

06/15/2006

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

RIGHT NUMBER: 75-14295

NAME AND ADDRESS: FRANK SULLIVAN
P O BOX 67
MONTEVIEW ID 83435

SOURCE: NORTH FORK SALMON RIVER

TRIBUTARY: SALMON RIVER

QUANTITY: 0.190 CFS

PRIORITY DATE: 06/01/1910

POINT OF DIVERSION:

T24N R21E S9 SWNW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 11/01

0.190 CFS

PLACE OF USE:

IRRIGATION Within LEMHI County

T24N R21E S09

NWSW

4.00

T24N R21E S09

SWSW

5.50

9.5 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.

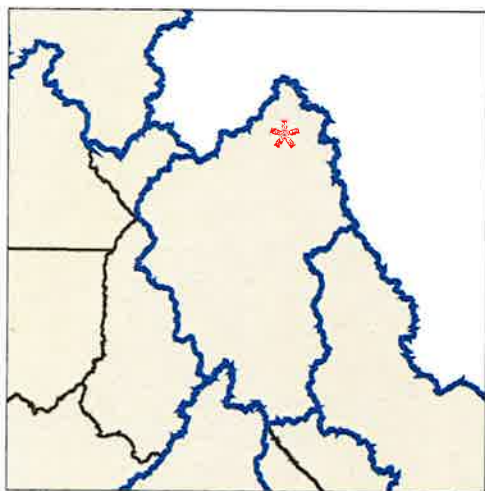
EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

This right is a split from former right 75-4065 .

