

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: **A75-10053**
Date Received: 2/16/1990
Receipt No: E012092
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: SALMON RIVER RANCHES LTD CO 414-965-3524
Address: 250 N SUMMIT MOORS DR
OCONOMOWOC WI 53066

2. Date of Priority: JUN 1, 1930

3. Source: MC KIM CREEK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
17N	21E	16		SW	NE		LEMHI
		17		NW	SE		LEMHI

5. Description of diverting works:
HEADGATES/DITCHES TO PIPE AND GRAVITY SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/15	3.500		

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

8. Total consumptive use is 545.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
17N	21E	8	NE	SE		IRR	10.0
			SW	SE		IRR	9.0
			SE	SE		IRR	41.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	60.0
		9	NW	SW	IRR	9.0
					Section Acres	9.0
		17	NE	NE	IRR	35.0
			NW	NE	IRR	41.0
			SW	NE	IRR	4.0
			SE	NW	IRR	10.0
			NE	SW	IRR	28.0
			NW	SW	IRR	6.0
			SE	SW	IRR	25.0
					Section Acres	149.0
					Total Acres	218.0

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:
NONE

14. Remarks:

CHANGED OWNERSHIP 12/18/96/EC/JT

CHANGED OWNERSHIP 2-10-98/JH

CHANGED OWNERSHIP PER REQUEST/JH/3-3-99

15. Basis of Claim: BENEFICIAL USE

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

1. Name: RICHARD W SCHOWENGERDT 414-549-6938
Address: 250 N SUMMIT MOORS DR
OCONOMOWOC WI 53066

AND/OR

Name: CHRISTINE E SCHOWENGERDT 414-549-6938
Address: 250 N SUMMIT MOORS DR
OCONOMOWOC WI 53066

2. Date of Priority:

June 1, 1930
~~OCT 13, 1967~~

53066

FILED 12-18-98
CES 12-18-98

3. Source: MC KIM CREEK

Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
17N	21E	16	SW	NE			LEMHI
		17	NW	SE			LEMHI

5. Description of diverting works:

HEADGATES/DITCHES TO PIPE AND GRAVITY SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/15	3.500		

7. Total Quantity Appropriated is:

3.500 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is

545.0 Acre Feet Per Annum.

9. Non-irrigation uses:

NONE

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
17N	21E	8	NE		SE		IRR	10.0
			SW		SE		IRR	9.0
			SE		SE		IRR	41.0
			Section Acres					60.0
		9	NW		SW		IRR	9.0
			Section Acres					9.0
		17	NE		NE		IRR	35.0
			NW		NE		IRR	41.0
			SW		NE		IRR	4.0
			SE		NW		IRR	10.0
			NE		SW		IRR	28.0
			NW		SW		IRR	6.0
			SE		SW		IRR	25.0
			Section Acres					149.0
			Total Acres					218.0

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:
NONE

14. Remarks:
CHANGED OWNERSHIP 12/18/96/EC/JT
CHANGED OWNERSHIP 2-10-98/JH

15. Basis of Claim: BENEFICIAL USE

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: 2 ATTACHMENTS - FIVE TOTAL PAGES

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): Richard W. Schwenget Date: 12/18/98
Christine E. Schwenget Date: 12-18-98

State of ~~Idaho~~ Wisconsin)
County of Waukesha) SS.

Subscribed and sworn (or affirmed) before me this 18th day
of December 19 98 Deanna M. Klaczynski
Notary Public

Seal

Residing at 3985 S. 99 St., Greenfield, WI 53228

My Commission Expires June 3, 2001

AJ0749NP
No. A75-10053

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

DATE: 03/03/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	SALMON RIVER RANCHES LTD CO 250 N SUMMIT MOORS DR OCONOMOWOC WI 53066 (414) 965-3524	10/13/1967	IRRIGATION	04-01 10-15	3.50 CFS	
TOTAL DIVERSION:					3.50 CFS	
CONSUMPTIVE USE:						545.00 AFA

Water Source: MC KIM CREEK

Tributary to: SALMON RIVER

Stage: BENEFICIAL USE

Point(s) of Diversion: T17N R21E S16 SWNE
S17 NWSE
LEMHI County
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		
17N	21E	8	:					:					:					:	10		09	41	:	60.0
17N	21E	9	:					:					:		09			:					:	9.0
17N	21E	17	:	35		41	04	:				10	:	28	06		25	:					:	149.0
																						TOTAL ACRES		218.0

POU County: LEMHI

Non-Irrigation Uses: NONE

Other Rights: NONE

Remarks: GEN CHANGED OWNERSHIP 12/18/96/EC/JT
CHANGED OWNERSHIP 2-10-98/JH
CHANGED OWNERSHIP PER REQUEST/JH/3-3-99

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

AJ0749NP
No. A75-10053

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

DATE: 02/10/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	RICHARD W SCHOWENGERDT	10/13/1967	IRRIGATION	04-01 10-15	3.50 CFS	
C	CHRISTINE E SCHOWENGERDT 250 N SUMMIT MOORS DR OCONOMOWOC WI 53066 (414) 549-6938					
TOTAL DIVERSION:					3.50 CFS	
CONSUMPTIVE USE:						545.00 AFA

