

10/30/2006

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

RIGHT NUMBER: 75-14267

NAME AND ADDRESS: ELMA I PETRICK
1903 ROOSEVELT
SALMON ID 83467

SOURCE: JESSIE CREEK

TRIBUTARY: SALMON RIVER

QUANTITY: 0.040 CFS

PRIORITY DATE: 06/01/1937

POINT OF DIVERSION:

T21N R21E S1 SENWNW Lot 4 Within LEMHI County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

DOMESTIC

03/15 11/15

0.040 CFS

PLACE OF USE:

DOMESTIC Within LEMHI County

T21N R21E S01 Lot 3 NENW

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



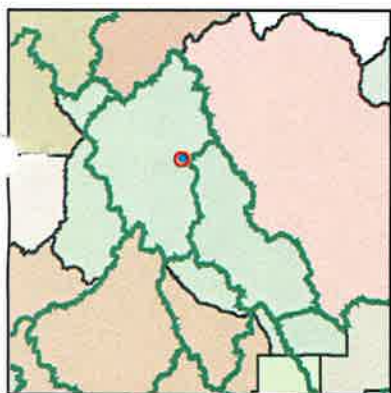
Idaho Department of Water Resources

SRBA Claim:

75-14267

Legend

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



Lemhi County
IDWR Basin 75



Prepared by R. Brown
On Monday, May 22, 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). 75-14267

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.: A0614938 file # 412 P5 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:

headgate with ditch to place of use

6. ☒ No Change - WATER USES
☐ Different uses, (list uses found):

Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____
Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____
Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____

7. ☒ No Change - TOTAL VOLUME

☐ 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: 7-3-06

FIELD EXAMINER: _____

Bob Foster
Print Name

Bob Foster
Signature

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEMCIVIL CASE NUMBER: 75-39576
Ident. Number 14267
Date Received 3-7-06
Receipt Number C080513d.e. 20
3-27-06RECEIVED
MAR 07 2006
DEPARTMENT OF
WATER RESOURCESNOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Elma I Petrick Phone (208) 756-1003Mailing Address 1903 Roosevelt Salmon ID Zip 834672. Date of Priority (Only one (1) per claim) June 1 19373. Source of water supply (a) Jessie Creek
which is tributary to (b) Salmon River4. a. Location of existing point of diversion is: Township 21 N Range 21 E Section 1,
SE 1/4 1/4 of NE 1/4 of NW 1/4, Govt. Lot, _____ B.M., County of Lemhi

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.Headgate No well ditchSCANNED
MAR 27 2006

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For irrigation purposes from 3-15 to 11-15 amount .20 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .20 (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.) FB

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	
21N	71E	1					S												5.0

Total number of acres irrigated 5

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

12. Do you own the property listed above as place of use? Yes ☒ No ☐
If your answer is No, describe in Remarks below the authority you have to claim this water right.

