

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

RECEIVED

DEC 13 1990

Ident. Number: A74-02057
Date Received: 12-20-1990
Receipt No: X999999
Received By: _____

Department of Water Resources
Eastern District Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LEMON S. WALLACE 208-768-2729
Address: P.O. BOX 83
LEMHI, ID 83465

AND/OR
Name: PATSY R. WALLACE 208-768-2729
Address: P.O. BOX 83
LEMHI, ID 83465

AND/OR
Name: JOHN A. WALLACE 208-768-2729
Address: P.O. BOX 83
LEMHI, ID 83465

2. Date of Priority: SEP 29, 1909

3. Source: REESE CREEK Trib. to: LEMHI RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
17N	25E	7		NE	SE		LEMHI

5. Description of diverting works:
WOODEN HDGATE WITH DITCHES, POND W/GRAVITY FEE SPRINKLER, FLOOD.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.640		

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

8. Total consumptive use is 237.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A74-02057

Page 1

Date: 12/10/90

MICROFILMED

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10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
17N	24E	12	SW	SE		IRR	2.0
			SE	SE		IRR	8.0
						Section Acres	10.0
		13	NE	NE		IRR	10.0
			NW	NE		IRR	28.0
			NE	NW		IRR	29.0
			NW	NW		IRR	10.0
			SW	NW		IRR	2.0
			SE	NW		IRR	6.0
						Section Acres	85.0
						Total Acres	95.0

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:
74-01832.

14. Remarks:
AC. IRR.=95.

15. Basis of Claim: DECREED

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): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____
Notary Public

Seal

Residing at _____
My Commission Expires _____

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: A74-02057
Date Received: 4/20/90
Receipt No: X999999
Received By: gre

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JULIE R. PEPPER MCCLARAN 208-768-2721
Address: P.O. BOX 32
LEMHI, ID 83465

AND/OR
Name: KEVIN MCCLARAN 208-768-2721
Address: P.O. BOX 32
LEMHI, ID 83465

2. Date of Priority: SEP 29, 1909

3. Source: REESE CREEK Trib. to: LEMHI RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
17N	25E	7	NE	SE			LEMHI

5. Description of diverting works:
WOODEN HDGATE WITH DITCHES, POND W/GRAVITY FEE SPRINKLER, FLOOD.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.640		

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

8. Total consumptive use is 237.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A74-02057

Page 1

Date: 04/20/90

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DEC 14 1992

A7402057

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
17N	24E	12	SW	SE		IRR	2.0
			SE	SE		IRR	8.0
			Section Acres				10.0
		13	NE	NE		IRR	10.0
			NW	NE		IRR	28.0
			NE	NW		IRR	29.0
			NW	NW		IRR	10.0
			SW	NW		IRR	2.0
			SE	NW		IRR	6.0
			Section Acres				85.0
			Total Acres				95.0

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:
74-01832.

14. Remarks:
AC. IRR.=95.

15. Basis of Claim: DECREED
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): *Julius P. [unclear]* Date: 4-20-90
Date: _____

State of Idaho)
County of Lemhi) SS.

Subscribed and sworn (or affirmed) before me this 20 day
of April 19 90

John P. [unclear]
Notary Public

Seal

Residing at Boise ID

My Commission Expires 6/2/94

AJ0749NP
No. A74-02057

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

DATE: 06/09/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	TERRY & JESSICA MC NELLIS FAMILY TRUST 19951 ELFIN FOREST LN ESCONDIDO CA 92029 (619) 591-4181	09/29/1909	IRRIGATION	03-15 11-15	1.64 CFS	
					TOTAL DIVERSION: CONSUMPTIVE USE:	1.64 CFS 237.50 AFA

Water Source: REESE CREEK

Tributary to: LEMHI RIVER

Stage: DECREED

Point(s) of Diversion: T17N R25E S07 NESE

LEMHI County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
17N	24E	12	:															02	08	:	10.0
17N	24E	13	:	10		28				29		10		02		06				:	85.0
																			TOTAL ACRES	:	95.0

POU County: LEMHI

Non-Irrigation Uses: NONE

Other Rights: 74-01832.

Remarks: GEN AC. IRR.=95.

