

RECEIVED

SEP 22 2010

Department of Water Resources
Eastern RegionSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column.

Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
75-58a <u>OK</u>	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: P Sam Slavin

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Milton A Slavin

Name of each new owner as listed on the conveyance document

Roberta A SlavinNew owner continued ☐ Name connector ☐ and ☐ or ☒ and/or

Mailing address

116 N Center

ID

83467

City

State

ZIP

Salmon

Telephone

Email

4. If the water rights and/or adjudication claims were split, how did the division occur?
- ☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
- ☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.

5. Date you acquired the water rights and/or claims listed above: 2/01/2006

6. This form must be signed and submitted with the following **REQUIRED** items:

- A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
- Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
- Filing fee (see instructions for further explanation):
 - \$25 per *undivided* water right.
 - \$100 per *split* water right.
 - No fee is required for pending adjudication claims.

7. Signature: Milton A. Slavin Title, if applicable: _____ Date: 9-20-10

Signature of new owner/claimant

Title, if applicable

Date

- Signature: _____ Title, if applicable: _____ Date: _____

Signature of new owner/claimant

Title, if applicable

Date

For IDWR Office Use Only:

Received by _____ Date 9/28/10 Receipt No. E036170 Receipt Amt. \$25.00Approved by _____ Processed by _____ Date SUPPORT DATA

**Deed of Distribution
By Personal Representative**

This Deed, made by MILTON A. SLAVIN, as Successor Personal Representative of the Estate of MILTON E. SLAVIN, deceased, and successor trustee, Grantor, to MILTON A. SLAVIN, a married man, as his sole and separate property, Grantee, whose address is 116 North Center Street, Salmon, Idaho 83467.

Whereas, Grantor is the qualified Personal Representative of said Estate, filed as Probate Number SP-02-07 Lemhi County, Idaho; and

Whereas, Grantee is entitled to distribution of the hereinafter described real property;

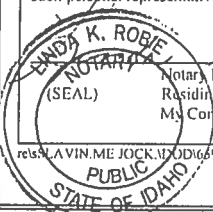
Therefore, for valuable consideration received, Grantor hereby transfers and conveys to Grantee an undivided one-half (½) interest in and to the following described real property in Lemhi County, Idaho:

SEE EXHIBIT "A", ATTACHED HERETO AND MADE A PART HEREOF.

Dated: the 1st day of February 2006



MILTON A. SLAVIN, Successor Personal Representative
of the Estate of MILTON EDWARDS SLAVIN, deceased.

STATE OF IDAHO)) ss County of Lemhi) On this <u>1st</u> day of <u>February</u> 200<u>6</u>, before me a Notary Public in and for Said State, personally appeared MILTON A. SLAVIN known or identified to me to be the person whose name <u>is</u> subscribed to the within instrument as the Successor Personal Representative of the Estate of MILTON EDWARDS SLAVIN, deceased and acknowledged to me that <u>he</u> executed the same as such personal representative.  <u>L. Robe</u> Notary Public for State of Idaho Residing at Salmon, Idaho My Commission Expires: <u>10-6-11</u> re: SLAVIN ME JOCK MD 669-90	THIS SPACE RESERVED FOR COUNTY RECORDER 266039 State of Idaho) County of Lemhi) SS No. _____ This instrument was filed for record at the request of <u>Milton A. Slavin</u> at <u>4:10 o'clock p.m.</u> <u>Feb 1</u> 200<u>6</u> and duly filed and indexed in the records of Lemhi County Terri J. Morton Ex-Officio Recorder By <u>Eyneca Carlson</u> Deputy Fee <u>6-</u> Return to <u>Milton A. Slavin</u>
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A fraction of each of the following subdivisions: The SW 1/4 SW 1/4 of Section 8, Lot 12 of Section 7 and the NW 1/4 NW 1/4 of Section 17, all in Township 22 North, Range 22, E.B.M., more particularly described as follows, to-wit:

Commencing at the SW Corner of Section 8, run thence North 180.0 feet to the East edge of the Big Flat Canal and the point of beginning; thence N. 31 deg. 15' W. along the East edge of the Big Flat Canal 197.2 feet; thence S. 60 deg. 40' W. 190.0 feet to the East Right-of-Way line of U.S. Highway No. 93, thence Northeasterly along said East Right-of-Way line 835.0 feet to the center of Carmen Creek, thence Easterly along the center of Carmen Creek, 461.0 feet, more or less, to the West boundary of Section 8, thence North along the West boundary of Section 8, 480.0 feet to the NW Corner of the SW 1/4 SW 1/4 of Section 8, thence East 1320.0 feet, thence South 1352.0 feet to the North side of the Carmen Creek Road, thence Southwesterly along the North side of the Carmen Creek Road 734.0 feet to the Easterly Boundary of a Gravel Pit belonging to the Bureau of Public Roads, thence N. 25 deg. 09' W. along said Easterly Boundary of the Gravel Pit 735.0 feet, thence S. 64 deg. 41' W. along the Northerly Boundary of the Gravel Pit 387.0 feet, more or less, to the point of beginning. Containing 48.7 acres.

TOGETHER WITH 15 miners inches of the waters of Carmen Creek, being a portion of the old Frank Lewis right as decreed to Frank P. McCracken in said Decree of the District Court of the Sixth Judicial District of the State of Idaho, recorded in Book A of Judgments, pages 453, and 582, records of Lemhi County, Idaho; together with the right to transport and carry the same through the so-called McCracken Ditch.

ALSO, a fraction of Lots 10 and 12 and the SE 1/4 NE 1/4 of Section 7, Township 22 North, Range 22, E.B.M., described as follows:

From the NE Corner of said Lot 12, Section 7, Township 22 North, Range 22 E.B.M., run South along the East line of said Lot 12 to the North bank of Carmen Creek, thence meandering the North bank of said Carmen Creek in a Westerly direction to the East side line of U.S. Highway No. 93 Right-of-way; thence Northerly along the East side line of said Right-of-way to the point of intersection of said East side line of said Right-of-way with the East side line of the SE 1/4 NE 1/4 of Section 7, Township 22 North, Range 22, E.B.M.; thence South along said East side line of said SE 1/4 NE 1/4 and Lot 10, said Section 7, to the place of beginning.

EXCEPTING, the following described property, to-wit: A fraction of the SE 1/4 NE 1/4 of Section 7 in Township 22 North, Range 22, E.B.M., lying East of Highway No. 93, and more particularly described as follows, to-wit: Beginning at the NE Corner of said SE 1/4 NE 1/4 of Section 7; run thence South along the East boundary of Section 7 a Distance of 956 feet; thence West 242 feet to the Easterly right-of-way line of U.S. No. 93; thence northerly, along the Easterly right-of-way of U.S. No. 93, 964 feet, to the Northerly boundary of SE 1/4 NE 1/4 of Section 7, thence East 104 ft. To the point of beginning.

TOGETHER WITH all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining.

ALSO EXCEPTING a parcel of land located in Lot 10 and Lot 12 of Section 7 and the W 1/2 of Section 8, Township 22 North, Range 22 East, Boise Meridian, Lemhi County, Idaho, more specifically described as follows:

Commencing at the Southeast Section Corner of said Section 7, from which the South Section Line of Section 7 bears N. 89° 55' W., run thence N. 06° 12' 46" W. a distance of 1158.93 feet to THE POINT OF BEGINNING, and the Southwest Corner of the Tract of land herein described; thence N. 05° 12' 00" W. a distance of 219.67 feet; thence S. 86° 55' 00" E. a distance of 204.37 feet; thence S. 01° 50' 31" W. a distance of 236.13 feet; thence N. 80° 55' 00" W. a distance of 178.81 feet to THE POINT OF BEGINNING. Contains 0.99 acre.

ALSO EXCEPTING a parcel of land located in the SE 1/4 SE 1/4 Section 7 and the SW 1/4 SW 1/4 Section 8, T. 22 N. R. 22 E., B.M., Lemhi County, Idaho, more particularly described as follows:

Commencing at the Southwest Corner of said Section 8, a distance of 412.65 feet on a bearing of N. 0° 40' 30" E.; thence N. 89° 19' 30" W. 97.73 feet to the REAL POINT OF BEGINNING.

