

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: A74-00473
Date Received: / /
Receipt No: X999999
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: JAMES R KREFT 208-756-2804
Address: 5120 FOSTER RD
PARADISE CA 95969-6221
AND
Name: SONDRA S KREFT 208-756-2804
Address: 5120 FOSTER RD
PARADISE CA 95969-6221

2. Date of Priority: JUL 1, 1970

3. Source: LEMHI RIVER Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
21N	23E	30	SW	NW		2	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	0.040		

7. Total Quantity Appropriated is:
0.040 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
21N	23E	30	NW	NW	1	IRR

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Acres
NOV. 65 1986

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
21N	23E	30	SW	NW	2	IRR	1.0
Section Acres							2.0
Total Acres							2.0

11. Place of use in counties: LEMHI

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:

14. Remarks:

PUMP DIVERSION.

CHANGE IN OWNERSHIP 10-25-94 GJT.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

Decree Plaintiff

vs

Decree Defendant

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NOV 15 1994

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: 74-00473
DATE RECEIVED: 5-9-90
RECEIPT NO: X999999/90
RECEIVED BY: CS

RECEIVED
MAY 9 1990

NOTICE OF CLAIM TO A WATER RIGHT
Department of Water Resources REDUCED UNDER STATE LAW

1. NAME: L. E. LA PIERRE
ADDRESS: RT. 1
SALMON, ID 83467

NAME: ETHEL LA PIERRE
ADDRESS: RT. 1
SALMON, ID 83467

2. DATE OF PRIORITY: JUL 01, 1970

3. SOURCE: LEMHI RIVER TRIB. TO: SALMON RIVER

4. POINT OF DIVERSION:

TOWNSHIP	RANGE	SECTION	1/4 OF	1/4 OF	1/4	LOT	COUNTY
21N	23E	30	SW	NW		2	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	0.040		

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

A.F.A.

8. TOTAL CONSUMPTIVE USE IS ACRE FEET PER ANNUM.

9. NON-IRRIGATION USES:

A7400473



10. PLACE OF USE:

TOWNSHIP	RANGE	SECTION	1/4 OF	1/4	LOT	USE	ACRES
21N	23E	30	NW	NW	1	IRR	1.0
			SW	NW	2	IRR	1.0
						SECTION ACRES	2.0
						TOTAL ACRES	2.0

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:
PUMP DIVERSION.

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): Leonard E. La Pierre DATE: 5/9/90

DATE: _____

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 9th DAY

OF May 19 90

Carter Fritschle
NOTARY PUBLIC

SEAL

RESIDING AT Residing at Eagle, Idaho

MY COMMISSION EXPIRES My commission Expires March 21, 1994

74-00473

PAGE 3

DATE: 02/06/90 1297

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DEC 14 1992

OCTOBER 26, 1994

JAMES R KREFT
5120 FOSTER RD
PARADISE CA 95969-6221

RE: CHANGE IN OWNERSHIP FOR A74-00473

Dear Mr. Kreft:

The request for Change in Ownership concerning the Notice(s) of Claim in the above reference has been processed and the Notice(s) modified to reflect you as the new owner.

Enclosed is a typed Notice with your name shown as the current owner. Review the forms and if there are other corrections or questions, feel free to contact this office.

If there are no questions or corrections, please keep this Notice for your records.

Respectfully submitted,

Jo Thompson
Adjudication Secretary

Enclosure: Notice of Claim

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NOV 15 1996

RECEIVED



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

October 14, 1994
Department of Water Resources
Eastern District Office

DATE OF CLOSING: 9/30/94

LEGAL DESCRIPTION OF PROPERTY: Township 21 N. Range 23 E.,
Section 30, 1/4 of 1/4 of 1/4 Govt. Lot 1 & 2, BM.
Lot , Block , Subdivision/Townsite .

If you have additional legal descriptions, please attach separate sheet. See Exhibit "A" annexed hereto

☐ 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: AT 174-00473

☐ Name and Address of Former Owner/Claimant(s)(Seller): Ethel La Pierre
Route 1, Box 79
Salmon, Idaho 83467

☐ New Owner/Claimant (Purchaser): James R. Kreft and Sondra S. Kreft

☐ New Mailing Address: 5120 Foster Road
Paradise, CA 95969-6221

☐ New Telephone Number: (208) 756 - 2804

☐ 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: See copy of Warranty Deed annexed hereto

(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) [Signature] Date 10-16-94

☐ Signature of Former Owner/Claimant(s) [Signature] Date 10-18-94

(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:

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

WARRANTY DEED

For Value Received, **ETHEL LAPIERRE**, a single person, the Grantor, does hereby Grant, Bargain, Sell and Convey unto **JAMES R. KREFT and SONDRAS. KREFT**, husband and wife, the Grantees, whose current address is 5120 Foster Road, Paradise, California 95969-6221, those premises in Lemhi County, Idaho, more particularly described on Exhibit "A" annexed hereto and by this reference made a part hereof.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever, and the said Grantor does hereby covenant to and with the said Grantees, that she is the owner in fee simple of said premises; that they are free from all encumbrances except current taxes and assessments and all easements and rights-of-way appearing on such premises or of record and reservations in favor of the United States or the State of Idaho, and that she will warrant and defend the same from all other lawful claims whatsoever.

