

11/11/2006

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

RIGHT NUMBER: 75-4419

NAME AND ADDRESS: JANE B MC GAVRAN
PO BOX 205
CARMEN ID 83462

MERRILL P MC GAVRAN
PO BOX 205
CARMEN ID 83462

SOURCE: CARMEN CREEK

TRIBUTARY: SALMON RIVER

QUANTITY: 0.040 CFS

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

PRIORITY DATE: 05/01/1942

POINT OF DIVERSION:

T22N R22E S8 SWSE 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	0.020 CFS
IRRIGATION	04/01 10/31	0.020 CFS

PLACE OF USE:

IRRIGATION in LEMHI County

T22N R22E S08 SESW 3.10 T22N R22E S17 NENW 0.20

STOCKWATER in LEMHI County

T22N R22E S08 SESW T22N R22E S17 NENW

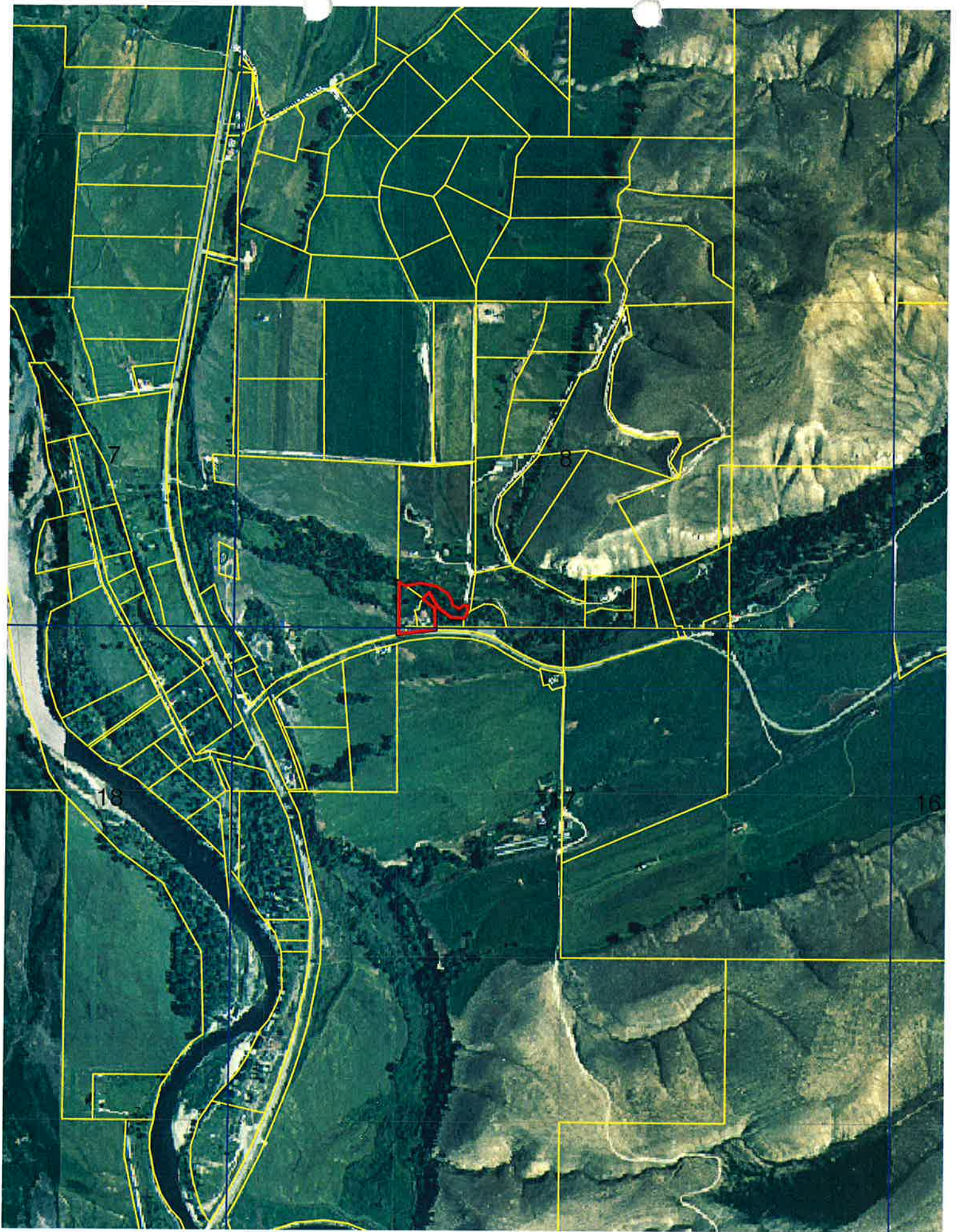
3.3 ACRES TOTAL

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



August 18, 2005

State of Idaho
Idaho Department of Water Resources
PO Box 83720
Boise, ID 83707-9815

