

12/14/2006

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

RIGHT NUMBER: 75-14425
NAME AND ADDRESS: SIDNI MEYERS
BOX 951
SALMON ID 83467

JERRY MEYERS
PO BOX 951
SALMON ID 83467

SOURCE: FOURTH OF JULY CREEK TRIBUTARY: SALMON RIVER
QUANTITY: 0.040 CFS
PRIORITY DATE: 04/01/1896
POINT OF DIVERSION:

T24N R22E S29 NENW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	08/02 11/01	0.030 CFS0.040 CFS
	04/01 08/01	

PLACE OF USE: IRRIGATION in LEMHI County
T24N R22E S30 NWSE 1.00

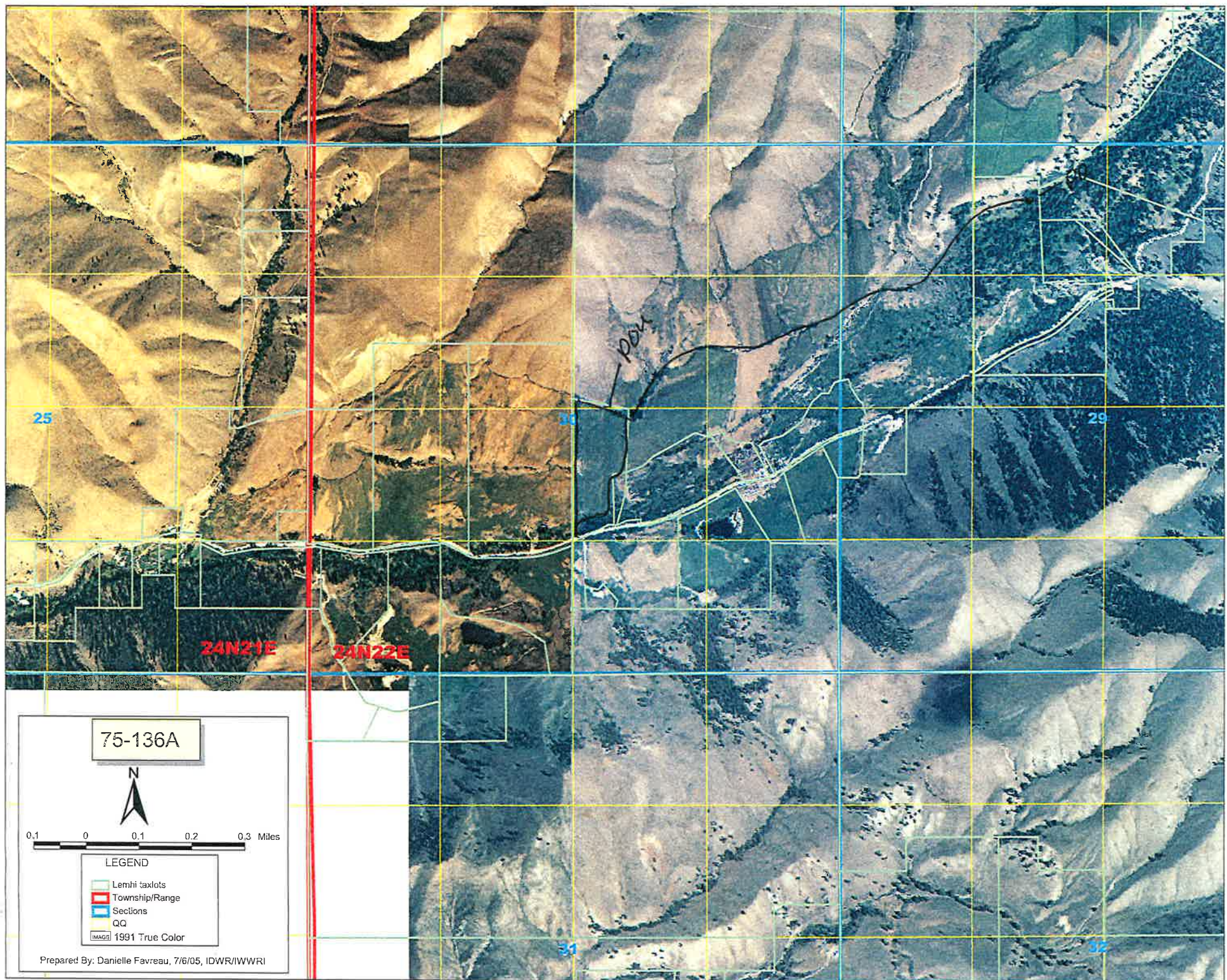
1 ACRES TOTAL

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 - Decreed

This right is a split from former right 75-136A.





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

Phone: (208) 762-2800

Fax: (208) 762-2819

Web Site: www.idwr.idaho.gov

JAMES E. RISCH
Governor

KARL J. DREHER
Director

December 14, 2006

Jerry & Sidni Meyers
Box 951
Salmon, ID 83467

RE: 75-14425 & 75-14426

Dear Mr. & Mrs. Meyers:

We processed the change of ownership forms that you submitted.
The claim 75-136A for the west parcel is split as follows:

75-14424 Richard Smith 0.56cfs/0.42cfs for 14 acres.

75-14425 Jerry Meyers 0.04cfs/0.03 cfs for 14 acres.

For the east parcel the number is 75-14426.

Sincerely,

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

Kenneth Knoblock
Water Resources Agent

12/14/2006

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

RIGHT NUMBER: 75-14425
NAME AND ADDRESS: SIDNI MEYERS
BOX 951
SALMON ID 83467

JERRY MEYERS
PO BOX 951
SALMON ID 83467

SOURCE: FOURTH OF JULY CREEK TRIBUTARY: SALMON RIVER
QUANTITY: 0.040 CFS
PRIORITY DATE: 04/01/1896
POINT OF DIVERSION:

T24N R22E S29 NENW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	08/02 11/01	0.030 CFS0.040 CFS
	04/01 08/01	

