

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: 74-00430

DATE RECEIVED:

RECEIPT NO:

RECEIVED BY: X999999
De Nam Change

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. NAME: NIEL ANKRUM
ADDRESS: RT. 1
SALMON, ID

83467

NAME: MAE ANKRUM
ADDRESS: RT. 1
SALMON, ID

83467

RECEIVED

APR 16 1990

Department of Water Resources
Eastern District Office

2. DATE OF PRIORITY: APR 01, 1900

3. SOURCE: SPRINGS

TR18. TO: SANDY CREEK

4. POINT OF DIVERSION:

TOWNSHIP	RANGE	SECTION	1/4 OF	1/4 OF	1/4	LOT	COUNTY
20N	24E	8	SW	SW			LEMHI

5. DESCRIPTION OF DIVERTING WORKS:

6. WATER IS USED FOR THE FOLLOWING PURPOSES:

PURPOSE	FROM	TO	C.F.S.	(OR)	A.F.A.
IRRIGATION	03/15	11/15	0.500		

7. TOTAL QUANTITY APPROPRIATED IS:
0.500 C.F.S. (AND/OR)

A.F.A.

8. TOTAL CONSUMPTIVE USE IS

ACRE FEET PER ANNUM.

9. NON-IRRIGATION USES:



10. PLACE OF USE:

TOWNSHIP	RANGE	SECTION	1/4 OF	1/4	LOT	USE	ACRES
20N	24E	7	SE	SE		IRR	15.0
SECTION ACRES							15.0
		18	NE	NE		IRR	7.0
			NW	NE		IRR	2.0
SECTION ACRES							9.0
TOTAL ACRES							24.0

11. PLACE OF USE IN COUNTIES: LEMHI, LEMHI

12. DO YOU OWN THE PROPERTY LISTED ABOVE AS PLACE OF USE? YES

13. OTHER WATER RIGHTS USED:

14. REMARKS:

AC. IRR.=24.2.

15. BASIS OF CLAIM: DECREE

CASE NUMBER:

COURT :

DECREE DATE:

DECREE PLAINTIFF

VS

DECREE 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: _____

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): Henry E. Schoffner DATE: 4/11/90
Barbara A. Schoffner DATE: 4.10.90

FOR ORGANIZATIONS:

I DO SOLEMNLY SWEAR OR AFFIRM THAT I AM _____ OF
_____, TITLE
_____, THAT I HAVE SIGNED THE FOREGOING
ORGANIZATION
DOCUMENT IN THE SPACE BELOW AS _____ OF
_____, TITLE
_____, AND THAT THE STATEMENTS CONTAINED IN THE
ORGANIZATION
FOREGOING DOCUMENT ARE TRUE AND CORRECT.

SIGNATURE OF AUTHORIZED AGENT

TITLE AND ORGANIZATION

DATE

STATE OF IDAHO)
COUNTY OF Lemhi) SS.

SUBSCRIBED AND SWORN (OR AFFIRMED) BEFORE ME THIS 11 DAY

OF April 19 90

Cory J. Cook
NOTARY PUBLIC

SEAL

RESIDING AT Salmon

MY COMMISSION EXPIRES 9-5-1991

DATE: 02/08/90

74-00430

PAGE 3

1179

MICROFILMED

DEC 14 1992

AJ0749NP
No. A74-00430

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 07/15/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	TERRY A MC NELLIS	04/01/1900	IRRIGATION	03-15 11-15	0.50 CFS	
C	JESSICA K MC NELLIS					
	19951 ELFIN FOREST LN					
	ELFIN FOREST CA 92029					
	(800) 228-9505					
				TOTAL DIVERSION:	0.50 CFS	

Water Source: SPRINGS

Tributary to: SANDY CREEK

Stage: DECREED

Point(s) of Diversion:

T20N R24E S08

SWSW

LEMHI County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE								
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
			:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	
20N	24E	7	:					:					:					:					:	15
20N	24E	18	:	07		02		:					:					:					:	9.0
																							TOTAL ACRES	24.0

POU County: LEMHI

Remarks: GEN AC. IRR.=24.2.
CHANGED OWNERSHIP PER REQUEST/JH/7-15-98

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

July 15, 1998

TERRY & JESSICA MC NELLIS
19951 ELFIN FOREST LN
ELFIN FOREST CA 92029

RE: NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP
NOTICE OF CLAIM TO A WATER RIGHT A74-00430

Dear Mr. & Mrs. McNellis:

The request for Change of Water Right Ownership concerning the above-referenced Notice of Claim has been processed and the Department's records updated to reflect you as the new claimant.

