

12/14/2006

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

RIGHT NUMBER: 75-14427

NAME AND ADDRESS: WILLIAM L MONTERO
59 TWELVEMILE RD
SALMON ID 83467

SOURCE: TWELVEMILE CREEK

TRIBUTARY: SALMON RIVER

QUANTITY: 0.060 CFS

PRIORITY DATE: 03/14/1889

POINT OF DIVERSION:

T19N R21E S1 NENW Within LEMHI County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 11/01

0.060 CFS

PLACE OF USE: IRRIGATION in LEMHI County

T20N R21E S36 SESE 2.00

2 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

12/14/2006

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

RIGHT NUMBER: 75-4107

NAME AND ADDRESS: WILLIAM L MONTERO
59 TWELVEMILE RD
SALMON ID 83467

SOURCE: TWELVEMILE CREEK

TRIBUTARY: SALMON RIVER

QUANTITY: 0.060 CFS

PRIORITY DATE: 03/14/1889

POINT OF DIVERSION:

T19N R21E S1 NENE Lot 1 Within LEMHI County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

4/01 11/01

0.060 CFS

PLACE OF USE: IRRIGATION in LEMHI County

T20N R21E S36 SESE 2.00

2 ACRES TOTAL

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

DISALLOWED

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

07/21/2004

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

RIGHT NUMBER: 75-4107

NAME AND ADDRESS: BILL MONTERO
717 LEMHI AVE
SALMON ID 83467

WILLIAM L MONTERO
717 LEMHI AVE
SALMON ID 83467

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

RECOMMENDED AS RIGHT NO. _____: This is included for a claim that is PROPOSED to be disallowed because the right claimed is recommended pursuant to another right. The remark indicates the water right number of the OTHER right that is proposed to be recommended. If you are not mailed a notice of the recommendation of the OTHER right, then the OTHER right is recommended in another claimant s name.

RECOMMENDED AS RIGHT NO. 75-4107A.

EXPLANATORY MATERIAL: Beneficial Use

Knoblock, Ken

From: Tuthill, Dave
Sent: Saturday, January 06, 2007 4:20 PM
To: Knoblock, Ken
Subject: 75-14427

Hi, Ken. I am reviewing a NOE from Osgoods (75-14169 and 75-4107A). In their NOE they point out that their neighbors the Monteros should not be receiving part of their early water right. As I look at Montero, they have one claim that is recommended for disallowal (75-4107) and another that is presently recommended as a valid BU right (75-14427). It appears that the one that is recommended has a POD of NENW S1, but a POU which is upstream at SESE S36 T20N R21E. Would you please check this one out?

Thanks, Dave

11/20/2006

NOTICE OF ERROR
REPLY

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

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

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

Water right number: 75-4107

BILL L MONTERO
59 TWELVEMILE RD
SALMON ID 83467
Telephone Number: (208)756-3985

WILLIAM L MONTERO
717 LEMHI AVE
SALMON ID 83467
Telephone Number: (208)684-2066

*a renumber and
allow.
1889
2006
0.0641*

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

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

DATE: _____ SIGNATURE: _____

Please print your name: _____

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

[Close](#)IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

12/10/2006

WATER RIGHT NO. 75-4107

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ROBERT W SLICTON 1115 HIGHWAY 93 S SALMON, ID 83467-5351 (208)756-3968
Current Owner	VERA E SLICTON STAR RT SALMON, ID 83467

Priority Date: 03/14/1889

Basis: Statutory Claim

Status: Active

<u>Source</u>	<u>Tributary</u>
TWELVEMILE CREEK	SALMON RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	4/01	11/01	0.04 CFS	
Total Diversion			0.04 CFS	

Location of Point(s) of Diversion:

TWELVEMILE CREEK|NENW|Sec. 01|Township 19N|Range 21E|LEMHI County

Place(s) of use:

Place of Use Legal Description: IRRIGATION LEMHI County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
20N	21E	36		SESW	2									

Total Acres: 2

Dates:

Licensed Date:

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector:

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

[Close](#)

[Close](#)

