

6/14/2023

Water Right 74-542 *After Split*

SCANNED
74-542
JUN 14 2023

Idaho Department of Water Resources



Legend

-  74-16429 POU
 -  74-542 POU After Split
 -  Parcels
 -  Township/Range
 -  Sections
- QQ

SCANNED

JUN 14 2023

IDAHO DEPARTMENT OF WATER RESOURCES

6/9/2023

Proof Report

Water Right 74-542 *Before Split*

Owner Type **Name and Address**
 Current Owner ALPHONSE L HOKANSON
 PO BOX 596
 SALMON, ID 83467-0596
 (208) 756-4790

Current Owner CLARICE C HOKANSON
 PO BOX 596
 SALMON, ID 83467-0596
 (208) 756-4790

Priority Date: 6/23/1908**Basis:** Decreed**Status:** Active

Source
 LEMHI RIVER

Tributary
 SALMON RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	11/15	0.240 CFS	
	<u>Total Diversion</u>		0.240 CFS	

Source and Point(s) of Diversion:

LEMHI RIVER NESW

Sec. 10, Twp 21N, Rge 22E, LEMHI County

Place Of Use:

IRRIGATION within LEMHI County

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
21N	22E	9		8.0															8.0

POU Total Acres: 8.0

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.

Idaho Department of Water Resources



Legend

-  74-542 POU Before Split
-  Parcels
-  Township/Range
-  Sections
- QQ

SCANNED

JUN 14 2023

MAY 26 2023

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESDepartment of Water Resources
Eastern Region

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. If the water right is leased to the Water Supply Bank, check "Yes". If you are not sure if the water right is leased to the Water Supply Bank, see #7 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
74-542 74-16439 > 74-542	Yes ☒	Yes ☐		Yes ☐	Yes ☐
74-10023	Yes ☐	Yes ☐		Yes ☐	Yes ☐
To be complete in transfer	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Alphonse & Clarice Hokanson
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Joseph E Miller and Sue Ellen Miller
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or
- 41 Cockrell Rd Salmon ID 83467
Mailing address City State Zip
208.756.4852 joesgoats@gmail.com
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: 12-16-22
6. Do you own the land identified as the water right place of use? Yes ☐ No ☐
☐ If no, attach evidence that written notice of the change of water right ownership has been delivered to the landowner of record.
7. 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.
☐ If water right(s) are leased to the Water Supply Bank AND there are multiple owners, a Lessor Designation form is required.
☐ If water right(s) are leased to the Water Supply Bank, the individual owner or designated lessor must complete, sign and submit an IRS Form W-9.

SUPPORT DATA

IN FILE # 74-542

8. Signature: Joseph E Miller 5/26/2023
 Signature of new owner/claimant Title, if applicable Date
 Joseph E Miller
 Print name
- Signature: _____
 Signature of new owner/claimant Title, if applicable Date

 Print name

For IDWR Office Use Only:

Received by M. Potts Date 5-26-23 Receipt No. E049220 Receipt Amt. 175.00
 Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing W-9 received? Yes ☐ No ☐
 Name on W-9 _____ Approved by JB Processed by JB Date 7/14/2023
74-10023 will be complete in the transfer \$125 THIS NOTICE



LEMHI TITLE CO.

Instrument # 330978 # Pages: 2
LEMHI COUNTY, Idaho
Dec 16, 2022 12:52:56 pm Fee: \$ 15.00
For: LEMHI TITLE
BRENDA ARMSTRONG, Recorder
KLINGER, Deputy

Warranty Deed with Life Estate

For Value Received

Clarice C. Hokanson, an unmarried woman

the grantor, does hereby grant, bargain, sell and convey unto

Joseph E. Miller and Sue Ellen Miller, husband and wife

Whose current address is:

**41 Cockrell Road
Salmon, ID 83467**

the grantee, the following described premises, to-wit:

**See attached Exhibit "A" Legal Description
*Subject to a Life Estate for Clarice C. Hokanson**

Together with all water and water rights, ditch and ditch rights, mineral and mineral rights, and any grazing rights appurtenant thereto and/ or used in connection there with.

