

11/20/2006

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

RIGHT NUMBER: 75-84G
NAME AND ADDRESS: GREG BOURDON
59 SAVAGE RANCH RD
SALMON ID 83467

SANDY BOURDON
59 SAVAGE RANCH RD
SALMON ID 83467

VERA M HARTLEY TRUST
59 SAVAGE RANCH RD
SALMON ID 83467

SOURCE: WALLACE CREEK TRIBUTARY: SALMON RIVER
QUANTITY: 0.081 CFS
PRIORITY DATE: 06/01/1902

POINT OF DIVERSION:
T22N R21E S1 NESW 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	0.081 CFS
PLACE OF USE:	<u>IRRIGATION in LEMHI County</u>		
	T22N R22E S06 Lot 4 NENW 6.70	T22N R22E S06 Lot 5 NWNW	1.30
	T23N R22E S31 Lot 10 SWSW 7.00	T23N R22E S31 Lot 11 SESW	13.00

28 ACRES TOTAL

28

The rights listed below are limited to the irrigation of a combined total of
acres in a single irrigation season. Combined Right Nos.: 75-14302,
~~75-14303~~, and 75-84G.

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 - Decreed

11/20/2006

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

RIGHT NUMBER: 75-14302
NAME AND ADDRESS: GREG BOURDON
59 SAVAGE RANCH RD
SALMON ID 83467

SANDY BOURDON
59 SAVAGE RANCH RD
SALMON ID 83467

VERA M HARTLEY TRUST
59 SAVAGE RANCH RD
SALMON ID 83467

SOURCE: WALLACE CREEK TRIBUTARY: SALMON RIVER
QUANTITY: 0.140 CFS
PRIORITY DATE: 04/17/1923
POINT OF DIVERSION: T22N R21E S1 NESW Within LEMHI County
PURPOSE AND PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/01 10/31	0.140 CFS
PLACE OF USE:	<u>IRRIGATION in LEMHI County</u>		
	T22N R22E S06 Lot 4 NENW 1.00	T23N R22E S31 Lot 10 SWSW 4.30	
	T23N R22E S31 Lot 11 SESW 1.70		
	7 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

POA
in SA 846

11/14/2006

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

RIGHT NUMBER: 75-14302

NAME AND ADDRESS: GREG BOURDON
59 SAVAGE RANCH RD
SALMON ID 83467

SANDY BOURDON
59 SAVAGE RANCH RD
SALMON ID 83467

VERA M HARTLEY TRUST
59 SAVAGE RANCH RD
SALMON ID 83467

SOURCE: WALLACE CREEK

TRIBUTARY: SALMON RIVER

QUANTITY: 0.140 CFS

PRIORITY DATE: 04/17/1923

POINT OF DIVERSION:

T22N R21E S1 NESW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.140 CFS

PLACE OF USE: IRRIGATION in LEMHI County

T22N R22E S06 Lot 4 NENW	1.00	T23N R22E S31 Lot 10 SWSW	4.30
T23N R22E S31 Lot 11 SESW	1.70		

7 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



75-14302

Jock Objection from Farley: WR should not exist. "Water under this right was not used historically on this land prior to 1987 or for many years thereafter."

Jock Objection from Jeff White: identical to Farley

Jerry Response to objection: just cites response

Claim - split of 75-4385C

Slavin et al.

4/17/1923

Wallace Cr. trib. to Salmon R.

0.56 cfs

POD: 22N 21E 1 NENESW

POU: 22N 22E 6 NENW 10

NWNW 13

23N 22E 31 SWSW 8

SESW 4/35ac

} within stat.
claim POU

Rec

Bourdon

4/17/1923

Wallace Cr. trib. to Salmon R.

0.36 cfs

POD: 22N 21E 1 NESW

POU: 22N 22E 6 NENW 1

23N 22E 31 SWSW 6

SESW 11/18ac

Thoughts

Bob's field work found irrigation

- theoretical calc. 0.72 cfs (insmt on system 0.63 cfs)

Might be more acreage under irig. in 1987 than currently
do not see evidence for forfeiture/lack of b-use

1923- would have been gravity flow

OK w/ that

P.D. review



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

July 14, 2006

Greg & Sandy Bourdon
59 Savage Ranch Rd.
Salmon, ID 83467

RE: 75-84G, 75-14302 & 75-14305

Dear Mr. & Mrs. Bourdon:

This is to inform you that we have made changes in the identification numbers of your water rights. The changes are 75-4385C is now 75-14302 and 75-83J is now 75-14305.

Sincerely,

Kenneth Knoblock
Water Resources Agent

SCANNED

JAN 31 2008



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 WEB SITE: www.idwr.state.id.us

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

March 22, 2004

GREG BOURDON
59 SAVAGE RANCH RD
SALMON ID 83467

RE: WATER RIGHT OWNERSHIP CHANGE 75-83J, 75-84G, 75-4385C

Dear Mr. Bourdon:

The enclosed water rights were changed to show you as the current owner. However, as we discussed on the telephone, the elements of these rights are conditional until reviewed by a water agent.

Respectfully,

For Ernest Carlsen
Water Rights Supervisor

Enclosure

SCANNED

JAN 31 2003



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

GREG & SANDY BOURDON
59 SAVAGE RANCH RD
SALMON ID 83467

Dear Mr. & Mrs. Bourdon:

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, reading 'Ernest Carlsen'.

Ernest Carlsen
Water Rights Supervisor

SCANNED

JAN 31 2008

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

RECEIVED

OCT 17 2003

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 (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
754385C					
7584G					
7583J					

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) Josh Miller PO Box 203 North Fork ID OR
PO Box 60 Carman Idaho 83462
4. New Owner/Claimant(s) Greg Bourdon / Sandy Bourdon / Vera Hatley Trust
Name Connector (Check one): [] and, [] or, [] and/or
- New Mailing Address 59 Savage Ranch Rd
- City, State and ZIP Code Salmon Idaho 83467
- New Telephone Number 208 756 8315
5. Date you acquired the property 9/26/03

SCANNED

JAN 31 2008

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 _____		
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	_____	

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) *31 Borden*
(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
JAN 31 2003

WARRANTY DEED

Order No.:307031921L-D

FOR VALUE RECEIVED

Joshua J. Miller and Angelia J. Miller, Husband and Wife

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

Vera M. Hartley, Trustee for the Vera M. Hartley Trust, dated March 16, 1993 and Greg Bourdon and Sandy Bourdon, Husband and Wife

whose current address is

59, SAVAGE RANCH RD
SALMON ID 83467

the grantee(s), the following described premises, in Lemhi County, Idaho, TO WIT:

PARCEL A:

LOT 18 OF DIAMOND CREEK SUBDIVISION, ACCORDING TO THE OFFICIAL PLAT THEREOF, FILED IN BOOK 5 OF PLATS AT PAGE(S) 45 OFFICIAL RECORDS OF LEMHI COUNTY, IDAHO, AND CORRECTED BY AFFIDAVIT AUTHORIZING CHANGES ON PLAT RECORDED OCTOBER 28, 1983 AS INSTRUMENT NO. 169591 AND AMENDED LOT 11 OF DIAMOND CREEK SUBDIVISION ACCORDING TO THE OFFICIAL PLAT THEREOF, FILED IN BOOK 7 OF PLATS AT PAGE 37 OFFICIAL RECORDS OF LEMHI COUNTY, IDAHO.