PLACE OF USE: IRRIGATION in LEMHI County
T24N R22E S30 NWSE 1.00

1 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 - Decreed

This right is a split from former right 75-136A.

12/14/2006

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

RIGHT NUMBER: 75-14426
NAME AND ADDRESS: SIDNI MEYERS
BOX 951
SALMON ID 83467

JERRY MEYERS
PO BOX 951
SALMON ID 83467

SOURCE: FOURTH OF JULY CREEK TRIBUTARY: SALMON RIVER
QUANTITY: 0.120 CFS
PRIORITY DATE: 04/01/1896
POINT OF DIVERSION:

T24n R22e S29 NENW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 08/01	0.120 CFS
	08/02 11/01	0.090 CFS

PLACE OF USE: IRRIGATION in LEMHI County

T24N R22E S30 NESE 3.00

3 ACRES TOTAL

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

SCANNED
DEC 14 2006

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+136A				

RECEIVED

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

DEC 11 2006

- 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)

Richard + Jennie Smith

PO Box 1082 Selma ID 83467

4. New Owner/Claimant(s)

Jerry R + or Sidney L. Meyers

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

New Mailing Address

254 Fourth of July Co. RD

City, State and ZIP Code

NORTH Fork ID 83466

New Telephone Number

(208) 865-2449

5. Date you acquired the property

10-31-2001

Warranty Deed

For Value Received

RICHARD R. SMITH AND JENNIE H. SMITH, HUSBAND AND WIFE

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

JERRY R. MEYERS AND SIDNI L. MEYERS, HUSBAND AND WIFE

whose current address is

P.O. BOX 951
SALMON, ID 83467

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

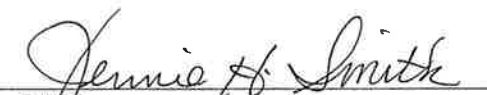
SEE ATTACHED EXHIBIT "A"

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they're the owner 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:

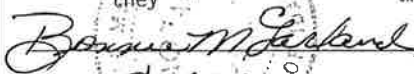

RICHARD R. SMITH


JENNIE H. SMITH

STATE OF IDAHO, COUNTY OF LEMHI
On this 31st day of October, 2001,
before me, a notary public in and for said State, personally appeared

RICHARD R. SMITH AND JENNIE H. SMITH

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 4-5-2003
Notary Public

State of Idaho) SS No. 248689
County of Lemhi)

This instrument was filed for record at the request
of Jerry R. Meyers
at 1:15 o'clock p.m. 10/31/2001
and duly filed and indexed in the records of Lemhi
County

Terr J. Morton
Ex-Officio Recorder
By  Deputy
Fee 6.00
Return to _____

A PARCEL OF LAND LOCATED IN THE SE1/4, SECTION 30, T. 24 N., R. 22 E., BOISE MERIDIAN, LEMHI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NW CORNER OF SAID SE1/4, FROM WHICH THE S 1/4 CORNER OF SAID SECTION BEARS S. 00 DEGREES 12' 12" E., 2639.11 FT., THE BASIS OF BEARING OF THIS DESCRIPTION; RUN THENCE S. 41 DEGREES 19' 55" E., A DISTANCE OF 820.32 FT. TO A POINT ON THE EASTERLY BOUNDARY OF LOT 2 OF COPELAND'S GREEN ACRES SUBDIVISION AND THE POINT OF BEGINNING;

THENCE S. 01 DEGREES 49' 46" W., A DISTANCE OF 196.72 FT.;
THENCE S. 14 DEGREES 49' 49" W., A DISTANCE OF 344.66 FT. TO A POINT ON THE CENTERLINE OF FOURTH OF JULY CREEK;
THENCE N. 85 DEGREES 30' 11" W., ALONG SAID CENTERLINE, A DISTANCE OF 32.98 FT.;
THENCE N. 01 DEGREES 22' 26" W., A DISTANCE OF 508.30 FT.;
THENCE N. 81 DEGREES 38' 51" E., A DISTANCE OF 134.68 FT. TO THE POINT OF BEGINNING.

SUBJECT TO A 28.00 FT. WIDE EASEMENT FOR INGRESS AND EGRESS DESCRIBED AS FOLLOWS:

COMMENCING AT THE NW CORNER OF THE SE1/4 OF SECTION 30, T. 24 N., R 22 E., BOISE MERIDIAN, LEMHI COUNTY, IDAHO, RUN THENCE S. 41 DEGREES 19' 55" E., A DISTANCE OF 820.32 FT. TO A POINT ON THE EASTERLY BOUNDARY OF LOT 2 OF AMENDED COPELAND'S GREEN ACRES SUBDIVISION BY RECORD OF SURVEY ENTITLED "AMENDED PLAT OF LOT 2, COPELAND'S GREEN ACRES SUBDIVISION AND A RELOCATION OF A COMMON BOUNDARY LINE LOCATED IN THE E1/2, SECTION 30, T. 24 N., R. 22 E., BOISE MERIDIAN, LEMHI COUNTY, IDAHO" BY LAURENCE J. WADE AND DATED AUGUST 7, 2001 AND BEING UNRECORDED;

THENCE S. 81 DEGREES 38' 51" W., A DISTANCE OF 134.68 FT.; THENCE S. 01 DEGREES 22' 26" E., A DISTANCE OF 392.33 FT. TO A POINT ON THE CENTERLINE OF SAID EASEMENT AND THE POINT OF BEGINNING;
THENCE THE FOLLOWING COURSES AND DISTANCES ALONG SAID CENTERLINE:
N. 69 DEGREES 08' 47" E., 122.68 FT.; S. 86 DEGREES 46' 18" E., 46.23 FT.;
S. 79 DEGREES 41' 17" E., 37.15 FT.; S. 58 DEGREES 11' 07" E., 71.24 FT.;
S. 18 DEGREES 12' 58" E., 122.12 FT. TO A POINT ON THE CENTERLINE OF FOURTH OF JULY CREEK ROAD.

