

Reading at
Comm. Expires

Notary Public
Idaho

State of Idaho
County of Lemhi

Subscribed and sworn to before me this _____ day of _____, 1988.
Notary Public
Idaho

Exempted by the AMERICAN LAND TITLE CO. FROM A 2015

INSTRUMENT NO. 19,000

IDAHO

GIFT WARRANTY DEED

BLUMMERT - WRIGHT/BAUMERT

EXHIBIT "A"

Commencing at the South Quarter Corner of Section 7, Township 21 North, Range 22 East, Boise Meridian, run thence Easterly along the Southerly line of said Section 7, a distance of 30.0 feet to the POINT OF BEGINNING; thence continuing along said section line 660.0 feet; thence Northerly 660.0 feet; thence Westerly 660.0 feet to a point which is 30.0 feet East from the quarter line of Section 7; thence Southerly and parallel with the quarter line 30.0 feet to the POINT OF BEGINNING, containing ten (10) acres, more or less. . .

Together with all improvements located thereon and appurtenant thereto.

EXCEPTING THEREFROM: A fraction of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 7, Township 21 North, Range 22 East, Boise Meridian, more particularly described as follows, to-wit:

Commencing at the Southerly Quarter Corner of said Section 7, run thence Easterly along the Southerly boundary of Section 7, a distance of 30.0 feet to the POINT OF BEGINNING, and the Southwesterly corner of the tract of land herein described; continuing thence Easterly along the Southerly boundary of Section 7, a distance of 330.0 feet; thence Northerly 330.0 feet; thence Westerly 330.0 feet to a point which lies 30.0 feet East from the Westerly boundary of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 7; thence Southerly 330.0 feet to the POINT OF BEGINNING, containing 2.5 acres, more or less.

ALSO EXCEPTING THEREFROM: A fraction of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 7, Township 21 North, Range 22 East, Boise Meridian, more particularly described as follows, to-wit:

Commencing at the Southerly Quarter Corner of Section 7, run thence Northerly along the Westerly boundary of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 7, a distance of 330.0 feet; thence East 30.0 feet to the POINT OF BEGINNING, and the Southwesterly corner of the tract of land herein described; continuing thence Easterly 330.0 feet; thence Northerly 330.0 feet; thence Westerly 330.0 feet to a point which lies 30.0 feet East from the Westerly boundary of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 7; thence Southerly 330.0 feet to the POINT OF BEGINNING, containing 2.5 acres, more or less.

AND ALSO EXCEPTING THEREFROM: A parcel of land located in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 7, Township 21 North, Range 22 East, Boise Meridian, Lemhi County, State of Idaho, more particularly described as follows, to-wit:

Commencing at the South Quarter Corner of said Section 7, a distance of 660.69 feet on a bearing of S. 89°49' E. to the REAL POINT OF BEGINNING.

From this REAL POINT OF BEGINNING, a distance of 417.40 feet on a bearing of N. 0°04'21" W;

Thence S. 89°49' E., 30.0 feet;

Thence S. 0°04'21" E., 417.40 feet;

Thence N. 89°49' W., 30.0 feet to the REAL POINT OF BEGINNING, said parcel contains 0.20 acres, more or less.

WARRANTY DEED

For Value Received

CATHLEEN BAUMERT WRIGHT, a married woman dealing with her sole and separate property, and EUGENE E. BAUMERT, a married man

the grantors, do hereby grant, bargain, sell and convey unto

EUGENE E. BAUMERT AND KAREN L. BAUMERT, husband and wife

whose current address is

3185 Westcliff Drive E., Colorado Springs, CO. 80906

the grantees, the following described premises, in LEWIS County Idaho to wit:

See Attached Exhibit "A"

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee S,
 their heirs and assigns forever. And the said Grantor S do hereby covenant to and
 with the said Grantee S, that they are the owner S in fee simple of said premises; that they are free
 from all incumbrances

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: October 4, 1988

Cathleen Baumert Wright
 CATHLEEN BAUMERT WRIGHT

Eugene E. Baumert
 EUGENE E. BAUMERT

STATE OF WASHINGTON, COUNTY OF KitsapOn this 4th day of November, 1988, before me, a notary public in and for said State, personally appeared

CATHLEEN BAUMERT WRIGHT, a married woman dealing with her sole and separate property

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

James H. Hoxworth
 Notary Public
 Residing at 2111 1st St. N. Seattle, WA 98107
 Comm. Expires 11/15/91

STATE OF Colorado, County of El PasoOn this 10th day of November before me, a notary public in and for said State, personally appeared EUGENE E. BAUMERT, a married man

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

James H. Hoxworth
 Notary Public
 Residing at 2111 1st St. N. Seattle, WA 98107
 Comm. Expires 11/15/91

State Idaho
County Lemhi

ss No. 197129

EXHIBIT "A"

This instrument was filed for record at
the request of American Land Title
at 2:00 o'clock P. M. 2-7 1989
and duly filmed and indexed in the
records of Lemhi County.

