

11/09/2006

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

RIGHT NUMBER: 75-13986

NAME AND ADDRESS: LAWRENCE R GOSACK
319 DIAMOND CREEK RD
SALMON ID 83467

JANET GOSACK
319 DIAMOND CREEK RD
SALMON ID 83467

SOURCE: WALLACE CREEK

TRIBUTARY: SALMON RIVER

QUANTITY: 0.050 CFS

PRIORITY DATE: 05/13/1898

POINT OF DIVERSION:

T22N R22E S6 NWSW Lot 7 Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 11/01	0.050 CFS

PLACE OF USE: IRRIGATION in LEMHI County

T22N R22E S06 Lot 9 SWNE	2.90	T22N R22E S06	SENW	2.10
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5 ACRES TOTAL

5

The rights listed below are limited to the irrigation of a combined total of
acres in a single irrigation season. Combined Right Nos.: 75-13986 &
75-13988.

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

SPLIT FROM FORMER RIGHT 75-13954

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 - Decreed



Idaho Department of Water Resources

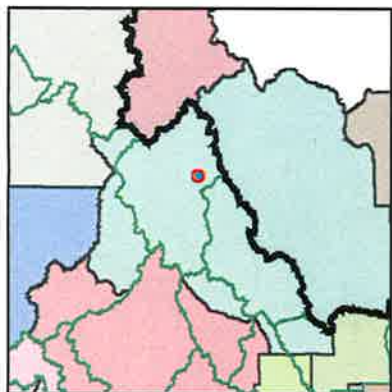
SRBA Recommendation:

75-13986

(Irrigation)

Legend

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



Lemhi County
IDWR Basin 75



0 0.1 0.2 Miles

A scale bar showing distances of 0, 0.1, and 0.2 miles.

Prepared by M. Ciscell
On Monday, November 20, 2006
2004 Aerial Photography

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

CLAIM NO(s). 75-13986

1. ☐ No Change NAME IS SAME
☒ NEW OWNER: Larry Gossack
☐ No Change ADDRESS
☒ NEW ADDRESS: 319 Diamond Creek RD Salmon ID 83467

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.: A0015064 File "W62905 P002"

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:

dam in creek, ditch to place of use



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

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

JANUARY 5, 1995

LINDA HEFFNER
PO BOX 134
SALMON ID 83467

RE: CHANGE IN OWNERSHIP FOR A75-00083D AND A75-00084B

Dear Ms Heffner:

The request for Change in Ownership for a portion of the above referenced Notices of Claim has been processed with new Notices being generated to reflect you as one of the claimants.

Since the Change in Ownership involved just a portion of the Notices of Claim, the rights were split as follows:

A75-00083E, Maxwell, 0.17 cfs; 17 acres

A75-00083F, Heffner, 0.08 cfs; 8 acres

A75-00084C, Maxwell, 0.28 cfs; 17 acres

A75-00084D, Heffner, 0.12 cfs; 8 acres

Enclosed for your records are typed Notices reflecting your portion of the right. Review the Notices and if there are other corrections or questions, feel free to contact this office.

Respectfully submitted,

Jo Thompson
Adjudications Secretary

Enclosure:

cc: William Maxwell, Sr./copy letter w/copy claims

File: P

MICROFILMED
NOV 18 1996



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

DATE OF CLOSING: 11/25/94

DEC 29 1994

Department of Water Resources
Idaho Water District Office

LEGAL DESCRIPTION OF PROPERTY: Township 22 N Range 22
Section 6 1/4 of 1/4 of 1/4 Govt. Lot 11 & 13 E
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)
Assigned by IDWR: A75-000830 AND A75-000840

☐ Name and Address of Former
Owner/Claimant(s)(Seller):
William and Gertrude Maxwell
Box 1016

☐ New Owner/Claimant
(Purchaser):
Salmon, ID 83467
Linda Heffner

☐ New Mailing Address:
Box 134
Salmon, Id 83467

☐ New Telephone Number: (208) 756 4185

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

☐ Attach proof of
ownership, describe
proof attached: Warranty Deed recorded as Instrument 224858 Lemhi County, Id
(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) Gertrude Maxwell Date 12-21-94

☐ Signature of Former
Owner/Claimant(s): William Maxwell Date
Gertrude Maxwell Date

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry
Date: By:
Further Action Needed:

Further Action Taken
Date: By:
Final Review and Data-Entry
Date: By:
Claim Numbers of Split, if any:

MICROFILMED

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

EXHIBIT "A"

A parcel of land located in Government Lots 11 and 13, Section 6, T. 22 N., R. 22 E., Boise Meridian, Lemhi County, Idaho, more particularly described as follows:

Commencing at Corner No. 2, Tract 37, run thence S. 75° 23' 19" E. along Line 2-1, Tract 37, a distance of 49.18 ft. to a point in the center of existing road and the POINT OF BEGINNING;

Thence the following courses and distances along said centerline;

N. 13° 53' 33" E. 113.12 ft.; Thence 230.78 ft. along a curve to the left having a delta of 18° 07' 44", a radius of 729.36 ft., a tangent of 116.36 ft.; Thence 168.98 ft. along a curve to the right having a delta of 23° 09' 47", a radius of 417.99 ft., a tangent of 85.66 ft.; N. 18° 55' 36" E. 155.34 ft.; Thence 236.37 ft. along a curve to the left having a delta of 36° 39' 58", a radius of 369.37 ft., a tangent of 122.39 ft.; N. 17° 44' 22" W. 268.72 ft.; Thence 185.31 ft. along a curve to the right having a delta of 17° 40' 53", a radius of 600.50 ft., a tangent of 93.40 ft.; N. 00° 03' 29" W. 146.67 ft.; Thence 173.77 ft. along a curve to the right having a delta of 21° 52' 23", a radius of 455.18 ft.; a tangent of 87.96 ft.; N. 21° 48' 54" E. 173.25 ft.; Thence 331.18 ft. along a curve to the right having a delta of 41° 21' 51", a radius of 458.74 ft., a tangent of 173.18 ft.;