PARCEL B:

WELL USAGE AND MAINTENANCE EASMENT FOR LOT 18, DIAMOND CREEK SUBDIVISION

AN EASEMENT FOR THE USE AND MAINTENANCE OF AN EXISTING WELL LOCATED IN LOT 17, DIAMOND CREEK SUBDIVISION, SW1/4, SECTION 31, T. 23 N., R. 22 E., BOISE MERIDIAN, LEMHI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE COMMON CORNER OF LOTS 18, 19 AND SAID LOT 17 OF DIAMOND CREEK SUBDIVISION, FROM WHICH THE COMMON CORNER OF LOTS 10, 18 AND 19 BEARS N. 32° 04' 16" E., THE BASIS OF BEARING OF THIS DESCRIPTION, RUN THENCE S. 33° 34' 35" E. ALONG THE BOUNDARY OF SAID LOTS 17 AND 18 A DISTANCE OF 50.00 FT.;

THENCE S. 81° 10' 35" W. A DISTANCE OF 50.00 FT.;

THENCE N. 33° 34' 35" W. A DISTANCE OF 50.00 FT. TO A POINT ON THE NORTHERLY BOUNDARY OF SAID LOT 17;

THENCE N. 81° 10' 35" E. ALONG SAID NORTHERLY BOUNDARY A DISTANCE OF 50.00 FT. TO THE POINT OF BEGINNING.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

256142

Dated: Sept 24, 2003

State of Idaho)
County of Lemhi) SS No. _____
This instrument was filed for record at the request
of Alhanna Little
at 3:05 o'clock P.m. 9-29 2003
and duly filmed and indexed in the records of Lemhi
County Terri J. Morton

SCANNED
JAN 31 2003

Joshua J. Miller
Joshua J. Miller

Angelia J. Miller
Angelia J. Miller

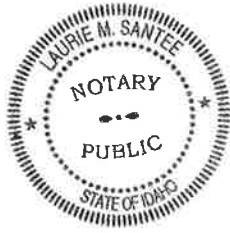
256142

State of Idaho }
County of Lemhi } ss.

On this 9-24-03, before me, a Notary Public in and for said state, personally appeared Joshua J. Miller and Angelia J. Miller

known or identified to me to be the person(s) whose name(s) subscribed to the within instrument, and acknowledged to me that ~~he/she~~ they executed the same.

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



Laurie M. Santee
Notary Public for the State of Idaho
Residing at: Salmon
Commission Expires: 6-19-2007

State

W. Maxwell

Thom
Parkin

BLM

① 14.0

② 20.0

① 5.6

W. Maxwell
Subdiv.
694
T927

SW

SE
4.0

8.0

CP 2.0

②

③

④

⑤

8.2

5.3

11.3

15.3

36 31

1 6

NW

8.0

Corrosion

NE
10.0

16

③

13.7

T29

79

T30

SNF

6 House?

7-14302
75-14303

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

CLAIM NO(s). 75-4385C

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.: A0015060 F.L. "W62405 P001"

Township 22N Range 22E Section 1 1/4 NE 1/4 NE 1/4 SW
Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____ 1/4 _____

5. ☐ No Change - DESCRIPTION OF DIVERTING WORKS
☒ Incomplete description, list below:

headgate with open DITCH to pipeline for GRAVITY sprinkler system

assessor's office 2 parcels 22 & 6.2

28 Acres x 0.02 cfs = 0.56 cfs

SCANNED

JAN 31 2008

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 *See Remarks*

☐ 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 consists of gravity fed sprinkler system that runs
15 9/16 rainbirds at an estimated 40 psi = 56 gpm = .12 cfs. Reading
on a 1.5' Cipolletti Wier at pen was .3 on wier crest = .63 cfs*

75-4385C & D same POP

☐ SYSTEM DIAGRAM INCLUDED ☐ NA

☒ Shown on GIS Layout

☐ CK IF IN OFFICE EXAM

DATE EXAM CONDUCTED: *6-30-05*

FIELD EXAMINER: _____

Bob Foster

Print Name

Bob Foster

Signature



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

July 10, 2006

Mary Burke
315 Courthouse Dr.
Salmon, ID 83467

RE: 75-4385C, 75-84G & 75-83J

Dear Ms. Burke:

In March 2004, you submitted a Change of Ownership of a Water Right in the Snake River Adjudication. The property is located in the Williams Creek area. We searched the Lemhi County tax lot information and we cannot find that you own property in that area. Would you please provide us with the parcel number?

Sincerely,

Kenneth Knoblock
Water Resources Agent

RECEIVED
JAN 31 2003

RECEIVED

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

MAR 30 2004
 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 (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
	75-4385 C	✓			
	75-846	✓			
	75-835	✓			

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) Joshua J. and Angelia J. Miller
Box 60, Carmen Id 83462
4. New Owner/Claimant(s) Mary K. Burke, a single person,
 Name Connector (Check one): [] and, [] or, [] and/or
- New Mailing Address 315 Courthouse Dr.,
- City, State and ZIP Code Salmon ID 83467
- New Telephone Number X 808) 756-7228
5. Date you acquired the property 2/10/2004

SCANNED
 JAN 31 2003

Pedigree Search (History of Water Right Number splits)

Adjudication Pedigree for 75-4385

-- Water Right Number / Status /Reason for split

--75-4385 /See Remarks /Ownership Change .83 90

--75-4385A /Parent /Ownership Change .32 10

--75-14090 /Active /Ownership Change .042 SNEED

--75-14091 /Active /Ownership Change DISALLOW MARCUS, SIMS ETC

--75-14092 /Active /Ownership Change .19 9.7 GOODY

--75-14093 /Active /Ownership Change .168 YANOFF

--75-4385B /Parent /Ownership Change .18

--75-4385C /Parent /Ownership Change

--75-14302 /Active /Ownership Change .117 BOURDON 18 .36

--75-14303 /Active /Ownership Change .15 GEIDEL

--75-4385D /Active /Ownership Change OLSEN .124 9 .18

51.7 1.03

Water Right Pedigree for 75-4385

SCANNED

JAN 31 2003

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT



Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that Derrold Slavin, Sandy Sims, Barry Marcus

(Name of Claimant)

Box 41, Carmen, Idaho

(Mailing Address)

83462

(Zip Code)

Telephone No. 756-3442

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use) 4-17-1923

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)

Wallace Creek tributary to Salmon River

- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

(cfs, af)

(Domestic, Irrigation, Stock, Etc.)

(Both dates inclusive)
(Mo., Day) (Mo., Day)

Quantity	<u>1.8 cfs</u>	Use	<u>Irrigation</u>	Period of Use From	<u>4-1</u>	To	<u>10-15</u>
Quantity		Use		Period of Use From		To	
Quantity		Use		Period of Use From		To	
Quantity		Use		Period of Use From		To	
Quantity		Use		Period of Use From		To	

- (4) 1.8 cfs TOTAL QUANTITY USED.

(cfs, af)

- (5) A) Point of diversion: (Location of point where water is diverted from its source)

SE ¼ NW ¼, Sec. 1 Twp. 22N Rge. 21E B.M., County of Lemhi

Additional points of diversion:

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. Runs directly into a ½ mile ditch thru a headgate

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
23N	22E	31.											16	4					20
22N	21E	6					15	40	5	10									70

No. of acres 90

- B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

NOTE: Include here the type and number of stock watered:

- (7) If you are claiming water as a member of an organization, list name of organization: Partnership

RECORDED

SCANNED

JAN 31 2003

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

RECEIVED

OCT 17 2003

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 (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 4385 C					
75 84 G					
75 83 J					

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)

Josh Miller PO Box 203 North Fork ID OR
PO Box 60 Carmen Idaho 83462

4. New Owner/Claimant(s)

Greg Bourdon / Sandy Bourdon / Vera Hatley Trust

Name Connector (Check one): [] and, [] or, [] and/or

New Mailing Address

59 Savage Ranch Rd

City, State and ZIP Code

Salmon Idaho 83467

New Telephone Number

(208) 756 8315

5. Date you acquired the property

9/26/03

SCANNED

JAN 31 2003

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 _____		
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	_____	_____

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) *Z. J. Brundin*
(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 _____

SCANNED

JAN 31 2009

WARRANTY DEED

Order No.:307031921L-D

FOR VALUE RECEIVED

Joshua J. Miller and Angelia J. Miller, Husband and Wife

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

Vera M. Hartley, Trustee for the Vera M. Hartley Trust, dated March 16, 1993 and Greg Bourdon and Sandy Bourdon, Husband and Wife

whose current address is

59, SAVAGE RANCH RD
SALMON ID 83467

the grantee(s), the following described premises, in Lemhi County, Idaho, TO WIT:

PARCEL A:

LOT 18 OF DIAMOND CREEK SUBDIVISION, ACCORDING TO THE OFFICIAL PLAT THEREOF, FILED IN BOOK 5 OF PLATS AT PAGE(S) 45 OFFICIAL RECORDS OF LEMHI COUNTY, IDAHO, AND CORRECTED BY AFFIDAVIT AUTHORIZING CHANGES ON PLAT RECORDED OCTOBER 28, 1983 AS INSTRUMENT NO. 169591 AND AMENDED LOT 11 OF DIAMOND CREEK SUBDIVISION ACCORDING TO THE OFFICIAL PLAT THEREOF, FILED IN BOOK 7 OF PLATS AT PAGE 37 OFFICIAL RECORDS OF LEMHI COUNTY, IDAHO.