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 are the owners in fee simple of said premises; that they are free from all encumbrances EXCEPT: Subject to all existing patent reservations, easements, right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, general taxes, assessments, including irrigation and utility easements (if any) for the current year, which are not due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

Dated: December 16, 2022

Clarice C. Hokanson
Clarice C. Hokanson

STATE OF Idaho)
COUNTY OF Lemhi) ss.

On this 16 day of December, 2022, before me, a notary public in and for said State, personally appeared **Clarice C. Hokanson** known to me or proved to me to be the person whose name is subscribed to the within instrument and acknowledged to me that they executed the same.

Angela Morton
Notary Public
Residing at: Idaho
Comm. Expires: 09-08-2026

ANGELA MORTON
Notary Public - State of Idaho
Commission Number 20203462
My Commission Expires 09-08-2026

SCANNED

JUN 14 2023
5507-22

Continued Schedule "A"

A piece of land lying in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 9, Township 21 North, Range 22 East of the Boise Meridian, more particularly described as follows, to-wit:

Commencing at the North quarter corner of Section 9, Township 21 North, Range 22 East of the Boise Meridian; thence South along the West line of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 9, 255.8 feet to the place of beginning; thence continuing South along the said West line of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 9, 1064.2 feet, more or less, to the Southwest corner of said NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 9; thence East along the South line of said NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 9, 1064.2 feet; thence North 45°00' West, 1505.2 feet, more or less, to the place of beginning.

LESS Tax #1700:

A fraction of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 9, T. 21 N., R. 22 E., Boise Meridian, more particularly described as follows, to wit:

Commencing at the Northerly quarter corner of said Section 9, run thence South along the Westerly boundary of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 9 a distance of 255.8 feet to the point of beginning, and the Northwestern corner of the tract of land herein described; thence S. 44 Deg. 54' E. 186.68 feet; thence South 264.0 feet; thence West 132.0 feet to a point on the Westerly boundary of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 9; thence North along the Westerly boundary of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 9, a distance of 396.0 feet to the point of beginning.

ALSO LESS Tax #3358

A fraction of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 9, T. 21 N., R. 22 E., Boise Meridian, more particularly described as follows, to wit:

Beginning at the Southwesterly corner of the said NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 9, run thence Easterly along the Southerly boundary of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 9 a distance of 200.0 feet, more or less, to a point on the Southerly edge of the Lemhi River; thence Northwesterly along the Southerly edge of the Lemhi River 370.0 feet, more or less, to a point on the Westerly boundary of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 9; thence Southerly along the Westerly boundary of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 9 a distance of 310.0 feet to the point of beginning.

Excepting therefrom, any manufactured/modular/mobile home on the premises.