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommended Right Report

12/10/2006

WATER RIGHT NO. 75-4107A

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DAVID R OSGOOD
Current Owner	SHARON J OSGOOD
	1115 HWY 93 S
	SALMON, ID 83467
	(208)756-3968
Original Owner	ROBERT W SLICTON
	1115 HIGHWAY 93 S
	SALMON, ID 83467-5351
	(208)756-3968

Priority Date: 03/14/1889

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
TWELVEMILE CREEK	SALMON RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.06 CFS	
Total Diversion			0.06 CFS	

Location of Point(s) of Diversion:

TWELVEMILE CREEK|NENW Lt 3|Sec. 01|Township 19N|Range 21E|LEMHI County

Place(s) of use:

Place of Use Legal Description: IRRIGATION LEMHI County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
20N	21E	36		SESW	2									

Total Acres: 2

Conditions of Approval:

1. C18 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.

Dates:

Other Information:

State or Federal: S

Owner Name Connector: OR

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

Close

IDAHO DEPARTMENT OF WATER RESOURCES
CLAIMS / RIGHTS NOT RECOMMENDED

<u>W.R. NUMBER</u>	<u>NAME AND ADDRESS</u>	<u>CLAIM DISPOSITION</u>	<u>REASON</u>
75-4096	FRANCES J GOODMAN BOX 116 SALMON ID 83467 WILLIAM E GOODMAN BOX 116 SALMON ID 83467	Disallowed	No beneficial use found.
75-4107	BILL L MONTERO 59 TWELVEMILE RD SALMON ID 83467 WILLIAM L MONTERO 717 LEMHI AVE SALMON ID 83467	Disallowed	RECOMMENDED AS RIGHT NO. 75-4107A.
75-4150A	BIG FLAT DITCH CO C/O KATIE SLAVIN PO BOX 255 CARMEN ID 83462	Disallowed	Recommended as Right No. 75-4150.
75-4150B	BIG FLAT DITCH CO C/O KATIE SLAVIN PO BOX 255 CARMEN ID 83462	Disallowed	Recommended as Right No. 75-4150.
75-4168	CYNTHIA D DOCKTER PO BOX 1799 VALLEY SPRINGS CA 95252-1799 THOMAS H DOCKTER PO BOX 1799 VALLEY SPRINGS CA 95252-1799	Disallowed	Recommended as Right No. 75-2004A.
75-4173	CECIL T JACKSON 42 WILD ROSE RD SALMON ID 83467 JUDITH BAILEY JACKSON 42 WILD ROSE RD SALMON ID 83467	Disallowed	No lawful appropriation shown.
75-4181	B LEE BILGER 707 KEITH ST SALMON ID 83467	Disallowed	Recommended as Right No. 75-14299.
75-4182	CARL J HERMAN PO BOX 362 SALMON ID 83467 JENNIE HERMAN PO BOX 362 SALMON ID 83467	Disallowed	Recommended as Right No. 75-4103.

