

**From:** [Dan Hemmert](#)  
**To:** [Jared Adamson](#)  
**Subject:** Re: Liberty Pipeline Inc Water Right Claim 11-4295  
**Date:** Thursday, August 28, 2025 8:28:52 PM  
**Attachments:** [image001.png](#)

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This picture was taken in 1964. This picture is a great find. In the foreground is Mom and Dads home. To the far right is the blacksmith shop where wagons were repaired and bobsleds made.

Irl bought the land in 1922 and started his business. Old mill is in the back of the new mill in the middle built in about 1950.

The old red brick house sits in the middle of the lot built in the late 1800s. My mom and dad lived in the red brick house until buying the mill from Irl. It had running water and a bathroom inside. My home sits right where the old red brick house is. Water would have been needed in the mill and the blacksmith shop. Old red brick house was torn down in the 1970s. Mom and Dads house shows evidence of an original structure with a seam that is visible on the roof to the right. Knob and spool wiring was found in the original structure while the porches and back addition have armored wiring. Trees are very mature around Mom and Dads home. The willow tree was huge when I was a child in the 60s. Hope this helps

On Tue, Aug 26, 2025 at 9:45 AM Jared Adamson <[jared.adamson@idwr.idaho.gov](mailto:jared.adamson@idwr.idaho.gov)> wrote:

Dear Dan Hemmert,

I am working on the review and recommendation for the claim you submitted for Liberty Pipeline Inc. As part of my review, I am needing to verify the location and existence of a spring. Furthermore, according to Bear Lake County Parcel data, there are two properties where the year-built dates are later than the 1926 priority date you have claimed. These properties are yours and Jennie Hemmert Trust, 4795 Lanark Rd (1993 year built) and 4833 Lanark Rd (1932 year built). The county will often reset this date whenever improvements are made to a structure that requires permitting. The county tax accessor office might have detailed records going back further than these year built dates.

Please provide documentation that supports the claim that water was used for these two properties that coincides with the claimed 1926 priority date. Also, please provide an accurate location of the point of diversion (spring) and any documentation you might have on the pipeline or Liberty Pipeline Inc infrastructure could also be helpful.

Please feel free to call me if you have any questions.

Sincerely,

**Jared Adamson**

Water Resource Agent, Sr.



322 E Front Street, Ste 648, Boise, ID, 83702

P: (208) 287-4924

# State of Idaho



## Department of State

### CERTIFICATE OF INCORPORATION

I, ARNOLD WILLIAMS, Secretary of State of the State of Idaho, and legal custodian of the corporation records of the State of Idaho do hereby certify that the original of the articles of incorporation of

LIBERTY PIPE LINE, INC.

was filed in the office of the Secretary of State on the second day of November A.D. One Thousand Nine Hundred Fifty-nine and duly recorded on Film No. 109 of Record of Domestic Corporations, of the State of Idaho, and that the said articles contain the statement of facts required by Section 30-804 and 30-804 Idaho Code.

I FURTHER CERTIFY, That the persons executing the articles and their associates and successors are hereby constituted a corporation, by the name hereinbefore stated, for

five years from the date hereof, with its registered office in this State located at

Ovid, in the County of Bear Lake.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the Great Seal of the State. Done at Boise City, the Capital of Idaho, this 2nd day of November ,



was filed in the office of the Secretary of State on the second day  
of November A.D. One Thousand Nine Hundred Fifty-nine and  
duly recorded on Film No. 102 of Record of Domestic Corporations, of the State of Idaho,  
and that the said articles contain the statement of facts required by Section 30-103 Idaho Code,  
and 30-804.

I FURTHER CERTIFY, That the persons executing the articles and their associates and  
successors are hereby constituted a corporation, by the name hereinbefore stated, for  
fifty years from the date hereof, with its registered office in this State located at  
Ovid, in the County of Bear Lake.



IN TESTIMONY WHEREOF, I have hereunto  
set my hand and affixed the Great Seal of the  
State. Done at Boise City, the Capital of Idaho,  
this 2nd day of November,  
A.D., 19 59.

*David Beaman*  
Secretary of State.