RECEIVED

AUG 22 2005

Department of Water Resources

Attn: Roxanne Brown

Re: Evidence of Priority Date, Water Right Number 75-4419

Sirs:

Your original letter to me, dated June 29, 2005, bore a postmark of July 5, 2005 and because of my being out of the country, I received your letter on August 11, 2005.

I was finally able to locate one person, still living, who was able to send me the attached affidavit. I am attaching for you a copy so that I can file the original with my papers in case a similar question arises sometime in the future. Mr. Brown currently resides in Boise on Confederate Lane.

If additional questions arise, I can be contacted at (208) 756-2355.



Merrill P. McGavran
PO Box 205
Carmen, ID 83462

Attachment

SCANNED

AUG 23 2005

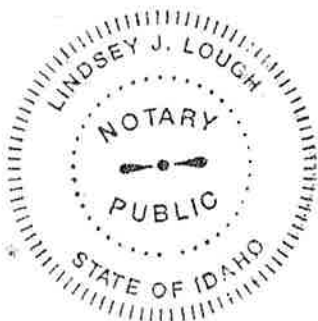
8/15/05
Boise, ID.

Informational Affidavit

Idaho Water Right Claim # 75-4419
Carmen, Creek drainage, Owner presently
is Merrill P. McGowan.

I Norman D. Brown (DOB 8/25/36)
lived on this property in 1942, and my
father Shane Brown diverted water and
put it to beneficial use there for growing
garden and Pasture. I was six years
old in 1942 and remember the row crop
garden he raised there. He was a truck
farmer and earned our living by growing
garden and trucking it to Salmon and the
surrounding area. In addition the water
was used for stock water as we milked
approx 15 cows on the adjoining farm to the
West.

Norman D. Brown 8/15/05
NORMAN D. BROWN



Lindsey J. Lough
Exp. 03/09

SCANNED
AUG 23 2005

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

CLAIM NO(s). A7504419

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 GPS 784 5-28-05 ID tag A0011557
☐ Point of diversion is different than the claim and/or new P/D's:

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:

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 # 4-10 List types: Cattle

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

This PD is very close to the line between
Sections 8 and 17. He only has one P/O
Correct is T22N R22E Sec 8 SW SW SE
The other point he is claiming is where his ditch leaves
the main ditch.

☐ SYSTEM DIAGRAM INCLUDED

☐ NA

☐ Shown on GIS Layout

☐ CK IF IN OFFICE EXAM

DATE EXAM CONDUCTED: _____

FIELD EXAMINER: _____

Print Name

Jack F. Ellis
 Signature



State of Idaho

DEPARTMENT OF WATER RESOURCES

150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 - (208) 525-7161

SCANNED

OCT 10 1992

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

DECEMBER 2, 1992

MERRILL P MC GAVRAN
PO BOX 205
CARMEN ID 83462

RE: CHANGE IN OWNERSHIP FOR A75-10427 AND A75-04419

Dear Mr. Mc Gavran:

The request for Change in Ownership concerning your Notices of Claim in the above reference has been processed and the Notices 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,

for *Jo Thompson*
Dave Carlson
Water Rights Agent, Adjudication

DC:jt

Enclosure: COPY OF CHANGE IN OWNERSHIP/COPY NOTICES

MICROFILMED

DEC 15 1992



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED
NOV 16 1992

Department of Water Resources
Eastern District Office

DATE OF CLOSING: 7/28/92

LEGAL DESCRIPTION OF PROPERTY: Township 22N Range 22 E.B.M.
Section 8 & 17 1/4 of 1/4 of 1/4 of 1/4 Govt. Lot , BM. SEE ATTACHED
Lot , Block , Subdivision/Townsite .
If you have additional legal descriptions, please attach separate sheet.