Idaho Department of Water Resources

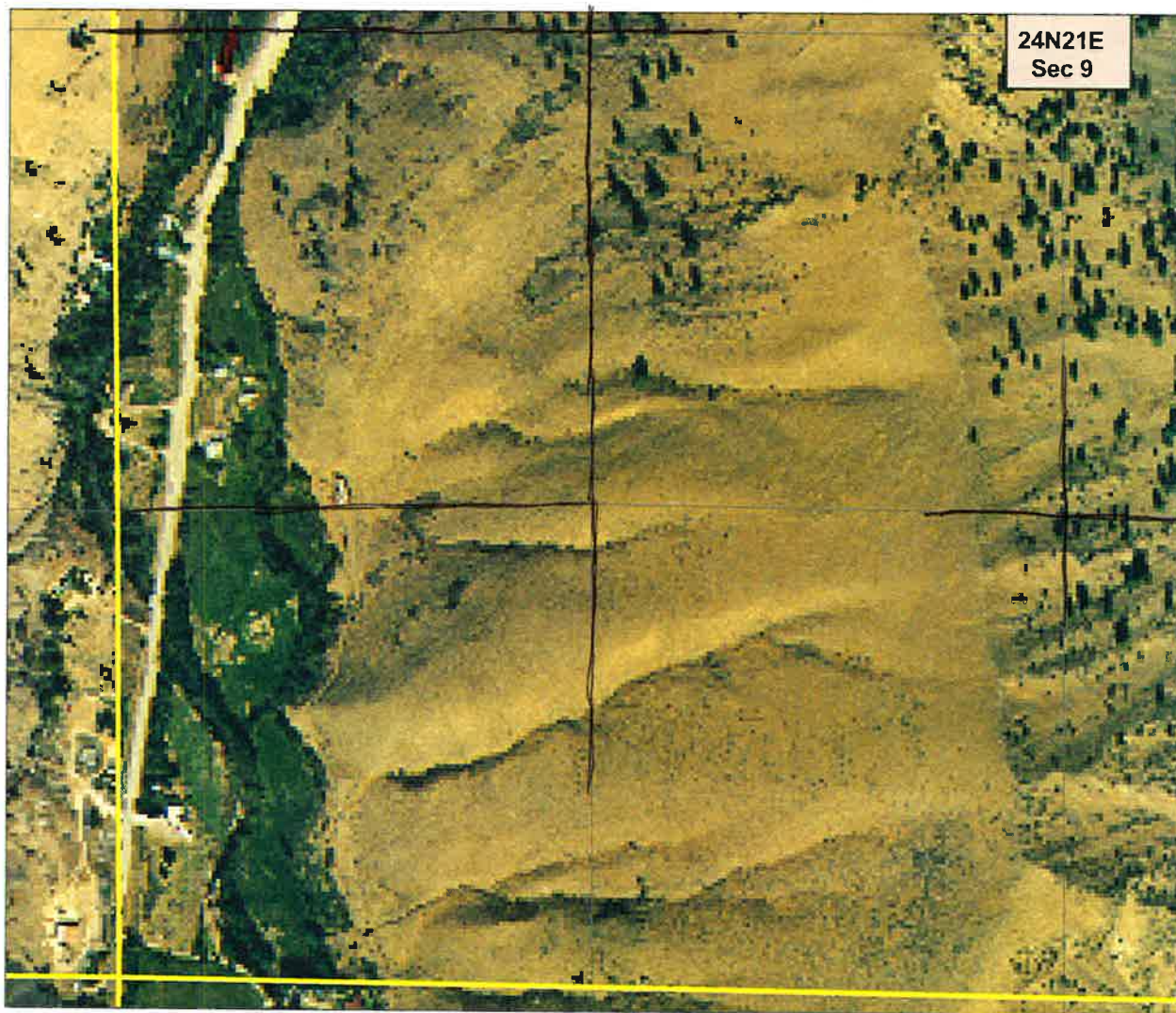


Adjudication Claim Number: **75-4065**



Legend

-  Section Lines
-  24N21E GCDB

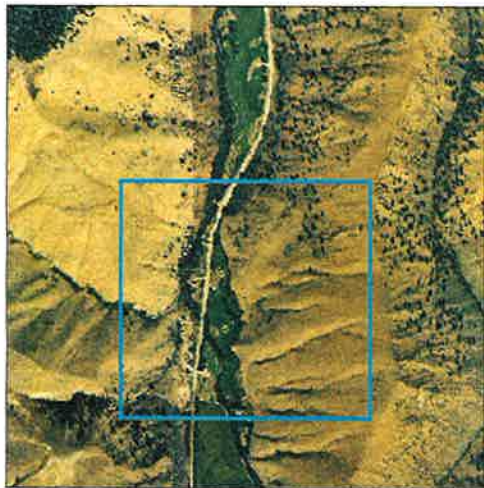


0 0.2 0.4 Miles

A horizontal scale bar with markings at 0, 0.2, and 0.4 miles.

Prepared by M. Van Bussum
On Tuesday, May 10, 2005
1991 Aerial Photography

75-4065



Frank Sullivan



SCANNED

APR 17 2006

RECEIVED

DEC 13 2006

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: 75-14295

FRANK SULLIVAN

P O BOX 67

MONTEVIEW ID 83435

Telephone Number: (208) 657-2304

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):
2. Describe the changes you wish to make in the proposed recommendation:
3. Give a brief explanation as to why you disagree with these portions:

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

DATE:

Dec 9 2006

SIGNATURE:

M. Frank Sullivan

Please print your name:

M. Frank Sullivan

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

SCANNED
DEC 13 2006

11/20/2006

**NOTICE OF ERROR
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Dec 9 2006

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M. Frank Sullivan

Please print your name:

M. Frank Sullivan

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

SCANNED ✓

DEC 14 2006

JUL 31 2006

IDWR/North

WARRANTY DEED

For Value Received BILL ALLEN,
a married man as his sole and separate
property,

the grantor, do hereby grant, bargain, sell and convey unto
M. FRANK SULLIVAN,

Box 67, Montevue, ID 83435
the grantee, the following described premises, in Lemhi County Idaho, to wit:

SEE EXHIBIT "A" ATTACHED HERETO:

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.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee,
his 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.

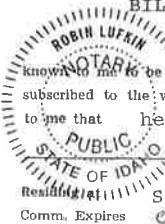
Dated: September 6 2005

Bill Allen
BILL ALLEN

STATE OF IDAHO, COUNTY OF Lemhi --ss
On this 6th day of Sept, 2005
before me, a notary public in and for said State, personally appeared

BILL ALLEN

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



Robin Lufkin
Notary Public
Salmon, Idaho

STATE OF IDAHO, COUNTY OF LEMHI
I hereby certify that this instrument was filed for re-
cord at the request of *Lemhi Title*

at 36 minutes past 3 o'clock p.m.,
this 6 day of Sept 2005, in my office, and duly recorded in Book
of Deeds at page

Ann J. Morton
Ex Officio Recorder

By *Brenda Christensen* Deputy
Fees \$ 6.00
Mail to: LT

INSTRUMENT NO.