Thence S. 48° 15' 23" E. a distance of 204.30 ft. to a point on the westerly bank of the Salmon River;

Thence the following courses and distances along said bank;

S. 31° 03' 54" W. 116.41 ft.; S. 16° 49' 09" W. 461.68 ft.;

S. 08° 43' 51" W. 596.44 ft.; S. 05° 01' 09" W. 456.10 ft.;

S. 30° 41' 16" E. 89.93 ft. to the northerly point of Government Lot 15;

Thence S. 19° 37' W. along the westerly boundary of said lot a distance of 242.22 ft.;

Thence S. 37° 04' 38" W. a distance of 43.09 ft. to Corner No. 1, Tract 37;

Thence N. 76° 23' 19" W. along Line 1-2, Tract 37, a distance of 95.68 ft. to the POINT OF BEGINNING.

PARCEL CONTAINS 8.61 ACRES

MICROFILMED
NOV 18 1996

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: 7-18/05

FIELD EXAMINER:

Bob Foster
Print Name

Bob Foster
Signature



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

March 9, 2004

LAWRENCE & JANET GOSACK
6 SOUTH CHEROKEE RD
SALMON ID 83467

75-13986
75-13986

Dear Mr. & Mrs. Gosack:

Our department received your ownership change request for water rights in the Diamond Creek Subdivision. Due to the confusing nature of these rights, we have decided not to process ownership changes until our agents conduct field exams of the Salmon River drainage in 2005.

While I cannot guarantee you have water rights, if your property was historically irrigated, it is likely you have a share of the Diamond Creek rights.

Respectfully,

A handwritten signature in cursive script that reads "Ernest Carlsen".

Ernest Carlsen
Water Rights Supervisor

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

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

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

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
	75-13986	✓			
	75-13988	✓			

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).
OR
 If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

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

William R. Maxwell + Linda Hartman
Salmon ID 83467

4. New Owner/Claimant(s)

Lawrence R. Von Dorn + Gossack

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

New Mailing Address

6 South Cherokee Rd

City, State and ZIP Code

Salmon ID 83467

New Telephone Number

208) 786-4971

5. Date you acquired the property

10/15/2002

RECEIVED

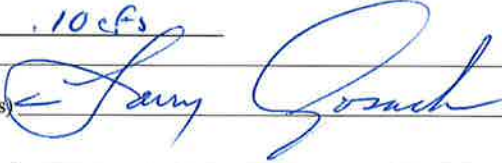
APR 29 2003

Department of Water Resources
Eastern Region

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

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number <u>75-13986</u>		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	<u>.20 cfs</u>	<u>5.0 ac</u>
Stock		
Domestic		
Other		
Total	<u>.10 cfs</u>	

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number <u>75-13988</u>		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	<u>.10 cfs</u>	<u>5.0 ac</u>
Stock		
Domestic		
Other		
Total	<u>.10 cfs</u>	

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

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

For Office Use Only

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

Warranty Deed

For Value Received LINDA HATHHORN, who acquired title as LINDA HEFFNER, a married woman dealing with her sole and separate property and WILLIAM R. MAXWELL, a married man dealing with his sole and separate property,

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

LAWRENCE R. GOSACK AND JANET GOSACK, husband and wife,

whose current address is

6 S. Cherokee Rd, Salmon ID 83467

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

SEE EXHIBIT "A" ATTACHED HERETO:

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
 Grantee s, that the y the owner gin fee simple of said premises; that they are free from all incumbrances

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

Dated: October 15 2002

Dated: October 15 2002
Linda Hathhorn
LINDA HATHHORN

William R. Maxwell
WILLIAM R. MAXWELL

STATE OF IDAHO, COUNTY OF Lemhi--ss
On this 15th day of October 2002
before me, a notary public in and for said State, personally appeared

LINDA HATHORN AND
WILLIAM R. MAXWELL

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

STATE OF IDAHO
JAN 19 2003

Notary Public
Idaho

State of Idaho)
County of Laramie) SS No. 252214

This instrument was filed for record at the request
of Alleana Titte

at 4:13 o'clock, pm 10/22 2002
and duly filed and indexed in the records of Lemhi
County Terri J. Morton

Ex-Officio Recorder
By Ginda Catron Deputy

Fee 6.00
Return to AT

WARRANTY DEED

For Value Received

CONNIE HOFFBUHR, a married woman as her sole and separate property

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

LINDA HEFFNER, a single woman, and WILLIAM R. MAXWELL, a single man.

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

A parcel of land located in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ and Lot 9, Section 6, T. 22 N., R. 22 E., Boise Meridian, Lemhi County, Idaho, more particularly described as follows, to-wit:

Beginning at the SE corner of Lot 15, Diamond Creek Subdivision, run thence along the southerly boundary of said subdivision the following course and distance.