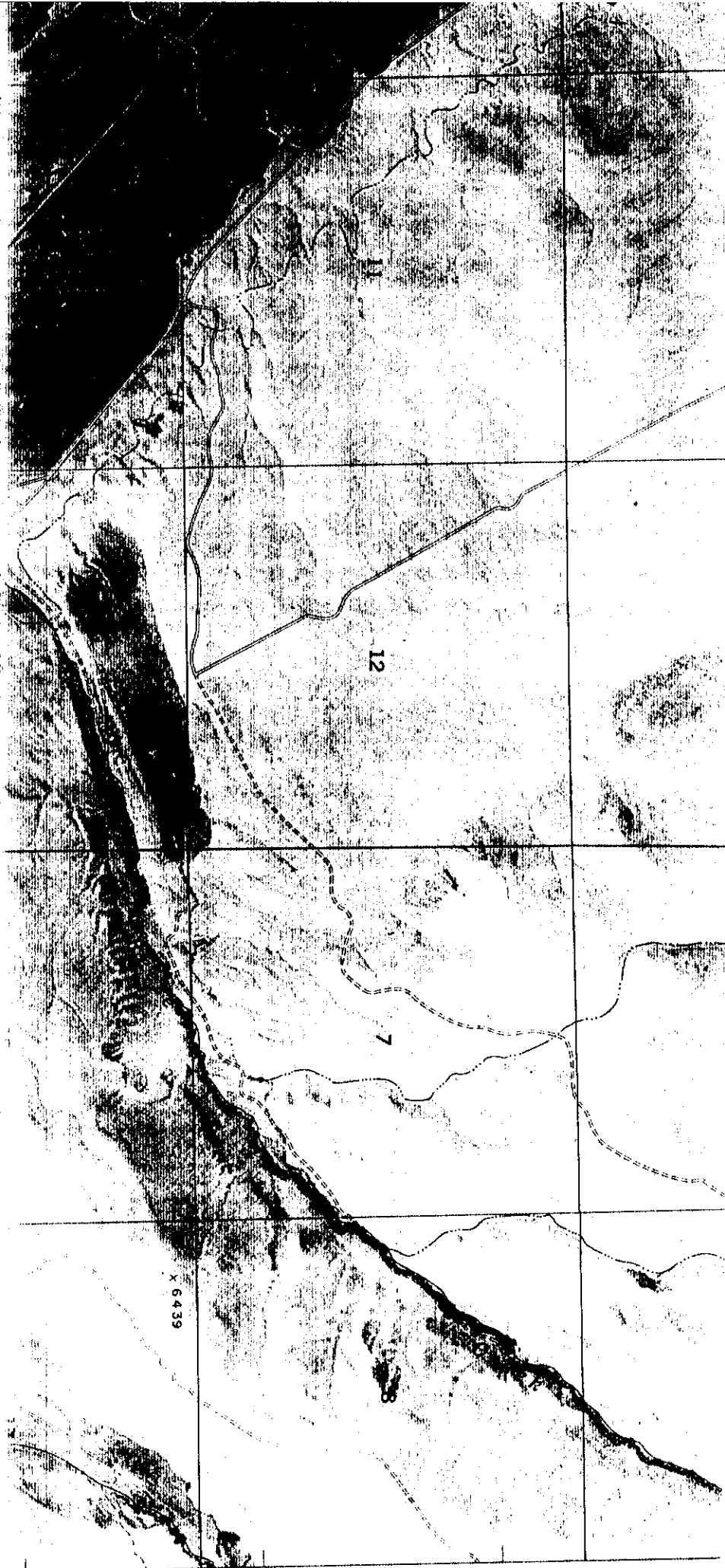
Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:



(GOAT MTN)

MICROFILMED
DEC 14 1992



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

June 9, 1998

TERRY & JESSICA MCNELLIS FAMILY TRUST
19951 ELFIN FOREST LN
ESCONDIDO CA 92029

RE: CHANGE IN OWNERSHIP FOR A74-01832, A74-01833, A74-02057

Dear Mr. & Mrs. McNellis:

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(s).