SM CANAD J M

Initials JUN 14 2023

STATE OF IDAHO
CERTIFICATION OF VITAL RECORD

STATE OF IDAHO
DEPARTMENT OF HEALTH AND WELFARE
BUREAU OF VITAL RECORDS AND HEALTH STATISTICS

CERTIFICATE OF DEATH

Date Filed AUGUST 31, 2009

State File No. 2009-07034

DECEDENT - LEGAL NAME A. LAVERNE HOKANSON			
SEX MALE	SOCIAL SECURITY NUMBER [REDACTED]	AGE 75 YEARS	DATE OF BIRTH FEBRUARY 16, 1934
BIRTHPLACE ORIENT, SOUTH DAKOTA		PLACE OF RESIDENCE SALMON, IDAHO	
MARITAL STATUS AT TIME OF DEATH MARRIED		NAME OF SURVIVING SPOUSE (if wife, maiden name) CLARICE CLEMENTS	WAS DECEDENT EVER IN U.S. ARMED FORCES? YES
FATHER - NAME ALFRED HOKANSON			BIRTHPLACE MICHIGAN
MOTHER - MAIDEN NAME ELLEN YADA			BIRTHPLACE MICHIGAN
METHOD OF DISPOSITION REMOVAL FROM STATE		FUNERAL SERVICE LICENSEE SHAUN O'REILLY	
NAME AND ADDRESS OF FUNERAL FACILITY SALMON RIVER FUNERAL CHAPEL, SALMON, IDAHO			
DATE OF DEATH AUG. 25, 2009	TIME OF DEATH 4:45 P.M.	CITY, TOWN OR LOCATION OF DEATH SALMON, IDAHO	COUNTY OF DEATH LEMHI
CAUSE OF DEATH (underlying cause last) PULMONARY FIBROSIS			Approximate Interval Between Onset and Death 4 YEARS
DUE TO (or as a consequence of): a.			
DUE TO (or as a consequence of): b.			
DUE TO (or as a consequence of): c.			
DUE TO (or as a consequence of): d.			
OTHER SIGNIFICANT CONDITIONS CONTRIBUTING TO DEATH but not resulting in the underlying cause given above NONE STATED			WAS AN AUTOPSY PERFORMED? NO
MANNER OF DEATH NATURAL	NAME OF CERTIFIER SAMUEL D. GARDNER, D.O.		TITLE PHYSICIAN
CORONER SUBSEQUENT CERTIFICATION IF NECESSARY			
EXTERNAL CAUSES ONLY			
DATE OF INJURY	TIME OF INJURY	PLACE OF INJURY	INJURY AT WORK?
LOCATION WHERE INJURY OCCURRED			
DESCRIPTION OF HOW INJURY OCCURRED			

This is a true and correct reproduction of the document officially registered and placed on file with the IDAHO BUREAU OF VITAL RECORDS AND HEALTH STATISTICS.

SEPTEMBER 01, 2009

DATE ISSUED:

This copy is not valid unless prepared on engraved border displaying state seal and signature of the Registrar.

JANE S. SMITH
STATE REGISTRAR

SCANNED

JUN 14 2023



Dear Sir/Madam,

This letter is to inform you that the point of diversion for water right number 74-10023 has been corrected in the paper work from SWNE to NWNE.

Thank you,

A handwritten signature in black ink that reads "Joseph Miller". The signature is written in a cursive style with a large initial "J".

Joseph Miller

RECEIVED

JUN 09 2023

Department of Water Resources
Eastern Region

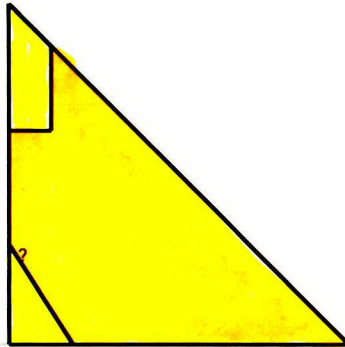
SCANNED

JUN 14 2023



~~Joseph~~ Sue Ellen
Miller

exceptions



74-16023 SWNE Decead
Recommended as claimed
and decead
Wrong aa should be NWNE

Split 74-542

6/9/2023

Scale: 1 inch= 600 feet

File:

Tract 1: 13.0005 Acres, Closure: s45.0000e 0.19 ft. (1/18737), Perimeter=3634 ft.

Tract 2: 0.9993 Acres (43528 Sq. Feet), Closure: n44.2248e 0.33 ft. (1/3004), Perimeter=979 ft.

Tract 3: 0.7117 Acres (31000 Sq. Feet), Closure: n00.0000e 0.00 ft. (1/325140), Perimeter=879 ft.

01 /ne,nw,9,21n,22e

02 /s00e 255.8

03 s00e 1064.2

04 n90e 1064.2

05 n45.00w 1505.2

06 @0

07 /s00e 255.8

08 s44.54e 186.68

09 s00e 264.0

10 n90w 132

11 n00e 396.0

12 @0

13 /sw,nw,ne,9,21n,22e

14 n90e 200

15 n32.4943w 368.92

16 s00e 310.0

northwestly along the
Southern edge of
Zemhi River

SCANNED

JUN 14 2023



IDAHO DEPARTMENT OF
WATER RESOURCES

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls, ID 83402-1718

Phone: 208-525-7161 • Fax: 208-525-7177 • Email: easterninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

June 14, 2023

JOSEPH E MILLER
41 COCKRELL RD
SALMON ID 83467-5371

Re: Change in Water Right Ownership: 74-542 (Split into 74-542 and 74-16429),

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of a portion of the above referenced water right(s) to you. The Department has modified its records based on the information received and has enclosed a computer-generated report for you.