Alberta Piecorriok
Ex-Officio Recorder

John J. Martin Deputy

PARCEL 11:

A fraction of the SW1/4SE1/4 of Section 7, T. 21 N., R. 22 E.,
Boise Meridian, more particularly described as follows, to-
wit:

Commencing at the South Quarter Corner of Section 7, Township
21 North, Range 22 East, Boise Meridian, run thence Easterly
along the Southerly line of Section 7, a distance of 30.0 feet
to the POINT OF BEGINNING; thence continuing along said
Section line 660.0 feet; thence Northerly 660.0 feet; thence
Westerly 660.0 feet to a point which is 30.0 feet East from
the quarter line of Section 7; thence Southerly and parallel
with the quarter line, 660.0 feet to the POINT OF BEGINNING.

TOGETHER WITH all the improvements located thereon and appurtenant
thereto.

EXCEPTING THEREFROM: A fraction of the SW1/4SE1/4 of Section
7, Township 21 North, Range 22 East, Boise Meridian, more
particularly described as follows, to-wit:

Commencing at the Southerly Quarter Corner of said Section 7,
run thence Easterly along the Southerly boundary of Section 7,
a distance of 30.0 feet to the POINT OF BEGINNING, and the
Southwesterly corner of the tract of land herein described;
continuing thence Easterly along the Southerly boundary of
Section 7, a distance of 330.0 feet; thence Northerly 330.0
feet; thence Westerly 330.0 feet to a point which lies 30.0
feet East from the Westerly boundary of the SW1/4SE1/4 of
Section 7; thence Southerly 330.0 feet to the POINT OF
BEGINNING.

ALSO EXCEPTING THEREFROM: A fraction of the SW1/4SE1/4 of
Section 7, Township 21 North, Range 22 East, Boise Meridian,
more particularly described as follows, to-wit:

Commencing at the Southerly Quarter Corner of Section 7, run
thence Northerly along the Westerly boundary of the SW1/4SE1/4
of Section 7, a distance of 330.0 feet; thence East 30.0 feet
to the POINT OF BEGINNING, and the Southwesterly corner of the
tract of land herein described; continuing thence Easterly
330.0 feet; thence Northerly 330.0 feet; thence Westerly 330.0
feet to a point which lies 30.0 feet East from the Westerly
boundary of the SW1/4SE1/4 of Section 7; thence Southerly
330.0 feet to the POINT OF BEGINNING.

ALSO EXCEPTING THEREFROM: A parcel of land located in the
SW1/4SE1/4 of Section 7, Township 21 North, Range 22 East,
Boise Meridian, Lemhi County, State of Idaho, more particularly
described as follows, to-wit:

Commencing at the North Quarter Corner of said Section 7, a
distance of 660.69 feet on a bearing of S. 89° 49' E., to the
REAL POINT OF BEGINNING.

From this REAL POINT OF BEGINNING, a distance of 417.40 feet
on a bearing of N. 0° 04' 21" W.;

Thence S. 89° 49' E., 30.0 feet;

Thence S. 0° 04' 21" E., 417.40 feet;

Thence N. 89° 49' W., 30.0 feet to the REAL POINT OF
BEGINNING.

WARRANTY DEED

For Value Received

CATHLEEN BAUMERT WRIGHT, a married woman dealing with her sole and separate property

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

EUGENE E. BAUMERT AND KAREN L. BAUMERT, husband and wife

whose current address is

3185 Westcliff Drive E., Colorado Springs, CO 80906

the grantees, the following described premises, in LEMHI County Idaho, to wit:

See Attached Exhibit "A"

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, their heirs and assigns forever. And the said Grantor do es hereby covenant to and with the said Grantee s, that she is the owner in fee simple of said premises; that they are free from all incumbrances

and that she will warrant and defend the same from all lawful claims whatsoever.

Dated: 11th day of October, 1988

Cathleen Baumert Wright

STATE OF IDAHO, COUNTY OF KITSAP
On this 4th day of November, 1988,
before me, a notary public in and for said State, personally
appeared
CATHLEEN BAUMERT WRIGHT, a
married woman dealing with her
sole and separate property

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

Notary Public
Residing at Kit Carson
Comm. Expires 11/15/91

Idaho

State of Idaho }
County of Lemhi } no No. **197128**

This instrument was filed for record at
the request of American Land Title
at 2:01 o'clock P.M. 2-1 1989
and duly filed and indexed in the
records of Lemhi County.