Domestic

BY LAWS  
of  
LIBERTY PIPE LINE, Inc.

ARTICLE I.

The name of this Association shall be LIBERTY PIPE LINE, Inc.

ARTICLE II.

The corporate powers of this Association shall be vested in a board of five Directors, all of whom shall be members in good standing holding membership certificates in this association, and three directors shall constitute a quorum for the transaction of business.

ARTICLE III.

The objects of this association are to own and operate a water pipe line at Liberty, Bear Lake County, Idaho, and to conduct water by means thereof from a certain spring of water situated at or near said town of Liberty to the various places of residence of the members of this association where such water shall be used for domestic and culinary purposes.

ARTICLE IV.

The annual meeting of the members of this association shall be held on the 1st day of March - 7:30 P.M. of each year, in the town of Liberty, Bear Lake County, Idaho, at which time the members shall elect a board of directors, and transact such other business as may properly be brought before the meeting. The board of directors shall be elected for a term of one year and until their successors are elected and qualified.

Special meetings of the members may be called by the president or by any two members of the board of directors or by the written request of twenty percent of the voting power of the association. Each call shall be in writing and shall state the time and place and purpose of such meeting. No business shall be transacted at a special meeting other than that stated in the purpose set forth in the call.

ARTICLE IV.

The annual meeting of the members of this association shall be held on the Monday of March - 7:30 P.M. of each year, in the town of Liberty, Bear Lake County, Idaho, at which time the members shall elect a board of directors, and transact such other business as may properly be brought before the meeting. The board of directors shall be elected for a term of one year and until their successors are elected and qualified.

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Notice of annual or special meetings of the members, stating the time and place of meeting, and the purpose thereof shall be mailed to each member at his address appearing on the records of the association, at least five days prior to the time of holding such meeting.

A majority of the members entitled to vote, present in person or by proxy, shall constitute a quorum at all meetings of the members for the transaction of business.

#### ARTICLE V.

Immediately after each annual election of the directors, the directors shall meet for the purpose of organizing the board of directors and for the election of a president and a secretary and treasurer. The office of Secretary and treasurer may be combined in one person.

#### ARTICLE VI.

The president shall preside over all meetings of the association and all meetings of the board of directors, and he shall have the same power of vote as the other members of the board of directors. He shall sign, as president, all certificates of membership; also all contracts and other instruments of writing which shall have first been approved by the board of directors, and he shall draw checks upon the treasurer when thereto directed by the board of directors. He shall have, subject to the advice of the board of directors direction of the affairs of the association, and shall generally discharge such other duties as may be required of him by the board of directors.

#### ARTICLE VII.

It shall be the duty of the secretary of this association to keep a record of the proceedings of the board of directors and of the association. He shall keep the book of blank certificates of membership and a proper membership book showing the date and number of each certificate and to whom issued. He shall fill in and countersign all certificates issued and make the corresponding entries on the margin of such book on such issuance, and shall keep a proper record of the cancellation or other final disposition of such certificate. He shall keep proper account books and discharge such other duties as are prescribed by the board of directors.

to the association, and shall generally discharge such other duties as may be required of him by the board of directors.

#### ARTICLE VII.

It shall be the duty of the secretary of this association to keep a record of the proceedings of the board of directors and of the association. He shall keep the book of blank certificates of membership and a proper membership book showing the date and number of each certificate and to whom issued. He shall fill in and countersign all certificates issued and make the corresponding entries on the margin of such book on such issuance, and shall keep a proper record of the cancellation or other final disposition of such certificate. He shall keep proper account books and discharge such other duties as are prescribed by the board of directors.

#### ARTICLE VIII.

The treasurer shall receive and account for all funds of the association and shall deposit same in some bank designated by the board of directors as a depository, and pay them out from the depository only on the check of the president, countersigned by himself.

ARTICLE IX.

The members of this association shall be limited to those persons who are now, or in the future may, use water through the pipe-line system of this association for domestic or culinary purposes.

ARTICLE X.

For the purpose of paying expenses, conducting business and paying debts, and not otherwise, the association may from time to time call upon the members for an equal amount of money to meet such exigencies, and any overplus collected shall be placed in a reserve fund to be used exclusively to defray the expenses of the association and to keep in repair the pipe-line system of the association.