Water Source: MC KIM CREEK

Tributary to: SALMON RIVER

Stage: BENEFICIAL USE

Point(s) of Diversion: T17N R21E S16 SWNE
S17 NWSE

LEMHI County
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	21E	8	:															10		09	41	: 60.0
17N	21E	9	:																			: 9.0
17N	21E	17	:	35		41		04						10		28		06		25		: 149.0
TOTAL ACRES																				218.0		

POU County: LEMHI

Non-Irrigation Uses: NONE

Other Rights: NONE

Remarks: GEN CHANGED OWNERSHIP 12/18/96/EC/JT
CHANGED OWNERSHIP 2-10-98/JH

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
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Receipt No: E012092
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**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: DONOVAN HOCHSTETLER 208-359-2728
Address: 1919 S 5000 W
REXBURG ID 83440

2. Date of Priority: OCT 13, 1967

3. Source: MC KIM CREEK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
17N	21E	16	SW	NE			LEMHI
		17	NW	SE			LEMHI

5. Description of diverting works:
HEADGATES/DITCHES TO PIPE AND GRAVITY SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/15	3.500		

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

8. Total consumptive use is 545.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
17N	21E	8	NE	SE		IRR	10.0
			SW	SE		IRR	9.0
			SE	SE		IRR	41.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	60.0
		9	NW	SW	IRR	9.0
					Section Acres	9.0
		17	NE	NE	IRR	35.0
			NW	NE	IRR	41.0
			SW	NE	IRR	4.0
			SE	NW	IRR	10.0
			NE	SW	IRR	28.0
			NW	SW	IRR	6.0
			SE	SW	IRR	25.0
					Section Acres	149.0
					Total Acres	218.0

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:
NONE

14. Remarks:
CHANGED OWNERSHIP 12/18/96/EC/JT

15. Basis of Claim: BENEFICIAL USE

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: A75-10053
Date Received: 2/16/1990
Receipt No: E012092
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JEAN K WARNER
Address: 12 E MARKET STREET
BETHLEHEM PA 18016
2. Date of Priority: OCT 13, 1967
3. Source: MC KIM CREEK Trib. to: SALMON RIVER
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
17N	21E	16	SW	NE			LEMHI
		17	NW	SE			LEMHI

5. Description of diverting works:
HEADGATES/DITCHES TO PIPE AND GRAVITY SPRINKLER SYSTEM
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 04/01 | 10/15 | 3.500 | | |
7. Total Quantity Appropriated is:
3.500 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 545.0 Acre Feet Per Annum.
9. Non-irrigation uses:
NONE
10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
17N	21E	8	NE	SE		IRR	10.0
			SW	SE		IRR	9.0
			SE	SE		IRR	41.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
						Section Acres	60.0
		9	NW	SW		IRR	9.0
						Section Acres	9.0
		17	NE	NE		IRR	35.0
			NW	NE		IRR	41.0
			SW	NE		IRR	4.0
			SE	NW		IRR	10.0
			NE	SW		IRR	28.0
			NW	SW		IRR	6.0
			SE	SW		IRR	25.0
						Section Acres	149.0
						Total Acres	218.0

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:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

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: A75-10053
Date Received: 3/13/1990
Receipt No: E012092
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ARTHUR N. MACRATE 213-426-5915
Address: 3341 CHERRY AVE.
LONG BEACH, CA 90807

2. Date of Priority: OCT 13, 1967

3. Source: MC KIM CREEK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
17N	21E	16	SW	NE			LEMHI
		17	NW	SE			LEMHI

5. Description of diverting works:
HEADGATES/DITCHES TO PIPE AND GRAVITY SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/15	3.500		

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

8. Total consumptive use is 545.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
17N	21E	8	NE	SE		IRR	10.0
			SW	SE		IRR	9.0

A75-10053

Page 1

Date: 03/13/90

MICROFILMED
DEC 14 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
17N	21E	8	SE	SE		IRR	41.0
						Section Acres	60.0
		9	NW	SW		IRR	9.0
						Section Acres	9.0
		17	NE	NE		IRR	35.0
			NW	NE		IRR	41.0
			SW	NE		IRR	4.0
			SE	NW		IRR	10.0
			NE	SW		IRR	28.0
			NW	SW		IRR	6.0
			SE	SW		IRR	25.0
						Section Acres	149.0
						Total Acres	218.0

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:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

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: 39356

Ident. Number

A75-10053

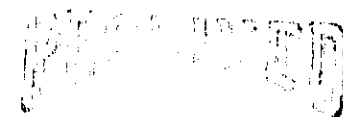
Date Received

2-16-90

Receipt Number

EO12091 EO12092

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW



FEB 17 1990

Department of Water Resources
Eastern District Office

Please type or print clearly

1. Name of Claimant (s) ARTHUR N. MACRATE JR Phone (213) 426-5915Mailing Address 3341 Cherry Ave., Long Beach, CA Zip 908072. Date of Priority (Only one (1) per claim) October 13, 19673. Source of water supply (a) McKim Creek
which is tributary to (b) Salmon River4. a. Location of existing point of diversion is: Township 17 N Range 21 E Section 16,SW 1/4 of NE 1/4 of 1/4, Govt. Lot, B.M., County of LemhiAdditional points of diversion if any: NW 1/4 SE 1/4 of Section 17, Township 17 N., Range 21 E., B.M.

b. If instream flow, beginning point of claimed instream flow is:

Township Range Section , 1/4 of 1/4 of 1/4,Govt. Lot B.M., County of ending point is: Township Range Section , 1/4 of 1/4 of 1/4, Govt. Lot B.M., County of 5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Headgate at diversion andapproximately 1 1/2 miles of transmission ditches to pipe and then to sprinkler powered
by gravity.