N. 09° 22' 56" W. a distance of 92.71 feet;

N. 52° 16' 15" E. a distance of 351.87 feet;

N. 84° 45' 05" E. a distance of 232.42 feet;

S. 86° 38' 57" E. a distance of 217.26 feet;

S. 15° 56' 16" E. a distance of 242.00 feet to the SW corner of

Lot 1;

Thence S. 00° 33' 38" W. a distance of 274.20 feet;

Thence N. 76° 47' 10" W. a distance of 279.96 feet;

Thence N. 75° 46' 24" W. a distance of 518.79 feet to the POINT

OF BEGINNING.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, ~~XXX~~ THEIR heirs and assigns forever. And the said Grantor do hereby covenant to and with the said Grantees, 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: July 21, 1994

Connie Hoffbuhr
Connie Hoffbuhr

STATE OF IDAHO, COUNTY OF

On this _____ day of _____, 19____, before me, a notary public in and for said State, personally appeared

CONNIE HOFFBUHR, a married woman as 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 _____, Idaho
Comm. Expires _____

STATE OF IDAHO, COUNTY OF

I hereby certify that this instrument was filed for record at the request of *Lemhi Title*

at *nine* minutes past *10:00* o'clock a.m.,
this *2nd* day of *September*
19*94*, in my office, and duly recorded in Book
of Deeds at page

Alberta Windmuth
Ex-Officio Recorder

By *Patti Burke* Deputy.

Fees \$ *6.00*

Mall to:

INSTRUMENT NO. 223851

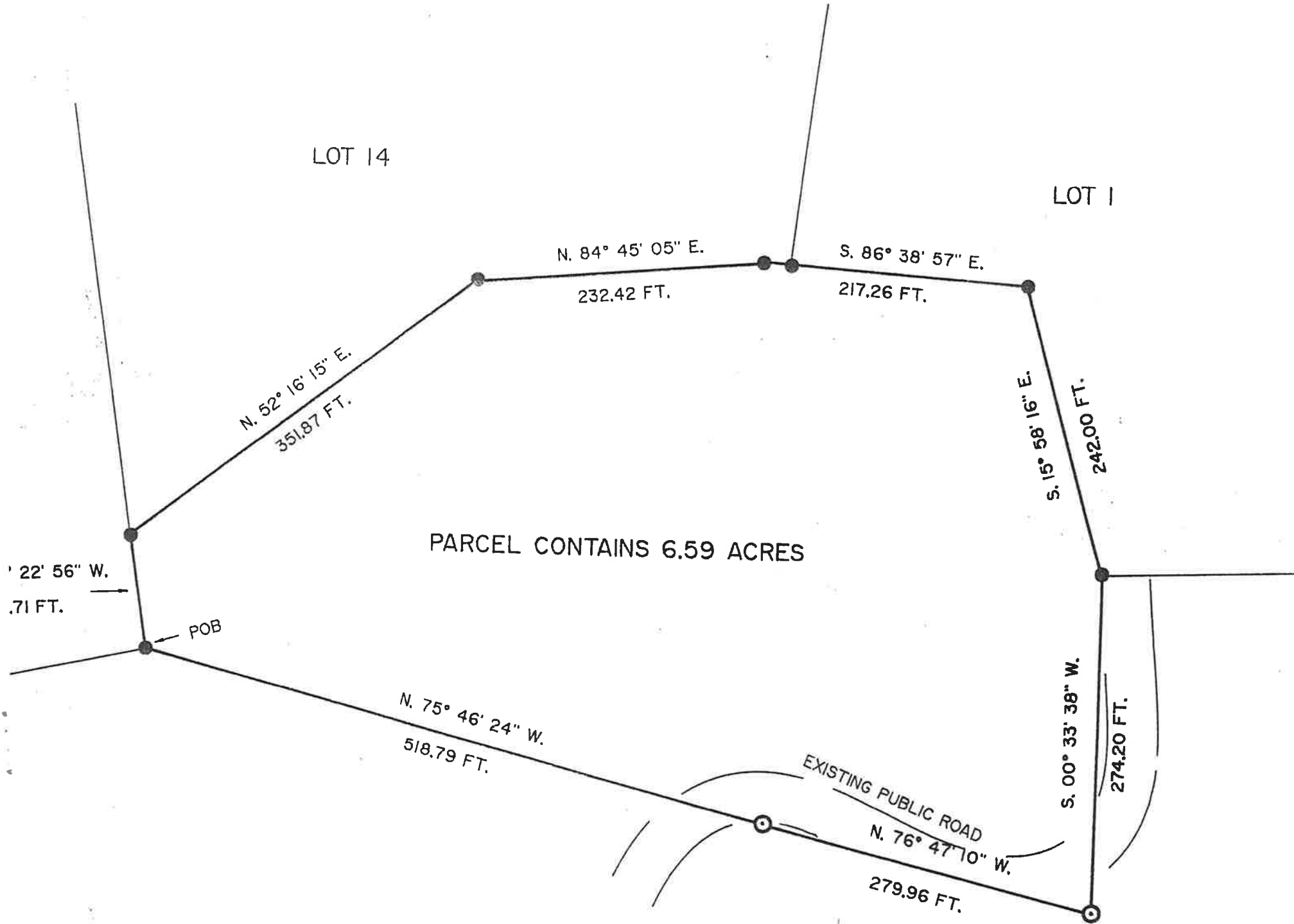
LEGAL DESCRIPTION
EXHIBIT 'A'