The enclosed report shows this change along with the elements of the water right being claimed. Please review this report and contact this office if there are corrections or questions.

Please keep this report for your records.

Respectfully yours,

Jennifer Hoagland
Technical Records Specialist

Enclosure

140-DC-4-24-98
 RECEIVED
 DC DELCO 5/29/98
 RECEIVED
 APR 06 1998
 MAY 21 1998
 Department of Water Resources



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
 (see instructions on back of page)

DATE OF CLOSING: 4-1-98

Department of Water Resources

LEGAL DESCRIPTION OF PROPERTY: Township 20N Range 24E See Attached
 Section 1/4 of 1/4 of 1/4 Govt. Lot 1, BM.
 Lot 1, Block 1, Subdivision/Townsite 1.
 If you have additional legal descriptions, please attach separate sheet.

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☐ Water Right Number(s)
 Assigned by IDWR:

A74-00430

A74-00429

AJ5809NP

☐ Name and Address of Former
 Owner/Claimant(s)(Seller):

Henry E. and Barbara Schaffner

Rt. 1, Box 33

Salmon, Idaho 83467

☐ New Owner/Claimant
 (Purchaser):

Terry A. and Jessica K. McNellis

Department of Water Resources
 Eastern Region

☐ New Mailing Address:

19951 Elfin Forest Ln.

Elfin Forest, CA 92029

☐ New Telephone Number:

(800) 228 - 9505

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes xx no
 If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

☐ Attach proof of
 ownership, describe
 proof attached:

Warranty Deed

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☐ Signature of New
 Owner/Claimant(s)

Terry A. McNellis

Date 2/22/98

☐ Signature of Former
 Owner/Claimant(s):

Henry E. Schaffner

Date 3-2-98

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: By:

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
 Copies to Former Owner and New Owner

Warranty Deed

For Value Received SCHAFFNER RANCH, A PARTNERSHIP CONSISTING OF HENRY A. SCHAFFNER AND CHARLOTTE SCHAFFNER, TRUSTEES OF THE HENRY A. SCHAFFNER FAMILY TRUST DATED SEPTEMBER 9, 1990 AND DOUGLAS K. HONE AND KATHLEEN L. HONE, TRUSTEES OF THE HONE FAMILY TRUST DATED MARCH 21, 1989.

the grantors, do hereby grant, bargain, sell and convey unto
TERRY A. MCNELLIS AND JESSICA K. MCNELLIS, CO-TRUSTEES OF THE MCNELLIS FAMILY
TRUST DATED JUNE 18, 1989

whose current address is
19951 ELFIN FOREST LANE
ELFIN FOREST, CA 92029

the grantee's, the following described premises, in LEMHI County Idaho, to wit:

SEE ATTACHED EXHIBIT "A"

DO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee's, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee's, that they're the owner's in fee simple of said premises; that they are free from all incumbrances

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: March 30, 1998

SCHAFFNER RANCH, A PARTNERSHIP CONSISTING OF HENRY A. SCHAFFNER & CHARLOTTE SCHAFFNER, TRUSTEES OF THE HENRY A. SCHAFFNER FAMILY TRUST DATED SEPTEMBER 9, 1990 AND DOUGLAS K. HONE AND KATHLEEN L. HONE, TRUSTEES OF THE HONE FAMILY TRUST DATED MARCH 21, 1989.

Henry A. Schaffner, Trustee Charlotte Schaffner, Trustee
Douglas K. Hone, Trustee Kathleen L. Hone, Trustee
DOUGLAS K. HONE, TRUSTEE KATHLEEN L. HONE, TRUSTEE

STATE OF IDAHO, COUNTY OF
On this _____ day of _____, 19____
before me, a notary public in and for said State, personally appeared

known to me to be the _____ whose name
subscribed to the within instrument, and acknowledged to me that
executed the same.

