

Page 1 of 5STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 70952

RECEIVED

APPLICATION FOR TRANSFER OF WATER RIGHT RECEIVED

OCT 30 2003

PART 1

OCT 24 2003
208-768-2402

Department of Water Resources

Name of applicant

Darrell J and / or Vernia M Wolf

Phone

208-768-2402

Post Office address

1019 Lee Creek Rd Leadore, ID 83464

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____

2. Describe the reason for the proposed changes More advantageous use of the
Water

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>74-1831</u>	<u>6-28-1912</u>	<u>.24</u>	<u>irrigation</u>	<u>3-15</u> to <u>11-15</u>
<u>"</u>	<u>"</u>	<u>"</u>	<u>"</u>	to <u>"</u>
<u>"</u>	<u>"</u>	<u>"</u>	<u>"</u>	to <u>"</u>
<u>"</u>	<u>"</u>	<u>"</u>	<u>"</u>	to <u>"</u>

2. Total amount of water being transferred .24 cubic feet per second and/or _____ acre-feet per annum.

3. Source of water Lee Creek tributary to Lemhi

4. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
<u>NW</u>	<u>NW</u>			<u>25</u>	<u>16N</u>	<u>25E</u>	<u>Lemhi</u>	<u>L1</u>

5. Lands irrigated or place of use:

5. Lands irrigated or plowed or used

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
16N	23E	20											12					12	

Total acres 12

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PART 1

6. General Information:

a. Description of diversion system Dam with ditchb. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes X No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

They will no longer be irrigated but will revert
to non irrigated pasture.

d. Remarks:

We need to move our water right to our land it
is now on BLM.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2
(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED
1. Right evidenced by:

- a. Decree No. 74-1831 Decreed to Darrell J and or Verna M Nef
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☒ Warranty Deed ☐ Other _____

3. Source of water Lee Creek tributary to Lemhi

4. Date or priority 6-28-1912

5. Water is used for the following purpose:

amount .24 for irrigation purposes from 3-15 to 11-15
(cfs/ac-ft)
amount .02 for stock water purposes from 1-1 to 12-31
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right .24 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		W 1/4		30	16N	25E	Lemhi	L 1

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
16N	25E	30	.24			9.6													12

Total acres 12

9. Describe any other water rights used for the same purpose as described above _____

70952

Nef3
12 acres SWSW, S20, 16N, 25E



74field.shp
T16n25e.shp
Administrative BasinsAdminbas.shp



POD

PART 3

B. CHANGES IN NATURE OF USE

N/A

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to
				to

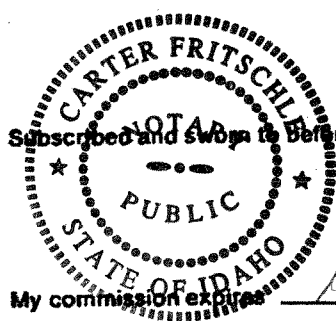
2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

None

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.



Daniel M. Verna M. Neg
(Signature of Applicant)

Subscribed and sworn to before me this 24th day of October, 192003

Carter Fritschler
(Notary Public)

My commission expires March 21, 2006

FOR DEPARTMENT USE ONLY

Transfer contains 5 pages and _____ attachments.

Received by _____ Date _____ Protest filed by _____

Prelim. check by _____ Fee C071386Receipted by Boise Date 10/24/03Published in Recorder Herald Copies of protest forwarded by _____

Pub. dates _____ Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

70952
Receipt No. C071386

74

Instrument No. 67770

BILL OF SALE

KNOW ALL MEN BY THESE PRESENTS, that, on this 27th day of April, 1948, L. S. GERDES and NADA GERDES, husband and wife, of the County of Lemhi, State of Idaho, the parties of the first part, for and in consideration of the sum of TWELVE THOUSAND FIVE HUNDRED AND NO/100 (\$12,500.00) DOLLARS, lawful money of the United States of America to them in hand paid by E. C. BOLANDER of the County of Lemhi, State of Idaho, the party of the second part, the receipt whereof is hereby acknowledged, do by these presents Grant, Bargain, Sell and Convey unto the said party of the second part, his executors, administrators and assigns, all the following described personal property, to-wit:

45 head of mixed cows
45 head of mixed yearling cattle
4 head of horses

All machinery on the ranch land in Lemhi County, Idaho heretofore occupied by L.S. Gerdes and Nada Gerdes and this day sold to E.C. Bolander. The above described cattle are branded with one or more of the following brands: **FL B G**

In the following places respectively: On the right hip, On the right hip, and On the left hip.