IN WITNESS WHEREOF, the said Grantor has hereunto set her hands and seals this 30th day of September, 1994.

State of Idaho)
County of Lemhi)

224258
No.

Ethel LaPierre
Ethel LaPierre

This instrument was filed for record at the request of *American Land Title* at *2:44* o'clock *p* m *9-30* 19*94* and duly filmed and indexed in the records of Lemhi County

Alberta Wiederrich

Ex-Officio Recorder

Deputy

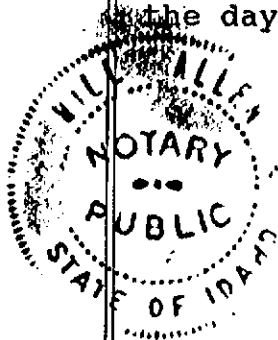
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NOV 15 1996

EXHIBIT "A"

STATE OF IDAHO)
 : ss.
County of Lemhi)

On this 30th day of September, 1994, before me, the undersigned, a Notary Public in and for said State, personally appeared ETHEL LAPIERRE, known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same.

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



Will Allen

Notary Public for Idaho
Residing at Salmon, Idaho
Commission Expires: 2-19-97

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NOV 15 1996

A parcel of land located in Government Lots 1 AND 2, Section 30, T. 21 N., R. 23 E., Boise Meridian, Lemhi County, Idaho, more particularly described as follows:

Commencing at the SW corner of said Section 30, run thence N. 00° 01' 41" W. along the westerly boundary of said Section 30 a distance of 3969.11 ft. to the SW corner of said Lot 1;

Thence N. 89° 19' 55" E. along the southerly boundary of said Lot 1 a distance of 641.95 ft. to a point on the easterly bank of the Lemhi River and the POINT OF BEGINNING;

Thence the following courses and distances along said bank;
N. 24° 15' 38" W. 89.03 ft.; N. 16° 05' 14" W. 72.97 ft.;
N. 04° 43' 36" E. 28.64 ft. to a point on the southerly right-of-way of Highway 28;

Thence the following courses and distances along said right-of-way;

S. 54° 21' 57" E. 50.00 ft.; N. 35° 38' 03" E. 100.00 ft.;
S. 54° 39' 35" E. 423.65 ft.;

Thence S. 53° 25' 55" W. a distance of 330.58 ft. to a point on the easterly bank of the Lemhi River;

Thence N. 30° 39' 56" W. along said bank a distance of 244.19 ft. to the POINT OF BEGINNING.

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NOV 15 1986

EXHIBIT "A"

FUREY & FUREY

CHARTERED

ATTORNEYS AT LAW

116 N CENTER STREET

SALMON, IDAHO 83467

SHERMAN F. FUREY, III

SHERMAN F. FUREY, JR.
OF COUNSEL

TELEPHONE
(208) 756-2577

FAX

(208) 756-2545

October 19, 1994

RECEIVED

OCT 24 1994

Department of Water Resources
Eastern District Office

Idaho Department of Water Resources
Eastern Region Office
900 N. Skyline
Idaho Falls, Idaho 83402

Re: Snake River Basin Adjudication

Gentlemen:

You are notified that Ethel La Pierre has conveyed to James R. Kreft and Sondra S. Kreft, husband and wife, the real estate described in the enclosed copy of Warranty Deed between said parties and, as a result, James R. Kreft and Sondra S. Kreft, husband and wife, are now the owners of this real estate.

All notices and other communications regarding the water rights on those lands should now be addressed as follows:

James and Sondra Kreft
5120 Foster Road
Paradise, CA 95969-6221

If you need any further information from us to satisfy your requirements, I would appreciate it if you would let me know as soon as possible.

Thank you.

Sincerely yours,

FUREY & FUREY, Chartered



Sherman F. Furey III

SFIII:ps

Enclosures

cc: Ethel LaPierre
James and Sondra Kreft
Bill Allen

MICROFILMED
NOV 15 1996

September 19, 1994

Copy

GRANT GINGER/LINDA MUELLER
PO BOX 1363
SALMON ID 83467

Re: Change in ownership of Notice of Claim No. A74-00473.

Dear Mr. Genger & Mrs. Mueller:

The department is returning your Change in Ownership form and Warranty Deed at this time because of a variance in the legal description.

Adjudication Claim #A74-00473 shows the point of diversion and place of use of the right as Township 21 North, Range 23, Sec. 30. The Warranty Deed submitted by you with the change in ownership lists portions of Sections 24 & 25.

Please contact us at your convenience and we can either discuss this situation by phone, or, schedule an appointment to discuss it in our office.

Sincerely,


Gregory J. Taylor
Sr. Water Agent, Adjudications

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NOV 15 1996

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. A74 - 00472
A74 - 00473

RECEIVED
MAY 9 1990

ATTACHMENT TO
NOTICE OF CLAIM TO A WATER RIGHT
Department of Water Resources ACQUIRED UNDER STATE LAW

Please type or print clearly:

Name of claimant(s) Leonard E. LaPierre or
Ethel A LaPierre

Mailing Address
(including zip code)

Route 1 Box 79
SALMON, Idaho 83467

Phone Number 208 256-2804 De/g

MICROFILMED

DEC 14 1992