TOGETHER WITH:

AN EASEMENT FOR THE INSTALLATION OF A SEPTIC DRAIN FIELD IMMEDIATELY INSIDE THE EASTERLY BOUNDARY OF LOT 2 OF AMENDED COPELAND'S GREEN ACRES SUBDIVISION ALONG THE N. 01 DEGREES 22' 26" W., 508.30 FT. LINE, BY RECORD OF SURVEY ENTITLED "AMENDED PLAT OF LOT 2, COPELAND'S GREEN ACRES SUBDIVISION AND A RELOCATION OF A COMMON BOUNDARY LINE LOCATED IN THE E1/2, SECTION 30, T. 24 N., R. 22 E., BOISE MERIDIAN, LEMHI COUNTY, IDAHO" BY LAURENCE J. WADE AND DATED AUGUST 7, 2001 AND BEING UNRECORDED.

06/30/2006

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

RIGHT NUMBER: 75-136A

NAME AND ADDRESS: RICHARD R SMITH
PO BOX 1032
SALMON ID 83467

JENNIE H SMITH
PO BOX 1032
SALMON ID 83467

SOURCE: FOURTH OF JULY CREEK

TRIBUTARY: SALMON RIVER

QUANTITY: 0.600 CFS

PRIORITY DATE: 04/01/1896

POINT OF DIVERSION:

T24N R22E S29 NENW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

08/02 11/01

0.450 CFS

04/01 08/01

0.600
CFS

PLACE OF USE: IRRIGATION Within LEMHI County

T24N R22E S30 NWSE 15.00

15 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 - Decreed

split

75-14424

75-14425

14424 14 acres 0.56 > Smith
.42

14425 1 acre 0.04 > Meyers
.03

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

CLAIM NO(s). 75-136A

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.: A0015081 F.L. # JU 72605 POD 5

Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____ 1/4 _____
Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____ 1/4 _____

5. ☒ No Change - DESCRIPTION OF DIVERTING WORKS

☐ Incomplete description, list below:

dam in creek, ditch to place of use

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

shares pD with 75-136D

☐ SYSTEM DIAGRAM INCLUDED

☐ NA

☒ Shown on GIS Layout

☐ CK IF IN OFFICE EXAM

DATE EXAM CONDUCTED: 7-27-05

FIELD EXAMINER:

Bob Foster
Print Name

Bob Foster
Signature

SCANNED

OCT 03 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: A75-00136A

Date Received: 4/11/1990

Receipt No: M00667B

Received By: DC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RICHARD R. SMITH 208-756-3350
Address: PO BOX 1032
SALMON, ID 83467

OR
Name: JENNIE H. SMITH 208-756-3350
Address: PO BOX 1032
SALMON, ID 83467

2. Date of Priority: APR 01, 1896

3. Source: FOURTH OF JULY CREEK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
24N	22E	29	NE NW		LEMHI

5. Description of diverting works:
UPPER DITCH (DITCH NO. 4). PART FLOOD AND PART SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	08/01	0.600		
IRRIGATION	08/02	11/01	0.450		

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

8. Total consumptive use is 37.5 Acre Feet Per Annum.

9. Non-irrigation uses:
S/ 8 MULES AND HORSES

A75-00136A

Page 1

Date: 04/19/90

A7500136A



MICROFILMED

DEC 15 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
24N	22E	30	NW	SE		IRR	15.0
Section Acres							15.0
Total Acres							15.0

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: DECREED

Case Number:

Court :

Decree date:

MERRILL M. BROWN, ET AL.,
Decree Plaintiff

vs

FRANK R. NELSON, ET AL.
Decree Defendant

16. Signature(s)

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

Number of attachments: 1

For Individuals:

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

Signature of Claimant(s): Richard R. Smith Date: 7/19/90

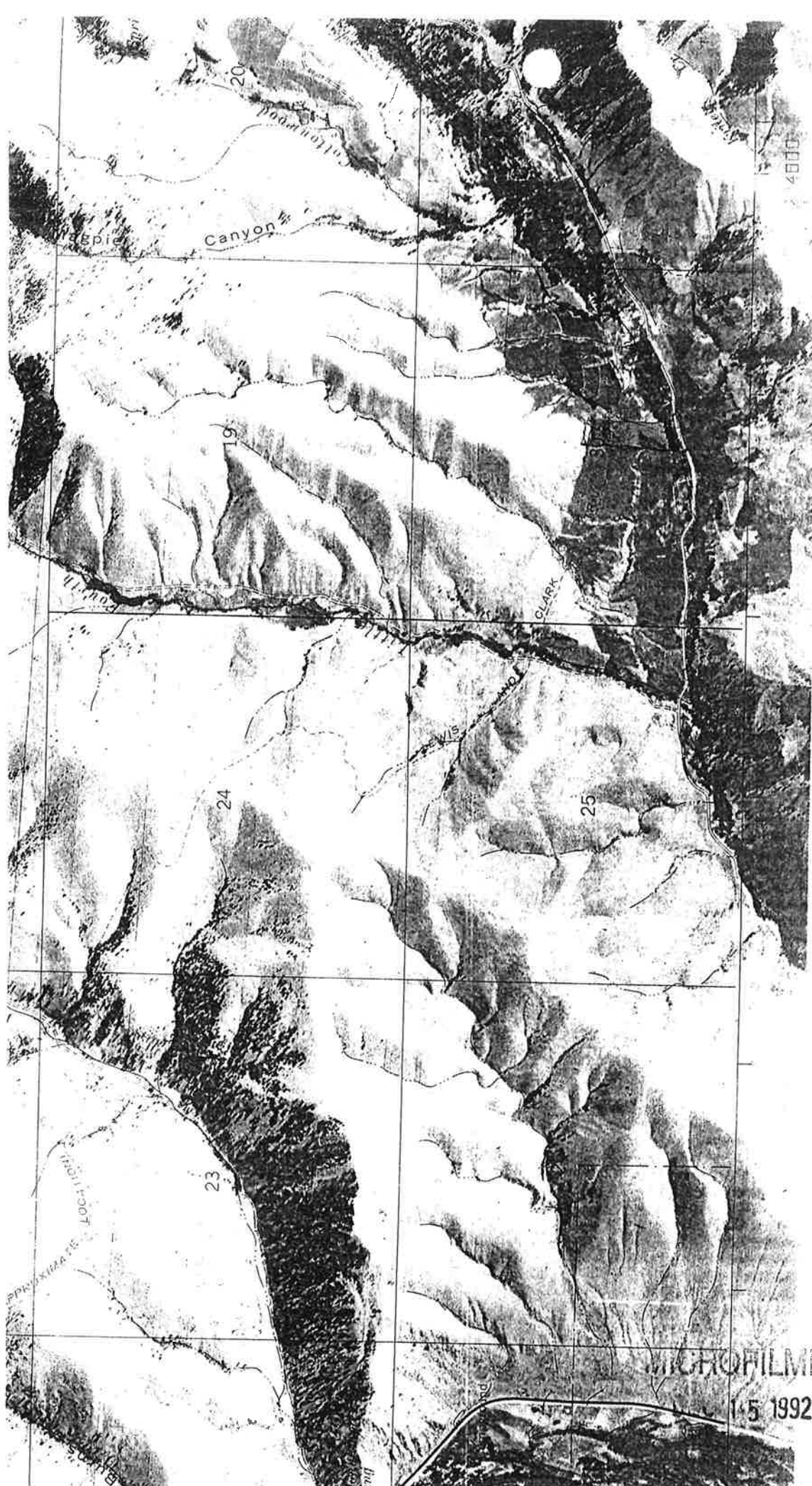
Date: _____

State of Idaho)
County of Lewia) SS.

Subscribed and sworn (or affirmed) before me this 19 day
of April 19 90 Alan Carlz
Notary Public

Seal

Residing at Heise, Id
My Commission Expires 2/26/96



71916m.2

8-1-1000

MICROFILMED

15 1992