PARCEL B:

WELL USEAGE AND MAINTENANCE EASMENT FOR LOT 18, DIAMOND CREEK SUBDIVISION

AN EASEMENT FOR THE USE AND MAINTENANCE OF AN EXISTING WELL LOCATED IN LOT 17, DIAMOND CREEK SUBDIVISION, SW1/4, SECTION 31, T. 23 N., R. 22 E., BOISE MERIDIAN, LEMHI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE COMMON CORNER OF LOTS 18, 19 AND SAID LOT 17 OF DIAMOND CREEK SUBDIVISION, FROM WHICH THE COMMON CORNER OF LOTS 10, 18 AND 19 BEARS N. 32° 04' 16" E., THE BASIS OF BEARING OF THIS DESCRIPTION, RUN THENCE S. 33° 34' 35" E. ALONG THE BOUNDARY OF SAID LOTS 17 AND 18 A DISTANCE OF 50.00 FT.;

THENCE S. 81° 10' 35" W. A DISTANCE OF 50.00 FT.;

THENCE N. 33° 34' 35" W. A DISTANCE OF 50.00 FT. TO A POINT ON THE NORTHERLY BOUNDARY OF SAID LOT 17;

THENCE N. 81° 10' 35" E. ALONG SAID NORTHERLY BOUNDARY A DISTANCE OF 50.00 FT. TO THE POINT OF BEGINNING.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

256142

Dated: Sept 24, 2003

State of Idaho)
County of Lemhi) SS No. _____
This instrument was filed for record at the request
of Althaus Title
at 3:05 o'clock P.m. 9-29 2003
and duly filmed and indexed in the records of Lemhi
County Terri J. Morton

CANNED

JAN 31 2003

Joshua J. Miller
Joshua J. Miller

Angelia J. Miller
Angelia J. Miller

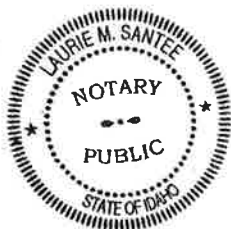
256142

State of Idaho }
County of Lemhi } ss.

On this 9-24-03, before me, a Notary Public in and for said state, personally appeared Joshua J. Miller and Angelia J. Miller

known or identified to me to be the person(s) whose name(s) subscribed to the within instrument, and acknowledged to me that ~~he~~^{she}/they executed the same.

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



Laurie M. Santee
Notary Public for the State of Idaho
Residing at: Salmon
Commission Expires: 6-19-2007

SCANNED
JAN 31 2003



SCANNED

OCT 10 2001



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

November 18, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

JOSHUA & ANGELIA MILLER
PO BOX 203
NORTH FORK ID 83466

RE: CHANGE IN OWNERSHIP FOR A75-00083H, A75-00084F,
A75-04385B

Dear Mr. & Mrs. Miller:

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:

A75-00083J, 0.06 CFS ON 35 ACRES, MILLER
A75-00083K, 0.03 CFS ON 15 ACRES, OLSEN

A75-00084G, 0.09 CFS ON 35 ACRES, MILLER
A75-00084H, 0.04 CFS ON 15 ACRES, OLSEN

A75-04385C, 0.68 CFS ON 35 ACRES, MILLER
A75-04385D, 0.30 CFS ON 15 ACRES, OLSEN

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

SCANNED

JAN 31 2003

questions, please contact this office.

Respectfully submitted,

A handwritten signature in cursive script that reads "Jennifer Crabtree".

Jennifer Crabtree
Technical Records Specialist

Enclosure

SCANNED
JAN 31 2009



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 WEB SITE: www.idwr.state.id.us

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 1, 2004

MARY K BURKE
315 COURTHOUSE DR
SALMON ID 83467

Dear Ms. Burke:

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.

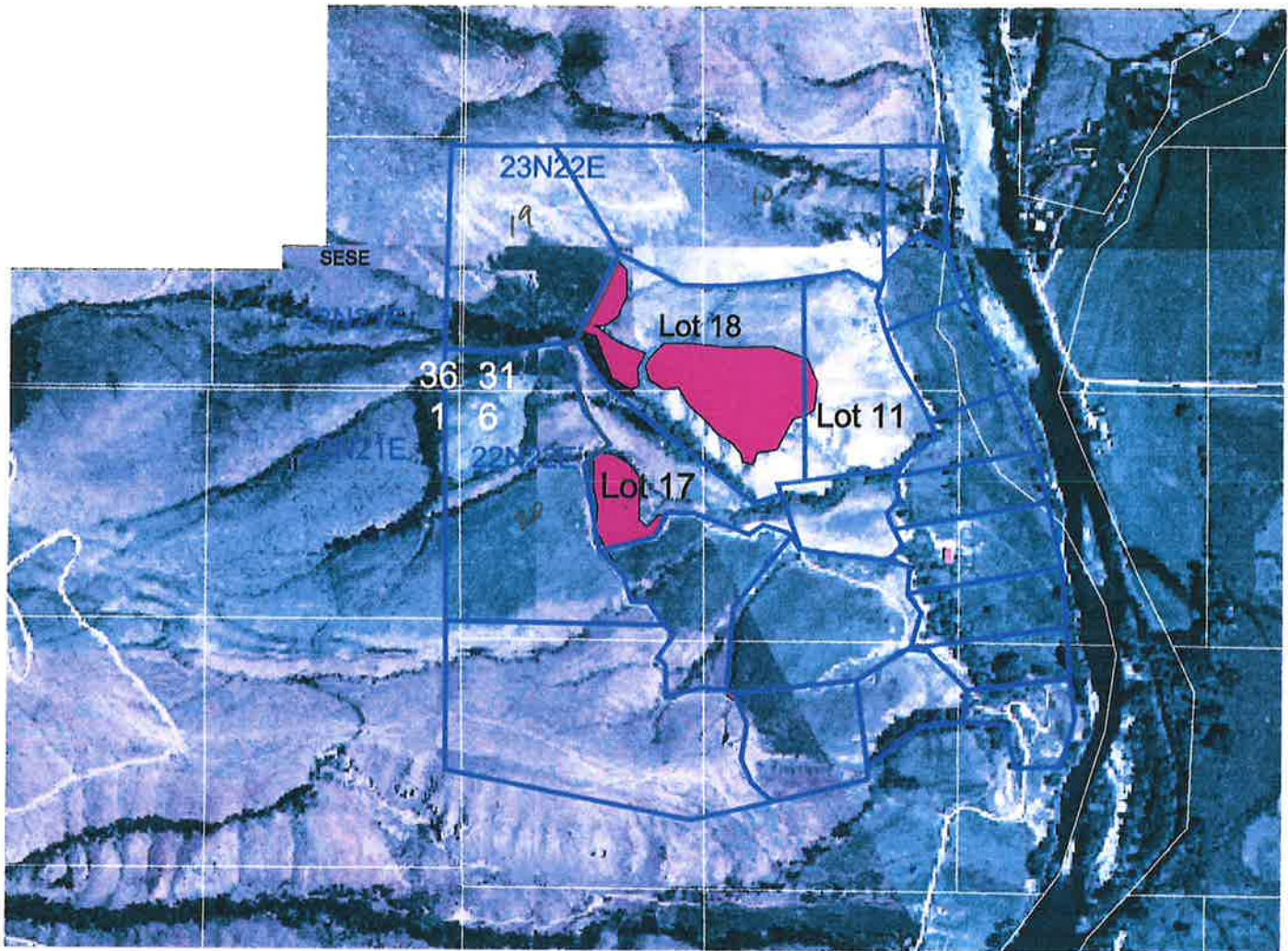
Respectfully,

For Ernest Carlsen
Water Rights Supervisor

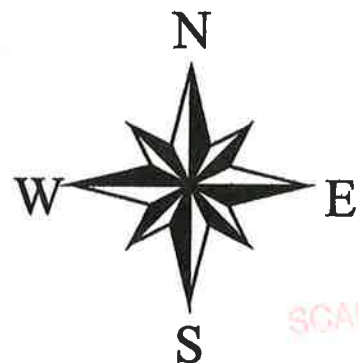
SCANNED

JAN 31 2003

75-83J
75-84G
75-4385C



-  Diamondcreeksub75.shp
-  75-83j.shp
-  Administrative Basins
- QQ



SCANNED
JAN 31 2003



State of Id

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

GREG & SANDY BOURDON
59 SAVAGE RANCH RD
SALMON ID 83467

Dear Mr. & Mrs. Bourdon:

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

900 N. SKYLINE DR., SUITE A, IDAHO FALLS, ID 83402-1718

PHONE: (208) 525-7161 FAX: (208) 525-7177 WEB SITE: www.idwr.state.id.us

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

March 22, 2004

GREG BOURDON
59 SAVAGE RANCH RD
SALMON ID 83467

RE: WATER RIGHT OWNERSHIP CHANGE 75-83J, 75-84G, 75-4385C

Dear Mr. Bourdon:

The enclosed water rights were changed to show you as the current owner. However, as we discussed on the telephone, the elements of these rights are conditional until reviewed by a water agent.