ARTICLE XI.

In the event any member of the association fails to pay in full his membership fee, when due, or fails to pay any assessment or call made on him by the association for the purpose of defraying the expenses and debts of the association, the board of directors may, after citing said member with seven days notice of hearing, expel such member, and he shall thenceforth be disconnected with the pipe-line system of the association.

ARTICLE XII.

The directors shall determine upon the mode and manner of the settlement of a deceased member's account and membership, and shall also provide for the mode and manner of succession of membership and transfer of membership certificate.

KNOW ALL MEN BY THESE PRESENTS: That we, the undersigned, being all the members of Liberty Pipe-line Inc. hereby assent to the foregoing by-laws of said association.

IN WITNESS WHEREOF we have hereunto subscribed our names this

30th day of November, 1929.

Lane Rogers  
Raymond R. Rasmussen

ne shall constitute an  
association.

ARTICLE XII.

The directors shall determine upon the mode and manner of the settlement of a deceased member's account and membership, and shall also provide for the mode and manner of succession of membership and transfer of membership certificate.

KNOW ALL MEN BY THESE PRESENTS: That we, the undersigned, being all the members of Liberty Pipe-line Inc. hereby assent to the foregoing by-laws of said association.

IN WITNESS WHEREOF we have hereunto subscribed our names this

30<sup>th</sup> day of November, 1959.

Lane Hymas  
Lynn Hymas  
Eugene W. Morgan  
Orl. L. Nye  
Liberty Ward by William Hymas Cust. of

1 share

No. .... 2

Issued to

Lane E. Hyman

Dated Feb. 25, 1960

From whom transferred

Received Certificate No. ....

this ..... day of ..... 19....

No. ....

Incorporated Under the Laws of the State of Idaho

*Liberty Pipe Line, Inc.*

MEMBERSHIP CERTIFICATE

THIS CERTIFIES THAT

Is a participating member of Liberty Pipe Line, Incorporated. This membership is transferable only upon the full consent of the Association.

Date Issued :

Secretary-Treasurer.

2 Shares

No. .... 1

Issued to

*Liberty Ward*

Dated *Feb 25*, 19*60*

From whom transferred

Received Certificate No. ....

this ..... day of ..... 19....

No. ....

Incorporated Under the Laws of the State of Idaho

***Liberty Pipe Line, Inc.***

**MEMBERSHIP CERTIFICATE**

THIS CERTIFIES THAT

Is a participating member of Liberty Pipe Line, Incorporated. This membership is  
ferable only upon the full consent of the Association.

Date Issued :

Secretary/Treasurer.

1 share

No. 3

Issued to

Ervin M. Morgan

Dated Feb. 25, 1960

From whom transferred

Received Certificate No.

this day of 19

No.

Incorporated Under the Laws of the State of Idaho

# Liberty Pipe Line, Inc.

## MEMBERSHIP CERTIFICATE

THIS CERTIFIES THAT

Is a participating member of Liberty Pipe Line, Incorporated. This membership Certificate is issued only upon the full consent of the Association.

Date Issued:

Secretary-Treasurer.

1 share

No. .... 4

Issued to

Bill C. Myle

Dated Feb. 25, 1960

From whom transferred

Received Certificate No. ....

this ..... day of ..... 19.....

Transferred to  
Don B. Hemmick

No. ....

Incorporated Under the Laws of the State of Idaho

**Liberty Pipe Line, Inc.**

**MEMBERSHIP CERTIFICATE**

THIS CERTIFIES THAT

Is a participating member of Liberty Pipe Line, Incorporated. This membership  
ferable only upon the full consent of the Association.

Date Issued :

Secretary-Treasurer.

1 share

No. .... 5

Issued to

*Fayon R. Pughmore*

Dated *Feb. 25*, 19*60*

From whom transferred

Received Certificate No. ....

this ..... day of ..... 19....

.....

No. ....

Incorporated Under the Laws of the State of Idaho

***Liberty Pipe Line, Inc.***

**MEMBERSHIP CERTIFICATE**

THIS CERTIFIES THAT .....