Thence N. 0° 40' 31" W. 254.23 feet;

Thence S. 65° 02' 38" E. 158.74 feet;

Thence S. 4° 13' 14" E. 235.00 feet;

Thence N. 73° 24' 39" W. 165.09 feet to the REAL POINT OF BEGINNING, said parcel contains 0.834 acres.

TOGETHER WITH: A 50 foot wide access easement being 25 feet on each side of the following described centerline:

Commencing at the southwest corner of the above described property, a distance of 25.00 feet on a bearing of S. 73° 24' 39" E. To the REAL POINT OF BEGINNING.

Thence S. 17° 52' 56" E. 332.78 feet;

Thence S. 28° 06' 02" E. 159.50 feet;

Thence S. 39° 00' 27" E. 403.74 feet;

Thence S. 21° 08' 32" E. 122.14 feet to a point on the centerline of the Carmen Creek Road.

ALSO EXCEPTING a parcel of land located in Sections 7 and 8, T. 22 N., R. 22 E., Boise Meridian, Lemhi County, Idaho, more particularly described as follows:

Commencing at the Northwest Corner of Section 8, a distance of 2315.13 feet on a bearing of S. 0° 40' 30" W. To an existing fence line extended and being the REAL POINT OF BEGINNING.

Thence S. 75° 47' 40" E., 14.43 feet to the existing fence line extended;

Thence S. 0° 10' 11" E., 51.62 feet along said fence line extended;

Thence N. 75° 47' 40" W., 253.30 feet to the Easterly Right-of-Way of U.S. Highway 93;

Thence N. 9° 08' 00" E., 50.20 feet along said right-of-way to an existing fence line as agreed to by adjacent landowners Crawshaw and Milton Slavin;

Thence S. 75° 47' 40" E., 230.50 feet along said fence to the REAL POINT OF BEGINNING.

**Deed of Distribution
By Personal Representative**

This Deed, made by MILTON A. SLAVIN, as Personal Representative of the Estate of HELEN G. SLAVIN, deceased, Grantor, to MILTON A. SLAVIN, a married man, as his sole and separate property, Grantee, whose address is 116 North Center Street, Salmon, Idaho 83467.

Whereas, Grantor is the qualified Personal Representative of said Estate, filed as Probate Number SP-03-106 Lemhi County, Idaho; and

Whereas, Grantee is entitled to distribution of the hereinafter described real property;

Therefore, for valuable consideration received, Grantor hereby transfers and conveys to Grantee an undivided one-half (1/2) interest in and to the following described real property in Lemhi County, Idaho:

SEE EXHIBIT "A", ATTACHED HERETO AND MADE A PART HEREOF.

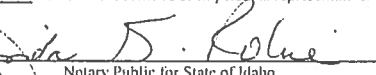
Dated: the 1st day of February 2006


MILTON A. SLAVIN, Personal Representative of the
Estate of HELEN G. SLAVIN, deceased.

STATE OF IDAHO)
) ss
County of Lemhi)
On this 1st day of February 2006,
before me a Notary Public in and for Said State, personally appeared

MILTON A. SLAVIN

known or identified to me to be the person whose name is
subscribed to the within instrument as the Personal Representative
of the Estate of HELEN G. SLAVIN, deceased and acknowledged to
me that he executed the same as such personal representative


Notary Public for State of Idaho
Residing at Salmon, Idaho
My Commission Expires 10-6-11

rel:SLAVIN M, JOCK, DOD:659-90-A

THIS SPACE RESERVED FOR COUNTY RECORDER

State of Idaho)
County of Lemhi) ss No 266040

This instrument was filed for record at the request
of Milton A. Slavin
at 4:12 o'clock P.m. Feb 1 2006
and duly filed and indexed in the records of Lemhi
County

Terri J. Morton
Ex-Officio Recorder

By Terri J. Morton Deputy

Fee 10

Return to Milton A. Slavin

A fraction of each of the following subdivisions: The SW1/4SW1/4 of Section 8, Lot 12 of Section 7 and the NW1/4NW1/4 of Section 17, all in Township 22 North, Range 22, E.B.M., more particularly described as follows, to-wit:

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Thence S. 75° 47' 40" E., 230.50 feet along said fence to the REAL POINT OF BEGINNING.