264387

EXHIBIT "A"

264387

Parcel "B"

A portion of the W1/2W1/2SW1/4 Section 9, T 24 N, R 21 E, Boise Meridian, Lemhi County, Idaho, more particularly described as follows:

Commencing at the SE Corner of the W1/2W1/2SW1/4 of said Section 9, from which the SW Corner of said Section 9 bears N89°45'02"W, the BASIS OF BEARING of this description, 658.70 feet;

Thence run N00°31'26"W along the east line of the W1/2W1/2SW1/4 of said Section 9, 780.00 feet to the POINT OF BEGINNING;

Thence N87°32'48"W, 194.40 feet to the intersection with the centerline of an existing irrigation ditch;

Thence S42°33'59"W along said centerline, 150.15 feet to the intersection with the easterly bank of the North Fork of the Salmon River;

Thence along said easterly bank the following six (6) courses;

(1) N39°34'59"W, 124.13 feet; (2) N30°54'37"W, 61.76 feet; (3) N18°56'03"W, 40.17 feet; (4) N10°28'10"W, 85.79 feet; (5) N15°40'50"W, 83.60 feet; (6) N31°58'33"W, 45.97 feet to the intersection with the easterly right-of-way of Highway 93 North;

Thence along said right-of-way the following two (2) courses;

(1) N06°18'59"E, 767.24 feet; (2) along the arc of a spiral curve to right 140.24 feet; having a central angle of 04°30'00", having a chord of N06°43'41" E, 140.17 feet to the intersection with the south line of the W1/2NW1/4NW1/4SW1/4;

Thence leaving said right-of-way N89°33'14"E, 44.11 feet to the SE Corner of the W1/2NW1/4NW1/4SW1/4;

Thence N00°26'39"W along the easterly line of said W1/2NW1/4NW1/4SW1/4, 237.09 feet to the intersection with the easterly right-of-way Highway 93 North;

Thence along said right-of-way the following two (2) courses;

(1) along the arc of a curve to right 407.95 feet; having a central angle of 12°34'03", having a radius of 1859.86 feet, having a chord of N19°48'52"E, 407.13 feet; (2) along the arc of a spiral curve to right 41.20 feet, having a central angle of 04°30'00", having a chord of N26°42'08"E, 41.20 feet to the intersection with the north line of W1/2W1/2SW1/4 of said Section 9;

Thence leaving said right-of-way N89°43'46"E, 166.17 feet to the NE Corner of the W1/2W1/2SW1/4 of said Section 9;

Thence S00°31'26"E, 1848.99 feet to the POINT OF BEGINNING;

Subject to an ingress and egress easement 30 feet wide, 15 feet on both sides of the following described centerline:

Commencing at the SE Corner of the W1/2W1/2SW1/4 of said Section 9, run thence N00°31'26"W, 780.00 feet; Thence N87°32'48"W, 194.40 feet; Thence S42°33'59"W, 125.37 feet to the POINT OF BEGINNING;

Thence N32°58'18"W, 95.55 feet;

Thence N30°29'41"W, 150.26 feet;

Thence N05°58'06"W, 86.97 feet;

Thence N22°15'22"W, 108.16 feet;

Thence N02°12'26"E, 107.80 feet;

Thence N06°18'59"E, 19.57 feet;

Thence N83°41'01"W, 15.00 feet to the intersection with the easterly right of way of Highway 93 North, said point being the POINT OF TERMINUS, the sidelines shall be prolonged, or shortened to conform with the Grantor's and Grantee's boundary lines.

WARRANTY DEED

For Value Received WAYNE ENGLAND AND MARGARETTE ENGLAND, HUSBAND AND WIFE,

RECEIVED
JUL 31 2006
IDWR/North

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

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

SEE EXHIBIT "A" ATTACHED HERETO:

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.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee, that they 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 15 2005

Wayne England
WAYNE ENGLAND

Margarette England
MARGARETTE ENGLAND

STATE OF IDAHO, COUNTY OF Lemhi--ss
On this 15th day of June, 2005

before me, a notary public in and for the State of Idaho, personally appeared
WAYNE ENGLAND AND
MARGARETTE ENGLAND

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 1/10/10

STATE OF IDAHO, COUNTY OF LEMHI

I hereby certify that this instrument was filed for record at the request of *Bill Allen Estate*

at 16 minutes past 4 o'clock P.m.,
this 20 day of June 2005, in my office, and duly recorded in Book of Deeds at page

Jim Motor
Ex Officio Recorder

By *Brenda Lammert* Deputy.