Respectfully,

For Ernest Carlsen
Water Rights Supervisor

Enclosure

RECEIVED
FEB 1 1997
DEPARTMENT OF
WATER RESOURCES

2
COPY

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

In Re SRBA

A. Subcase 75-14302

Case No. 35976

**STANDARD FORM 1
OBJECTION**

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Dan Farley

Address: c/o Holden, Kidwell, Hahn & Crapo, PLLC

PO Box 50130, Idaho Falls, ID 83405-0130

Daytime Phone: 208-523-0620

Name & Address of Attorney, if any:

Kent W. Foster

Holden, Kidwell, Hahn & Crapo, PLLC

PO Box 50130, Idaho Falls, ID 83405

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: Vera M. Hartley Trust, Greg Bourdon & Sandy Bourdon

Address: 59 Savage Ranch Rd.

Salmon, ID 83467

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address**
Should be: _____
2. ☐ **Source**
Should be: _____
3. ☐ **Quantity**
Should be: _____
4. ☐ **Priority Date**
Should be: _____
5. ☐ **Points of Diversion**
Should be: _____
6. ☐ **Instream Flow Description**
Should be: _____
7. ☐ **Purpose(s) of Use**
Should be: _____
8. ☐ **Period of Year**
Should be: _____
9. ☐ **Place of Use**
Should be: _____

10. **I object because:**

- ☒ This water right should not exist.
- ☐ This water right was not recommended, but should be recommended with the elements described above.

E. **REASONS SUPPORTING OBJECTION(S):** Water under this right was not used historically on this land prior to 1987 or for many years thereafter.

VERIFICATION (Must be Completed)

State of Idaho)
)ss.
County of Bonneville)

Kent W. Foster, duly sworn, upon oath, deposes and says:

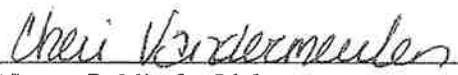
That I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.



Kent W. Foster, Attorney

Subscribed and sworn to before me on this 8th day of February, 2007.





Notary Public for Idaho
Residing at: Idaho Falls, ID
My Commission Expires: July 7, 2009

G.

CERTIFICATE OF MAILING

I hereby certify that on the 8th day of February, 2007, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

Vera M. Hartley Trust
Greg Bourdon
Sandy Boudon
59 Savage Ranch Rd.
Salmon, Id 83467

3. Copies to:

IDWR Document Depository
P.O. Box 83720
Boise, ID 83720-0098

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, ID 83711-4449

United States Department of Justice
Environmental and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724



Kent W. Foster, Attorney

G:\WPDATA\KWF\12036 Farley, Dan\Objection, 75-14302.wpd

RECEIVED
FEB 12 1997
CLERK

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

In Re SRBA

A. Subcase 75-14302

Case No. 35976

**STANDARD FORM 1
OBJECTION**

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Jeffrey V. Waite

Address: c/o Holden, Kidwell, Hahn & Crapo, PLLC

PO Box 50130, Idaho Falls, ID 83405-1030

Daytime Phone: 208-523-0620

Name & Address of Attorney, if any:

Kent W. Foster

Holden, Kidwell, Hahn & Crapo, PLLC

PO Box 50130, Idaho Falls, ID 83405

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: Vera M. Hartley Trust, Greg Bourdon & Sandy Bourdon

Address: 59 Savage Ranch Rd.

Salmon, ID 83467

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address**
Should be: _____
2. ☐ **Source**
Should be: _____
3. ☐ **Quantity**
Should be: _____
4. ☐ **Priority Date**
Should be: _____
5. ☐ **Points of Diversion**
Should be: _____
6. ☐ **Instream Flow Description**
Should be: _____
7. ☐ **Purpose(s) of Use**
Should be: _____
8. ☐ **Period of Year**
Should be: _____
9. ☐ **Place of Use**
Should be: _____

10. **I object because:**

- ☒ This water right should not exist.
- ☐ This water right was not recommended, but should be recommended with the elements described above.

E. **REASONS SUPPORTING OBJECTION(S):** Water under this right was not used historically on this land prior to 1987 or for many years thereafter.

VERIFICATION (Must be Completed)

State of Idaho)
)ss.
County of Bonneville)

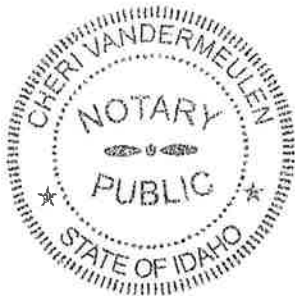
Kent W. Foster, duly sworn, upon oath, deposes and says:

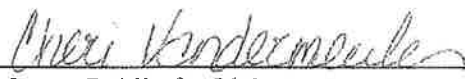
That I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.



Kent W. Foster, Attorney

Subscribed and sworn to before me on this 30th day of January, 2007.





Notary Public for Idaho
Residing at: Idaho Falls, ID
My Commission Expires: July 7, 2009

G.

CERTIFICATE OF MAILING

I hereby certify that on the 27th day of January, 2007, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

Vera M. Hartley Trust
Greg Bourdon
Sandy Boudon
59 Savage Ranch Rd.
Salmon, Id 83467

3. Copies to:

IDWR Document Depository
P.O. Box 83720
Boise, ID 83720-0098

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, ID 83711-4449

United States Department of Justice
Environmental and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724



Kent W. Foster, Attorney

G:\WPDATA\KWF\10939 WAITE, JEFF\Objection, 75-14302.wpd

RECEIVED
FEB 1 1997
DEPARTMENT OF
WATER RESOURCES

2
COPY

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

In Re SRBA

A. Subcase 75-14302

Case No. 35976

**STANDARD FORM 1
OBJECTION**

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Dan Farley

Address: c/o Holden, Kidwell, Hahn & Crapo, PLLC

PO Box 50130, Idaho Falls, ID 83405-0130

Daytime Phone: 208-523-0620

Name & Address of Attorney, if any:

Kent W. Foster

Holden, Kidwell, Hahn & Crapo, PLLC

PO Box 50130, Idaho Falls, ID 83405

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: Vera M. Hartley Trust, Greg Bourdon & Sandy Bourdon

Address: 59 Savage Ranch Rd.

Salmon, ID 83467

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address**
Should be: _____
2. ☐ **Source**
Should be: _____
3. ☐ **Quantity**
Should be: _____
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Should be: _____
6. ☐ **Instream Flow Description**
Should be: _____
7. ☐ **Purpose(s) of Use**
Should be: _____
8. ☐ **Period of Year**
Should be: _____
9. ☐ **Place of Use**
Should be: _____

10. **I object because:**

- ☒ This water right should not exist.
- ☐ This water right was not recommended, but should be recommended with the elements described above.

E. **REASONS SUPPORTING OBJECTION(S):** Water under this right was not used historically on this land prior to 1987 or for many years thereafter.

VERIFICATION (Must be Completed)

State of Idaho)
)ss.
County of Bonneville)

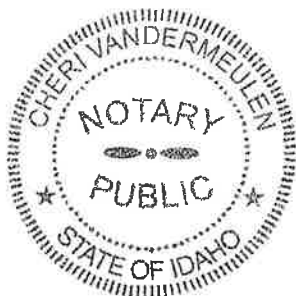
Kent W. Foster, duly sworn, upon oath, deposes and says:

That I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.



Kent W. Foster, Attorney

Subscribed and sworn to before me on this 8th day of February, 2007.





Notary Public for Idaho
Residing at: Idaho Falls, ID
My Commission Expires: July 7, 2009

G.