A7510053



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DEC 14 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from Apr 1 to Oct 15 amount 3.5 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 3.5 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
17N	21E	17	35	41	4					10	28	6		25					149
		8													10		9	41	60
		9										9							9

Total number of acres irrigated 218

11. In which county (ies) are lands listed above as place of use located? Lemhi

12. Do you own the property listed above as place of use? Yes XX No _____

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.

_____ or None (XX)

14. Remarks:

MICROFILMED

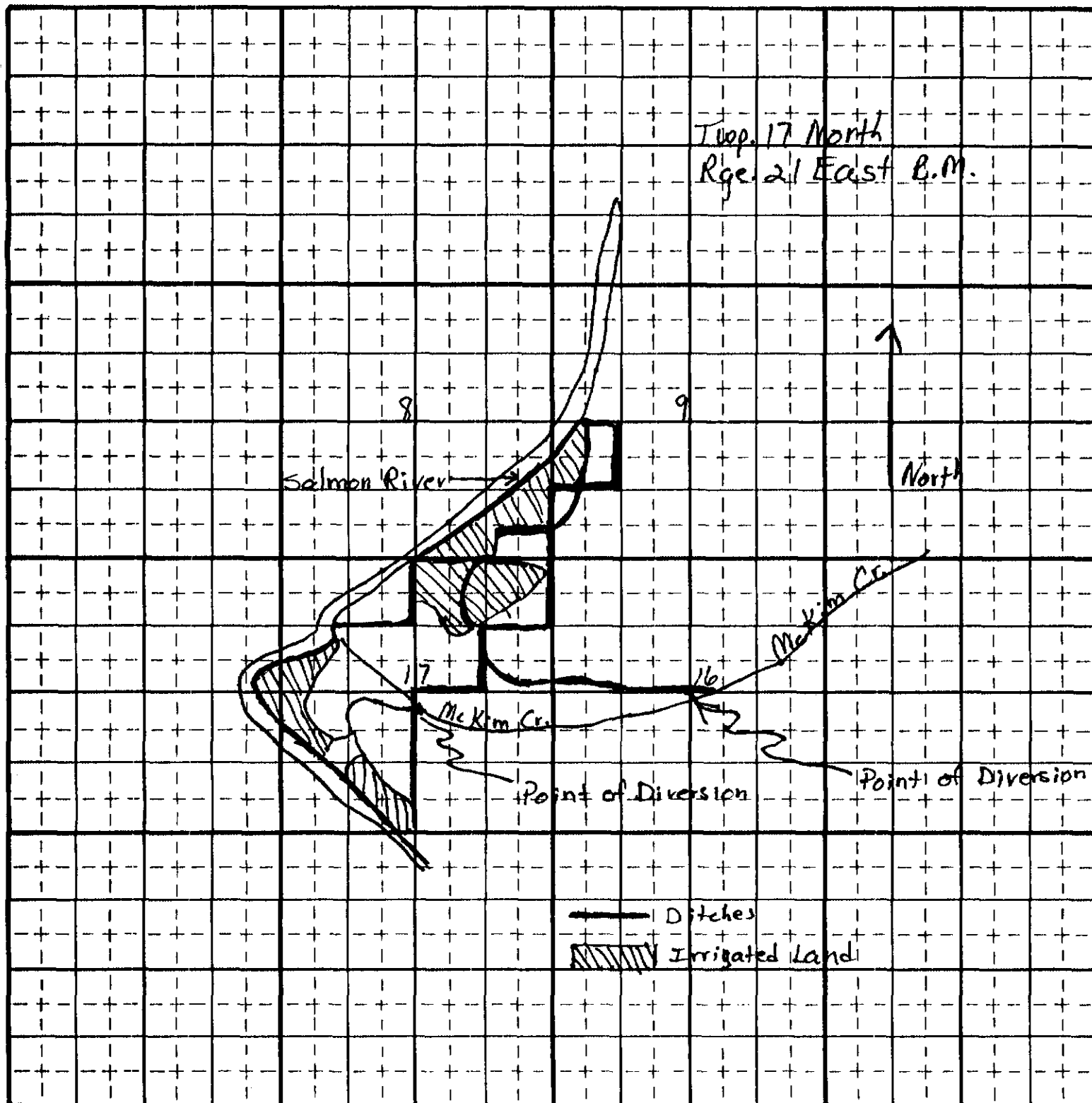
DEC 14 1992

Last Name Macrate Ident No. _____

Copies: White -State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile



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DEC 14 1992

Last Name Macrate Ident No.

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use XX Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs 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 XX wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments _____

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) *Jordan P. Smith*

Date Jan. 23, 1992

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

Title _____

of _____, that I have signed the foregoing

Organization _____

document in the space below as _____ of _____

Title _____

Organization _____

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____

Date _____

State of Idaho/or _____)
County of _____) SS.

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

SEAL

Notary Public _____

Residing at _____

My Commission Expires _____

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, Jordan P. Smith will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address 807 Main Street, Salmon, Ida 83467

Date _____

MICROFILMED
DEC 14 1992

Last Name Macrate Ident. Number _____

Copies White-State, Yellow-Claimant

STATE OF CALIFORNIA

COUNTY OF Los Angeles

} ss.