12/07/06

TAX MASTER INQUIRY - LEMHI COUNTY

PMPKEY: RP 00081002011A A **YEAR 2006**

BILL# 4652

TXPKY: RP00081002011AA

BILLED TO: MONTERO, WILLIAM L

NAME MONTERO, WILLIAM L

CODE AREA 21-0000

ACCT TYP

BANK

FLB

OWNER

PUP

ADDRESS 59 12 MILE RD

MARKET VALUE

49,590

HARDSHIP

HOMEOWNER

NET MARKET

49,590

TAX AMOUNT

291.42

LEGAL SALMON RIVER HIGHLANDS

LOTS 11 12 13 14

BLOCK 2

LESS: CIRCUIT

PLUS: SPECIALS

NET TAX BILLED

291.42

TAX PAYMENTS

TAX CANCELLED

SPEC CANCELLED

REMAINING TAX DUE

291.42

NEXT PARCEL# RP _____ **A** **OR** **NEXT BILL#** RP _____ **2006**

F3=EXIT **F14=OTHER TAXES** **F2=PRT SCREEN** **F5=PAYMNTS** **F6=TRANSACTIONS** **F24=MORE**

F4=TAX COMMENTS

12/07/06

TAX MASTER INQUIRY - LEMHI COUNTY

PMPKEY: RP 000810030010 A **YEAR 2006**

BILL# 4653

TXPKEY: RP000810030010A

BILLED TO: MONTERO, WILLIAM L

NAME MONTERO, WILLIAM L

CODE AREA 21-0000

ACCT TYP

BANK

FLB

OWNER

PUP

ADDRESS 59 12 MILE RD

MARKET VALUE

8,200

HARDSHIP

HOMEOWNER

NET MARKET

8,200

TAX AMOUNT

48.16

LEGAL SALMON RIVER HIGHLANDS

LESS: CIRCUIT

LOTS 1

PLUS: SPECIALS

BLOCK 3

NET TAX BILLED

48.16

TAX PAYMENTS

TAX CANCELLED

SPEC CANCELLED

REMAINING TAX DUE

48.16

NEXT PARCEL# RP _____ **A** **OR** **NEXT BILL#** RP _____ 2006

F3=EXIT **F14=OTHER TAXES** **F2=PRT** **SCREEN** **F5=PAYMNTS** **F6=TRANSACTIONS** **F24=MORE**

F4=TAX COMMENTS

12/07/06

TAX MASTER INQUIRY - LEMHI COUNTY

PMPKEY: RP 00081003002A A YEAR 2006

BILL# 4654

TXPKEY: RP00081003002AA

BILLED TO: MONTERO, WILLIAM L

NAME MONTERO, WILLIAM L

CODE AREA 21-0000

ACCT TYP

BANK

FLB

OWNER

PUP

ADDRESS 59 12 MILE RD

MARKET VALUE

139,039

HARDSHIP

HOMEOWNER

64,880

NET MARKET

74,159

TAX AMOUNT

435.84

LEGAL SALMON RIVER HIGHLANDS

LESS: CIRCUIT

LOTS 2 3

PLUS: SPECIALS

62.00

BLOCK 3

NET TAX BILLED

497.84

TAX PAYMENTS

TAX CANCELLED

SPEC CANCELLED

REMAINING TAX DUE

497.84

59

TWELVE MILE RD

NEXT PARCEL# RP A OR NEXT BILL# RP 2006

F3=EXIT F14=OTHER TAXES F2=PRT SCREEN F5=PAYMNTS F6=TRANSACTIONS F24=MORE

F4=TAX COMMENTS

This Indenture, made this ninth day of September, in the year of our Lord one thousand nine hundred and one, between Thomas R. Pope, and Lillian M. Pope, his wife, and Horace G. Pope, all of the County of Lemhi, State of Idaho, the parties of the first part, and James M. McPherson, 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 the sum of Seventeen Hundred and Fifty 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, sold, conveyed, removed, released and forever quitclaimed, and by these presents do grant, bargain, sell, convey, remove, release, convey and forever quitclaim, unto the said party of the second part, and to his heirs and assigns forever, all the right, title, interest, estate, claim and demand, both at law and in equity, as well in possession as in expectation of the said parties of the first part, of, in and to that certain lot, piece or parcel of land, water rights and other, situated in the County of Lemhi, State of Idaho, more particularly bounded and described as follows, to wit: All of that certain Ranch or Pasture Claim, containing one hundred and sixty acres of land more or less, situated at the mouth of that certain Creek known as Twelve Mile Creek, on the Eastern side of Salmon River and about twelve miles easterly from Salmon City in said Lemhi County, and being the same premises upon which the said Thomas R. Pope and his wife now reside. Also, all of that certain Water Right, claiming five hundred inches of the waters of said Twelve Mile Creek, located and appropriated by John C. Mansfield Dec. 24th, 1894, as appears by the location notice of same, recorded in the office of the County Recorder of said Lemhi County in Book B of Water Rights at page 92, which notice and record is hereby referred to and made a part of this indenture, together with all ditches in which said water is conveyed to said lands, and also all other ditches and water rights in any wise belonging or appertaining to said lands. Also, all fences and improvements of every name, kind and nature whatsoever, now owned by the said parties of the first part, and situated or being upon the South west quarter of Section thirty six, in Township Twenty, North of Range Twenty one East, in said Lemhi County, is likewise hereby conveyed. Together with all and singular the tenements, buildedments and appurtenances thereto belonging, or in