CERTIFICATE OF MAILING

I hereby certify that on the 8th day of February, 2007, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

Vera M. Hartley Trust
Greg Bourdon
Sandy Boudon
59 Savage Ranch Rd.
Salmon, Id 83467

3. Copies to:

IDWR Document Depository
P.O. Box 83720
Boise, ID 83720-0098

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, ID 83711-4449

United States Department of Justice
Environmental and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724


Kent W. Foster, Attorney

G:\WPDATA\KWF\12036 Farley, Dan\Objection, 75-14302.wpd

DSLOG DC
10-1-99

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

RECEIVED

SEP 29 1999

Please print or type. Attach pages with additional information. Instructions are on the back of this page.

Incomplete forms will be returned.

Department of Water Resources
Eastern Region1. Water Right or Adjudication Claim No(s): A75-04385B A75-00083H A75-00084A2. The following **REQUIRED** information must be submitted with this form:A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**

AND

B. **PLAT OF PROPERTY** or **SURVEY MAP** for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency **AERIAL PHOTO** with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant

JOSNUA & NOGIE MillerSalmon ID 83467

4. New Owner/Claimant(s)

NORMAN C & Dorothy A OLSENName Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

11091 2 1/2 mile Rd.

City, State and ZIP Code

POCATELLO Idaho 83202

New Telephone Number

208 237 4079

SCANNED

MAR - 1 2007

5. Date you acquired the property 23 Sept 1999

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres you irrigate 7.00 15A Number and type of stock _____Diversion rate in CFS _____ Number of homes 1 Other uses _____

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner or Claimant(s)

Norman C. Olsen
Dorothy A. Olsen

Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign this form.

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

Warranty Deed

For Value Received JOSHUA J. MILLER AND ANGELIA J. MILLER,
husband and wife,

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

NORMAN C. OLSEN AND DOROTHY A. OLSEN,
husband and wife,

whose current address is

1109 2½ Mile Rd
Pocatello ID 83202

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

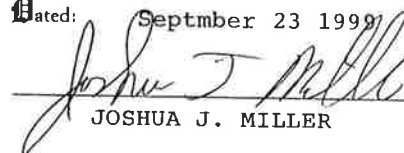
Lot 16 and 21 in Diamond Creek Subdivision, according
to the official plat thereof filed in Book 5 of Plats
at Page 45 records of Lemhi County, ID

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 s,
their heirs and assigns forever. And the said Grantor s do hereby covenant to and with the said
Grantee s, that the y the owner s in 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: September 23 1999


JOSHUA J. MILLER


ANGELIA J. MILLER

STATE OF IDAHO, COUNTY OF Lemhi--ss
On this 23rd day of September¹⁹ 99
before me, a notary public in and for said State, personally appeared

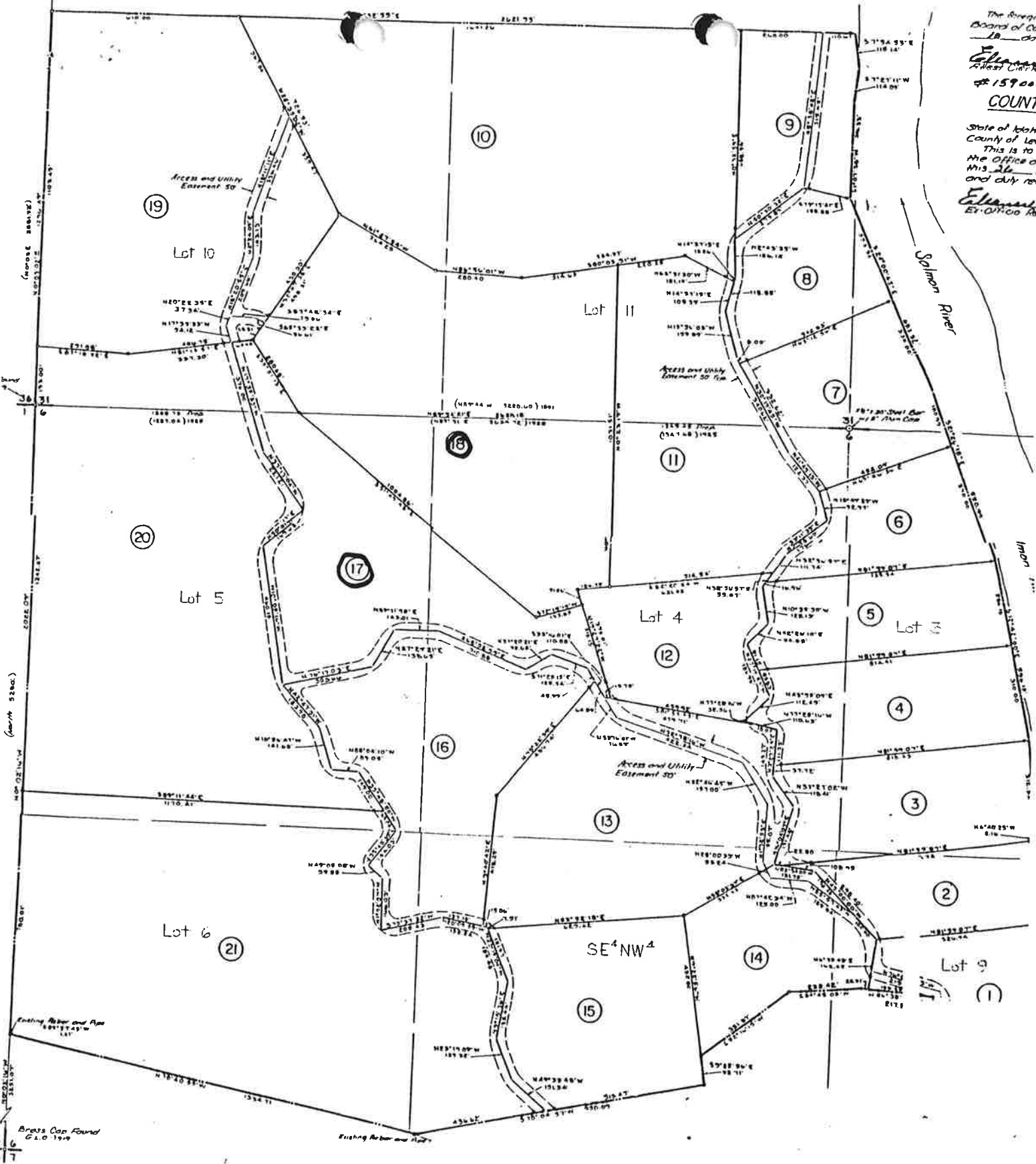
JOSHUA J. MILLER AND
ANGELIA J. MILLER

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


Notary Public

Residing at SALMON, Idaho
Comm. Expires 2-19-2003

The Board of Co
 18-07
 E. J. ...
 #159001
 COUNT
 State of Iowa
 County of Lee
 This is to
 the Office of
 this day
 and duty in
 E. J. ...
 E. J. ...



Brass Cap Found
 G.L.O. 1909

RECEIVED
JUL 27 2005
DEPARTMENT OF
WATER RESOURCES

Greg and Sandra Bourdon
Vera M. Hartley Trust
59 Savage Ranch Rd.
Salmon, ID 83467

State of Idaho
Department of Water Resources
322 East Front St
Po Box 83720
Boise, Idaho 83720-0098

July 19, 2005

RE: water right number 75-4385C

Dear Ms. Brown,

Enclosed are the documents that support my claim and provide evidence of priority.

Enclosed is an original copy of the homestead document, and deeds transferred to owners to 1929. These documents also include a letter supporting use of the lateral ditch, a transfer of rights which required use of our ditch, and a 1968 aerial map showing this area was watered during at that time.

In 1923, my land was part of the original Sanderson homestead, in the original document mention was made to all water rights, ditches to be used for mining and agriculture purposes. The land was transferred several times, until on July 6, 1929 Mr. William H. Anders bought the property. Mr. Anders and his son rebuilt and maintained our lateral ditch that supplies my property with irrigation water. Enclosed is a notarized letter from his grandson supporting my statement.

On November 19, 1954 Mr William Maxwell transferred 1898 and 1902 water rights to our property. (order granting transfer no. 937 on 11/19/1959). The only way to get water to this area is by the lateral ditch feeding my irrigation water.

Lastly, enclosed is an aerial map showing this ground was watered in 1968.

I believe, with the documents enclosed, these support my historic use of irrigation water and should lead to a decreed right for claim 75-4385C.

Thank you for your attention to this matter.