Is a participating member of Liberty Pipe Line, Incorporated. This membership Certificate is only valid upon the full consent of the Association.

Date Issued: .....

Secretary-Treasurer. ....

© 1958 W. H. ...

1 share

No. ....

Issued to

James F. Austin

Dated Feb 25, 1960

From whom transferred

Received Certificate No. ....

this ..... day of ..... 19.....

No. ....

Incorporated Under the Laws of the State of Idaho

**Liberty Pipe Line, Inc.**

**MEMBERSHIP CERTIFICATE**

THIS CERTIFIES THAT .....  
Is a participating member of Liberty Pipe Line, Incorporated. This membership C  
ferable only upon the full consent of the Association.

Date Issued: .....

Secretary-Treasurer

No. 7

Issued to

Samuel E. Hyman

Dated Oct 25, 1960

From whom transferred

Received Certificate No. ....

this ..... day of ..... 19....

No. ....

Incorporated Under the Laws of the State of Idaho

***Liberty Pipe Line, Inc.***

**MEMBERSHIP CERTIFICATE**

THIS CERTIFIES THAT.....

Is a participating member of Liberty Pipe Line, Incorporated. This membership is  
ferable only upon the full consent of the Association.

Date Issued : .....

Secretary-Treasurer.

No. .... 8

Issued to

*Don B. Hemmick*

Dated *Nov 26*, 19*46*

From whom transferred

Received Certificate No. .... 5

this *26* day of *Nov*, 19*46*

*Raymond R. Pugmire*

No. ....

Incorporated Under the Laws of the State of Idaho

***Liberty Pipe Line, Inc.***

**MEMBERSHIP CERTIFICATE**

THIS CERTIFIES THAT

Is a participating member of Liberty Pipe Line, Incorporated. This membership Certificate is valid only upon the full consent of the Association.

Date Issued:

Secretary-Treasurer

Aug 30 - Minutes of meeting of shareholders of Liberty Pipe Line -  
Those present - Lane Hymas - Earl Nye - Evan W Morgan -  
Bp Marvin Hymas - Fayon Pugmire -  
The opinion was that a new pipe should be installed from the  
the creek top to the head. It was decided to contact Joe Bee  
at Georgetown and get his opinion and figures on the  
digging of trench and installing of pipe. It was decided  
to incorporate with the following Officers - Lane Hymas pres.  
Evan W Morgan Secy. Earl Nye & Fayon Pugmire and Bps.  
Marvin Hymas as directors.

Lane to see about incorporation  
Earl Nye to get pipe information and prices  
Fayon to contact Joe Bee -  
4" pipe to be installed

Minutes of meeting of stockholders of the Liberty pipeline co - pres. James a Hymas called the meeting to order. Bp. Marvin Hymas stated the purpose of meeting to decide what to do with the water line as to repairing the old line or replace with new line. Prices of various pipe was reviewed as quoted by several companies cost of installing a new line was estimated at about \$4,500 to \$5,000. Discussion of Repairing Old line followed.

Motion by Del Nye - Repair old line - put in 8x8 Reservoir fully enclosed - and new pipe installed at head sufficient to handle new line ~~off~~ and when it is installed. 4" pipe - Seconded by Marvin Hymas - Motion carried

