

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: A74-00854
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:	MARK FISHLER	217-586-4168
Address:	303 HICKORY TREE CT	
	MOHAMMET IL	61853
AND/OR		
Name:	SHAUNA E FISHLER	217-586-4168
Address:	303 HICKORY TREE CT	
	MOHAMMET IL	61853
AND/OR		
Name:	STEVEN NEELEY	217-586-4168
Address:	303 HICKORY TREE CT	
	MOHAMMET IL	61853
AND/OR		
Name:	VICTORIA NEELEY	217-586-4168
Address:	303 HICKORY TREE CT	
	MOHAMMET IL	61853

2. Date of Priority: APR 1, 1932

3. Source: SPRINGS Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
20N	24E	8	NW	SE			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	0.060		
STOCKWATER	01/01	12/31	0.040		
DOMESTIC	01/01	12/31	0.040		

7. Total Quantity Appropriated is:
0.100 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:
D/2 HOMES.

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
20N	24E	8	NW SE		IRR	3.0
Section Acres						3.0
Total Acres						3.0

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:
AC. IRR.=2.8.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

Decree Plaintiff

vs

Decree Defendant

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: 74-00854
DATE RECEIVED: 23/3/1990
RECEIPT NO: X99999
RECEIVED BY: DMD

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. NAME: BOYD ANDREWS
ADDRESS: RT. 1

SALMON, ID
or BA

83467

NAME: LORNA ANDREWS
ADDRESS: RT. 1
SALMON, ID

83467

2. DATE OF PRIORITY: APR 01, 1932

3. SOURCE: SPRINGS TRIB. TO:

4. POINT OF DIVERSION:

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

5. DESCRIPTION OF DIVERTING WORKS:

6. WATER IS USED FOR THE FOLLOWING PURPOSES:

PURPOSE	FROM	TO	C.F.S.	(COR)	A.F.A.
IRRIGATION	03/15	11/15	0.060		
STOCKWATER	01/01	12/31	0.040		
DOMESTIC	01/01	12/31	0.040		

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

A.F.A.

8. TOTAL CONSUMPTIVE USE IS ACRE FEET PER ANNUM.

9. NON-IRRIGATION USES:
0/2 HOMES.

74-00854

PAGE 1

DATE: 02/06/90

2387

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DEC 14 1992

A7400854



10. PLACE OF USE:

TOWNSHIP	RANGE	SECTION	1/4 OF	1/4	LOT	USE	ACRES
20N	24E	8	NW	SE		IRR	3.0
SECTION ACRES							3.0
TOTAL ACRES							3.0

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.=2.8.

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): Bryd Bradburn DATE: 3/23/1990
----- 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 Lanuville) SS.

SUBSCRIBED AND SWORN (OR AFFIRMED) BEFORE ME THIS 23rd DAY
OF March 19 90

Betty J. Thompson
NOTARY PUBLIC

SEAL

RESIDING AT BETTY J. THOMPSON, NOTARY PUBLIC
RESIDING AT IDAHO FALLS, IDAHO
MY COMMISSION EXPIRES 6-30-94
DATE: 02/08/90



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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

APRIL 1, 1994

JORDON P SMITH
807 MAIN ST
SALMON ID 83467

RE: CHANGE IN OWNERSHIP FOR A74-01797 (SPLIT RIGHT)
CHANGE IN OWNERSHIP ALSO FOR A74-00854, -02321, &
-01798

Dear Mr. Smith:

The request for Change in Ownership concerning the Notice(s) of Claim in the above reference has been processed and the Notice(s) (A74-01797) has been split as follows:

A74-01797A, Fishler and Neeley, 1.48 cfs; 74 acres
A74-01797B, James Gray, 0.52 cfs; 26 acres (copies enclosed).

Also enclosed are copies of A74-00854, -02321, and -01798 for your clients, Mark and Shauna Fishler and Steven and Victoria Neeley, showing them as the current owners of these water rights.

Review the Notices and if there are other corrections or questions, feel free to contact this office (525-7161). If there are no questions, please keep these Notices for your client's records.