A PARCEL OF LAND LOCATED IN THE SE1/4NW1/4 AND LOT 9, SECTION 6, T. 22 N., R. 22 E., BOISE MERIDIAN, LEMHI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS, TO-WIT:
BEGINNING AT THE SE CORNER OF LOT 15, DIAMOND CREEK SUBDIVISION, RUN THENCE ALONG THE SOUTHERLY BOUNDARY OF SAID SUBDIVISION THE FOLLOWING COURSES AND DISTANCES:
N. 09° 22' 56" W. A DISTANCE OF 92.71 FEET;
N. 52° 16' 15" E. A DISTANCE OF 351.87 FEET;
N. 84° 45' 05" E. A DISTANCE OF 232.42 FEET;
S. 86° 38' 57" E. A DISTANCE OF 217.26 FEET;
S. 15° 56' 16" E. A DISTANCE OF 242.00 FEET TO THE SW CORNER OF LOT 1;
THENCE S. 00° 33' 38" W. A DISTANCE OF 274.20 FEET;
THENCE N. 76° 47' 10" W. A DISTANCE OF 279.96 FEET;
THENCE N. 75° 46' 24" W. A DISTANCE OF 518.79 FEET TO THE POINT OF BEGINNING.

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

LOT 14

LOT 1





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

Phone: (208) 762-2800

Fax: (208) 762-2819

Web Site: www.idwr.idaho.gov

JAMES E. RISCH
Governor

KARL J. DREHER
Director

December 22, 2006

Lawrence & Janet Gosack
320 Diamond Creek Ln
Salmon, ID 83467

RE: 75-13988 & 75-13986

Dear Mr. & Mrs. Gosack:

We have received your Notice of Error Reply. The decreed rights 75-83 and 75-84, which your water rights are based on, have been split into multiple ownerships. There are no more acres available to met your request for an amended claim.

Sincerely,

Kenneth Knoblock
Water Resources Agent

11/20/2006

**NOTICE OF ERROR
REPLY**

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

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

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

Water right number: 75-13986

LAWRENCE R GOSACK

~~319~~ DIAMOND CREEK RD

SALMON ID 83467

320 Diamond Creek Lane

JANET GOSACK

~~319~~ DIAMOND CREEK RD

SALMON ID 83467

Telephone Number: (208)756-4971

320 Diamond Creek Lane

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):
- Size and shape of irrigated acres not correct. 5.75 acres irrigated

2. Describe the changes you wish to make in the proposed recommendation:
- add 3/4 of an acre to irrigated ground. and change CFS to .115 or 1" per acre.

3. Give a brief explanation as to why you disagree with these portions:
- irrigation line shown not entirely correct on areal photo.

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

DATE: _____

SIGNATURE: _____

Please print your name: _____

Lawrence R Gosack

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



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

Phone: (208) 762-2800

Fax: (208) 762-2819

Web Site: www.idwr.idaho.gov

JAMES E. RISCH
Governor

KARL J. DREHER
Director

December 22, 2006

Lawrence & Janet Gosack
320 Diamond Creek Ln
Salmon, ID 83467

RE: 75-13988 & 75-13986

Dear Mr. & Mrs. Gosack:

We have received your Notice of Error Reply. The decreed rights 75-83 and 75-84, which your water rights are based on, have been split into multiple ownerships. There are no more acres available to meet your request for an amended claim.

Sincerely,

A handwritten signature in black ink, appearing to read 'Knoblock', is written over a horizontal line.

Kenneth Knoblock
Water Resources Agent



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

May 2, 2001

WILLIAM MAXWELL
LINDA HATHHORN
PO BOX 134
SALMON ID 83467

RE: CHANGE IN OWNERSHIP FOR 75-13954, 75-13956

Dear Mr. Maxwell & Ms. Hathhorn:

The request for Change in Ownership for a portion of the above-referenced Notice(s) of Claim has been processed with the new Notice(s) reflecting you as one of the claimants.

Since the Change in Ownership involved just a portion of the Notice(s) of Claim, the right was split as follows:

75-13954:

75-13985, .06 cfs, 6 acres, Maxwell, Sr.

75-13986, .05 cfs, 5 acres, Maxwell Jr. & Hathhorn

75-13956:

75-13987, .10 cfs, 6 acres, Maxwell, Sr.

75-13988, .08 cfs, 5 acres, Maxwell Jr. & Hathhorn

Enclosed for your records is a typed Notice(s) reflecting your portion of the right. Review the Notice(s) and if you have other corrections or questions, please contact this office.

Respectfully submitted,

Jennifer Crabtree

Technical Records Specialist

RECEIVED

JAN 19 2001

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

Department of Water Resources
 Eastern Region

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

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

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
	<u>A75-00083 E</u>				
	<u>A75-00084 C</u>				

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

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

OR

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

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

(Deceased)
William Maxwell and Gertrude Maxwell
PO Box 1016 Salmon ID 83467

4. New Owner/Claimant(s)

Lina Hatthor +/or Bill Maxwell
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

PO Box 134

City, State and ZIP Code

Salmon ID 83467

New Telephone Number

(208) 752-4006

5. Date you acquired the property

7-21-94

WARRANTY DEED

For Value Received

WILLIAM MAXWELL and GERTRUDE MAXWELL,
husband and wife,

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

CONNIE HOFFBUHNER, a married woman, her sole and
and separate property,

whose current address is

22111 108th Ave., SE #25
Kent, WA 98031the grantee, the following described premises, in Lemhi County Idaho, to wit:A parcel of land located in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ and Lot 9, Section 6, T. 22
N., R. 22 E., Boise Meridian, Lemhi County, Idaho,
more particularly described as follows, to wit:Beginning at the SE corner of Lot 15, Diamond Creek Subdivision,
run thence along the southerly boundary of said subdivision the
following course and distance.N. 09°22'56" W. a distance of 92.71 feet;
N. 52°16'15" E. a distance of 351.87 feet;
N. 84°45'05" E. a distance of 232.42 feet;
S. 86°38'57" E. a distance of 217.26 feet;
S. 15°56'16" E. a distance of 242.00 feet to the SW
corner of Lot 1;

Thence S. 00°33'38" W. a distance of 274.20 feet;

Thence N. 76°47'10" W. a distance of 279.96 feet;

Thence N. 75°46'24" W. a distance of 518.79 feet to the POINT
OF BEGINNING.PARCEL CONTAINS 6.59 acres. SUBJECT to the existing road
right-of-way through the above described property.