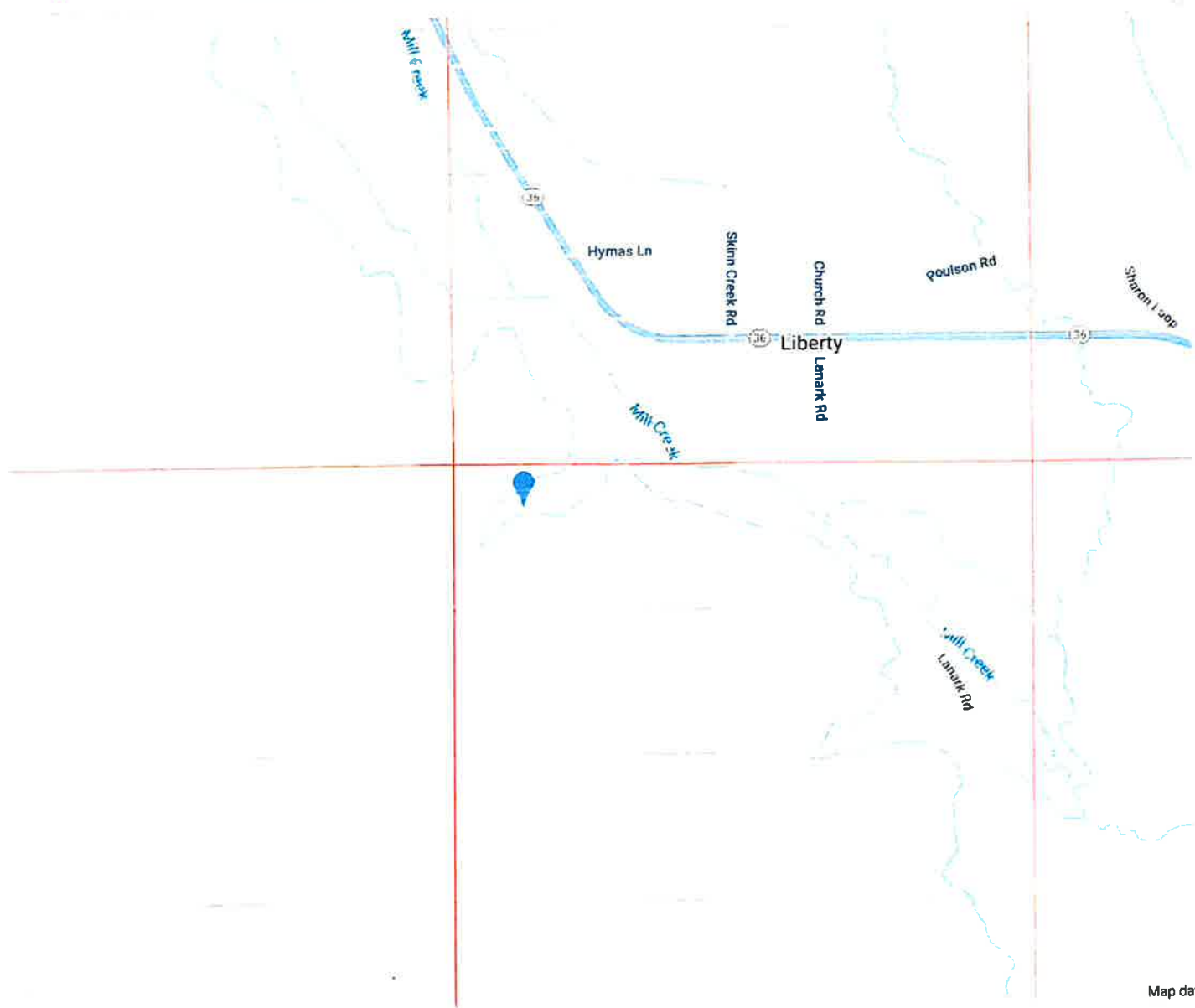
Matter of Fayon Sugmore at Liberty Store connecting on water <sup>was discussed</sup> line. All present agreed that he could connect for sum of \$200<sup>00</sup> - Members not present to contacted on matter -

present at meeting - James a Hymas Bp Albert Miller  
Bp Marvin Hymas Guard Ward  
Evan W Morgan and Bishopric -  
Del C Nye

8/27/25, 9:41 AM

Bear Lake County, Idaho – Section Township and Range Map – shown on Google Maps

 NW¼ of the NW¼ of **Section 08 Township 13 South, Range 43 East Boise Principal Meridian Idaho** township: n/a





Know all men by these presents, that I, John D. Smith, of the County of Liberty, State of Idaho, do hereby certify that the within and foregoing is a true and correct copy of the original of the same, as the same appears from the records of the County of Liberty, State of Idaho.

Witness my hand and seal of office, this 1st day of January, 1922.  
Seal  
John D. Smith  
County Clerk

Subscribed and sworn to before me this 1st day of January, 1922, at Boise, Idaho.  
My Commission Expires 1st day of January, 1923.  
Notary Public  
Boise, Idaho.