Fees \$ 6.00
Mail to: LT

INSTRUMENT NO.

263402

Parcel "B"

A portion of the W1/2W1/2SW1/4 Section 9, T 24 N, R 21E, Boise Meridian, Lemhi County, Idaho, more particularly described as follows:

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Thence S42°33'59"W along said centerline, 150.15 feet to the intersection with the easterly bank of the North Fork of the Salmon River;

Thence along said easterly bank the following six (6) courses;

(1) N39°34'59"W, 124.13 feet; (2) N30°54'37"W, 61.76 feet; (3) N18°56'03"W, 40.17 feet; (4) N10°28'10"W, 85.79 feet; (5) N15°40'50"W, 83.60 feet; (6) N31°58'33"W, 46.97 feet to the intersection with the easterly right-of-way of Highway 93 North;

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Thence leaving said right-of-way N89°33'14"E, 44.11 feet to the SE Corner of the W1/2NW1/4NW1/4SW1/4;

Thence N00°26'39"W along the easterly line of said W1/2NW1/4NW1/4SW1/4, 237.09 feet to the intersection with the easterly right-of-way Highway 93 North;

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Thence N83°41'01"W, 15.00 feet to the intersection with the easterly right of way of Highway 93 North, said point being the POINT OF TERMINUS, the sidelines shall be prolonged or shortened to conform with the Grantor's and Grantee's boundary lines.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region, 1910 Northwest Blvd. Suite 210, Coeur d'Alene, Idaho 83814-2615

Phone: (208) 769-1450

Fax: (208) 769-1454

Web Site: www.idwr.idaho.gov

JAMES E. RISCH
Governor

KARL J. DREHER
Director

June 15, 2006

Frank Sullivan
Box 67
Monteview, ID 83435

RE: 75-14295

Dear Mr. Sullivan:

We have received your change of water right ownership form for a portion right 75-4065. We split the right and assigned your right identification number 75-14295. The original right was for 14 acres of irrigation. Your claim listed 10 acres and Tim Garrett's listed 5 acres. We are going to recommend 9.5 acres for you and 4.5 acres for Mr. Garrett.

We reviewed your copy of the warranty deed and it was from Bill Allen to you. The ownership for has Wayne & Margarette England as the former owner. Is there documentation that shows transfer of ownership to Bill Allen? If so, we would need a copy of that.

Sincerely,

A handwritten signature in black ink, appearing to read 'Knoblock', written in a cursive, flowing style.

Kenneth Knoblock
Water Resources Agent

75-14295

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
	75-4065	✓			

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) Wayne + Margaret England
PO Box 65 North Fork ID 83466
4. New Owner/Claimant(s) M. Frank Sullivan
 Name Connector (Check one): [] and, [] or, [] and/or
- New Mailing Address PO Box 67
- City, State and ZIP Code Montevideo ID 83435
- New Telephone Number 208 657-2304
5. Date you acquired the property 9-6-2005

SCANNED

APR 17 2006

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>75-4065</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>10 ac</u>
Stock		
Domestic		
Other		
Total	<u>.20 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 _____		
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		
Stock		
Domestic		
Other		
Total		

7. Signature of New Owner(s) or Claimant(s) M. F. Sullivan
(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 _____
Receipted by _____	Date _____	Receipt No. _____
Processed by _____	AJ Date _____	WR _____ Date _____

SCANNED

APR 17 2006

WARRANTY DEED

For Value Received BILL ALLEN,
a married man as his sole and separate
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Box 67, Montevue, ID 83435
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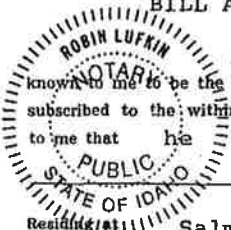
and that he will warrant and defend the same from all lawful claims whatsoever.