On this 24th day of January, in the year 1990,
before me, the undersigned, a Notary Public in and for said State, personally appeared
Arthur N. Macrate, Jr.

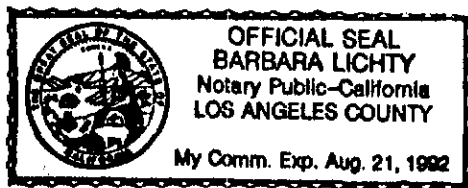
_____, personally known to me
(or proved to me on the basis of satisfactory evidence) to be the person whose name
is _____ subscribed to the within instrument, and acknowledged to me that he
executed it.

WITNESS my hand and official seal.

MICROFILMED

DEC 14 1992

Barbara Lichty
Notary Public in and for said State.



RECEIVED
JAN 07 1999
Department of Water Resources
Eastern Region

December 18, 1998

Ernest Carlsen
Idaho Department of Water Resources
Eastern Region
900 North Skyline Drive, Suite A
Idaho Falls, Idaho 83402

Dear Mr. Carlsen:

The enclosed Amendment has been prepared in accordance with your instructions to our attorney, James R. Bennetts of Challis, Idaho, dated May 25, 1998.

We believe the enclosed Affidavits support our Amendment. We also believe that we have located another individual who may be able to establish an earlier date. If these efforts are successful, we will advise you.

Very truly yours,

A handwritten signature in black ink, reading "Richard W. Schowengerdt". The signature is fluid and cursive, with a long horizontal line extending to the right.

Richard W. Schowengerdt
Christine E. Schowengerdt
250 North Summit Moors Drive
Oconomowoc, Wisconsin 53066

AFFIDAVIT
(Water Use)

STATE OF IDAHO)
 :ss
County of Custer)

My name is Bert Eugene King, and I was born on the 8
day of JUNE, 1926

During my childhood I lived on the Salmon River near the mouth of McKim Creek, between Ellis and Salmon, Idaho. Having spent my early years in that vicinity, I am very familiar with the ranch property known as the McKim Creek Ranch in Sections 8, 9 and 17, Township 17 North, Range 21 East, Boise Meridian, Lemhi County, Idaho. I understand that this property has recently been purchased by Richard and Christine Schowengerdt.

I can recall that the fields located both above the mouth of McKim Creek and below McKim Creek which are along the river and the highway were irrigated from ditches out of McKim Creek. The lands that are presently being sprinkler irrigated downstream (North) of the mouth of the creek were earlier irrigated by a ditch that was diverted from the creek in the vicinity of the present ranch house, and the lands above the mouth of the creek were irrigated by a ditch from the creek running back upriver (South). These lands were irrigated pretty much to the extent that they are presently being irrigated, and at my earliest recollection, the land being irrigated produced hay, grain and pasture. I can specifically recall helping my father and others with the construction of a fence along portions of the field, and I particularly recall the irrigated fields and ditches. I would say

that the water was being used beneficially to produce ranch crops back as early as I can remember.

From my memory, I can swear that these lands were irrigated at least as early as the spring growing season (May 15th) of 1932. However, based on conversations with family members and others, I suspect that the lands were irrigated for many years prior to the above date. I can also state that from my recollection of the appearance of the lands, fences and other improvements, the lands were irrigated previous to the date noted.

The above is true and accurate to the best of my recollection and belief.

Bert Eugene King
Bert Eugene King

STATE OF IDAHO)

ss:

County of Custer)

On this 15th day of July, 1998, before me, the undersigned, a Notary Public in and for said State, personally appeared BERT EUGENE KING, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same.

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

James D. Bennett
Notary Public for Idaho

Residing at Challis Idaho

My Commission Expires: 1-21-99

AFFIDAVIT
(Water Use)

STATE OF IDAHO)
 :SS
County of Lemhi)

My name is Elizabeth Hutchison, and I am 74 years of age.

I recall as a little girl going to visit the McKim Creek Ranch with my parents for various social events. This sticks out in my mind because the owners of the McKim Creek Ranch at that time were Justice and Zazyl Edwards who had a son my age. I was six years old at the time, which would set the date at 1930. I can distinctly remember that the fields labeled as the "north bench" in Figure 1 were used to grow hay and were flood irrigated. I can also recall that the fields labeled "south bench" on a bench above the Salmon River were flood irrigated. These lands are in Lemhi County, Idaho, Township 17 North, Range 21 East, Section 17.

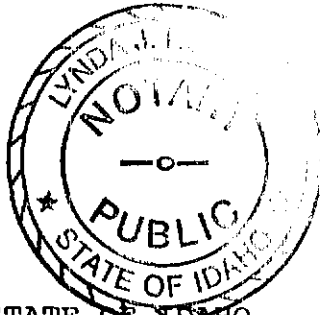
My husband (Elmer) and I purchased the McKim Creek Ranch in 1965. When we purchased the ranch the "south and north bench" hay fields were being irrigated via flood irrigation from McKim Creek from two diversion points (one in Section 16 and one in Section 17) as shown on Figure 1. These points were the same diversions used by Justice and Zazyl Edwards from my earlier description. I recall the need to quantify how much water we needed to irrigate and accordingly, we installed two cipoletti weirs to measure flow.