I, John D. Smith, of the County of Liberty, State of Idaho, do hereby certify that the within and foregoing is a true and correct copy of the original of the same, as the same appears from the records of the County of Liberty, State of Idaho.

Know all men by these presents, that I, John D. Smith, of the County of Liberty, State of Idaho, do hereby certify that the within and foregoing is a true and correct copy of the original of the same, as the same appears from the records of the County of Liberty, State of Idaho.

Witness my hand and seal of office, this 1st day of January, 1922, at Boise, Idaho.  
My Commission Expires 1st day of January, 1923.  
Notary Public  
Boise, Idaho.

I, John D. Smith, of the County of Liberty, State of Idaho, do hereby certify that the within and foregoing is a true and correct copy of the original of the same, as the same appears from the records of the County of Liberty, State of Idaho.

Witness my hand and seal of office, this 1st day of January, 1922, at Boise, Idaho.  
My Commission Expires 1st day of January, 1923.  
Notary Public  
Boise, Idaho.

I, John D. Smith, of the County of Liberty, State of Idaho, do hereby certify that the within and foregoing is a true and correct copy of the original of the same, as the same appears from the records of the County of Liberty, State of Idaho.

Witness my hand and seal of office, this 1st day of January, 1922, at Boise, Idaho.  
My Commission Expires 1st day of January, 1923.  
Notary Public  
Boise, Idaho.

I, John D. Smith, of the County of Liberty, State of Idaho, do hereby certify that the within and foregoing is a true and correct copy of the original of the same, as the same appears from the records of the County of Liberty, State of Idaho.

Witness my hand and seal of office, this 1st day of January, 1922, at Boise, Idaho.  
My Commission Expires 1st day of January, 1923.  
Notary Public  
Boise, Idaho.

I, John D. Smith, of the County of Liberty, State of Idaho, do hereby certify that the within and foregoing is a true and correct copy of the original of the same, as the same appears from the records of the County of Liberty, State of Idaho.

Witness my hand and seal of office, this 1st day of January, 1922, at Boise, Idaho.  
My Commission Expires 1st day of January, 1923.  
Notary Public  
Boise, Idaho.

Deed Bk  
27  
Pg. 6,  
7





INSTRUMENT No. 78653.

THIS INDENTURE, Made the 11th day of June, in the year of our Lord, one thousand nine hundred and Sixty, between Irl C. Nye and Jennie H. Nye, husband and wife, of the County of Bear Lake, State of Idaho, parties of the first part, and Dewayn L. Pessey and Norma Pessey, husband and wife, and Don B. Hemmert and Jennie Hemmert, husband and wife, of the County of Liberty, State of Idaho, parties of the second part:

WITNESSETH, That the said parties of the first part, for and in consideration of the sum of Six Thousand Five Hundred 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, aliened, remised, released, conveyed and confirmed, and by these presents do GRANT, BARGAIN, SELL, ALIEN, REMISE, RELEASE, CONVEY, and CONFIRM unto the said parties of the second part, and to their heirs and assigns forever, all that certain piece or parcel of land, situated in the County of Bear Lake, State of Idaho, and known and described as follows, to-wit:

Lot No. 10 as platted in Bear Lake County Plat Book B, at page 79, further described as follows: Commencing at a point 16 chains, 78 links N. 22' W. and 4.04 chains East from the Southwest corner of the Southeast quarter of Section 5, Township 13 South, Range 43 East, Boise Meridian, in Idaho; running thence East 6.00 chains; thence South 3.50 chains; thence West 6.00 chains; thence North 3.50 chains to the place of beginning, containing 2 acres and 16 square rods and embraces one-half of the adjacent streets.

Commencing at a point 13.28 chains North 00°22' West and 4.04 chains East from the Southwest corner of the Southeast quarter of Section 5, in Township 13 South, Range 43 East of the Boise Meridian in Idaho; running thence East 6.00 chains; thence South 2.50 chains; thence West 6.00 chains; thence North 2.50 chains to the place of beginning and containing 1 1/2 acres of land, embracing one-half of the adjacent street.