Respectfully submitted,

Jo Thompson

Gregory J. Taylor
Sr. Water Agent, Adjudications

GT:jt

Enclosure: Notice(s) of Claim

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NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED

MAR 24 1994

Department of Water Resources

MAR 30 1994

Department of Water Resources

DATE OF CLOSING: 3-18-94

LEGAL DESCRIPTION OF PROPERTY: Township 20 Range 24E.

Section 8&17, 1/4 of 1/4 of 1/4 Govt. Lot

Lot, Block, Subdivision/Townsite

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 which maintains water supply system, owns the water right, and bills the customer on a regular basis)

☐ Water Right Number(s)
Assigned by IDWR: 74-2321; 74-0854; 74-1797; 74-1798

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

Rt. 1, Box 36

☐ New Owner/Claimant
(Purchaser): Salmon, ID 83467
Mark Fishler and Shauna E. Fishler
Steven Neeley and Victoria Neeley

☐ New Mailing Address: 303 Hickory Tree Court

Mohomet, IL 61853

☐ New Telephone Number: (217) 586-4168

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ 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 dated March 18, 1994

(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): Mark Fishler Shauna E. Fishler Date 12 March 1994
Steven Neeley Victoria Neeley 12 March 1994

☐ Signature of Former
Owner/Claimant(s): Boyd E. Andrews Lorna C. Andrews Date March 18, 1994

(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

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NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

POOR ORIGINAL

DATE OF CLOSING: 3-18-94

LEGAL DESCRIPTION OF PROPERTY: Township 20 Range 24N
Section 8&17 1/4 of 1/4 of 1/4 Govt. Lot , BM.
Lot , Block , Subdivision/Townsite .
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: 74-2321; 74-0854; 74-1797; 74-1798
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): Doyd Andrews and Lorna Andrews
Rt. 1, Box 36
Salmon, ID 83467
- ☐ New Owner/Claimant (Purchaser): Mark Fishler and Shauna E. Fishler
Steven Neeley and Victoria Neeley
- ☐ New Mailing Address: 303 Hickory Tree Court
Mohamett, IL 61853
- ☐ New Telephone Number: (217) 586-4168
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ 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 dated March 18, 1994

(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) Mark Fishler Date 12 March 1994
Steven Neeley Date 12 March 1994
- ☐ Signature of Former Owner/Claimant(s) Doyd E. Andrews Date Mar 18 1994
Lorna C. Andrews Date Mar 18, 1994

(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

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APR 19 1994

WARRANTY DEED

POOR ORIGINAL

For Value Received

BOYD E. ANDREWS, aka BOYD ANDREWS, and LORNA C. ANDREWS, aka LORNA ANDREWS,
husband and wife

the grantors, do hereby grant, bargain, sell and convey unto

MARK FISHLER and SHAUNA E. FISHLER, husband and wife, and
STEVEN NEELEY and VICTORIA NEELEY, husband and wife

whose current address is

303 Hickory Tree Court, Mohomet, IL 61853

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: March 18, 1994.

Boyd E. Andrews
Boyd E. Andrews

Lorna C. Andrews
Lorna C. Andrews

STATE OF IDAHO, COUNTY OF LEMHI
On this 18th day of March, 19 94,
before me, a notary public in and for said State, personally
appeared

BOYD E. ANDREWS and LORNA C. ANDREWS

known to me to be the personS whose name S are
subscribed to the within instrument, and acknowledged to
me that they executed the same.

Laurie McSantee
Notary Public
Residing at Salmon, Idaho
Comm. Expires 6-19-1995

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POOR ORIGINAL

The E1/2SW1/4, and the SW1/4SE1/4, and the SW1/4SW1/4 in Section 4; and the E1/2E1/2, and the SW1/4SE1/4 in Section 8; and the NW1/4NE1/4 in Section 9; and the N1/2NE1/4 in Section 17, all in Township 20 N., Range 24 E., Boise Meridian, Lemhi County, Idaho.