☐ 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) changed these two water rights
Assigned by IDWR: A75-04419, A75-10062Q, A75-10061S, A75-00070J, A75-00069J,

A75-10429 & A75-10427

☐ Name and Address of Former Owner/Claimant(s)(Seller): KEITH COPE, 529 MAIN STREET, SALMON, IDAHO 83467

☐ New Owner/Claimant (Purchaser): MERRILL P. AND JANE B. MCGAVRAN, husband and wife

☐ New Mailing Address: CARMEN, IDAHO 83462

☒ New Telephone Number: (208) 756-2355

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:
IF ANY OF THE NUMBERS ABOVE APPLY TO LOT 2 ANTELOPE HILLS SUBDIVISION, KINDLY DISREGARD.

☒ Attach proof of ownership, describe proof attached: WARRANTY DEEDS RECORDED AS INSTRUMENT #'S 215151 & 215152, RECORDS OF LEMHI COUNTY, IDAHO.

(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) [Signature] Date 11/12/92

Date

☐ Signature of Former Owner/Claimant(s): _____ Date 11/12/92

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:

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

MICROFILMED

DEC 15 1992

WARRANTY DEED

For Value Received

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

WESLEY WAYNE MAYLAND, a married man,

whose current address is Box 1842, Salmon, Idaho 83467

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

See Exhibit "A" attached hereto and made a part hereof.

The above conveyance is made free and clear of all other encumbrances except: Rights of way and easements, reservations in Federal patents and state deeds, or other restrictions imposed by law, building and use restrictions of record, building and zoning regulations and ordinances of any governmental unit.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor do 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

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

Dated: APRIL 30, 1992

KEITH N. COPE

STATE OF IDAHO, COUNTY OF Lemhi--ss

On this 30th day of April, 1992, before me, a notary public in and for said State, personally appeared

KEITH N. COPE

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

Notary Public
Residing at Salmon, Idaho
Comm. Expires 4/95

State of Idaho)
County of Lemhi) ss No. 214467

This instrument was filed for record at the request of Bill Allen
at 9:21 a.m. May 1, 1992
and duly filed and indexed in the
records of Lemhi County

Notary Public
Debra J. Allen
b.c.c.

A PARCEL OF LAND LOCATED IN THE NE 1/4 NW 1/4, SECTION 17, AND
THE NE 1/4 NW 1/4, SECTION 8, T. 22 N., R. 22 E., BOONE
COUNTY, IOWA, DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTH QUARTER CORNER OF SECTION 8, TOWNSHIP
22 NORTH, RANGE 22 EAST, BOONE MERIDIAN, A DISTANCE OF 787.80
FEET ON A BEARING OF NORTH 89° 43' 28" WEST ALONG THE SOUTH
BOUNDARY OF SECTION 8: THENCE NORTH 7° 16' 17" EAST, 97.22
FEET TO A POINT IN THE CENTER OF CARMEN CREEK AND BRING THE
REAL POINT OF BEGINNING.
THENCE NORTH 7° 16' 17" EAST, 79.36 FT. TO A POINT IN THE
CENTER OF A CREEK CHANNEL;
THENCE THE FOLLOWING COURSES AND DISTANCES ALONG THE CENTER
OF SAID CHANNEL:

SOUTH 83° 05' 35" WEST, 42.04 FEET;
SOUTH 61° 00' 58" WEST, 39.31 FEET;
NORTH 53° 33' 06" WEST, 53.03 FEET;
NORTH 8° 24' 05" WEST, 33.37 FEET;
NORTH 32° 19' 04" WEST, 65.72 FEET;
NORTH 58° 05' 37" WEST, 99.50 FEET;
NORTH 77° 27' 23" WEST, 142.73 FEET TO A POINT IN THE
CENTER OF CARMEN CREEK;

THENCE SOUTH 80° 25' 47" WEST, 125.54 FEET ALONG THE CENTER
OF CARMEN CREEK;
THENCE NORTH 55° 26' 19" WEST, A DISTANCE OF 66.39 FEET;
THENCE SOUTH 00° 30' 35" WEST, A DISTANCE OF 368.92 FEET;
THENCE SOUTH A DISTANCE OF 67.80 FEET TO A POINT ON THE
NORTHEASTLY RIGHT-OF-WAY LINE OF CARMEN CREEK ROAD;
AND A CHORD OF 166.21 FEET ON A BEARING OF NORTH 80° 57' 42"