my more apprehending, and the new, warm and fragrant things,
 to have met to hold, all and singular the said premises. By the
 with the apprehensions, and the said party of the second part, be
 them and exchange given.
 in which whereof, the said parties of the first part, have presented
 all their hands and seals, the day and year first above written,
 in presence of
 Timothy Bone
 Thomas H. Pope
 Thomas B. Pope
 L. S. L. S. L. S.

Thomas R. Pope
William M. Pope
Honore B. Pope

County Clerk,
 County of Hamilton,
 State of New York.
 I, the undersigned, Clerk of the County of Hamilton, do hereby certify that the within and foregoing is a true and correct copy of the original as the same appears from the records of said County.
 In witness whereof, I have hereunto set my hand and the seal of said County, at Albany, New York, this 10th day of March, 1901.
 J. J. [Signature]
 County Clerk.

Notice

Notice is hereby given to all whom it may concern: That I the undersigned claim the water here flowing in this stream known as Ten Mile, said stream empties into Salmon River at a point about 10 miles above Salmon City, Benli County, Idaho, to the extent of Two Hundred (200) inches measured under a four inch pressure.

The said water is to be diverted from said stream at a point thereon about 100 yards above its mouth and on the northerly bank thereof.

The water hereby claimed is to be used for agricultural and domestic purposes upon that certain ranch or tract of land owned by the undersigned and situated at the mouth of the said Ten Mile creek about ten miles southerly from Salmon City Idaho, and is to be conveyed to and upon the said ranch or tract of land by means of a ditch four feet wide and two feet deep.

Dated the 26th day of December, 1894

James Manfull

Recorded at the request of James Manfull December 24th, 1894, at 20 minutes past 2 o'clock P.M. in Book B of Water Rights page 92 Records of Benli County, Idaho.

Timothy Dore
County Recorder

Notice

Notice is hereby given to all whom it may concern: That I the undersigned claim the water here flowing in this stream which empties into Salmon River about 12 miles up said Salmon River from Salmon City, Idaho, said stream being known as and called Twelve Mile Creek, to the extent of Two Hundred (200) inches measured under a four inch pressure.

Said water is to be diverted from said stream at a point thereon about 100 yards above the mouth thereof and about 100 yards above the State Road on Salmon River.

The water hereby claimed is to be used for agricultural and domestic purposes upon that certain ranch or tract of land owned by the undersigned and situated at the mouth of the said Twelve Mile Creek, and is to be conveyed thereon by a ditch of the following size, about two feet deep and about three feet wide.

Dated this 26th day of December, 1894.

John F. Manfull

Recorded at the request of John F. Manfull December 24th, 1894, at 20 minutes past 2 o'clock P.M. in Book B of Water Rights page 92 Records of Benli County, Idaho.

Timothy Dore
County Recorder

SCANNED

'1111 2 2 2004

Snake River Basin Adjudication
Change in Address of Notice of Claim

RECEIVED

JUL 22 2004

DEPARTMENT OF
WATER RESOURCES

Claim Number(s): 75-4107

Previous Mailing Address: Bill C. Montero

717 Lemhi Ave

Salmon ID 83467

New Mailing Address: 59 Twelvemile Rd

Salmon ID 83467

Telephone Number: (208) 752-3985

Signature of Claimant(s): Bill Montero

Please return this completed form to:

Adjudication Bureau
Idaho Dept. of Water Resources
1301 N. Orchard St.
Boise, ID 83706-2237
Ph. 1/800/451-4129 or
FAX 208/327-5400

Adjudication Bureau
Idaho Dept. of Water Resources
2735 Airport Way
Boise, ID 83705-5082
Ph. 208/334-2190 or
FAX 208/334-2348

Adjudication Bureau
Idaho Dept. of Water Resources
1341 Fillmore St., Ste. 200
Twin Falls, ID 83301-3380 or
FAX 208/736-3037