THIS IS A GIFT DEED

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee,
her heirs and assigns forever. And the said Grantors do hereby covenant to and
with the said Grantee, 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: October 8, 1992

William R. Maxwell
WILLIAM R. MAXWELLGertrude Maxwell
GERTRUDE MAXWELLSTATE OF IDAHO, COUNTY OF Lemhi--ss
On this 8th day of Oct, 1992,before me, a Notary Public in and for said State, personally
appeared,WILLIAM R. MAXWELL and GERTRUDE
MAXWELLknowing 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
Comm. Expires 2/19/97
Notary Public
, IdahoState of Idaho
County of Lemhias No. 216505This instrument was filed for record at
the request of William Maxwell
at 11:00 o'clock A m 10-8 1992and duly filmed and indexed in the
records of Lemhi County

Alberta Wiederick

By John G. Morton Deputy
Fees: 300

STATE OF IDAHO

County of LEMHI

No. 39

Marriage License

242687

KNOW ALL PERSONS BY THIS CERTIFICATE: That any regularly ordained minister of the Gospel, authorized by the rites and usages of the church or denomination of Christians, Hebrews, or religious body of which said minister is a member, or any judge or magistrate, or competent officer to whom this may come, not knowing of any lawful impediments thereto, is hereby authorized and empowered to solemnize the rites of Matrimony between:

GROOM

AND

BRIDE

Name: RAYMOND C. HATHHORN
Address: SALMON, LEMHI County, IDAHO
Age: 41 Race: WHITE Status: DIVORCED
Birthdate: 10/22/1958
Birthplace: SALMON, IDAHO

Name: LINDA KAYE HEFFNER
Address: SALMON, LEMHI County, IDAHO
Age: 52 Race: WHITE Status: WIDOWED
Maiden name if previously married: MAXWELL
Birthdate: 7/9/1947
Birthplace: LEADVILLE, COLORADO

And to certify the same to said parties, or either of them under the signature and seal, of said minister or official capacity, and thereupon is required to deliver the original to the parties so married.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal, at SALMON, LEMHI County, IDAHO, this 18th day of November, 1999

TERRI J. MORTON

Recorder

Terri J. Morton

Deputy Recorder

Marriage Certificate

I, Fred Snook, a Retired Magistrate Judge
residing in the city of Salmon, in the county of Lemhi, in the state of
Idaho do certify that, in accordance with the authority on me conferred by the above license, I did on this 23rd day
of November in the year A.D. 1999 in the city of Salmon in
the county of Lemhi, in the state of Idaho, solemnize the rites of matrimony between

RAYMOND C. HATHHORN of SALMON, in the county of LEMHI, of the state of IDAHO
and LINDA KAYE HEFFNER of SALMON, in the county of LEMHI, of the state of IDAHO

in the presence of Gertrude Maxwell and Raymond Hathhorn

WITNESS my hand at the county aforesaid, this 23rd day of Nov, A.D. 99.

In the presence of:

Officiant's Signature

Officiant's Mailing Address

and Raymond Hathhorn

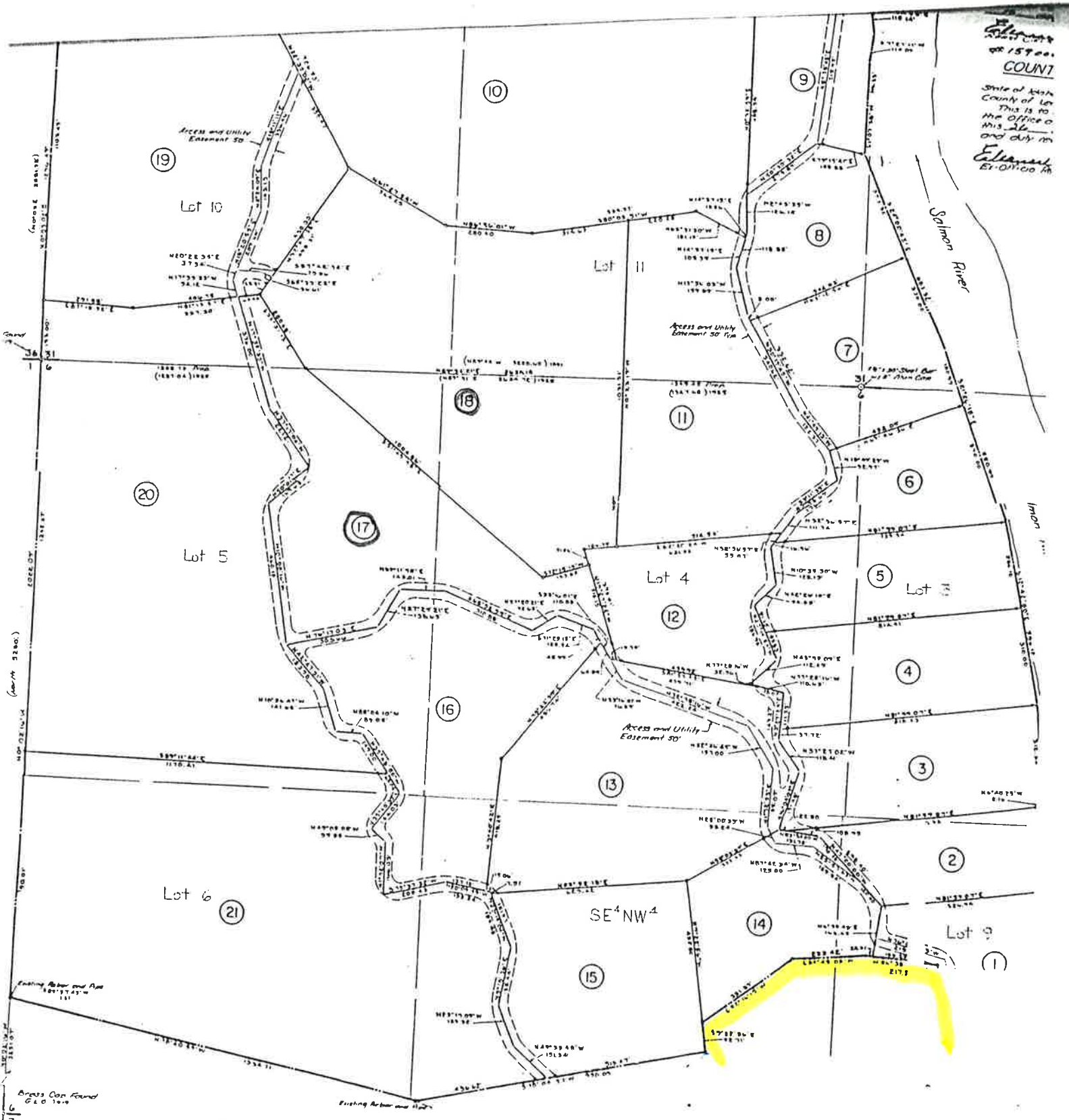
Fred Snook
221 Box 298-A
Salmon Id. 83467

(This copy for the Bride and Groom)