In approximately 1966, we converted the flood irrigation system to a sprinkling system using hand lines and wheel lines. The entire south bench area, north bench area and McKim Creek Valley floor were irrigated to grow hay and alfalfa during our tenure at the McKim Creek Ranch.

My recollection is that the fields being irrigated in 1930 had the appearance of having been in production for some time. I can also verify that some of the headgates, ditches, measuring devices and like structures in use during those earlier years are visible yet today.

A copy of Figure 1 is attached hereto and made a part hereof.

The above is true and accurate to the best of my recollection and belief.



Elizabeth Hutchison
Elizabeth Hutchison

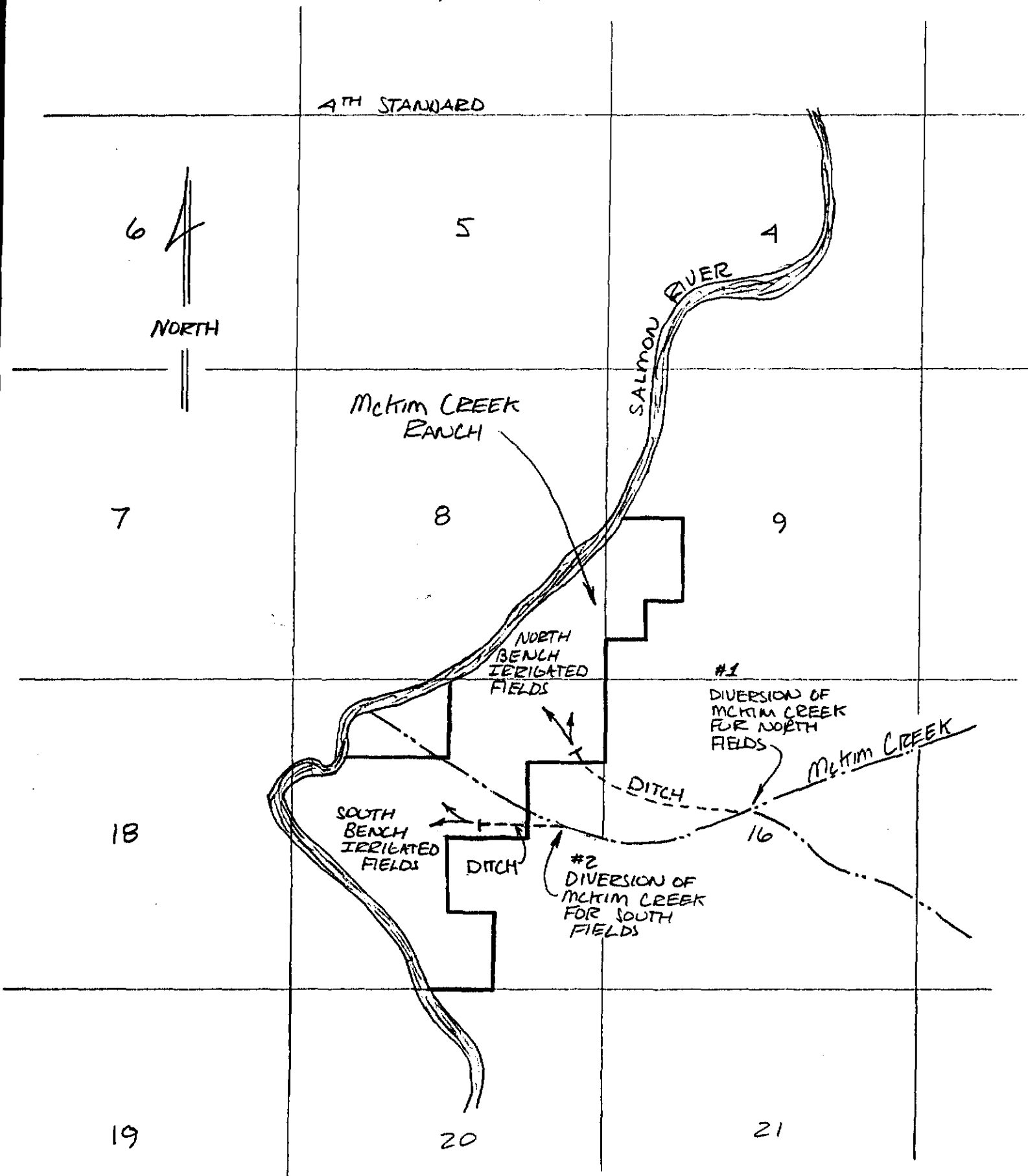
STATE OF IDAHO)
) SS:
County of ~~CUSTER~~ Lemhi)

On this 8th day of Dec., 1998, before me, the undersigned, a Notary Public in and for said State, personally appeared ELIZABETH HUTCHISON, known to me to be the person whose name is subscribed to the foregoing 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.