01/08/2007

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

S. Sider
RIGHT NUMBER: 75-58A

NAME AND ADDRESS: P SAM SLAVIN
212 WASHINGTON ST
SALMON ID 83467

THE ESTATES OF MILTON E AND HELEN G SLAVIN
C/O MILTON A SLAVIN
116 N CENTER ST
SALMON ID 83467

SOURCE: CARMEN CREEK

TRIBUTARY: SALMON RIVER

QUANTITY: 0.277 CFS

PRIORITY DATE: 05/01/1869

POINT OF
DIVERSION: T22N R22E S8 SWSE 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	0.277 CFS

PLACE OF USE: IRRIGATION in LEMHI County

T22N R22E S07 Lot 12 SESE	2.00	T22N R22E S08	SWSW	10.00
T22N R22E S17	NWNW	3.00		

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



Idaho Department of Water Resources

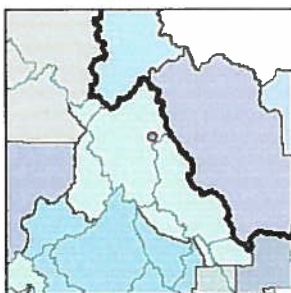
SRBA Recommendation:

75-58A

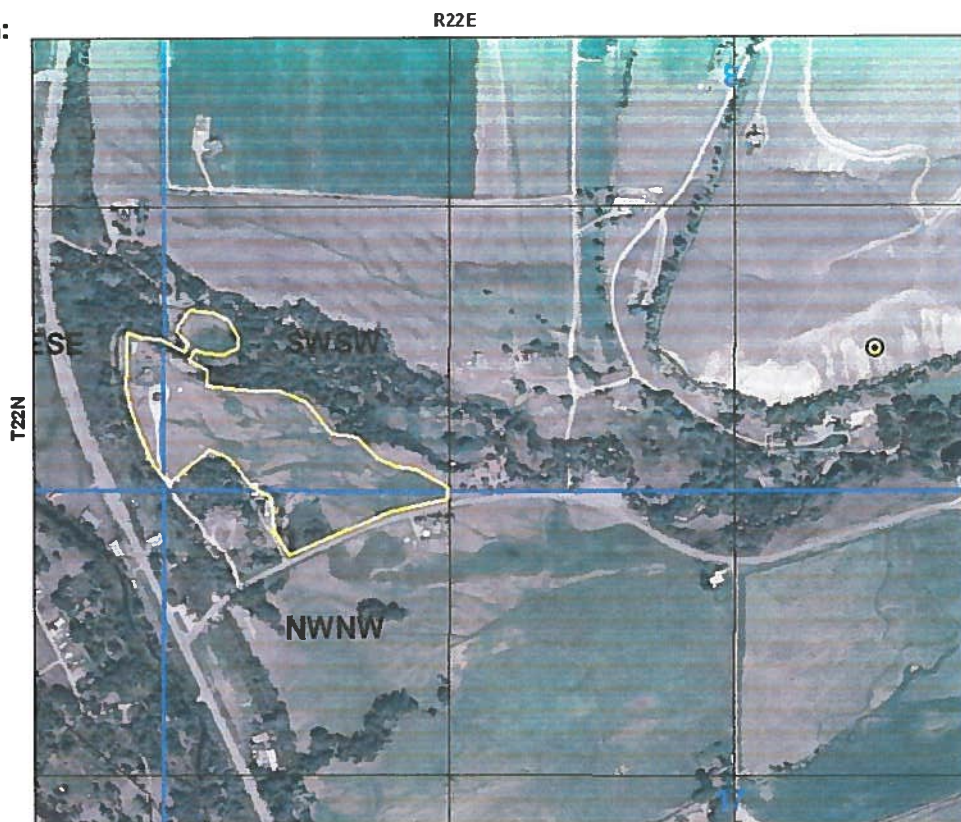
(Irrigation)

Legend

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



Lemhi County
IDWR Basin 75



0 0.3 0.6 Miles

Prepared by M. Ciscell
On Sunday, November 19, 2006
2004 Aerial Photography