Enclosed is a copy of the Notice(s) of Claim, 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,

Jennifer Hoagland
Technical Records Specialist

Enclosure: Notice(s) of Claim



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED

NOV 13 1996

DATE OF CLOSING: 10-11-96

LEGAL DESCRIPTION OF PROPERTY: Township 17N Range 24 E.B. Section 1/4 of 1/4 of 1/4 Govt. 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) 74-2057, 74-1832 AND 74-1833
Assigned by IDWR:

X Name and Address of Former Owner/Claimant(s)/Seller: Lemon S. Wallace

HCR1 Box 61
Lincoln, Kansas 67455

X New Owner/Claimant
(Purchaser): Lincoln, Kansas 67455
Terry and Jessica McNellis Family Trust

~~X~~ New Mailing Address: 19951 Elfin Forest Lane
Escondido, California 92029

New Telephone Number: (619) 591 - 4181

- [] 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: SEE ATTACHED WARRANTY DEED (INSTRUMENT NO. 231426)

(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.)

A Signature of New Owner/Claimant(s) Terry A. McQuillie TTEE Date 10/7/96

☒ Signature of Former Owner/Claimant(s): Lemon S. Wallace Date 10/11/96
Patsy R. Wallace by Lemon S. Wallace Date 10/11/96

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ Br: _____

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**



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

December 12, 1990

Lemon S. or Patsy R. or
John A. Wallace
P.O. Box 83
Lemhi, ID 83465

RE: Snake River Basin Adjudication (SRBA)
Lemhi County, Claims #A74-02057, A74-10030
& A74-01832

Dear Claimants:

Notice of the change in ownership of the above-referenced water rights has been received. The Claim to Water Rights records of the Department have been changed to reflect such notice.

Claims prepared from the Agency's computer are enclosed for your review and records. If you find the address is incorrect, please contact us.

Yours truly,

John D. Carlson
John D. Carlson
Adjudication Supervisor

JDC:sf:state:east
Enclosures:
Claims Referenced Above

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DEC 14 1992

RECEIVED

DEC - 4 1990

CHANGE IN OWNERSHIP OF NOTICE OF CLAIM

- [] Water Right Number(s): A 74 - 02057 Department of Water Resources
- [] Name and Address of Former Claimant: Julie r. Pepper McClaran and Kevin D. McClaran
P.O. Box 32
Lemhi Id 83465
- [] New Claimant(s): Lemon S. Wallace ^{or John A.} and Patsy R. Wallace ^{fax}
- [] New Mailing Address: P.O. Box 83
Lemhi, Idaho 83465

New Telephone Number: (208) 768 - 2729

- [] Does the change in ownership result in a splitting of the water right claimed? yes XXX no

If yes, then describe the portion of the water right that is now claimed by the new owner:

- [] Attach proof of ownership
Describe proof attached: Warranty Deed

[] Signature of New Claimant(s): Lemon S. Wallace
Patsy R. Wallace

Date: 11/28/90

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 12-04-90

By: [Signature]

Further Action Needed:

Further Action Taken

Date:

By:

gpc legal maladj. claim. Matter & M.S. Ok 12/10/90

Final Review and Data-Entry

Date:

By:

Claim Numbers of Split, if any:

MICROFILMED

DEC 14 1992

WARRANTY DEED

For Value Received

HOLLIS G. McCLARAN AND OPAL LOUISE McCLARAN, husband and wife

the grantor s, do hereby grant, bargain, sell and convey unto

LEMON S. WALLACE AND PATSY R. WALLACE, husband and wife

whose current address is

GENERAL DELIVERY
LEMHI, ID 83465

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

SEE ATTACHED EXHBIT "A"

State of Idaho)
County of Lemhi)

ss No. 208813

This instrument was filed for record at
the request of American Land Title
at 2:26 o'clock p m 11-7 1990
and duly filmed and indexed in the
records of Lemhi County

Alberta Wiederrick

Ex-Officio Recorder

By [Signature] Deputy
Fees: 6.00

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

and that t he y will warrant and defend the same from all lawful claims whatsoever.

Dated: NOVEMBER 5th 1990

Hollis G. McClaran
HOLLIS G. McCLARAN

Opal Louise McClaran
OPAL LOUISE McCLARAN

(General)

STATE OF CALIFORNIA

COUNTY OF San Diego } ss.

On November 5, 1990 before me, the undersigned, a Notary Public in and for said
State, personally appeared Hollis G. McClaran and
Opal Louise McClaran

_____ personally known to me (or proved to me on the basis of satisfactory evidence)
to be the person 5 whose name s are subscribed
to the within instrument and acknowledged that they
executed the same.