TO HAVE AND TO HOLD The same to the said party of the second part, his executors, administrators and assigns, forever and the said parties of the first part do for their heirs, executors and administrators, covenant and agree to and with the said party of the second part, his executors, administrators or assigns to WARRANT and DEFEND the sale of said property, goods and chattels hereby made, to the said party of the second part his Executor, administrators and assigns against all and every person and persons whomsoever, lawfully claiming or to claim the same.

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

SIGNED, SEALED AND DELIVERED IN PRESENCE OF

L. S. Gerdes (Seal)
Nada Gerdes (Seal)

STATE OF IDAHO,)

County of Lemhi) ss.

On this 27th day of April in the year 1948, before me the undersigned, a Notary Public in and for said State personally appeared L. S. Gerdes and Nada Gerdes, 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.

((SEAL))

Frederick Hughes Snook
Notary Public of the State of Idaho
Residing at Salmon, Idaho.

STATE OF IDAHO,)

County of Lemhi) ss.

I hereby certify that this instrument was filed at the request of E.C. Bolander at 36 minutes past 11 o'clock A.M., this 1st day of May, A.D. 1948 in my office, and duly recorded in Book 41 of Deeds at page 74.

Fees, \$1.00 Paid

W. W. Simmonds, Ex-Officio Recorder.

By *Betty L. Smith*, Deputy.

-----Instrument No. 67775-----

WARRANTY DEED

THIS INDENTURE, Made this 16th day of April in the year of our Lord One Thousand nine hundred and forty-eight, between FRANK E. DAWSON, also known as F. E. Dawson, a single man of, County of Lemhi, State of Idaho, the party of the first part, and DANRELL J. NEP of Rexburg, County of Madison, State of Idaho, the party of the second part.

WITNESSETH, That the said party of the first part, for and in consideration of the sum of TEN and NO/100 DOLLARS, lawful money of the United States of America, to him in hand paid by the said party of the second part, the receipt whereof is hereby acknowledge, has 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 real estate, situated in County of Lemhi, State of Idaho, to-wit:

SE1/4, NE1/4, W1/2 of Section 20, Township 16 North Range 25 E.B.M.; ALSO

NW1/4, NE1/4 of Section 29, Township 16 North Range 25 E.B.M.; ALSO

W1/2, SE1/4 of Section 30, Township 16 North Range 25 E.B.M.; ALSO

NW1/4 of Section 31, Township 16 North Range 25 E.B.M.

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining.

Together with all water and water rights, ditches and ditch rights appertaining thereto or used in connection therewith.

DOCUMENTARY STAMPS \$22.00 CANCELLED 4/15/48 F. E. D.

TOGETHER, with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents issues and profits thereof; and all estate, right, title and interest in and to the said property, as well in law as in equity, of the said party of the first part.

TO HAVE AND TO 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 party of the first part, and his heirs, the said premises in the quiet and peaceable possession of the said party of the second part, his heirs and assigns, against the said party of the first part, and his 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 party of the first part has hereunto set his hand and seal the day and year first above written.

SIGNED, SEALED AND DELIVERED IN PRESENCE OF

Frank E. Dawson (Seal)

T 70952
ATTACHMENT 1 OF 3

STATE OF IDAHO,)

County of Lemhi) ss.

On this 16th day of April in the year 1943, before me the undersigned, a Notary Public in and for said State, personally appeared Frank E. Dawson known to me to be the person whose name is 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))

STATE OF IDAHO,)

County of Lemhi) ss.

I hereby certify that this instrument was filed for record at request of Charles Herndon at 15 minutes past 9 o'clock A.M., this 3rd day of May, A.D. 1946 in my office, and duly entered in Book 41 of Deeds, page 74-75.

Fee, \$1.50 Paid

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

W. W. Simmonds, Ex-Officio Recorder.

By Betty Lee Smith Deputy

- Instrument No. 67778 -

DEED OF MINING CLAIM

THIS INDENTURE, Made the 3rd day of May in the year of our Lord one thousand nine hundred and forty-eight between ROBERT F. HAGEL and LEAH E. HAGEL, husband and wife, of Shoup, Idaho, the parties of the first part, and E. F. HAGEL, a married man, and ELMER R. HAGEL, a widower both of Lemhi County, Idaho, the parties of the second part, Witnesseth, that the said parties of the first part, for and in consideration of the sum of FIFTEEN HUNDRED AND NO/100 DOLLARS lawful money of the United States of America, to them in hand paid by the said parties of the second part, the receipt whereof is hereby acknowledged, have GRANTED, BARGAINED, SOLD, REMISED, RELEASED and FOREVER QUITCLAIMED, and by these presents do grant, bargain, sell, remise, release and forever quitclaim unto the said parties of the second part, and to their heirs and assigns an undivided one-third interest in and to those certain placer mining claims situate in the Blackbird Mining District, Lemhi County, Idaho, to-wit:

Rancho Grande Placer; the South Fork Placer No. 57148; the Meadow Brook Placer Claim No. 57149; Indian Creek Placer Claim; Bar Placer Claim; Papoose Associated Placer Claim consisting of sixty acres.