EAST;
THENCE NORTH 06° 05' 56" WEST, A DISTANCE OF 114.68 FEET;
THENCE NORTH 16° 59' 03" WEST, A DISTANCE OF 50.46 FEET;
THENCE NORTH 82° 17' 26" EAST, A DISTANCE OF 36.60 FEET;
THENCE NORTH 10° 31' 46" EAST, A DISTANCE OF 61.34 FEET;
THENCE NORTH 42° 45' 55" EAST, A DISTANCE OF 90.34 FEET TO
A POINT IN THE CENTER OF CARMEN CREEK;
THENCE SOUTH 27° 49' 17" EAST, A DISTANCE OF 75.21 FEET;
THENCE SOUTH 31° 44' 26" EAST, A DISTANCE OF 45.94 FEET;
THENCE SOUTH 51° 31' 52" EAST, A DISTANCE OF 146.43 FEET;
THENCE EAST, A DISTANCE OF 100.00 FEET;
THENCE NORTH 42° 18' 34" EAST, A DISTANCE OF 35.86 FEET TO
THE POINT OF BEGINNING.

**For Monies Paid
to the
IDAHO DEPARTMENT OF WATER RESOURCES**

Receipt No: M006845

Date: 05/02/90
Time: 09:33:43

Received

From: COPE, KEITH

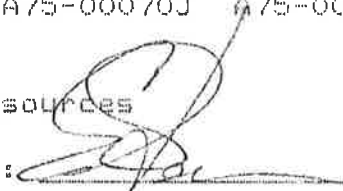
Type of Payment	Program Acct Class	Amount
ADJUDICATION FEE	0410162 9337 6490	\$310.00
Total		\$310.00

CHECK 445

WR/NO: A75-04419 A75-10062Q A75-10061S A75-00070J A75-00069J
A75-10429 A75-10427

Idaho Department of Water Resources

Region: MOBILE I

Signature: 

MICROFILMED

DEC 15 1992

WARRANTY DEED

For Value Received

MATTHEW JAY WELLER AND CYNTHIA ANN WELLER, husband and wife

the grantors, do hereby grant, bargain, sell and convey unto
MERRILL P. MCGAVRAN AND JANE B. MCGAVRAN, husband and wife
2273 HUFFMAN MILL ROAD, BURLINGTON, NORTH CAROLINA 27215

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

SEE ATTACHED EXHIBIT "A"

State of Idaho)
County of Lemhi) 215152
ve No. _____
This instrument was filed for record at
the request of Lemhi Title Co.
at 1:32 o'clock P m 7-28 1992
and duly filed and indexed in the
records of Lemhi County
Alberta Wiederrick
Ex-Officio Recorder
By Deanne Gray Deputy
Fees 6.00

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners 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: JUNE 22, 1992

Matthew J. Weller
MATTHEW JAY WELLER

Cynthia A. Weller
CYNTHIA ANN WELLER

STATE OF IDAHO, COUNTY OF LEMHI

On this 18th day of June, 1992, before me, a notary public in and for said State, personally appeared MATTHEW JAY AND CYNTHIA ANN WELLER

known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

Deanne Gray
Notary Public
Residing at Salmon, Idaho
Comm. Expires 11/4/95

STATE OF IDAHO, COUNTY OF Lemhi
I hereby certify that this instrument was filed for record at the request of Lemhi Title

at 44 minutes past 3 o'clock P.m.,
this 18th day of March 1992, in my office, and duly recorded in Book

of Deeds at page Alberta Wiederrick
Ex-Officio Recorder

By Terri J. Morton Deputy.
Fees \$6.00

Mail to:

INSTRUMENT NO. 214851

EXHIBIT "A"

A parcel of land located in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 8 and the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 17, T. 22 N., R. 22 E., Boise Meridian Lemhi County, Idaho

Commencing at the $\frac{1}{4}$ Corner common to Section 8 and 17, run thence S. 88°48'05" W. a distance of 1020.13 ft. to a 5/8" x 24" capped rebar on the Northerly R.O.W. of Carmen Creek Road, the POINT OF BEGINNING of the following described parcel;

Run thence along said R.O.W., S. 85° 21' 25" W. a distance of 29.05 ft. to a concrete R.O.W. marker the PT. (Station 16+55.1) of a 2°30' curve having a radius of 2351.83 ft. and a chord of 117.36 ft. on a bearing of S. 84°19'21" W., to a 5/8" x 24" capped rebar;

Thence N. 06°05'56" W a distance of 114.68 ft. to a 5/8" x 24" capped rebar;

Thence N. 16°59'03" W along an existing fence 50.46 ft. to a 5/8" x 24" capped rebar;

Thence continuing along existing fence, N. 82°17'26" E. a distance of 36.60 ft. to a 5/8" x 24" capped rebar;

Thence N. 10°31'46" E. a distance of 61.34 ft. to a 5/8" x 24" capped rebar;