Adjudication Bureau
Idaho Dept. of Water Resources
900 N. Skyline, Ste. A
Idaho Falls, ID 83402-3653 or
FAX 208/525-7177

SS
ADDRESS FM
Revised 12/13/1999

IDWR Use Only:
Data Entry: asherm

Date: 7-22-04

SCANNED

JUL 22 2004



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

July 21, 2004

KARL J. DREHER
Director

BILL MONTERO
WILLIAM L MONTERO
59 TWELVEMILE RD
SALMON ID 83467

Re: Snake River Basin Adjudication (SRBA)
Water Rights Nos. 75-4107

Dear Water Right Holder:

IDWR has been notified the address presently in our records is incorrect. Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records. Future notices related to your water right(s) can be sent only to the address on your water right(s) or as otherwise changed by you.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary **and list any other water rights you may have** before returning this letter by **August 3, 2004**. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records.

If there has been a change in ownership of the property connected with the water rights referenced above, please call this office toll-free at 1-800-451-4129 to obtain a form to make this required change to the water right record.

Sincerely,

Roxanne Brown
Adjudication Bureau

The address is correct as shown above or as otherwise changed.

Claimant Signature

Telephone No.

Claimant Signature

Telephone No.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 75-4107

WATER RIGHT NUMBER: 75-4107

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BILL MONTERO 717 LEMHI AVE SALMON, ID 83467 (208)684-2066
Original Owner	VERA E SLICTON STAR RT SALMON, ID 83467
Current Owner	WILLIAM L MONTERO 717 LEMHI AVE SALMON, ID 83467 (208)684-2066
Original Owner	ROBERT W SLICTON HC 61 BOX 16 SALMON, ID 83467 (208)756-3968

Priority Date: 03/14/1889

Basis: Statutory Claim

Status: Active

<u>Source</u>	<u>Tributary</u>
TWELVEMILE CREEK	SALMON RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 11/01	0.060 CFS	
	<u>Total Diversion:</u>	0.060 CFS	

Location of Point(s) of Diversion

TWELVEMILE CREEK	NE1/4NW1/4	Sec. 1, Twp 19N, Rge 21E, B.M.
LEMHI County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
20N	21E	36												2.0					2.0

Total Acres: 2

Conditions of Approval:Remarks:

Contact Information

Last Name MONTERO
First name BILL
Street Address 717 LEMHI AVE
City SALMON
State ID
ZIP 83467
Home Phone (208)684-2066

AJ Claim 75-4107 , AJ Recommendation 75-4107 ,

Close

59 Twelve mile RD
756-3985 Salmon 83467

Contact Information

Last Name MONTERO
First name WILLIAM L
Street Address 717 LEMHI AVE
City SALMON
State ID
ZIP 83467
Home Phone (208)684-2066

AJ Claim 75-4107 , AJ Recommendation 75-4107 ,

Close

June 16, 2004

75-4107

WILLIAM L MONTERO
717 LEMHI AVE
SALMON, ID 83467

RESPONSE DEADLINE
JULY 23, 2004

Re: Evidence of Priority Date

Dear Claimant:

The Notice of Claim to a Water Right (claim) identified with the number shown above your name has been filed in the Snake River Basin Adjudication (SRBA). The claim indicates your water usage is based on "Beneficial Use" or a "Statutory Claim." Water rights of this type are established by the historic use of water, dating back to when water was first used for the purpose claimed. The date of first use, known as the priority date, has not been confirmed. **Proof must be provided by the claimant supporting the priority date claimed and the historic use of the water.**

Enclosed you will find a computer printout of your claim and the pamphlet entitled "Evidence of Priority." The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement.

PLEASE NOTE: If no evidence is submitted, IDWR will recommend the SRBA Court decree the claim be disallowed. It will be to your advantage to provide clear and convincing evidence. If you choose to submit statements from individuals as evidence, the statement should be in the form of a notarized affidavit.

Please submit the required evidence supporting the priority date and the historic use by the date shown above, referencing all documents with the corresponding claim number. Send the documents to the address noted on the back of the pamphlet. If you have questions not covered by this letter or the enclosed pamphlet, please contact this office. Our toll free number is 1-800-451-4129.