Location notices of the above named placer mining claims were recorded in Book 2 of Mining Claims at pages 281, 604, 605, 629, in Book 3 of Mining Claims at page 42, and Book 2 of Mining Claims at page 549, respectively, to which records reference is hereby made for a more particular descriptions.

Together with certain personal property.

Together with all the dips, apurs and angles, and also all the metals, ores, gold and silver bearing quartz, rocks and earth therein and all rights, privileges and franchises thereto incident, appendant and appurtenant, or therewith usually had and enjoyed; and also, all and singular the tenements, hereditaments and appurtenances thereto belonging, or in anywise appertaining, and the rents, issues and profits thereof; and, also, all the estate, right, title, interest, 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 TO HOLD, All and singular the said premises, together with the appurtenances and privileges thereto incident, unto the said parties of the second part their heirs and assigns forever. It is expressly covenanted that it is intended hereby to convey any and all right, title, interest and estate which may hereafter be acquired to said premises or any part thereof by virtue of any patent which may hereafter be issued by the United States Government therefore under proceedings heretofor instituted in that behalf by the said parties of the first part or grantors.

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

Signed, sealed and delivered in the presence of

Robert F. Hagel (SEAL)
Leah E. Hagel (SEAL)

DOCUMENTARY STAMPS \$1.55 CANCELLED 5/3/48 E. F. H.

STATE OF IDAHO,)

County of Lemhi) ss.

On this 3rd day of May, 1948, before me Preston Thatcher a Notary Public in and for said County, personally appeared Robert F. Hagel and Leah E. Hagel 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.

(SEAL))

STATE OF IDAHO,)

County of Lemhi) ss.

I hereby certify that this instrument was filed for record at the request of E.F. Hagel at 20 minutes past 1 o'clock P.M., this 3rd day of May, 1948 in my office, and duly recorded in Book 41 of Deeds at page 75.

W. W. Simmonds,
Ex-Officio Recorder

By Betty Lee Smith Deputy

Fee, \$1.50 Paid

T 70952

ATTACHMENT 2 OF 3

QUIT-CLAIM DEED

DARRELL J. NEF and VERNA NEF, aka VERNA B. NEF, husband and wife, of Leaders, County of Lemhi, State of Idaho, grantors, hereby QUIT CLAIM to DARRELL J. NEF and VERNA B. NEF, Trustees or Successor Trustees of THE NEF FAMILY TRUST, of Leaders, County of Lemhi, State of Idaho, for the sum of Ten Dollars any and all interest in the following described tract of land in Lemhi County, State of Idaho:

TRACT 1: THE WEST HALF OF THE SOUTHEAST QUARTER, THE EAST HALF OF THE SOUTHWEST QUARTER, THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION TWENTY, AND THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER AND THE NORTH HALF OF THE NORTHWEST QUARTER OF SECTION TWENTY-NINE, ALL IN TOWNSHIP SIXTEEN NORTH, RANGE TWENTY-FIVE EAST OF THE BOISE MERIDIAN.

TRACT 2: THE WEST HALF OF THE SOUTHEAST QUARTER AND THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION THIRTY, AND THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION THIRTY-ONE; ALL IN TOWNSHIP SIXTEEN NORTH, RANGE TWENTY-FIVE EAST OF THE BOISE MERIDIAN.

WITNESS, the hands of said grantors, this 5 day of

Jan., A. D., 1994.

Darrell J. Nef
DARRELL J. NEF

Verna Nef
VERNA NEF
aka VERNA B. NEF

STATE OF UTAH)
COUNTY OF DAVIS) ss.

On the 5 day of Jan., 1994, personally appeared before me DARRELL J. NEF and VERNA NEF, aka VERNA B. NEF, the signers of the within instrument, who duly acknowledged to me that they executed the same.

My Commission Expires: 04-27-96

Karan S. Cornia
NOTARY PUBLIC
Residing at Davis County

Grantee's Address:
HCC 68 BOX 11
LEADORE, IDAHO 83464