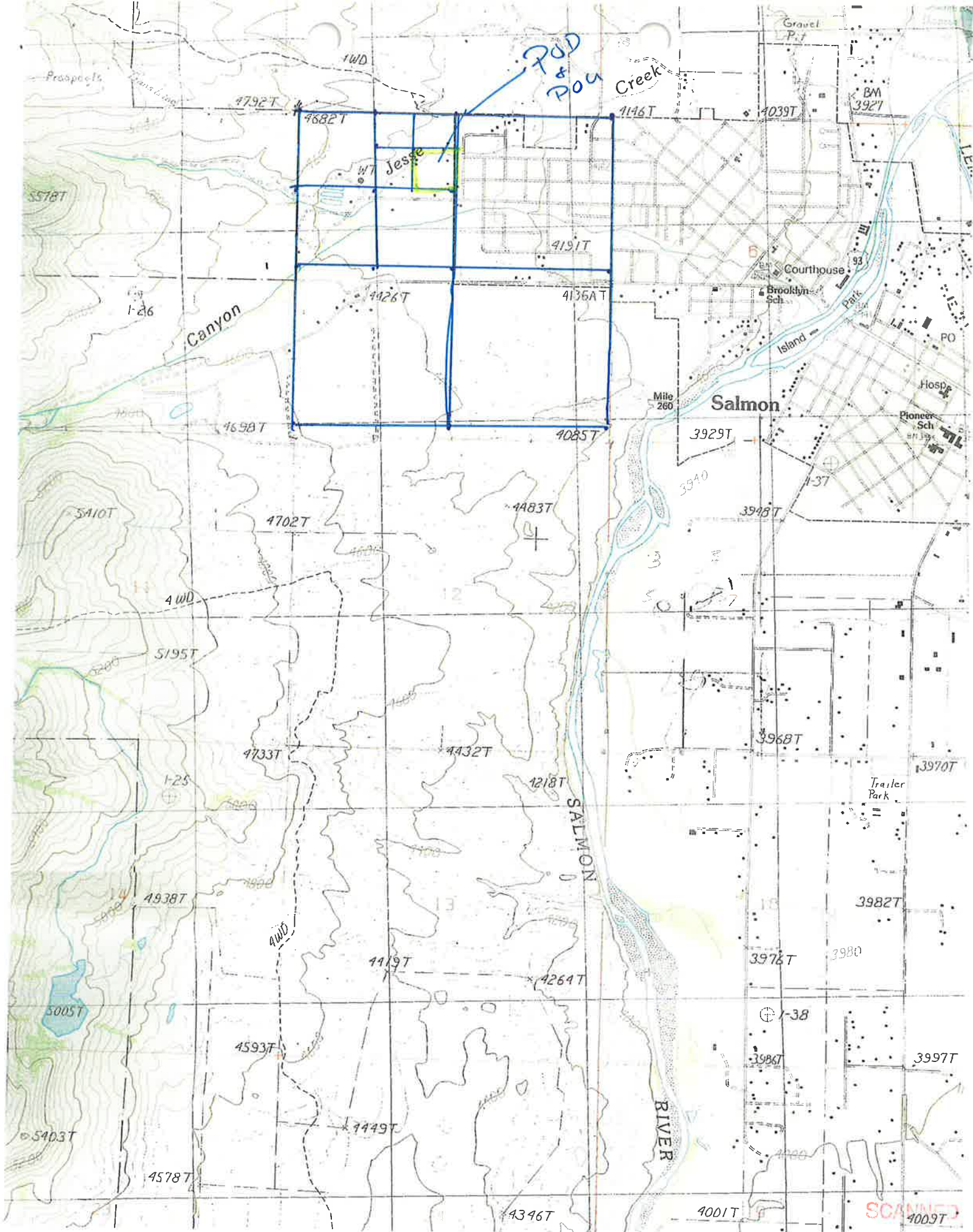
13. Describe any other water rights used at the same place and for the same purposes as described above.
NONE or None ()

14. Remarks:

Last Name Petrick Ident No. 75-14267

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MAR 27 2006



Petrick 75-14267

SCANNED
MAR 27 2006

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) Elma L. Petrick Date 3-2-06

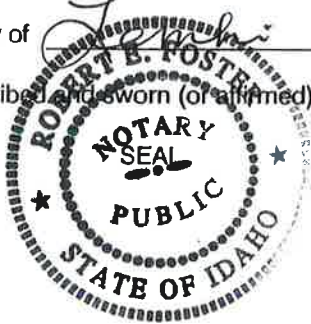
Date _____

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 _____) SS.

Subscribed and sworn (or affirmed) before me this 2nd day of March 19 2006



Notary Public Robert E. Foster

Residing at Salmon Id

My Commission Expires 02-16-07

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 _____

Address _____

Date _____

Last Name Petrick Ident. Number 75-14267

SCANNED
MAR 27 2006

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

In the Matter of the Estate

of

SARAH F. WILEY,
Deceased.

DECREE OF DISTRIBUTION.

RUSSIE W. SHAW, the executrix of the estate of Sarah F. Wiley, deceased, on the 12th day of April, 1937, filed in this court her petition praying for an order finally distributing said estate, said matter coming on regularly to be heard the 26th day of April, 1937, and at the said last mentioned time, the said executrix appearing by her counsel and it appearing to the satisfaction of this Court that due and legal notice of the hearing of said petition was given in manner and form as required by law, and that all personal taxes and all claims due from said estate have been paid and also that a final account of said executrix has been duly made and has been approved and settled by this Court, and that the residue of said estate, consisting of the property hereinafter particularly described, is now ready for distribution and that said estate is now in a condition to be closed; that the whole of said estate is the separate property of said Sarah F. Wiley, deceased; that the said Sarah F. Wiley died testate on the 17th day of November, 1931, and left surviving her, as her only heirs-at-law, the following, to-wit:

Jennie W. Gillard, daughter;
Emily E. Spooner, daughter;
Russie W. Shaw, daughter;
Thomas Moore Wiley, son; and
The four (4) children of Bertha
Wiley Hood, a deceased daughter,
as follows: Mamie Watkins,
Marian Gillard, James Hood and
Robert Hood;

And it also appearing that the said Thomas Moore Wiley, son of said deceased, transferred all his right, title and interest in and to the said estate to Russie W. Shaw on the 29th day of June, 1935, the assignment of which is recorded in Book "D" of Assignments at page 294 of the Records of Lemhi County, State of Idaho.

That, in accordance with the law and the provisions of the Will of said deceased, which has heretofore been duly admitted to probate herein, it is found by the Court and upon motion of C. Walker Lyon, counsel for the said executrix of said estate,

IT IS HEREBY ORDERED, ADJUDGED and DECREED That, out of the property of said deceased, the following sums be paid and are hereby distributed as follows, to-wit:

Jennie W. Gillard, the sum of \$1.00
Mamie Watkins-- - the sum of \$1.00
Marian Gillard - - the sum of \$1.00
James Hood - - - the sum of \$1.00
Robert Hood - - - the sum of \$1.00

IT IS ALSO HEREBY ORDERED, ADJUDGED and DECREED That, out of the real property of said estate of Sarah F. Wiley, deceased, the following be and the same hereby is distributed to Emily E. Spooner, to-wit:

All that certain lot, piece or parcel of land situate, lying and being in the County of Lemhi, State of Idaho, bounded and described as follows, to-wit: All that portion of Government Lot No. Three, in Section One, Township Twenty-one North of Range Twenty-one East of the Boise Meridian in Lemhi County, Idaho, (not included in the Official Plat of Arlington Heights Addition Subdivision of Brooklyn, Lemhi County, Idaho, as the same appears of record in Plat Book No. 1, on Page 18, Records of Lemhi County, Idaho,) described as follows:

Beginning at a point on the Township line 60 feet west from the $\frac{1}{4}$ corner on the North boundary of said Section 1, and running thence South $0^{\circ} 39' E.$ along the west line of 22nd Street of said Arlington Heights Addition, 530.05 ft. to the Northeast corner of Block seven of said Arlington Heights Addition; thence South $89^{\circ} 53' 30''$ West along the North line of said Block, 200 feet to the Northwest corner thereof; thence South $0^{\circ} 39' E.$ along the west line of said Block No. 7, 210 feet to the Northeast corner of Lot No. 5, of Block No. 24, of said Arlington Heights Addition; thence South $89^{\circ} 53' 30''$ west along the North line of said Block Twenty-four, 200 feet to the Northwest corner thereof; thence South $0^{\circ} 39' E.$ along the west line of said Block Twenty-four, 165 feet to the Northwest corner of Lot Nine of said Block Twenty-four; thence South $89^{\circ} 53' 30''$ west along the North line of Block No. Twenty-five of said Arlington Heights Addition 310 feet to the Northwest corner thereof; thence South $0^{\circ} 39' E.$ along the west line of said Block No. 25, 210 feet to the Northwest corner of Lot 5, in Block No. 27, of said Arlington Heights Addition; thence South $89^{\circ} 53' 30''$ West along the North line of said Block No. Twenty-seven and Block No. Twenty-six of said Arlington Heights Addition 655 feet to the West line of said Government Lot No. 3, in said Section 1; thence North $0^{\circ} 39' West$ along the West line of said Government Lot No. 3, 1148.5 feet to the Northwest corner thereof; and thence North $89^{\circ} 47' 30'' East$ along the North line of said Government Lot No. 3, 1365 feet to the place of beginning.