Thence N. 42°45'55" E. a distance of 98.34 ft. to the centerline of Carmen Creek;

Thence along said centerline, S. 27°49'17" E. a distance of 75.21 ft; Continuing along said centerline, S. 31°44'26" E. a distance of 45.94 ft; Thence S. 00°16'32" W. a distance of 180.13 ft. to the POINT OF BEGINNING. . .

known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

Residing at Salmon, Idaho
Comm. Expires 11/14/88

Notary Public

1972, in my office, and duly recorded in Book of Deeds at page

Alberta Wiederrick
Ex-Officio Recorder

By Terri J. Morton Deputy.

Fees \$600
Mail to:

214851

WARRANTY DEED

For Value Received

WESLEY WAYNE MAYLAND, a married man

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

MERRILL P. AND JANE B. MCGAVRAN, husband and wife
2273 HUFFMAN MILL ROAD, BURLINGTON, NORTH CAROLINA 27215
the grantees, the following described premises, in LEMHI

County Idaho, towit:

SEE ATTACHED EXHIBIT "A"

State of Idaho)
County of Lemhi) **215151**
No. _____
This instrument was filed for record at
the request of Lemhi Title Co.
at 1:31 o'clock P m 7-28 1992
and duly filed and indexed in the
records of Lemhi County
Alberta Wiederrick
Ex-Officio Recorder
By Deanna May Deputy
Fees 6.00

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees,
their heirs and assigns forever. And the said Grantor does hereby covenant to
and with the said Grantees, 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: JUNE 28, 1992

Wesley Wayne Mayland
WESLEY WAYNE MAYLAND

STATE OF IDAHO, COUNTY OF LEMHI
On this 28th day of JUNE, 19 92
before me, a notary public in and for said State, personally appeared WESLEY WAYNE MAYLAND
known to me to be the person whose name is
subscribed to the within instrument, and acknowledged
to me that he executed the same.
Edna A. Alder
Notary Public
Residing at Salmon, Idaho
Comm. Expires 1/10/98

STATE OF IDAHO, COUNTY OF Lemhi
I hereby certify that this instrument was filed for re-
cord at the request of Lemhi Title
at 41 minutes past 3 o'clock P m.,
this 28th day of June
19 92, in my office, and duly recorded in Book
of Deeds at page
Alberta Wiederrick
Ex-Officio Recorder
By Deanna May Deputy
Fees \$ 6.00
Mall to:

INSTRUMENT NO. 214845

EXHIBIT "A"

A PARCEL OF LAND LOCATED IN THE NE1/4 NW1/4, SECTION 17, AND THE SE1/4 SW1/4, SECTION 8, T. 22 N., R. 22 E., BOISE MERIDIAN, LEMHI COUNTY, DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTH QUARTER CORNER OF SECTION 8, TOWNSHIP 22 NORTH, RANGE 22 EAST, BOISE MERIDIAN, A DISTANCE OF 787.80 FEET ON A BEARING OF NORTH 89° 43' 28" WEST ALONG THE SOUTH BOUNDARY OF SECTION 8; THENCE NORTH 7° 16' 17" EAST, 97.22 FEET TO A POINT IN THE CENTER OF CARMEN CREEK AND BEING THE REAL POINT OF BEGINNING.

THENCE NORTH 7° 16' 17" EAST, 79.36 FT. TO A POINT IN THE CENTER OF A CREEK CHANNEL;

THENCE THE FOLLOWING COURSES AND DISTANCES ALONG THE CENTER OF SAID CHANNEL;

SOUTH 83° 05' 35" WEST, 42.04 FEET;

SOUTH 61° 00' 58" WEST, 39.31 FEET;

NORTH 53° 33' 06" WEST, 53.05 FEET;

NORTH 8° 24' 05" WEST, 33.37 FEET;

NORTH 32° 19' 04" WEST, 65.72 FEET;

NORTH 58° 05' 37" WEST, 99.50 FEET;

NORTH 77° 27' 23" WEST, 142.73 FEET TO A POINT IN THE CENTER OF CARMEN CREEK;

THENCE SOUTH 80° 25' 47" WEST, 125.54 FEET ALONG THE CENTER OF CARMEN CREEK;

THENCE NORTH 55° 26' 19" WEST, A DISTANCE OF 66.39 FEET;

THENCE SOUTH 00° 30' 35" WEST, A DISTANCE OF 368.92 FEET;