Sincerely,
Greg Bourdon
Sandra Bourdon
Vera Hartley



SCANNED

JUL 28 2005

Hailey 027276

4-1023

THE UNITED STATES OF AMERICA,

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 full payment has been made by the claimant GUST O. SWANSON according to the provisions of the Act of Congress of April 24, 1820, entitled "An Act making further provision for the sale of the Public Lands," and the acts supplemental thereto, for the Lot two and the southwest quarter of the northeast quarter of Section one in Township sixteen north of Range twenty-four east of the Boise Meridian, Idaho, containing seventy nine acres and sixty-six hundredths of an acre, 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 the UNITED STATES OF AMERICA, in consideration of the premises, and in conformity with the several Acts of Congress in such case made and provided, HAS GIVEN AND GRANTED, and by these presents DOES GIVE AND GRANT unto the said claimant and to the heirs of the said claimant the tract above described; TO HAVE AND TO HOLD the same, together with all the rights, privileges, immunities, and appurtenances, of whatsoever nature, thereunto belonging, unto the said 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, Calvin Coolidge, 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, in the District of Columbia, the SEVENTEENTH day of MARCH in the year of our Lord one thousand nine hundred and TWENTY-FIVE and of the Independence of the United States the one hundred and FORTY-NINTH

By the President: Calvin Coolidge
By Viola B. Pugh, Secretary.

-Seal-

RECORDED: Patent Number 955402

Recorder of the General Land Office.

Recorded at the request of Francis R. Hall Jr. August 7th, 1925 at 32 minutes past 11 o'clock A. M., in Book 28 of Deeds page 224. Records of Lemhi County, Idaho.

By Lelia M. Glenwood
Deputy.

W. W. Simmonds
County Recorder.

Fee: 1.00

Instrument No. 30973

Hailey 021045

4-1003.

THE UNITED STATES OF AMERICA,

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 JOSEPH SANDERSON has been established and duly consummated, in conformity to law, for the Lots ten and eleven of Section thirty-one in Township twenty-three north and the Lot five of Section six in Township twenty-two north all in Range twenty-two east of the Boise Meridian, Idaho, containing one hundred eleven acres and eighty-four hundredths of an acre, 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, Warren G. Harding, 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 SEVENTEENTH day of APRIL in the year of our Lord one thousand nine hundred and TWENTY-THREE and of the Independence of the United States the one hundred and FORTY-SEVENTH.

By the President: Warren G. Harding

By Viola B. Pugh, Secretary.

-Seal-

RECORDED: Patent Number 903446

Recorder of the General Land Office.

Recorded at the request of Jos. Sanderson August 10th, 1925 at -- minutes past 3 o'clock P. M., in Book 28 of Deeds page 224. Records of Lemhi County, Idaho.

By Lelia M. Glenwood
Deputy.

W. W. Simmonds
County Recorder.

Fee: 1.00

SCANNED

JUL 28 2005

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By Lelia M. Glenwood

Fee: 1.

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To

This Indenture, Made this _____ in the year of our Lord one thousand nine hundred and twenty-five between JOSEPH SANDERSON and LAURA SANDERSON, husband and wife, of Salmon, County of Lemhi, State of Idaho, the parties of the first part, and HERBERT N. BENHAM of Salmon, County of Lemhi, State of Idaho, the party of the second part.

WITNESSETH, That the said part^{ies} of the first part, for and in consideration of FOUR HUNDRED AND NO/100- - - - - DOLLARS, lawful money of the United States of America, to them in hand paid by the said part^y of the second part, the receipt whereof is hereby acknowledged, ha^{ve} GRANTED, BARGAINED and SOLD and by these presents do GRANT, BARGAIN, SELL, CONVEY and CONFIRM unto the said part^y of the second part, and to his heirs and assigns forever, all

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

All of Lots Ten and Eleven of Section Thirty-one in Township twenty-three north and the Lot Five of Section Six in Township twenty-two north all in Range twenty-two east of the Boise Meridian in Lemhi County, Idaho, containing 111.84 acres.

Together with any and all ditches, water and water rights belonging to said premises, appertaining thereto or used in connection therewith.

Documentary Stamp: .50; J.S., I.S., 8/10/25.

Together with all and singular and tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and also all estate, right, title, interest in and to the said property, possession, claim and demand whatsoever, as well in law as in equity, of the said part^{ies} of the first part, of in or to the said premises, and every part and parcel thereof, with the appurtenances.

TO HAVE AND HOLD all and singular, the above mentioned and described premises, together with the appurtenances, unto the part^y of the second part, and to his heirs and assigns forever. And the said part^{ies} of the first part, and their heirs, the said premises in the quiet and peaceful possession of the said part^y of the second part, his heirs and assigns, against the said part^{ies} of the first part and their heirs, and against all and every person and persons whomsoever, lawfully claiming or to claim, the same shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, the said part^{ies} of the first part ha^{ve} hereunto set their hands and seal the day and year first above written.

Signed, sealed and delivered in the presence of
Joseph Sanderson (SEAL)
Laura Sanderson (SEAL)

STATE OF IDAHO, } ss.
COUNTY OF LEMHI, }
On this 10th day of August, in the year 1925, before me Allen C. Merritt
Notary Public in and for the said County, personally appeared
Joseph Sanderson and Laura Sanderson, husband and wife, known
to me to be the person^s whose name^s are subscribed to the within instrument, and acknowledged to me that the^y executed the same.

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

-SEAL- Allen C. Merritt
Notary Public for the State of Idaho.
residing at Salmon, Idaho.

Recorded at request of Allen C. Merritt at 55 minutes past 11 o'clock A. M., 11th August, 1925, in Book 27 of Deeds, on page 174, Records of Lemhi County, Idaho.
Fee: 1.50
SCANNED
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hi County,
Recorder,
Deputy.

This adventure, Made this 11th day August in the year of our Lord one thousand nine hundred and twenty-five between HERBERT N. BENHAM and ELIZA J. BENHAM, husband and wife, of the County of Lemhi, State of Idaho, the parties of the first part, and FRANK MALCOLM, of the County of Lemhi, State of Idaho, the party of the second part.

WITNESSETH, That the said parties of the first part, for and in consideration of SIX HUNDRED AND NO/100 DOLLARS, lawful money of the United States of America, to them in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, have GRANTED, BARGAINED and SOLD and by these presents do GRANT, BARGAIN, SELL, CONVEY and CONFIRM unto the said party of the second part, and to his heirs and assigns forever, all

all those certain lots, pieces or parcels of land situate, lying and being in the County of Lemhi, State of Idaho, and described as follows to wit:-

All of Lots Ten and Eleven of Section Thirty-one Township Twenty-three North and Lot Five of Section Six, Township Twenty-two North all in Range Twenty-two East of the Boise Meridian, containing 111.84 acres of land,

Together with all the ditches, water and water rights belonging to said premises, appertaining thereto or used in connection therewith.

Documentary Stamp: 1.00; E.J.B.,
H.N.B., 8/11/25.

Together with all and singular tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and also all estate, right, title, interest in and to the said property, possession, claim and demand whatsoever, as well in law as in equity, of the said parties of the first part, of in or to the said premises, and every part and parcel thereof, with the appurtenances.

TO HAVE AND HOLD all and singular, the above mentioned and described premises, together with the appurtenances, unto the party of the second part, and to his heirs and assigns forever. And the said parties of the first part, and their heirs, the said premises in the quiet and peaceful possession of the said party of the second part, his heirs and assigns, against the said parties of the first part and their heirs, and against all and every person and persons whomsoever, lawfully claiming or to claim, the same shall and will warrant and by these presents forever defend.

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

Signed, sealed and delivered in the presence of

Herbert N. Benham

Eliza J. Benham

STATE OF IDAHO,
COUNTY OF LEMHI,

ss.

On this 11th day of August, in the year 1925, before me Allen C. Merritt,

Notary Public

in and for the said County, personally appeared

Herbert N. Benham and Eliza J. Benham, husband and wife

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

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

Allen C. Merritt

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

Recorded at request of Frank Malcolm

at 30

minutes past 4

on 11th August

1925, in Book 27 of Deeds, on page 175, Records of Lemhi County,

Per: 1-50

SCANNED

JUL 28 2005

By

County Recorder.

Deputy.