Dated: September 6 2005

Bill Allen
BILL ALLEN

STATE OF IDAHO, COUNTY OF Lemhi --ss
On this 6th day of Sept , 2005
before me, a notary public in and for said State, personal-
ly appeared

BILL ALLEN



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

Residing at Salmon
Comm. Expires 3-27-09

Robin Lufkin
Notary Public
, Idaho

STATE OF IDAHO, COUNTY OF LEMHI

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

at 36 minutes past 3 o'clock P. M.,
this 6 day of Sept
2005, in my office, and duly recorded in Book
of Deeds at page

Janet Morton
Ex-officio Recorder

By *Brenda Christensen*
Deputy

Fees \$ 6.00
Mail to: LT

INSTRUMENT NO.

264387

LEMHI TITLE & ABSTRACT -- SALMON, IDAHO

SCANNED

APR 17 2006

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

CLAIM NO(s). A75-04065 14295

1. ☐ No Change NAME IS SAME

☒ NEW OWNER: Frank Sullivan

☐ No Change ADDRESS

☒ NEW ADDRESS: P.O. Box 23 Northfork, Id 83466

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.: A0014976 GPS 069

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 # _____ 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

Frank Sullivan, the new owner, will be sending a CPO soon. A different owner has the lower end of the old England place. Garret I believe

☐ SYSTEM DIAGRAM INCLUDED

☐ NA

☐ Shown on GIS Layout

☐ CK IF IN OFFICE EXAM

DATE EXAM CONDUCTED: _____

FIELD EXAMINER: _____

Print Name

Jack F. Ellis

Signature

OCT 08 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: A75-04065
Date Received: 4/24/1990
Receipt No: 14295
Received By: MOP 6718.
EMC.

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: WAYNE ENGLAND 208-865-2153
Address: P.O. BOX 1167
NORTH FORK, ID 83466

OR

Name: MARGARETTE ENGLAND
Address: P.O. BOX 1167
NORTH FORK, ID 83466

2. Date of Priority: JUN 01, 1910

3. Source: SALMON RIVER, NORTH FORK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
24N	21E	9	SW	NW			LEMHI

5. Description of diverting works:
HEADGATE AND OPEN DITCH.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.280		

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

8. Total consumptive use is 35.0 Acre Feet Per Annum.

9. Non-irrigation uses:
INCIDENTIAL STOCKWATER FOR 50 RANGE

A75-04065

Page 1

Date: 04/24/90

A7504065



MICROFILMED

DEC 15 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
24N	21E	9	NW	SW		IRR	1.0
			SW	SW		IRR	13.0
						Section Acres	14.0
						Total Acres	14.0

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:
NONE.

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 x 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): *Margaret E. Evans* Date: 4-24-90
_____ Date: _____

State of Idaho)
County of B. L. L.) SS.

Subscribed and sworn (or affirmed) before me this 24 day
of April 19 90.

Ernest Carlson
Notary Public

Seal

Residing at Adams Falls, M.
My Commission Expires 6-14-1994.

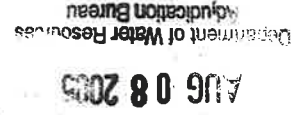
To all to whom these presents shall come, Greeting:

WHEREAS, a Certificate of the Register of the Land Office at Hailey, Idaho, has been deposited in the General Land Office, whereby it appears that, pursuant to the Act of Congress of May 20, 1862, "To Secure Homesteads to Actual Settlers on the Public Domain", and the acts supplemental thereto, the claim of JEREMIAH BARTL has been established and duly consummated, in conformity to law, for the

East Half of the Southeast Quarter of the Northeast Quarter of the Southeast Quarter and the East Half of the East Half of the Southeast Quarter of the Southeast Quarter of Section Eight and the East Half of the Northwest Quarter ^{of the Northwest Quarter} of the Southwest Quarter, the Southwest Quarter of the Northwest Quarter of the Southwest Quarter, and the West Half of the Southwest Quarter of the Southwest Quarter of Section Nine in Township Twenty-Four North of Range Twenty-One East of the Boise Meridian, Idaho, Containing Fifty Acres, according to the Official Plat of the Survey of the said Land, returned to the General Land Office by the Surveyor-General:

NOW KNOW YE, That there is, therefore, granted by the United States unto the said claimant the tract of Land above described; TO HAVE AND TO HOLD the said tract of Land, with the appurtenances thereof, unto the said claimant and to the heirs and assigns of the said claimant forever; subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs laws, and decisions of courts; and there is reserved from the lands hereby granted, a right of way thereon for ditches or canals constructed by the authority of the United States.