If you no longer own the property to which the claim is appurtenant, please forward this correspondence to the present owner, or return it to Idaho Department of Water Resources (IDWR). If you have received this correspondence from the previous owner of the property, it is recommended that you file a Change of Ownership form with IDWR in order to receive future mailings and to participate in the adjudication.

Sincerely,

Roxanne Brown
Sr. Water Resource Agent

Enclosures

SCANNED

MEMO 1 SRBA CLAIM FILE NO. A75 54107

OCT 08 2001

CLAIMANT'S NAME: Montero

DATE: 3/3/90

EMPLOYEE: Hele

This claim may very well be incorrect. Mrs. Montero brought in several copies of water rights (75-4107, 4115, 4505 and 4506).

She had a signed and notarized form from her son (but is his claim). We completed the form ^{by hand} ~~and~~.

The maps of the stat. claim and the subd. plat do not match. Very likely, the wrong previous filing was chosen.

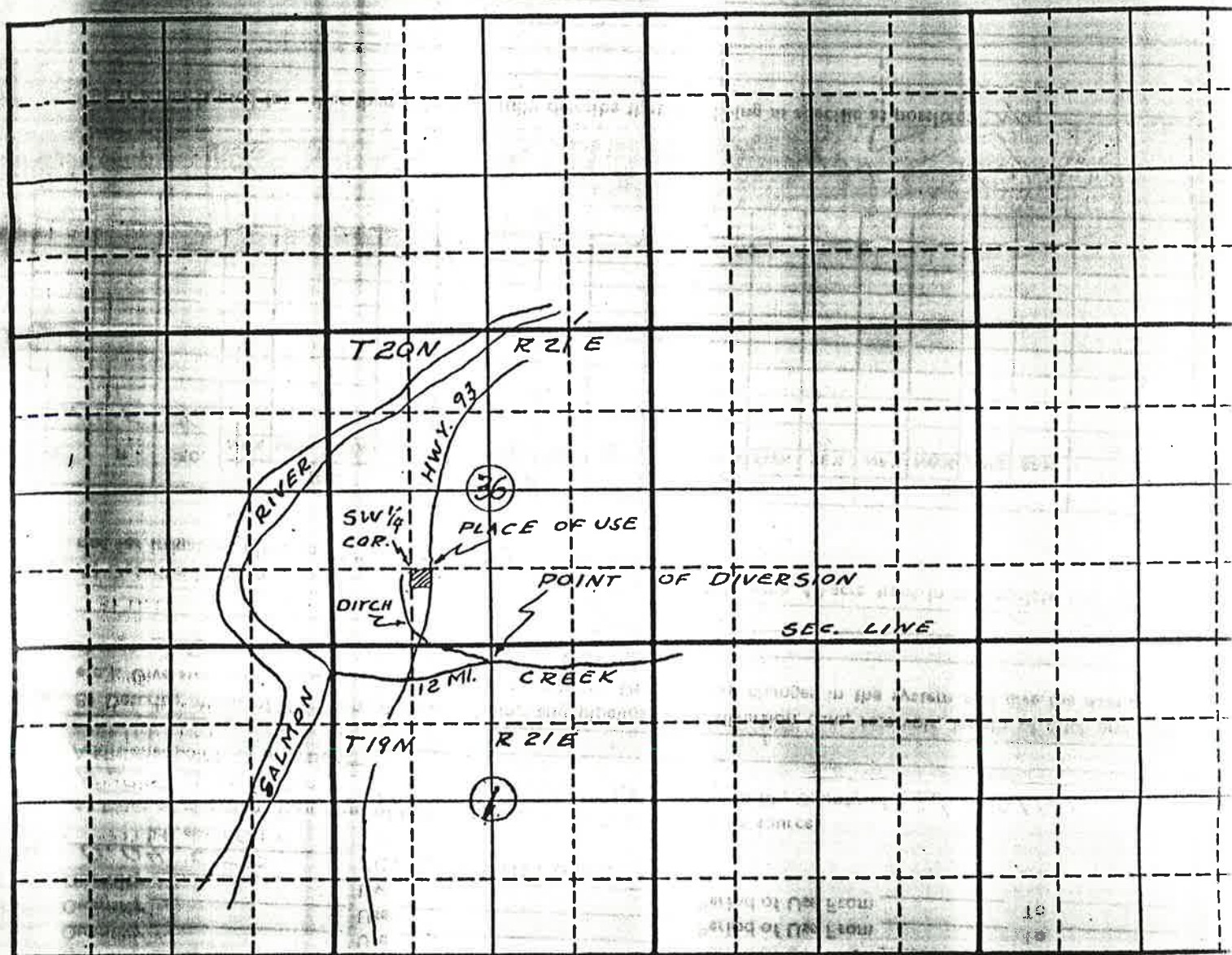
Anna spoke w/ Mr. Slicker and he has not sold any property described in 75-04107.