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emhi County

Recorders

Deputy

This adventure, Made this Sixth day July in the year of our
Lord one thousand nine hundred and twenty-nine between
FRANK MALCOLM and BERTHA N. MALCOLM, husband and wife, of Lemhi County, State of Idaho,
the parties of the first part, and
WILLIAM H. ANDERS of the same place the party of the second part.

WITNESSETH, That the said parties of the first part, for and in consideration of
EIGHT HUNDRED DOLLARS,

Lawful Money of the United States of America, to them in hand paid by the said party of the second part,
the receipt whereof is hereby acknowledged, have GRANTED, BARGAINED and SOLD and by these presents do GRANT,
BARGAIN, SELL, CONVEY and CONFIRM unto the said party of the second part, and to his heirs and assigns forever, all
of the following described pieces and parcels of land situated, lying and being in the
County of Lemhi, State of Idaho, to-wit:

Lots Nos. 10 and 11 of Section 31 Township 23 North and Lot No. 5 in Section
6, Township 22 North, all in Range 22 East of the Boise Meridian, together with all
water, water rights, ditches and ditch rights, tenements, hereditaments and appurtenances
thereto appertaining or used in connection therewith.

CLERK OF THE DISTRICT COURT
THE SEVENTH JUDICIAL DISTRICT OF THE STATE
IDAHO, IN AND FOR THE COUNTY OF LEMHI,
DO HEREBY CERTIFY THAT THE PROCEEDING IS A
TRUE, AND CORRECT COPY OF THE ORIGINAL ON FILE
IN THIS OFFICE. IN WITNESS WHEREOF I HAVE HERE
UNTO SET MY HAND AND AFFIXED MY
OFFICIAL SEAL THIS 8 DAY
OF July YEAR 1929
BY John H. Padgham CLERK
DEPUTY

Together with all and singular and tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and
the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and also all estate, right, title, interest in and to the
said property, possession, claim and demand whatsoever, as well in law as in equity, of the said parties of the first part, of in or to the said
premises, and every part and parcel thereof, with the appurtenances.

TO HAVE AND HOLD all and singular, the above mentioned and described premises, together with the appurtenances, unto the
party of the second part, and to his heirs and assigns forever. And the said parties of the first part, and their heirs,
the said premises in the quiet and peaceful possession of the said party of the second part, his heirs and assigns, against the
said parties of the first part and their heirs, and against all and every person and persons whomsoever, lawfully claiming or to
claim, the same shall and will warrant and by these presents forever defend.

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

Signed, sealed and delivered in the presence of
John H. Padgham

Frank Malcolm [SEAL]
Bertha N. Malcolm [SEAL]
[SEAL]

STATE OF IDAHO, } ss.
COUNTY OF LEMHI, }

On this Sixth day of July, in the year 1929, before me John H. Padgham

a Notary Public in and for the said County, personally appeared
Frank Malcolm and Bertha N. Malcolm, known
to me to be the person s whose names are subscribed to the within instrument, and acknowledged to me that he executed
the same.

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

(Seal) John H. Padgham
Notary Public for Idaho,
Residing at Salmon, Idaho.

Recorded at request of J. A. Herndon at 30 minutes past 1

o'clock P.M., July 29th, 1929, in Book 27 of Deeds, on page 567, Records of Lemhi County,
Idaho.

Fee: 1.50

W. W. Simmonds
County Recorder.

SCANNED By _____ Deputy.

JUL 28 2005

July 10, 2005

Re: Wallace Creek Ditch

To Whom It May Concern:

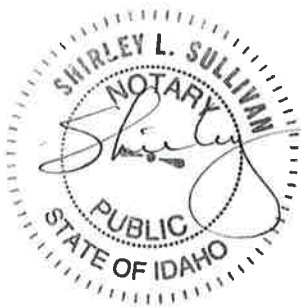
My grandfather, William Henry Anders, either built or rebuilt the Wallace Creek Ditch.

According to my father, Esmond W. Anders, they acquired the property in 1929 and worked on the ditch while they owned the property. At that time, there were no trees along the ditch bank, contrary to the present, where the trees are almost solid along the ditch bank.

Sincerely,



Robert C. Anders
306 S. Terrace St.
Salmon, Idaho 83467-4141
208-756-4373



2-19-08

SCANNED

||| 7 8 2005

7-25-68

EGK -8JJ-9

1: Wallace Creek
note dark color of
timber

2: lateral ditch
that feeds
water to my
property

note dark timber
showing ditch
present for many
years

3: my property
obviously irrigated

Supporting
claim #

SCANNED
III 28 2005



STATE OF IDAHO
DEPARTMENT OF RECLAMATION

In the Matter of the Application of

William R. Maxwell
Carmen, Idaho

ORDER GRANTING TRANSFER

NO. 937

For a Transfer of Water Right in
Water District No. 3-4, Lemhi
County, Idaho.

WHEREAS, On the 19th day of November, 1959, at the Department of Reclamation of the State of Idaho, at Boise, Idaho, this matter of an application of William R. Maxwell of Carmen, Idaho, for a transfer of water right and change in point of diversion, came on regularly for hearing, pursuant to the published notice, in due and statutory form; and,

WHEREAS, Protests were filed against the application by Charles C. Thomas, et al, and,

WHEREAS, said protests were Dismissed by Order of the State Reclamation Engineer under date of November 19, 1959;

NOW, THEREFORE, IT IS HEREBY ORDERED, That the said application is, and the same is hereby GRANTED, and that a Certificate of Transfer be issued to the applicant herein, as provided by the Laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed at Boise, Idaho, this 19th day of November, 1959.

Geo. W. Carter

GEO. W. CARTER
State Reclamation Engineer

SCANNED

JUL 28 2005

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Certificate of Water Right
No. 937

THIS IS TO CERTIFY THAT, William R. Maxwell of Curman, Idaho, is the owner of and using a water right for 39 inches with priority of May 13, 1896, and 160 inches with priority of June 1, 1907, of the waters of Wallace Creek, said water being decreed to J. Frank Hibbs, Busie Beckup, Edgar S. Edwards, Anna Wright, Etta B. Scidlan, and Ethel E. Bandy, by Judge Gay Stevens of the District Court in and for the State of Idaho, in the case of

BERTHA M. ROSE, et al.
Plaintiffs

vs
W. D. MOSE, et al.
Defendants

said decree bearing date of January 27, 1911, and being made up-tenant to the following described lands to-wit:

Lots 8, 11, 13, 3, 4, and 9,
and the SE 1/4, Section 6,
Township 22 North, Range 22
East, B.M.

That said decree has been entered in the records of the Department of Reclamation of the State of Idaho, in Volume 6 of Decrees beginning at Page 873;

That William R. Maxwell of Curman, Idaho, has become the owner of said described lands through mesne conveyances, and,

That now, upon the application of William R. Maxwell of Curman, Idaho, for the transfer of 1.38 cubic feet per second of the waters of Wallace Creek, made before the State Reclamation Engineer of the State of Idaho, and said application having been granted the right to the use of 1.38 cubic feet per second of the waters of Wallace Creek upon the above described lands is hereby abandoned, and the lands to which the water right hereby confirmed shall, by this certificate, become appurtenant for irrigation and domestic purposes as described as follows, to-wit:

Lots 5, 8, 11, 13, 3, 4, 9, and the
SE 1/4 of Section 6, Township 22
North, Range 22 East, B.M., and Lots
10 and 11, Section 11, Township 23
North, Range 22 East, B.M.,

That said water is to be limited at any given time to an amount actually needed and beneficially used for such purposes and shall not exceed the following amount, to-wit:

0.58 cubic feet per second with
priority of May 13, 1896, and
0.80 cubic feet per second with
priority of June 1, 1907;

That the water right hereby transferred has heretofore been conducted to the first above described lands from Wallace Creek through private ditches with points of diversion in the NW 1/4 of Section 6, Township 22 North, Range 22 East, S.M., and the NE 1/4, Section 1, Township 22 North, Range 21 East, S.M.,

That the water right hereby transferred will hereafter be conducted to the last above described lands of Wallace Creek through a pipe line with point of diversion in the southwest corner of the NW 1/4, Section 1, Township 22 North, Range 21 East, S.M.,

That the right to the use of said water aforesaid, hereby confirmed, is restricted to the lands or place of use last above described, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed at Boise, Idaho, this 19th day of November, 1959.