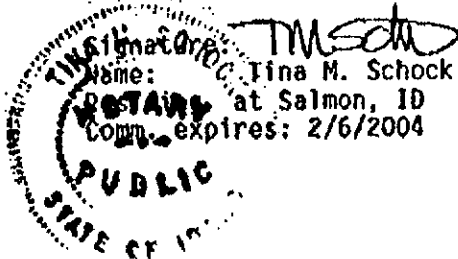
Notary Public
Residing at _____, Idaho
Comm. Expires _____

236249

State of Idaho)
County of Lemhi) SS No. _____
This instrument was filed for record at the request
of Alliance Title
at 2:37 o'clock P.m. 4-1, 1998
and duly filed and indexed to the records of said
County
Attest: Anna Schaefer
County Recorder
Per 18.06
Return to Alliance

STATE OF IDAHO, COUNTY OF LEMHI, SS.

On this 30th Day of March in the year of 1998, before me, the undersigned, a Notary Public in and for said State, personally appeared HENRY A. SCHAFFNER AND CHARLOTTE SCHAFFNER, known or identified to me to be the persons whose names are subscribed to the within instrument, as Trustees of THE HENRY A. SCHAFFNER FAMILY TRUST DATED SEPTEMBER 9, 1990 and acknowledged to me that they executed the same as Trustees.



STATE OF IDAHO, COUNTY OF LEMHI, SS.

On this 30th Day of March in the year of 1998, before me, the undersigned, a Notary Public in and for said State, personally appeared DOUGLAS K. HONE AND KATHLEEN L. HONE, known or identified to me to be the persons whose names are subscribed to the within instrument, as Trustees of THE HONE FAMILY TRUST DATED MARCH 21, 1989.

Signature: 
Name: Tina M. Schock
Residing at Salmon, ID
Comm. expires: 2/6/2004

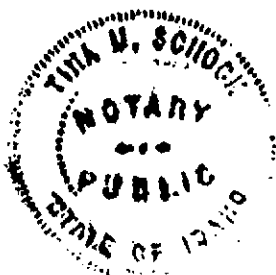


EXHIBIT "A"

THE NW1/4SE1/4, S1/2NE1/4, AND THE NE1/4NE1/4 OF SECTION 13, TOWNSHIP 20N., RANGE 23 E., BOISE MERIDIAN, LEMHI COUNTY, IDAHO.

THE NW1/4SW1/4, AND THE SW1/4NW1/4 OF SECTION 4, THE N1/2SE1/4, SE1/4SW1/4, AND THE SW1/4SE1/4 OF SECTION 5; THE SE1/4, THE SE1/4NE1/4, AND THE SE1/4SW1/4 OF SECTION 7; THE SW1/4, THE S1/2NW1/4, THE NE1/4NW1/4, THE W1/2NE1/4, AND THE NW1/4SE1/4 OF SECTION 8, ALL IN TOWNSHIP 20 N., RANGE 24 E., BOISE MERIDIAN, LEMHI COUNTY, IDAHO.

EXCEPTING THEREFROM: THE S1/2S1/2NW1/4SE1/4 OF SECTION 8, TOWNSHIP 20 N., RANGE 24 E., BOISE MERIDIAN, LEMHI COUNTY, IDAHO.

ALSO EXCEPTING THEREFROM: A FRACTION OF THE SW1/4, SECTION 8, TOWNSHIP 20 N., RANGE 24 E., BOISE MERIDIAN, LEMHI COUNTY, STATE OF IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTH 1/4 CORNER OF SECTION 8 AND THE POINT OF BEGINNING; RUN THENCE N. 0 DEGREES 28' 07" W. ALONG THE WEST SIDE OF SANDY CREEK ROAD, 1,286.38 FEET; THENCE N. 89 DEGREES 12' 07" W., 2010.0 FEET; THENCE S. 0 DEGREES 27' 56" E., 1317.89 FEET; THENCE ALONG THE SOUTH FENCE OF SAID PARCEL, N. 89 DEGREES 54' E., 2010.0 FEET TO THE POINT OF BEGINNING. . .

ALSO EXCEPTING THEREFROM: A PARCEL OF LAND LOCATED IN THE SE1/4SE1/4, SECTION 7, T. 20 N., R. 24 E., B.M., LEMHI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF SAID SECTION 7, A DISTANCE OF 506.02 FEET ON A BEARING OF N. 89 DEGREES 33' 40" W. ALONG THE SECTION LINE; THENCE N. 0 DEGREES 26' 20" E., 1072.81 FEET TO THE REAL POINT OF BEGINNING. . . THENCE N. 14 DEGREES 20' 21" E., 208.71 FEET; THENCE N. 75 DEGREES 39' 39" W., 208.71 FEET; THENCE S. 14 DEGREES 20' 21" W., 208.71 FEET; THENCE S. 75 DEGREES 39' 39" E., 208.71 FEET TO THE REAL POINT OF BEGINNING.