THENCE SOUTH A DISTANCE OF 67.80 FEET TO A POINT ON THE NORTHERLY RIGHT-OF-WAY LINE OF CARMEN CREEK ROAD;

THENCE ALONG A 2° 30' CURVE HAVING A RADIUS OF 2351.83 FEET AND A CHORD OF 166.21 FEET ON A BEARING OF NORTH 80° 57' 42" EAST;

THENCE NORTH 06° 05' 56" WEST, A DISTANCE OF 114.68 FEET;

THENCE NORTH 16° 59' 03" WEST, A DISTANCE OF 50.46 FEET;

THENCE NORTH 82° 17' 26" EAST, A DISTANCE OF 36.60 FEET;

THENCE NORTH 10° 31' 46" EAST, A DISTANCE OF 61.34 FEET;

THENCE NORTH 42° 45' 55" EAST, A DISTANCE OF 98.34 FEET TO A POINT IN THE CENTER OF CARMEN CREEK;

THENCE SOUTH 27° 49' 17" EAST, A DISTANCE OF 75.21 FEET;

THENCE SOUTH 31° 44' 26" EAST, A DISTANCE OF 45.94 FEET;

THENCE SOUTH 54° 31' 52" EAST, A DISTANCE OF 146.43 FEET;

THENCE EAST, A DISTANCE OF 100.00 FEET;

THENCE NORTH 42° 38' 34" EAST, A DISTANCE OF 35.86 FEET TO THE POINT OF BEGINNING.

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

Sam A. Allen
Notary Public

Residing at Salmon, Idaho
Comm. Expires 1/10/98

1974 in my office, and duly recorded in Book
of Deeds at page

Alberta Whiderrick
Ex-Officio Recorder

By *Lewis J. Norton*
Deputy.

Fees \$6.00

Mail to:

0. 214948

OCT 10 1991

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: A75-04419
Date Received: 5/ 2/1990
Receipt No: M006845
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MERRILL P MC GAVRAN 208-756-2355
Address: PO BOX 205
CARMEN ID 83462
AND
Name: JANE B MC GAVRAN 208-756-2355
Address: PO BOX 205
CARMEN ID 83462

2. Date of Priority: MAY 1, 1942

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	Lot	County
22N	22E	8	SE	SW		LEMHI
			SW	SE		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	10/30	0.020		
STOCKWATER	01/01	12/31	0.020		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/4-10 COWS

MICROFILMED

DEC 15 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
22N	22E	8	SE	SW		IRR	3.0
			SE	SW		STOCK	
					Section Acres		3.0
		17	NE	NW		IRR	1.0
			NE	NW		STOCK	
					Section Acres		1.0
					Total Acres		4.0

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:
INCIDENTAL STOCKWATERING, INSTREAM STOCKWATERING FROM CREEK.

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: _____

MICROFILMED

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: A75-04419

Date Received: 5/02/1990

Receipt No: 11006845

Received By: ESV

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: KEITH COPE
Address: 529 MAIN ST.
SALMON, ID

208-756-2350

83467

2. Date of Priority: MAY 01, 1942

3. Source: CARMEN CREEK

Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
22N	22E	8	SE	SW	SE		LEMHI
			SW	SE			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	10/30	0.020		
STOCKWATER	01/01	12/31	0.020		

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:
S/4-10 COWS

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
22N	22E	8	SE	SW		IRR	3.0

A75-04419

Page

1

Date: 05/02/90

A7504419



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DEC 15 1992

10. Place of Use: Continued

Township 22N	Range 22E	Section 8	1/4 of SE	1/4 SW	Lot	Use STOCK	Acres
						Section Acres	3.0
		17	NE	NW		IRR	1.0
			NE	NW		STOCK	
						Section Acres	1.0
						Total Acres	4.0

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:

INCIDENTAL STOCKWATERING, INSTREAM STOCKWATERING FROM CREEK.

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: 1

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): [Signature] Date: 5-2-90

Date: _____

State of Idaho)
County of Lemhi) SS.

Subscribed and sworn (or affirmed) before me this 2 day
of May 19 90

[Signature]
Notary Public

Seal

Residing at Salida Falls, B.
My Commission Expires 22 Aug 1994

PLACE OF USE
ARS-10061S
ARS-10062Q
ARS-00069Z
ARS-00070Z

T22N
R
2
E

P.O.D

GALLEGU
CREEK

6
V
8
SPRINGS
INSTREAM STOCK
WATERING
ARS-0449

140
MICROFILMED
DEC 15 1992