Alberta Woodcock
Notary Public

Alberta Woodcock
Notary Public

EXHIBIT "A"

PARCEL I;

A fraction of the SW1/4SE1/4 of Section 7, Township 21 N., R. 22 E., Boise Meridian, more particularly described as follows, to-wit:

Commencing at the Southerly quarter corner of Section 7, run thence Northerly along the Easterly boundary of the SW1/4SE1/4 of Section 7, a distance of 330.0 feet; thence East 30.0 feet to the point of beginning, and the Southwesterly corner of the tract of land herein described; continuing thence Easterly 330.0 feet; thence Northerly 330.0 feet; thence Westerly 330.0 feet to a point which lies 30.0 feet East from the Westerly boundary of the SW1/4SE1/4 of Section 7; thence Southerly 330.0 feet to the POINT OF BEGINNING.

THIS INDENTURE, made this 25th day of February, 1962,
 between Willie L. Baumert and Alton M. Baumert, Husband and Wife
 of Section, County of Lemhi, State of Idaho,
 the part 109 of the first part and Eugene L. Baumert and Karen L. Baumert, Husband and
Wife of Salt Lake City,
 County of Salt Lake, State of Utah, the parties of the second part,

WITNESSETH, that the said parties of the first part, for and in consideration of the sum of
TEN AND NO/100s (\$10.00) Dollars
 lawful money of the United States of America and other valuable consideration,
 to them in hand paid by the parties of the second part, the receipt whereof is hereby acknowledged,
 do by these presents remise, release and forever QUITCLAIM, unto the said parties of the second
 part, and to their heirs and assigns, forever, all the following described real estate, situated in
Section 7, T. 21 N., R. 22 E., Boise Meridian, more particularly described as follows,
 to-wit:

A fraction of the SW 1/4 of Section 7, T. 21 N., R.
22 E., Boise Meridian, more particularly described as follows,

Commencing at the Southerly corner of said Section 7,
 run thence Easterly along the Southerly boundary of Section 7
 a distance of 330.0 feet to the point of beginning, and the
 Southwesterly corner of the tract of land herein described;
 continuing thence Easterly along the Southerly boundary of
 Section 7 a distance of 330.0 feet; thence Northerly 330.0
 feet; thence Westerly 330.0 feet to a point which lies 30.0
 feet East from the Easterly boundary of the SW 1/4 of Section
 7; thence Southerly 330.0 feet to the point of beginning.
 Containing 2.5 acres.

110793

TOGETHER, with all and singular the tenements, hereditaments and appurtenances thereunto belong-
 ing or in anywise appertaining, and the reversion and reversions, remainder and remainders, and rents, issues
 and profits thereof;

TO HAVE AND TO HOLD, all and singular, the said premises, together with the appurtenances, unto
 the said parties of the second part, and to their heirs and assigns forever.

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

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: A75-04201
Date Received: 5/01/1990
Receipt No: 1006829
Received By: RTH

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: WILLIAM BAUMERT
Address: RT. 1 BOX 155
SALMON, ID 83467
208-756-2489

2. Date of Priority: MAY 01, 1946

3. Source: WASTE WATER Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
21N	22E	17	NW	NW	NW		LEMHI

5. Description of diverting works:
DITCH.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.100		

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

8. Total consumptive use is 22.5 Acre Feet Per Annum.

9. Non-irrigation uses:
S/10 HORSES.

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
21N	22E	7	SW	SE		IRR	9.0
						Section Acres	9.0

A75-04201

Page 1

Date: 05/01/90

A7504201



MICROFILMED

DEC 15 1992

10. Place of Use: Continued

Total Acres 9.0

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:

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): William E. Baument Date: 5-1-1990

Date: _____

State of Idaho)
County of Lemhi) SS.

Subscribed and sworn (or affirmed) before me this 1st day

of May 19 90

Anna Baumhoff
Notary Public

Seal

Residing at Anna Baumhoff, Notary Public
Residing at Boise, Idaho
My Commission Expires My Commission Expires December 7, 1994

AJ0749NP
No. A75-04201

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 10/22/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	EUGENE BAUMERT	05/01/1946	IRRIGATION	04-01 11-01	0.10 CFS	
C	KAREN BAUMERT					
	RT 1 BOX 155					
	SALMON ID 83467			TOTAL DIVERSION:	0.10 CFS	
	(208) 756-2489			CONSUMPTIVE USE:		22.50 AFA

Water Source: WASTE WATER

Tributary to: SALMON RIVER

Stage: STATUTORY CLAIM

Point(s) of Diversion:

T21N R22E S17

NWNW

LEMHI County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE									
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM	
---	---	---	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	---	
21N	22E	7	:					:					:					:					:		
																							09	:	9.0
TOTAL ACRES																								:	9.0

POU County: LEMHI

Non-Irrigation Uses: S/10 HORSES.

Remarks: GEN OWNERSHIP CHANGED 10-23-98 SVH

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

MICROFILMED
DEC 15 1992