Lynda J. Hoggan
Notary Public for Idaho
Residing at Challis
My Commission Expires: 7/27/04

FIGURE #1 IRRIGATION
FEATURES AT THE MCKIM CREEK
RANCH





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

March 3, 1999

SALMON RIVER RANCHES LTD CO
250 N SUMMIT MOORS DR
OCONOMOWOC WI 53066

RE: NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP
NOTICE OF CLAIM TO A WATER RIGHT A75-10053

Dear Mr. & Mrs. Schowengerdt:

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
Jennifer Hoagland
Technical Records Specialist

Enclosure

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

DELOG JH 1-14-99
RECEIVED
DC 2-22-99
JAN 14 1999

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

Department of Water Resources
Eastern Region

DC 2/99

1. Water Right Number(s) A75-10053 *ATR*
Adjudication Claim Number(s) _____
2. The following **REQUIRED** information must be submitted with this form.
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) RICHARD W AND/OR CHRISTINE E SCHOWENGERDT
250 N SUMMIT MOORS DR, OCONOMOWOC, WI 53066
4. New Owner/Claimant(s) SALMON RIVER RANCHES LTD CO
Name connector (Check one): ☐ AND, ☐ OR, ☐ AND/OR
New Mailing Address 250 N SUMMIT MOORS DR
City, State and ZIP Code OCONOMOWOC WI 53066
New Telephone Number (414) 965 -3524
5. Date you acquired the property 11/25/98
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
Number of acres actually irrigated _____ Number and type of stock _____
Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner/Claimant(s) *Christine E. Schowengerdt* Date 1/5/99
Christine E. Schowengerdt Date 1/5/99
8. (Corporations or other organizations must submit list of directors/officers demonstrating authority to sign form.)
For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

QUITCLAIM DEED

Remitted to 229032
Recorded
12/14/98

FOR VALUE RECEIVED, RICHARD W. SCHOWENGERDT and CHRISTINE E. SCHOWENGERDT, the Grantors, do hereby convey, release, remise and forever quitclaim unto SALMON RIVER RANCHES, LTD. CO., an Idaho Limited Liability Company, whose current address is 250 North Summit Moors Drive, Oconomowoc, Wisconsin 53066, the following described premises, to-wit:

All of our interest in the land described in attached Exhibit "A".

Together with all appurtenances.

DATED: 25 day of Nov, 1998.

RS
Richard W. Schowengerdt

RS
Christine E. Schowengerdt

STATE OF WISCONSIN)
 : ss.
County of Waukesha)

On this 25 day of Nov, 1998, before me, the undersigned, a Notary Public in and for said State, personally appeared RICHARD W. SCHOWENGERDT and CHRISTINE E. SCHOWENGERDT, husband and wife, known to me to be the persons whose names are subscribed to the foregoing instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.

RS
Notary Public for Wisconsin
Residing at:
My Commission Expires:

EXHIBIT "A"

The land described in this exhibit is situated in the State of Idaho, County of Lemhi and is described as follows:

A PARCEL OF LAND LOCATED IN LOTS FOUR (4), FIVE (5) AND SIX (6) OF SECTION EIGHT (8); THE NW1/4SW1/4SW1/4 AND LOT FIVE (5) OF SECTION NINE (9); TRACT 37 OF LOT 10, AND THE W1/2SW1/4SE1/4 AND NE1/4NE1/4; THE SW1/4NE1/4; THE SE1/4NW1/4; AND LOTS ONE (1), FOUR (4), FIVE (5), SIX (6) AND NINE (9) OF SECTION SEVENTEEN (17), ALL IN TOWNSHIP SEVENTEEN (17) NORTH, RANGE TWENTY-ONE (21) EAST, BOISE MERIDIAN, LEMHI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

A PARCEL OF LAND ON THE EAST SIDE OF U.S. HIGHWAY NO. 93 LOCATED IN SECTIONS 8, 9, AND 17, T. 17 N., R. 21 E., B.M., LEMHI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTH QUARTER CORNER OF SAID SECTION 17 AND BEING THE REAL POINT OF BEGINNING:

THENCE N. 89 DEGREES 50' 43" E., 659.11 FEET ALONG THE SECTION LINE;

THENCE N. 00 DEGREES 05' 09" W., 1320.09 FEET;

THENCE S. 89 DEGREES 45' 16" W., 661.84 FEET;

THENCE N. 00 DEGREES 12' 15" W., 1319.84 FEET TO THE CENTER OF SECTION 17;

THENCE N. 89 DEGREES 42' 47" E., 1329.14 FEET;

THENCE N. 00 DEGREES 03' 19" W., 1329.59 FEET;

THENCE N. 89 DEGREES 51' 24" E., 1318.00 FEET;

THENCE N. 00 DEGREES 03' 14" W., 1320.42 FEET TO THE NORTHEAST CORNER OF SAID SECTION 17;

THENCE N. 00 DEGREES 04' 38" W., 660.19 FEET;

THENCE S. 89 DEGREES 40' 44" E., 658.90 FEET;

THENCE N. 00 DEGREES 04' 56" W., 660.17 FEET;

THENCE S. 89 DEGREES 40' 37" E., 658.85 FEET;

THENCE N. 00 DEGREES 05' 13" W., 1320.29 FEET;

THENCE N. 89 DEGREES 40' 23" W., 1026.11 FEET TO A POINT ON THE EASTERLY RIGHT-OF-WAY OF U.S. HIGHWAY NO. 93;

THENCE THE FOLLOWING COURSES AND-DISTANCES ALONG THE EASTERLY RIGHT-OF-WAY OF U.S. HIGHWAY NO. 93;

EXHIBIT "A", continued

A DISTANCE OF 455.35 FEET ALONG A CURVE TO THE RIGHT HAVING A RADIAL OF N. 53 DEGREES 56' 06" W. 3641.32 FEET AND A CENTRAL ANGLE OF 7 DEGREES 09' 53";