Lot No. 12 as platted in Bear Lake County plat book "B" on page 79 and further described as follows: Commencing at a point 8.28 chains North 00°22' W. and 4.00 chains East from the Southwest corner of the Southeast quarter of Section 5, Township 13 South, Range 43 East, Boise Meridian in Idaho; running thence East 6.00 chains; thence North 2.50 chains; thence West 6.00 chains; thence South 2.50 chains to place of beginning, containing 1.50 acres, which embraces one-half of adjacent street.

TOGETHER with any and all water and water rights thereunto belonging or having been used upon said premises.

SAVING AND EXCEPTING from Lot No. 10 as described above the following TWO described tracts to-wit:

Commencing at a point which is 167 feet South, off a point which is 480.64 feet East, off a point which is 16.78 chains North 00°22' W. of the Southwest corner of the Southeast quarter of Section 5, Township 13 South, Range 43 East, Boise Meridian in Idaho; running thence North 167 feet to the center of street; thence East 182 feet to center of street; thence South 182 feet; thence West 126 feet; thence Westerly (bearing a little to the North of due West) in a direct line 56 feet, more or less, to the place of beginning.

ALSO: Commencing at a point which is 136 feet South, off a point which is 361.64 feet East, off a point which is 16.78 chains North 00°22' W. of the Southwest corner of the Southeast quarter of Section 5, Township 13 South, Range 43 East, Boise Meridian in Idaho; running thence North 136 feet to the center of street; thence East 116 feet; thence South 167 feet; thence Westerly (bearing a little to the North of due West) in a direct line 116 feet, more or less, to the place of beginning.

\$7.15 Cancelled Documentary Stamps affixed.

Together with all and singular the tenements, hereditaments and appurtenances thereto belonging, or in any wise 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 laws as in equity of the said parties of the first part, of, in or to 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, unto the said parties of the second part, and to their heirs and assigns forever, and said parties of the first part, and their heirs, the said premises, in the quiet and peaceable possession of the said parties of the second part, their heirs and assigns against the said parties of the first part, and their heirs and against any and all persons whomsoever, lawfully claiming or to claim the same, shall and will warrant and by these presents forever defend.

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

SIGNED, SEALED AND DELIVERED IN PRESENCE OF

Irl C. Nye (SEAL)

Jennie H. Nye (SEAL)

STATE OF IDAHO,  
COUNTY OF BEAR LAKE

UNITED STATES OF AMERICA

On this 11th day of June, in the year of our Lord one thousand nine hundred and Sixty, before Me, Fred J. Price, a Notary Public, within and for said County and State personally appeared Irl C. Nye and Jennie H. Nye, husband and wife, personally known to me to be the person whose name is subscribed to the within instrument, and duly acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal the day and year in this certificate above written.

(SEAL)  
My Commission Expires  
October 1, 1962

Fred J. Price  
Notary Public for Idaho  
Residing at Paris, Idaho

Recorded at request of Dewayn L. Pessey  
at 2:30 o'clock P. M., this 11th day of June, A. D. 1960

Fees, \$2.20

Sam V. Tunks  
County Recorder.

Rich Nye, Deputy.

**D. E. HADDOCK**  
**ATTORNEY AT LAW**

PARIS, IDAHO, November 4th 1959

Mr Evan W. Morgan  
Liberty, Idaho  
Dear Sir:

I have secured from the Secretary of State Certificate of Incorporation of Liberty Pipe Line and have filed a duplicate of the Articles of incorporation with the county recorder of Bear Lake County.

I am sending to you a proposed set of by-laws which I have prepared and if they are satisfactory please have each member sign same and then kindly keep same with the records of the association.

I am having a number of membership Certificates prepared and when they are completed I will mail them to you so that you can issue one to each member.

Very Truly Yours,

*D. E. Haddock*

*P.S. please insert in by-laws the date of annual meeting at the place where I have left blanks.*

*DEH*



Photomaps as 1964 PHOTOMAPS BEAVERVILLE, KANSAS  
Aerial, 196000 scale 1964 — new produced oblique photos, minimum re-order, 6 prints