GEO. W. CARTER

GEO. W. CARTER
State Reclamation Engineer

SCANNED

JUL 28 2005

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 75-4385C
Date Received: 4/23/1990
Receipt No: X999999
Received By:

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

1. Name of Claimant(s)

GREG BOURDON Phone: (208)756-8315
59 SAVAGE RANCH RD
SALMON ID USA 83467

DRAFT

SANDY BOURDON Phone: (208)756-8315
59 SAVAGE RANCH RD
SALMON ID USA 83467

VERA M HARTLEY TRUST Phone: (208)756-8315
59 SAVAGE RANCH RD
SALMON ID USA 83467

2. Date of Priority: 04/17/1923

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	21E	1	NE NE SW	LEMHI	

5. Description of diverting works:

ROCK DIV. DAM WITH GRAVITY FEED PIPE AND SPRINKLER SYSTEM.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	10/15	0.68	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4		Lot	Use	Acres
22N	22E	6	NE	NW	4	IRRIGATION	10
			NW	NW	5	IRRIGATION	13
			Section Acres				
23N	22E	31	SW	SW	10	IRRIGATION	8
			SE	SW	11	IRRIGATION	4
			Section Acres				
Total Acres							35

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: **THIS CLAIM IS SUBJECT TO REVIEW & CHANGE BY A WATER AGENT BEFORE THE FINAL RECOMMENDATION IS ISSUED.**

15. Basis of Claim: Statutory Claim

SCANNED

OCT 10 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

SCANNED

MAR - 1 2007

Ident. Number: A75-04385C
Date Received: 4/23/1990
Receipt No: X777777
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JOSHUA J MILLER 208-865-2361
Address: BOX 203
NORTHFORK ID 83466
AND/OR
Name: ANGELIA MILLER 208-865-2361
Address: BOX 203
NORTHFORK ID 83466

A7504385C



2. Date of Priority: APR 17, 1923

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
22N	21E	1	NE	NE	SW		LEMHI

5. Description of diverting works:
ROCK DIV. DAM WITH GRAVITY FEED PIPE AND SPRINKLER SYSTEM.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/15	0.680		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
22N	22E	6	NE	NW	4	IRR	10.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
22N	22E	6	NW	NW	5	IRR	13.0
						Section Acres	23.0
23N	22E	31	SW	SW	10	IRR	8.0
			SE	SW	11	IRR	4.0
						Section Acres	12.0
						Total Acres	35.0

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:
TWO EARLY DECREED RIGHTS.

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: _____

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 75-14302
Date Received: 4/23/1990
Receipt No:
Received By:

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

1. Name of Claimant(s)

GREG BOURDON Phone: (208)756-8315
59 SAVAGE RANCH RD
SALMON ID USA 83467

SANDY BOURDON Phone: (208)756-8315
59 SAVAGE RANCH RD
SALMON ID USA 83467

VERA M HARTLEY TRUST Phone: (208)756-8315
59 SAVAGE RANCH RD
SALMON ID USA 83467

2. Date of Priority: 04/17/1923

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	21E	1	NE NE SW	LEMHI	

5. Description of diverting works:

ROCK DIV. DAM WITH GRAVITY FEED PIPE AND SPRINKLER SYSTEM.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	10/15	0.68	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4		Lot	Use	Acres	
22N	22E	6	NE	NW	4	IRRIGATION	10	
			NW	NW	5	IRRIGATION	13	
			Section Acres					23
23N	22E	31	SW	SW	10	IRRIGATION	8	
			SE	SW	11	IRRIGATION	4	
			Section Acres					12
			Total Acres					35

11. Place of use in counties: LEMHI

12. Do you own the property listed above as place of use? No

13. Other Water Rights Used:

14. Remarks:

This right is a split from former right 75-4385C.

15. Basis of Claim: Decreed

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.

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 75-4385C
Date Received: 4/23/1990
Receipt No: X999999
Received By:

75-14302

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

GREG BOURDON Phone: (208)756-8315
59 SAVAGE RANCH RD
SALMON ID USA 83467

DRAFT

SANDY BOURDON Phone: (208)756-8315
59 SAVAGE RANCH RD
SALMON ID USA 83467

VERA M HARTLEY TRUST Phone: (208)756-8315
59 SAVAGE RANCH RD
SALMON ID USA 83467

2. Date of Priority: 04/17/1923

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	21E	1	NE NE SW	LEMHI	

5. Description of diverting works:

ROCK DIV. DAM WITH GRAVITY FEED PIPE AND SPRINKLER SYSTEM.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	10/15	0.68	

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

8. Total consumptive use:

9. Non-irrigation uses:

SCANNED

JAN 31 2008

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 75-4385C
Date Received: 4/23/1990
Receipt No: X999999
Received By:

75-14302

NOTICE OF CLAIM TO A WATER RIGHT
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SANDY BOURDON Phone: (208)756-8315
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VERA M HARTLEY TRUST Phone: (208)756-8315
59 SAVAGE RANCH RD
SALMON ID USA 83467

2. Date of Priority: 04/17/1923

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

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Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
22N	21E	1	NE NE SW	LEMHI	

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

8. Total consumptive use:

9. Non-irrigation uses:

SCANNED

JAN 31 2008

10. Place of use:

Township	Range	Section	1/4 of 1/4		Lot	Use	Acres
22N	22E	6	NE	NW	4	IRRIGATION	10
			NW	NW	5	IRRIGATION	13
			Section Acres				
23N	22E	31	SW	SW	10	IRRIGATION	8
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Total Acres							35

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14. Remarks: **THIS CLAIM IS SUBJECT TO REVIEW & CHANGE BY A WATER AGENT BEFORE THE FINAL RECOMMENDATION IS ISSUED.**

15. Basis of Claim: Statutory Claim

SCANNED

OCT 10 2007

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

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THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

SCANNED

MAR - 1 2007

Ident. Number: A75-04385C
Date Received: 4/23/1990
Receipt No: X777777
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

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Address: BOX 203
NORTHFORK ID 83466
AND/OR
Name: ANGELIA MILLER 208-865-2361
Address: BOX 203
NORTHFORK ID 83466

A7E04385C



2. Date of Priority: APR 17, 1923
3. Source: WALLACE CREEK Trib. to: SALMON RIVER
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
22N	21E	1	NE	NE	SW		LEMHI

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Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
22N	22E	6	NE	NW	4	IRR	10.0

SCANNED
JAN 31 2008

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
22N	22E	6	NW	NW	5	IRR	13.0
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						Section Acres	12.0
						Total Acres	35.0

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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: _____

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 75-14302
Date Received: 4/23/1990
Receipt No:
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**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s)

GREG BOURDON Phone: (208)756-8315
59 SAVAGE RANCH RD
SALMON ID USA 83467

SANDY BOURDON Phone: (208)756-8315
59 SAVAGE RANCH RD
SALMON ID USA 83467

VERA M HARTLEY TRUST Phone: (208)756-8315
59 SAVAGE RANCH RD
SALMON ID USA 83467

2. Date of Priority: 04/17/1923

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	21E	1	NE	NE	SW	LEMHI	

5. Description of diverting works:

ROCK DIV. DAM WITH GRAVITY FEED PIPE AND SPRINKLER SYSTEM.

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7. Total Quantity Appropriated is:
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8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4		Lot	Use	Acres
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			NW	NW	5	IRRIGATION	13
						Section Acres	23
23N	22E	31	SW	SW	10	IRRIGATION	8
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						Section Acres	12
						Total Acres	35

11. Place of use in counties: LEMHI

12. Do you own the property listed above as place of use? No

13. Other Water Rights Used:

14. Remarks:

This right is a split from former right 75-4385C.

15. Basis of Claim: Decreed

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.

12/14/2006

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

RIGHT NUMBER: 75-14302
NAME AND ADDRESS: GREG BOURDON
59 SAVAGE RANCH RD
SALMON ID 83467

SANDY BOURDON
59 SAVAGE RANCH RD
SALMON ID 83467

VERA M HARTLEY TRUST
59 SAVAGE RANCH RD
SALMON ID 83467

SOURCE: WALLACE CREEK TRIBUTARY: SALMON RIVER
QUANTITY: 0.360 CFS
PRIORITY DATE: 04/17/1923
POINT OF DIVERSION:

T22N R21E S1 NESW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.360 CFS

PLACE OF USE: IRRIGATION in LEMHI County

T22N R22E S06 Lot 4 NENW	1.00	T23N R22E S31 Lot 10 SWSW	6.00
T23N R22E S31 Lot 11 SESW	11.00		

18 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