ALSO INCLUDING:

A PART OF THE NW1/4NW1/4, SECTION 8 TOWNSHIP 20 N., RANGE 24 E., BOISE MERIDIAN, IN LEMHI COUNTY, IDAHO.

COMMENCING AT THE SOUTHWEST CORNER OF THE NW1/4NW1/4, SECTION 8, TOWNSHIP 20 N., RANGE 24 E., BOISE MERIDIAN, LEMHI COUNTY IDAHO; RUN THENCE EAST ALONG THE SOUTH LINE OF SAID NW 1/4NW1/4, SAID SECTION 8, 1,320 FEET, MORE LESS, TO THE SOUTHEAST CORNER OF SAID NW1/4NW1/4, SAID SECTION 8, THENCE NORTH ALONG THE EAST LINE OF SAID NW1/4NW1/4, SAID SECTION 8, 1,200 FEET TO A POINT, THENCE WEST AND PARALLEL WITH THE NORTH LINE OF SAID NW1/4NW1/4, SAID SECTION 8, A DISTANCE OF 165 FEET TO A POINT; THENCE IN A SOUTHWEST DIRECTION TO THE SOUTHWEST CORNER OF SAID NW1/4NW1/4, SAID SECTION 8, TOWNSHIP 20 N., RANGE 24 E., BOISE MERIDIAN, THE PLACE OF BEGINNING, ALL IN LEMHI COUNTY, IDAHO. . .

ALSO INCLUDING:

LOT 1, AND THE NE1/4NW1/4 OF SECTION 18, TOWNSHIP 20 N., RANGE 24 E., BOISE MERIDIAN, LEMHI COUNTY, IDAHO.

ALSO INCLUDING:

ALL THAT PART OF THE NE1/4 SAID SECTION 18, IN SAID TOWNSHIP AND RANGE LYING NORTH AND WEST OF A STRAIGHT LINE RUNNING FROM THE NORTHEAST CORNER TO THE SOUTHWEST CORNER OF SAID NE1/4 SECTION.

WARRANTY DEED

FOR VALUE RECEIVED, HENRY A. SCHAFFNER and CHARLOTTE L. SCHAFFNER, husband and wife, the Grantors, do hereby grant, bargain, sell and convey unto SCHAFFNER RANCH, a partnership of HENRY A. SCHAFFNER and HENRY E. SCHAFFNER, whose current address is:

Route 1, Box 33
Salmon, Idaho 83467

the Grantees, the following described premises, in Lemhi County, Idaho, to wit:

SEE ATTACHED EXHIBIT "A"

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 incumbrances and that they will warrant and defend the same from all lawful claims whatsoever.

DATED: April 14, 1983

Henry A. Schaffner
HENRY A. SCHAFFNER

Charlotte L. Schaffner
CHARLOTTE L. SCHAFFNER

STATE OF NEVADA)
COUNTY OF DOUGLAS) ss.

FOR RECORDER'S USE

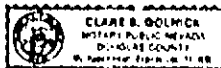
On April 14, 1983,
personally appeared before
me, a Notary Public,
HENRY A. SCHAFFNER and
CHARLOTTE L. SCHAFFNER
who acknowledged that they
executed the above instrument.

STATE OF IDAHO) NO. 166993
COUNTY OF LEMHI)
This instrument was recorded in the records of
American Land Title Company
at 1146 A. April 25, 1983
and was acknowledged by the parties
DEED

Alberta Wiedersick

By Notary Public
fee - 4.00 pd.

Clare S. Goulrick
NOTARY PUBLIC



MICROFILMED
DEC 14 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: 3956
Ident. No.

**ATTACHMENT TO
NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

Please type or print clearly:

Name of claimant(s) Henry E. schaffner

Barbara A. Schaffner

Mailing Address

(including zip code) Rt. 1 Box33

Salmon, Idaho 83467

Phone Number (208) 756 - 3976

MICROFILMED
DEC 14 1992

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MICROFILMED
DEC 14 1992