IN TESTIMONY WHEREOF, I, William H. Taft, President of the United States of America, have caused these letters to be made Patent, and the seal of the General Land Office to be hereunto affixed. GIVEN under my hand, at the City of Washington, the Thirteenth day of March in the year of our Lord one thousand nine hundred and eleven and of the Independence of the United States the one hundred and Thirty-fifth.

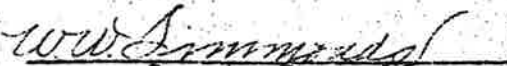
(SEAL)  AUG 08 2005

By the President Wm. H. Taft
By M. P. LeRoy, Secretary
H. W. Sanford, Recorder of the
General Land Office.

RECEIVED
RECORDED: Patent Number 193775

Recorded at the request of Tolbert Bartl, January 12th, 1925, at 50 minutes past 4 o'clock P. M., in Book 28 of Deeds page 108 Records of Lemhi County, Idaho.

Fee: 1.00


County Recorder

SCANNED
AUG 09 2005
75-4065

DITCH RIGHT

STATE OF IDAHO
County of Elmore

On this 20th day of August, 1951, before me, the undersigned, a Notary Public in and for said State, Personally appeared Talbart Bartl, to make it known that the ditch which irrigates the following lands described below, ~~was~~ constructed by him, and his parents, who are now both deceased and who ~~were~~ the original homesteaders of the lands described below. Also being the owners then of certain lands lying and being near the below described lands which the ditch runs thru, ~~later~~ being sold to William J. Buster and Monty E. Buster, brothers. This ditch had no connections with their lands whotsoever. It was built for the sole purpose to irrigate the lands described below.

A part of the West one-half ($\frac{1}{2}$) of the Southwest quarter ($W\frac{1}{2}SW\frac{1}{4}$) of Section Nine (9), Township Twenty-four (24) North, Range Twenty-one (21) East of the Boise Meridian, and more particularly described as follows, to wit:

Beginning at the northeast corner of the $NW\frac{1}{4}NW\frac{1}{4}SW\frac{1}{4}$ of Section 9, T. 24, N., R. 21 E.B.M., run thence west 150 feet, more or less, to the easterly line of U.S. 93 Highway; thence southwesterly along the easterly line of U.S. 93 Highway to the west line of the $E\frac{1}{2}NW\frac{1}{4}NW\frac{1}{4}SW\frac{1}{4}$ of Section 9; thence south along the said west line of the $E\frac{1}{2}NW\frac{1}{4}NW\frac{1}{4}SW\frac{1}{4}$ of Section 9 to the southwest corner of the $E\frac{1}{2}NW\frac{1}{4}NW\frac{1}{4}SW\frac{1}{4}$ of Section 9, thence west along the north line of the $SW\frac{1}{4}NW\frac{1}{4}SW\frac{1}{4}$ of Section 9, 100 feet, more or less, to the aforesaid easterly line of U.S. 93 Highway; thence southwesterly along said easterly line of U.S. 93 Highway to the northeasterly bank of the North Fork of the Salmon River; thence southeasterly along said easterly bank of the North Fork of the Salmon River to the south line of Section 9; thence east 175 feet, more or less, to the southeast corner of the $SW\frac{1}{4}SW\frac{1}{4}SW\frac{1}{4}$ of Section 9; thence north along the east lines of the $W\frac{1}{2}SW\frac{1}{4}SW\frac{1}{4}$, the $SW\frac{1}{4}NW\frac{1}{4}SW\frac{1}{4}$ and the $E\frac{1}{2}NW\frac{1}{4}NW\frac{1}{4}SW\frac{1}{4}$ of Section 9 to the place of beginning. Containing approximately eighteen (18) acres.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.

John A. Bernusolo
Notary Public for Idaho

Residing at Inter Home, Ida

SCANNED

AUG 09 2005