WITNESS my hand and official seal.

Signature

Sharon Craig
SHARON CRAIG

Name (Typed or Printed)

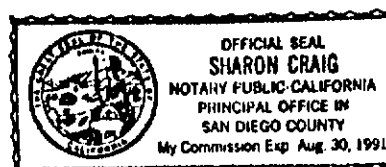


EXHIBIT "A"

THE N1/2NR1/4, AND THE R1/2NW1/4, SECTION 13, TOWNSHIP 17 N., RANGE 24 E., BOISE MERIDIAN, LEMHI COUNTY, IDAHO.

EXCEPTING THEREFROM:

A PARCEL OF LAND LOCATED IN THE SE1/4NW1/4, SECTION 13, T. 17 N., R. 24 E., B.M., LEMHI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE EAST 1/4 CORNER OF SAID SECTION 13, FROM WHICH THE NORTHEAST CORNER BEARS N. 0° 04' W., A DISTANCE OF 2639.84 FEET ON A BEARING OF S. 89° 39' 07" W. TO THE CENTER OF SAID SECTION 13 AND BEING THE REAL POINT OF BEGINNING.

FROM THIS REAL POINT OF BEGINNING, A DISTANCE OF 1319.92 FEET ON A BEARING OF S. 89° 39' 07" W., ALONG THE SOUTH BOUNDARY OF THE SE1/4NW1/4;

THENCE N. 0° 13' 46" W., 105.00 FEET ALONG THE WEST BOUNDARY OF THE SE1/4NW1/4 TO THE CENTER LINE OF REESE CREEK;

THENCE THE FOLLOWING COURSES AND DISTANCES ALONG THE CENTERLINE OF REESE CREEK:

N. 54° 24' 55" E., 126.69 FEET;

N. 48° 36' 33" E., 173.05 FEET;

N. 15° 50' 04" W., 51.02 FEET;

N. 38° 46' 48" E., 390.99 FEET;

N. 70° 25' 55" E., 87.96 FEET;

N. 49° 08' 39" E., 277.21 FEET;

N. 70° 45' 59" E., 218.96 FEET;

N. 81° 56' 48" E., 353.28 FEET, TO A POINT ON THE EAST BOUNDARY OF THE SE1/4NW1/4;

THENCE S. 0° 26' 00" E., 971.37 FEET TO THE REAL POINT OF BEGINNING. . .

AND ALSO EXCEPTING A RIGHT OF WAY ON THE EXISTING ROAD ALONG THE WEST SIDE OF THE SAID SOUTHEAST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 13. . .

WARRANTY DEED

For Value Received

HOLLIS G. McCLARAN AND OPAL L. McCLARAN, as Co-Trustees of the McClaran Living Trust - 1986, and as individuals

the grantor s, do hereby grant, bargain, sell and convey unto

LEMON S. WALLACE AND PATSY R. WALLACE, husband and wife

whose current address is

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

T. 17 N. R. 24 E.
 Section 12: S $\frac{1}{2}$ S $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$,
 SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$
 Section 13: S $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$,
 NE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$

State of Idaho)
 County of Lemhi)

ss No. 208812

This instrument was filed for record at
 the request of American Hard Title
 at 2:25 o'clock pm 11-7 1990
 and duly filmed and indexed in the
 records of Lemhi County

Alberta Wiederriek

Ex-Officio Recorder

By [Signature] Deputy
 Fees: 3.00

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees,
 their heirs and assigns forever. And the said Grantor s 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: NOVEMBER 5th 1990

Hollis G. McClaran
 HOLLIS G. McCLARAN

Opal L. McClaran
 OPAL L. McCLARAN

California

(General)

STATE OF CALIFORNIA

COUNTY OF San Diego } ss.

On November 5, 1990 before me, the undersigned, a Notary Public in and for said
 State, personally appeared Hollis G. McClaran and
Opal L. McClaran

personally known to me (or proved to me on the basis of satisfactory evidence)
 to be the person S whose name S ARE subscribed
 to the within instrument and acknowledged that they
 executed the same.

WITNESS my hand and official seal.

Signature

Sharon Craig

SHARON CRAIG

Name (Typed or Printed)