AND IT IS ALSO HEREBY ORDERED, ADJUDGED and DECREED That the residue of said estate of Sarah F. Wiley, deceased, hereinafter particularly described, and now remaining in the hands of said executrix, and any other property not now known or discovered, of whatever nature, which may belong to said estate, or in which the said estate may have any interest be and the same is hereby distributed to Russie W. Shaw, and is as follows, to-wit:

All those certain lots, pieces or parcels of land situate, lying and being in the Arlington Heights Addition Subdivision of Brooklyn, in the County of Lemhi, State of Idaho and particularly described as follows, to-wit:

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Lots 1, 2, 3, 4, 5 and 6 of Block No. 4,
Lots 1, 2, 3, 4, 5 and 6 of Block No. 5,
All of Block No. 6,
Lots 4, 5, 6, 7, 8, 9, 10, 11 and 12 in Block No. 8,
Lots 7, 8, 9, 10, 11, and 12 of Block No. 9,
Lots 7, 8, 9, 10, 11 and 12 of Block No. 10,
Lots 1, 2, 3, 4, 5, 7, 8, 9, 10 and 11 of Block No. 11,
All of Block No. 12,
Lots 5 and 6 of Block No. 13,
Lots 1, 2, 3, 4, 5, 6 and 7 of Block No. 14,
Lots 2, 3, 5, 6, 7 and 8 of Block No. 15,
All of Block No. 20,
All of Block No. 21,
All of Block No. 22,
All of Block No. 23,
All of Block No. 24,
All of Block No. 25,
All of Block No. 26,
All of Block No. 27,
All of Block No. 28,
All of Block No. 29,
All of Block No. 30,
All of Block No. 31,
All of Block No. 32,
All of Block No. 33,
All of Block No. 34,
Lots 7, 8, 9, 10, 11 and 12 of Block No. 35,

Together with all water and water rights belonging thereto.
Done in open Court this 26th day of April, 1937

((SEAL))) Emerson Hill
Probate Judge

CERTIFICATE

STATE OF IDAHO,)
)SS.

County of Lemhi)
I, Emerson Hill, Judge of the Probate Court of Lemhi County and Ex-Officio Clerk of
said Court, do hereby certify that the foregoing is a full and correct copy of DECREE
OF DISTRIBUTION, on file and of record in my office, in the Matter of the Estate of Sarah
F. Wiley, deceased.

WITNESS my hand and the seal of said Probate Court, this 26th day of April A. D.
1937.

((SEAL))) Emerson Hill
Probate Judge and Ex-Officio
Clerk of the Probate Court of Lemhi
County.

Recorded at the request of C. Walker Lyon April 29th 1937 at -- minutes past 4
o'clock P.M., in Book 32 of Deeds pages 622-623 Records of Lemhi County, Idaho.

By W. W. Simmonds Deputy
County Recorder
Fee: \$3.00

-----Instrument No. 47435-----
IN THE PROBATE COURT OF LEMHI COUNTY,
STATE OF IDAHO.

In the Matter of the Estate
of

DECREE OF DISTRIBUTION.

FREDA M. KNOBLOCK,
Deceased.

RICHMOND K. KNOBLOCK, the administrator of the estate of Freda M. Knoblock, de-
ceased, having, on the 16th day of March, 1937, filed in this court her petition praying
for an order finally distributing said estate; said matter coming on regularly to be
heard this 29th day of March, 1937, and at the said last mentioned time, the said admin-
istrator appearing by his counsel; and it appearing to the satisfaction of this Court that
due and legal notice of the hearing of said petition was given in manner and form as
required by law, and that all taxes and all claims due from said estate have been paid,
and also that the final account of said administrator has been duly made and has been
approved and settled by this Court, and that the residue of said estate, consisting of the
property hereinafter particularly described, is now ready for distribution, and that said
estate is now in a condition to be closed.

That the whole of said estate is the separate property of the said deceased, Freda
M. Knoblock.

That the said Freda M. Knoblock died testate on the 25th day of December, 1933, and
left surviving her, as her only heirs-at-law, the following, to-wit:

R. C. Knoblock, husband;
Virginia Knoblock, daughter;
Christine Knoblock, daughter;
Hugh Frederick Knoblock, son;
Richmond K. Knoblock, son; and
Robert Knoblock, son.

That, in accordance with the law and the provisions of the Will of the said deceased
which has been heretofore duly admitted to probate herein, it is found by the Court, and
upon motion of C. Walker Lyon, counsel for the said administrator,
IT IS HEREBY ORDERED, ADJUDGED and DECREED That the following named devisees be

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75-14267