RECEIVED

MAY 08 2001

Department of Water Resources
Eastern Region



map
from
A75-00083K

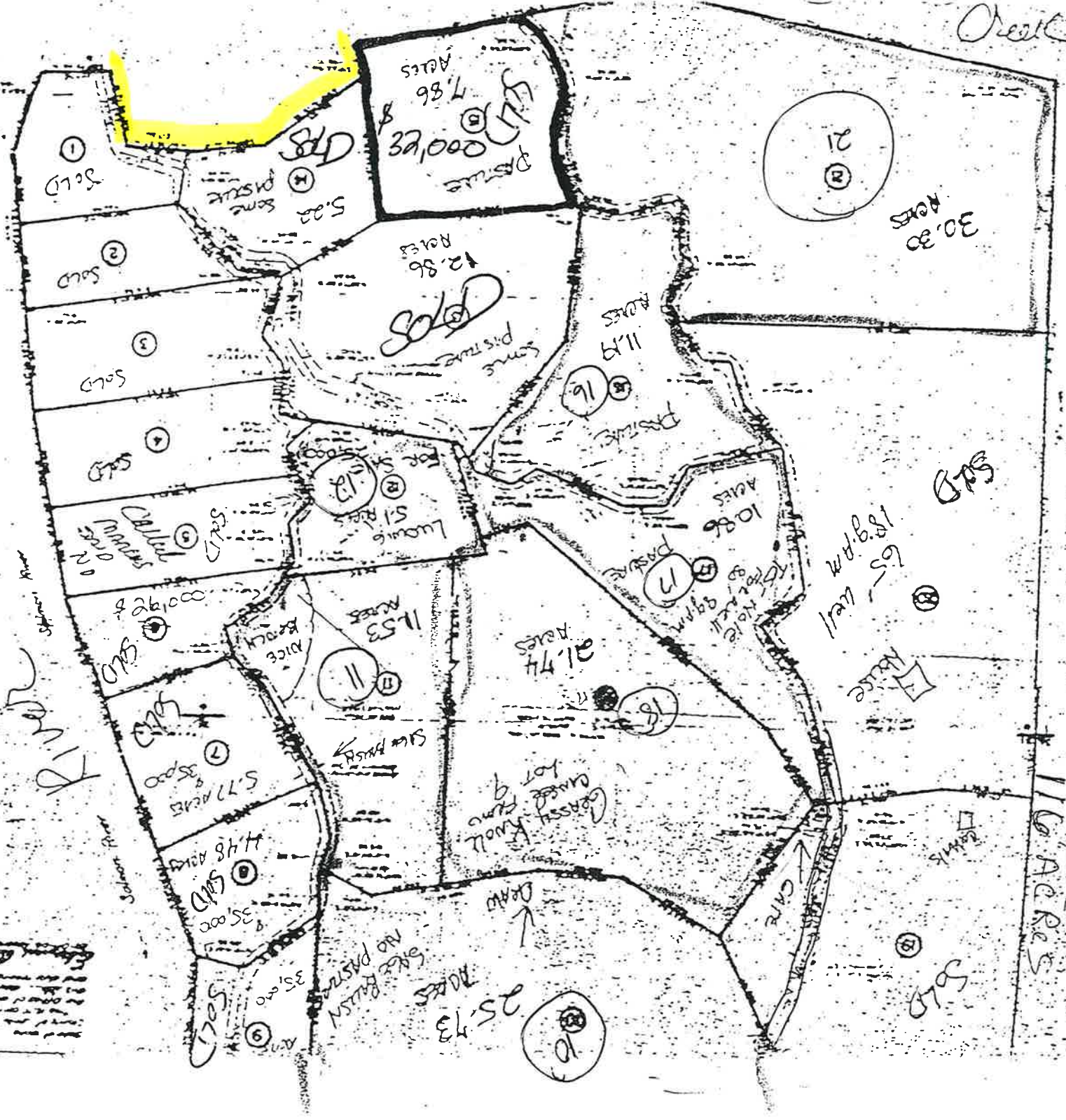
Creek

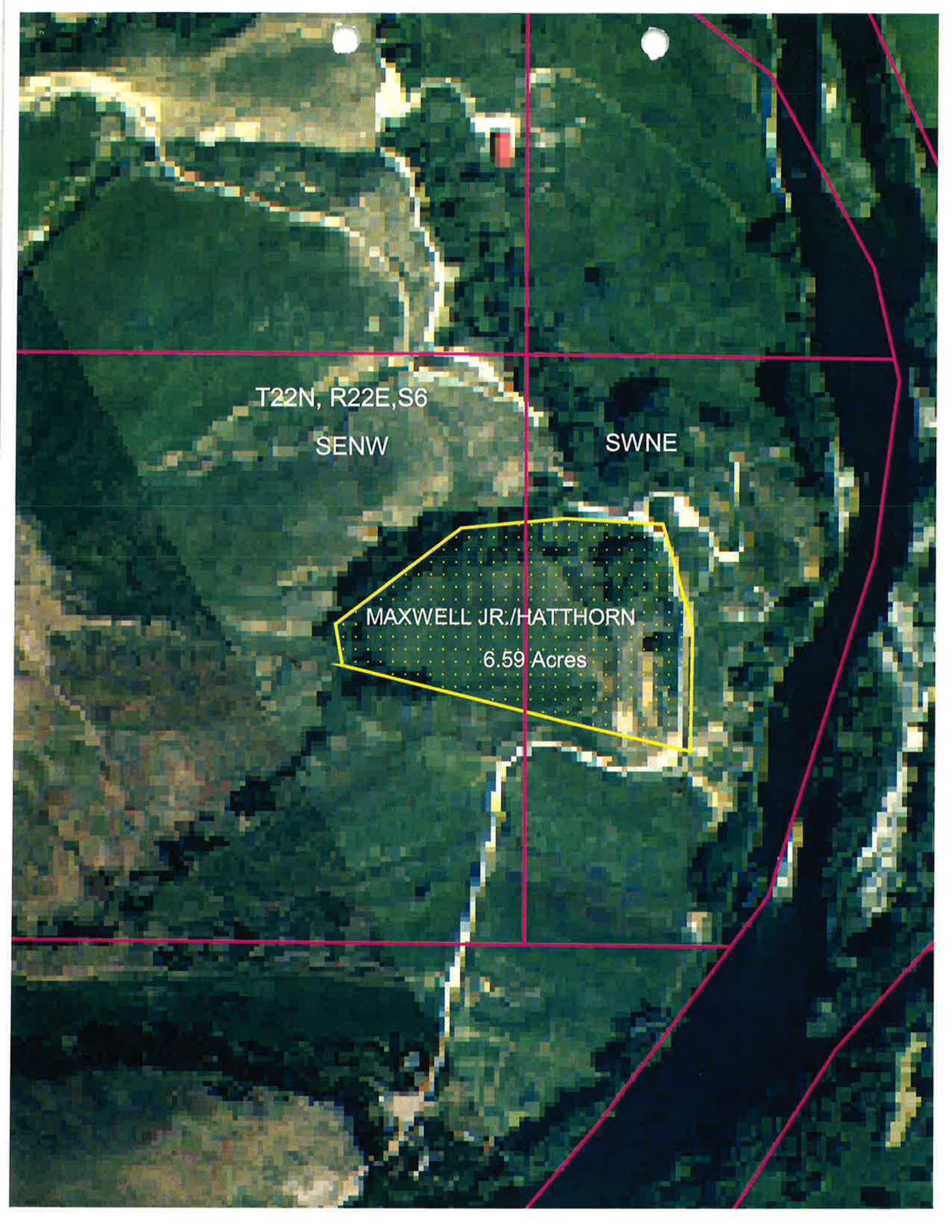
The Land in Pin
Is what I purchased
116 Acres

Map from
475-000834

77

12





T22N, R22E, S6

SENW

SWNE

MAXWELL JR./HATTHORN

6.59 Acres

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

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

CIVIL CASE NUMBER: 39576

Ident. Number 75-13986
Date Received: 5/1/01
Receipt No:
Received By:

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s)

WILLIAM R MAXWELL Phone: (208) 756-²⁶¹⁶~~4006~~

PO BOX 134
SALMON ID USA 83467

LINDA HATHHORN Phone: (208) 756-4006

PO BOX 134
SALMON ID USA 83467

GOSACK

2. Date of Priority: 05/13/1898

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

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
22N	22E	6	NE NW SW	LEMHI	

5. Description of diverting works:

HEADGATE, OPEN DITCH, GRAVITY & FLOOD IRRIGATION.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	0.05	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

A7513986



Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
22N	22E	6	SW	NE	9	IRRIGATION
			SE	NW		IRRIGATION
						3
						2
					Section Acres	5
					Total Acres	5

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:

SPLIT FROM FORMER RIGHT 75-13954

15. Basis of Claim: Decreed

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

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

CIVIL CASE NUMBER: 39576

Ident. Number 75-13986

Date Received _____

Receipt Number _____

AMENDED
NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Larry & Janet Gosack Phone (208) 756-4971Mailing Address 320 Diamond Creek Lane Salmon ID Zip 834672. Date of Priority (Only one (1) per claim) 5-13-18983. Source of water supply (a) Wallace Creek
which is tributary to (b) Salmon River4. a. Location of existing point of diversion is: Township 22N Range 22E Section 6,
NW 1/4 of SW 1/4 of _____ 1/4, Govt. Lot, 7 B.M., County of Lemhi County

Additional points of diversion if any: _____

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

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

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

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

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

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

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For irrigation purposes from 4-1 to 10-31 amount .115 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

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

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

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

10. Description of place of use:

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

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

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
<u>22N</u>	<u>22E</u>	<u>6</u>			<u>3</u>					<u>2.75</u>									<u>5.75</u>

Total number of acres irrigated 5.75

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

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.

115-13988 or None ()

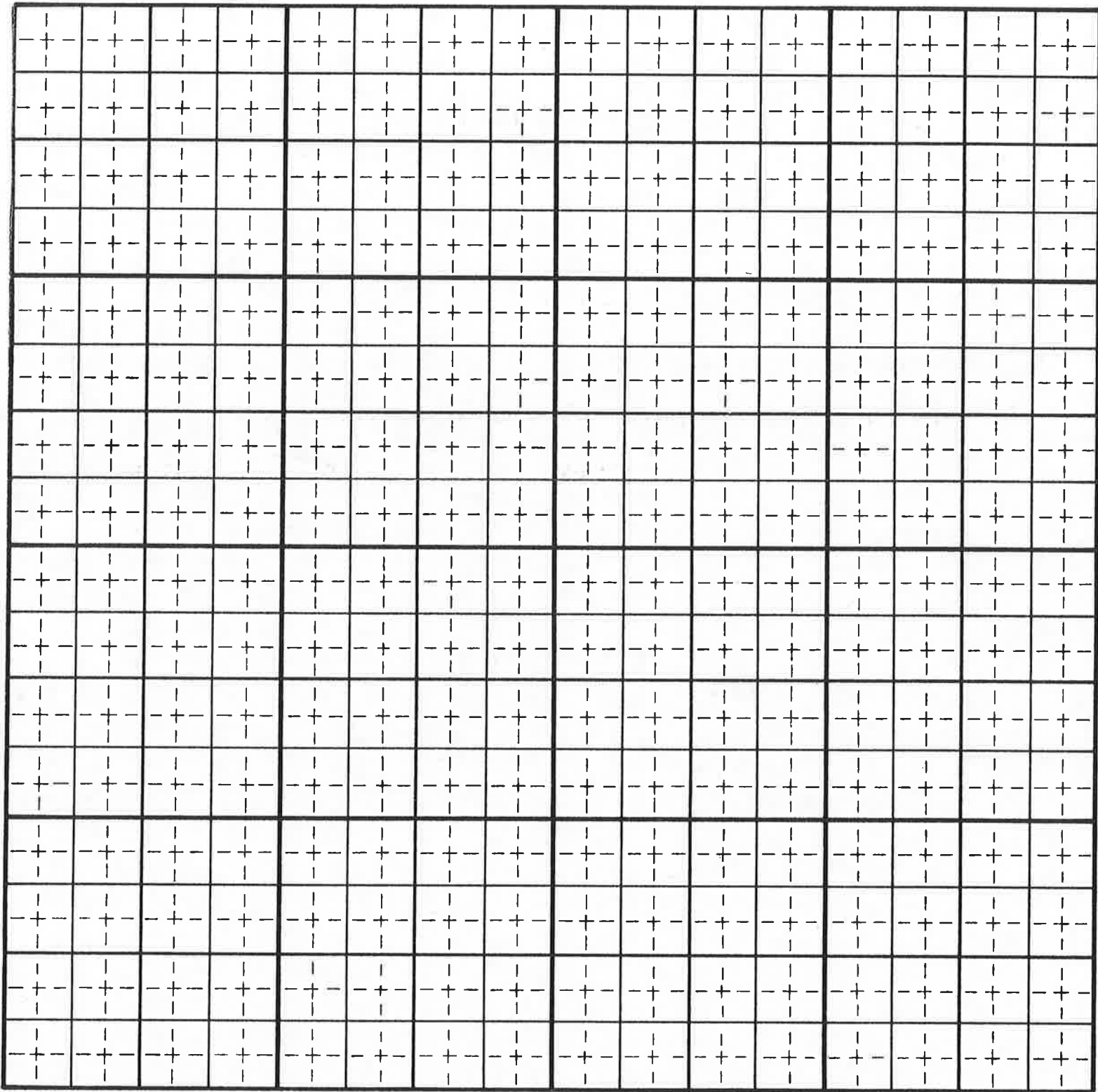
14. Remarks:

Last Name _____ Ident No. _____

Copies: White -State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile



Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit _____
Decree ☒
If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

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

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

Signature of Claimant (s) _____ Date _____
_____ 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 6th day of December 2006

SEAL

Notary Public [Signature]

Residing at COA

My Commission Expires 4-28-2010

Please Print Name

17. Notice of Appearance:

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

Signature Lawrence R. Smith

Address 320 Diamond Creek Lane Salmon ID 83467

Date 12-6-06

Last Name _____ Ident. Number _____

Copies White-State, Yellow-Claimant