#B

MICROFILMED

DEC 15 1992

(8) Remarks



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivision section, township and range of the public land survey system.

State of Idaho

County of Lemhi

) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this 23 day of March, 1979.

Notary Public

(Claimant)

DEC 15 1992

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: A75-04107
Date Received: 5/02/1990
Receipt No: M006846
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BILL MONTERO 208-684-2066
Address: 717 LEMHI AVENUE
SALMON, ID 83467
OR
Name: WILLIAM L. MONTERO 208-684-2066
Address: 717 LEMHI AVENUE
SALMON, ID 83467

2. Date of Priority: MAR 14, 1889

3. Source: TWELVE MILE CREEK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
19N	21E	1	NE	NW			LEMHI

5. Description of diverting works:
DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.060		

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

8. Total consumptive use is 5.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NA

A7504107



756-2358

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
20N	21E	36	SE	SW		IRR	2.0
Section Acres							2.0
Total Acres							2.0

11. Place of use in counties: LEMHI

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: STATUTORY CLAIM

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ 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: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

\$52.

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:

Ident. Number

Date Received

Receipt Number

39576
A75-04107
5-2-90 Rof
M0016846



NOTICE OF CLAIM
TO A
WATER RIGHT

Department of Water Resources

ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Bill or William L. Montero Phone (916) 684-2066
Mailing Address 717 Lemhi Ave. Salmon, Idaho Zip 83467

2. Date of Priority (Only one (1) per claim) March 14, 1889

3. Source of water supply (a) Twelve mile Creek
which is tributary to (b) Salmon River

4. a. Location of existing point of diversion is: Township 19N Range 21E Section 1,
1/4 of NE 1/4 of NW 1/4, Govt. Lot, _____ B.M., County of Lemhi

Additional points of diversion if any: _____

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

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

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

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

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

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Ditch approx. 2' x 3'

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DEC 15 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 4/1 to 11/1 amount .06 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .06 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 5 acre feet per annum.

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

10. Description of place of use:

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

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

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
<u>20N</u>	<u>21E</u>	<u>36</u>												<u>2</u>					<u>2</u>

Total number of acres irrigated 2

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

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

13. Describe any other water rights used at the same place and for the same purposes as described above.

or None (☒)

14. Remarks:

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DEC 15 1992

Last Name _____ Ident No. _____

Copies: White -State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use X Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number 75-04107
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

16. Signature (s)

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

Number of attachments 2 maps

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

Signature of Claimant (s) [Signature] Date 3-16-90

Date _____

For Organizations: I do solemnly swear or affirm that I am _____ Title _____
of _____, that I have signed the foregoing
Organization
document in the space below as _____ of _____
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____
Title and Organization _____ Date _____

State of Idaho/or California)
County of Sacramento) SS.

Subscribed and sworn (or affirmed) before me this sixteenth day of March 19 90



Notary Public Opal A. Hilty
Residing at 10420 Bruceville Rd., Elk Grove, CA 95758
My Commission Expires February 4, 1994

Please Print Name

17. Notice of Appearance:

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

Signature _____

Address _____

Date _____

Last Name _____ Ident. Number _____

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Copies White-State, Yellow-Claimant