ALSO:

A part of the NW1/4SE1/4 of Section 8, Township 20 N., Range 24 E., Boise Meidian, Lemhi County, Idaho, and more particularly described as follows, to-wit:

Beginning at the southwest corner (a stone marked XVI-L.S.) of said NW1/4SE1/4 of Section 8, run North, 330 feet; Thence East, 1320 feet, more or less to the east line of said NW1/4SE1/4 of Section 8; Thence South along the east line of said NW1/4SE1/4 of Section 8, 330 feet, more or less, to the southeast corner of said NW1/4SE1/4 of Section 8; Thence West along the south line of said NW1/4SE1/4 of Section 8, 1320 feet, more or less, to the POINT OF BEGINNING.

EXCEPTING THEREFROM:

A parcel of land located in NE1/4SE1/4, Section 8, Township 20 N., Range 24 E., Boise Meridian, Lemhi County, Idaho, more particularly described as follows:

Commencing at the east quarter corner of said Section 8, a distance of 239.06 feet on a bearing of S. 0°00'21" W. along the section line to the REAL POINT OF BEGINNING.

Thence S. 0°00'21" W., 208.71 feet;

Thence N. 89°59'39" W., 208.71 feet;

Thence N. 0°00'21" E., 208.71 feet;

Thence S. 89°59'39" E., 208.71 feet to the REAL POINT OF BEGINNING.

ALSO EXCEPTING THEREFROM:

A parcel of land located in NE1/4SE1/4, Section 8, Township 20 N., Range 24 E., Boise Meridian, Lemhi County, Idaho, ore particularly described as follows:

Commencing at the east quarter corner of said Section 8, a distance of 447.77 feet on a bearing of S. 0°00'21" W. along the section line to the REAL POINT OF BEGINNING.

Thence S. 0°00'21" W., 208.71 feet;

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POOR ORIGINAL

Thence N. 89°59'39" W., 208.71 feet;
Thence N. 0°00'21" E., 208.71 feet;
Thence S. 89°59'39" E., 208.71 feet to the
REAL POINT OF BEGINNING.

SUBJECT TO AN EASEMENT 50 FEET WIDE ALONG THE
WEST BOUNDARY OF SAID PARCEL.

ALSO EXCEPTING THEREFROM:

A parcel of land located in NE1/4SE1/4, Section 8, Township 20 N., Range 24 E., Boise Meridian, Lemhi County, Idaho, more particularly described as follows:

Commencing at the east quarter corner of said Section 8, a distance of 656.48 feet on a bearing of S. 0°00'21" W. along the section line to the REAL POINT OF BEGINNING.

Thence S. 0°00'21" W., 208.71 feet;
Thence N. 89°59'39" W., 208.71 feet;
Thence N. 0°00'21" E., 208.71 feet;
Thence S. 89°59'39" E., 208.71 feet to the
REAL POINT OF BEGINNING.

SUBJECT TO AN EASEMENT 50 FEET WIDE ALONG THE
WEST BOUNDARY OF SAID PARCEL.

ALSO EXCEPTING THEREFROM:

A parcel of land located in NE1/4SE1/4, Section 8, Township 20 N., Range 24 E., Boise Meridian, Lemhi County, Idaho, more particularly described as follows:

Commencing at the east quarter corner of said Section 8, a distance of 865.19 feet on a bearing of S. 0°00'21" W. along the section line to the REAL POINT OF BEGINNING.

Thence S. 0°21" W., 171.34 feet to a point on the north right-of-way of a county road;

Thence the following courses and distances along said county road:

A distance of 8.92 feet along a curve concave to the southeast having a radial of S. 15°22'26" E., 113.61 feet and a central angle of 4°30'00";

S. 70°07'35" W., 212.90 feet;

Thence N. 0°00'21" E., 246.44 feet;

Thence S. 89°59'39" E., 208.71 feet to the
REAL POINT OF BEGINNING.

SUBJECT TO AN EASEMENT 50 feet wide along the
west boundary of said parcel . . .

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