Your portion of each water right(s) has a specified point of diversion, nature of use and place of use. If you plan to change the authorized point of diversion, nature of use, or place of use, including adding a new point of diversion, you must file an Application for Transfer of Water Right. If you do not plan to change any elements of your water right, then no further action is required at this time.

The portion of the water right retained by the original right holder retains the original water right number. The Department is sending the original right holder a copy of this letter and a computer-generated report showing the changes to the original water right.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing a Notice of Change in Water Right Ownership, the Department does not review the history of water use to determine if the right has been forfeited or deliberately abandoned through five years or more of non-use. To read more about water right forfeiture, including how to protect a water right from forfeiture, please see Idaho Code §§ 42-222 and 42-223.

Please note, water right owners are required to report any change of water right ownership and any change of mailing address to the Department within 120 days of the change. Reporting forms are available from any office of the Department, or from the Department's website.

If you have any questions concerning the enclosed information, please contact me at (208) 497-3787.

Sincerely,

Jonie Baily
Technical Records Specialist 1

Enclosure(s)

cc: ALPHONSE HOKANSON
CLARICE HOKANSON
WATER DISTRICT 74
WATER DISTRICT 170

SCANNED

JUN 14 2023



IDAHO DEPARTMENT OF
WATER RESOURCES

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls, ID 83402-1718

Phone: 208-525-7161 • Fax: 208-525-7177 • Email: easterninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

May 30, 2023

JOSEPH MILLER
SUE ELLEN MILLER
41 COCKTAILRD
SALMON ID 83467

RE: Change in Ownership Water Right No. 74-542, 74-10023

Dear Sir/Madam:

The Department of Water Resources acknowledges receipt of your Notice of Change in Water Right Ownership.

Our review of your notice indicates that additional information is required before we can process the change. The information required is indicated below:

**** **Evidence of Ownership:** In order for the department to update ownership of a water right a copy of the full 'recorded' Warranty Deed or other legal document indicating your ownership in the water right and/or property is required. Please provide evidence of ownership. The department acknowledges receipt of 1 page of instrument 330978, however there are 2 pages and the legal description is missing. Please provide a full copy of the recorded deed. Also, because water right number 74-10023 is located on someone else's property, notice to the property owner will be required in order to complete the transfer application and/or ownership change.

Idaho Code TITLE 42

IRRIGATION AND DRAINAGE – WATER RIGHTS AND RECLAMATION

CHAPTER 2

APPROPRIATION OF WATER – PERMITS, CERTIFICATES, AND LICENSES – SURVEY

42-248. NOTIFICATION OF CHANGE IN OWNERSHIP OF A WATER RIGHT OR CHANGE OF ADDRESS OF A WATER RIGHT OWNER – NOTICE OF ACTION AFFECTING A WATER RIGHT

(6) If the person filing the notice of a change of water right ownership does not own the land identified as the place of use for the water right, the notice shall be accompanied by evidence that written notice of the change of water right ownership has been mailed or hand-delivered to the landowner of record, as identified in the records of the county recorder.

Because the Department cannot process the ownership change without proper documentation/fees, we will hold any action on your notice pending receipt of the necessary information/fees. **If we do not receive the necessary information/fees within 30 days we will return your notice and all attachments and your notice will not be processed.**

Please note that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office, or at the department's website at: www.idwr.idaho.gov.

Please feel free to contact the Department if you have any questions.

Sincerely,

Jonie Bailly
Technical Records Specialist

SCANNED

SCANNED
MAY 30 2023

JUN 14 2023