S. 43 DEGREES 13' 49" W., 2715.00 FEET;

S. 46 DEGREES 46' 11" E., 20.00 FEET;

A DISTANCE OF 775.01 FEET ALONG A CURVE TO THE RIGHT HAVING A RADIAL OF N. 46 DEGREES 46' 11" W., 1492.50 FEET AND A CENTRAL ANGLE OF 29 DEGREES 45' 07";

S. 72 DEGREES 58' 56" W., 150.01 FEET TO A POINT ON THE EAST BOUNDARY OF U.S. GOVERNMENT LOT 10;

THENCE S. 00 DEGREES 04' 45" W., 1175.75 FEET ALONG SAID EAST BOUNDARY OF U.S. GOVERNMENT LOT 10;

THENCE S. 89 DEGREES 28' 47" W., 1410.99 FEET TO A POINT ON TRACT 37;

THENCE THE FOLLOWING COURSES AND DISTANCES ALONG TRACT 37:

N. 07 DEGREES 48' 56" W., 110.17 FEET;

N. 58 DEGREES 05' 51" W., 62.20 FEET;

N. 82 DEGREES 44' 13" W., 97.13 FEET;

S. 14 DEGREES 33' 02" W., 161.38 FEET TO A POINT ON THE NORTH BOUNDARY OF U.S. GOVERNMENT LOT 4;

THENCE S. 89 DEGREES 28' 47" W., 56.91 FEET ALONG SAID NORTH BOUNDARY TO A POINT ON THE ORIGINAL GOVERNMENT MEANDER LINE;

THENCE THE FOLLOWING COURSES AND DISTANCES ALONG SAID MEANDER LINE: S. 20 DEGREES 15' 00" W., 355.08 FEET;

S. 72 DEGREES 34' 00" W., 76.64 FEET TO A POINT ON THE EASTERLY RIGHT-OF-WAY OF U.S. HIGHWAY NO. 93;

THENCE THE FOLLOWING COURSES AND DISTANCES ALONG SAID RIGHT-OF-WAY:

S. 16 DEGREES 44' 05" W., 601.61 FEET;

A DISTANCE OF 767.05 FEET ALONG A CURVE TO THE LEFT HAVING A RADIAL OF S. 74 DEGREES 15' 55" E., 758.60 FEET AND A CENTRAL ANGLE OF 57 DEGREES 56' 02";

S. 47 DEGREES 48' 04" W., 20.00 FEET;

S. 42 DEGREES 09' 53" E., 1732.17 FEET;

EXHIBIT "A", continued

A DISTANCE OF 453.29 FEET ALONG A CURVE TO THE RIGHT HAVING A RADIAL OF S. 47 DEGREES 50' 07" W., 1364.17 FEET AND A CENTRAL ANGLE OF 19 DEGREES 02' 18";

S. 23 DEGREES 07' 35" E., 685.44 FEET;

THENCE N. 89 DEGREES 53' 52" E., 210.15 FEET TO THE REAL POINT OF BEGINNING.

ALSO INCLUDING:

A PARCEL OF LAND WEST OF U.S. HIGHWAY NO. 93 LOCATED IN U.S. GOVERNMENT LOTS 4 AND 6, SECTION 17, T. 17 N., R. 21 E., B.M., LEMHI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTH QUARTER CORNER OF SAID SECTION 17, A DISTANCE OF 3883.88 FEET ON A BEARING OF N. 43 DEGREES 20' 36" W., TO THE SOUTH MEANDER CORNER ON THE SECTION LINE BETWEEN SECTIONS 17 AND 18 ON THE EAST BANK OF THE SALMON RIVER AND BEING THE REAL POINT OF BEGINNING.

THENCE N. 00 DEGREES 07' 56" W., 702.12 FEET ALONG THE WEST BOUNDARY OF SAID SECTION 17 TO THE NORTH MEANDER CORNER;

THENCE THE FOLLOWING COURSES AND DISTANCES ALONG THE MEANDER LINE OF THE SALMON RIVER:

S. 88 DEGREES 34' 00" E., 172.92 FEET;

N. 85 DEGREES 14' 00" E., 506.17 FEET TO A POINT ON THE WESTERLY RIGHT-OF-WAY OF U.S. HIGHWAY NO. 93;

THENCE THE FOLLOWING COURSES AND DISTANCES ALONG SAID WESTERLY RIGHT-OF-WAY:

S. 15 DEGREES 44' 05" W., 534.80 FEET;

A DISTANCE OF 868.16 FEET ALONG A CURVE TO THE LEFT HAVING A RADIAL OF S. 74 DEGREES 15' 55" E., 868.80 FEET AND A CENTRAL ANGLE OF 57 DEGREES 56' 02";

THENCE S. 47 DEGREES 48' 04" W., 61.14 FEET TO A POINT ON THE MEANDER LINE OF THE SALMON RIVER;

THENCE THE FOLLOWING COURSES AND DISTANCES ALONG THE SALMON RIVER:

N. 50 DEGREES 15' 41" W., 541.29 FEET;

N. 46 DEGREES 29' 58" W., 227.31 FEET;

N. 37 DEGREES 33' 02" W., 156.18 FEET TO THE REAL POINT OF BEGINNING.

JAMES R. BENNETTS

ATTORNEY AT LAW

P.O. Box 36

CHALLIS, IDAHO 83226-0036

TELEPHONE
(208) 879-4488

FAX
(208) 879-4248

January 13, 1999

RECEIVED
JAN 14 1999
Department of Water Resources
Eastern Region

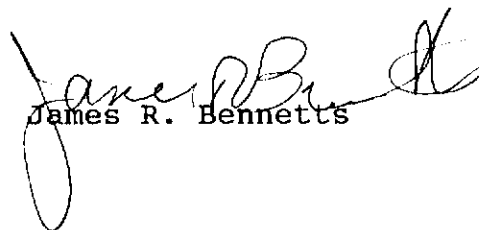
State of Idaho
Department of Water Resources
900 North Skyline Dr. Suite A
Idaho Falls, Idaho 83402-1718

RE: Schowengerdt - Salmon River Ranches Ltd Co

Dear Sirs:

Enclosed is the Notice of Change of Water Right Ownership on the
above.

Very truly yours,


James R. Bennetts

JRB:k
Enclosures



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

May 26, 1998

JAMES R BENNETTS
PO BOX 36
CHALLIS ID 83226-0036

RE: AMENDING NOTICE OF CLAIM A75-10053

Dear Mr. Bennetts:

Your letter to Frank Hitchcock, dated April 2, 1998, was forwarded to this office with a request to assist you with amending A75-10053.

There are no special instructions for amending a claim. However, the process is quite simple. Enclosed is a printout of Notice A75-10053 as presently recorded with the Idaho Department of Water Resources. To amend the claim your client needs to line through the incorrect items, write down the corrected information, initial and date the change, sign the amended claim in the presence of a notary, and return it to this office. Affidavits and supporting documentation should accompany the amended claim.

Respectfully submitted,

Ernest Carlsen *JH*
Ernest Carlsen
Adjudication Unit Supervisor

Enclosures

JAMES R. BENNETTS

ATTORNEY AT LAW

P.O. Box 36

CHALLIS, IDAHO 83226-0036

TELEPHONE
(208) 879-4488

FAX
(208) 879-4248

April 2, 1998

FILED

APR 06 1998

Department of Water Resources
Southern Region

Frank Hitchcock
State of Idaho
Department of Water Resources
1341 Fillmore Street, Suite 200
Twin Falls, Idaho 83301-3380

RE: Water Right No. A75-10053

Dear Frank:

I'd like to amend the filing on the above claim (in Lemhi County). A client has recently purchased the property, and we now have individuals who can verify priority dates prior to those claimed on the original filing.

If I need special instructions on how to file this, have someone lead me by the hand.

Very truly yours,


James R. Bennetts

JRB:k

RECEIVED

APR 09 1998

Department of Water Resources
Eastern Region



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

February 10, 1998

RICHARD & CHRISTINE SCHOWENGERDT
250 N SUMMIT MOORS DR
OCONOMOWOC WI 53066

RE: CHANGE IN OWNERSHIP FOR A75-10053

Dear Mr. Schowengerdt:

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

JAN 26 1998

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Department of the Navy
SHIP *Continued*

RECEIVED

JAN 27 1998

**Department of Water Resources
Eastern Region**

- AND

- OR**

- 1919 S 5000 W, Rexburg ID 83440

- Name Connector (Check one): ☐ and, ☐ or, ☒ and/or

250 North Summit Moors Dr

Oconomowoc, WI 53066

(414) 549-6938

- Diversion rate in CFS Number of homes Other uses

✓ Richard W. Schwenkerdt
X Andrew Schwenkerdt

(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)

8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

WARRANTY DEED

FOR VALUE RECEIVED, DONAVAN HOCHSTETLER and PAULA HOCHSTETLER, husband and wife, Grantors, do hereby Grant, Bargain, Sell and Convey unto RICHARD W. SCHOWENGERDT and CHRISTINE E. SCHOWENGERDT, husband and wife, the Grantees, whose address is 250 North Summit Moors Dr., Oconomowoc, Wisconsin 53066, all of Grantors' interest, in and to the following described premises, in Lemhi County, Idaho, to-wit:

See attached Exhibit "A"

Together with all appurtenances and appurtenant water rights without warranty.

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto the said Grantees, their executors, administrators 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 encumbrances save and excepting therefrom all covenants, conditions and restrictions of record and all easements of sight and of record as recorded in the records of Lemhi County, Idaho, and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: 10-7-97

Donavan Hochstetler
Donavan Hochstetler

Paula Hochstetler
Paula Hochstetler

STATE OF Idaho)
: ss.

STATE OF IDAHO, COUNTY OF LEMHI
I hereby certify that this instru-

EXHIBIT "A"

A PARCEL OF LAND LOCATED IN LOTS FOUR (4), FIVE (5) AND SIX (6) OF SECTION EIGHT (8); THE NW1/4SW1/4SW1/4 AND LOT FIVE (5) OF SECTION NINE (9); TRACT 37 OF LOT 10, AND THE W1/2SW1/4SE1/4 AND NE1/4NE1/4; THE SW1/4NE1/4; THE SE1/4NW1/4; AND LOTS ONE (1), FOUR (4), FIVE (5), SIX (6) AND NINE (9) OF SECTION SEVENTEEN (17), ALL IN TOWNSHIP SEVENTEEN (17) NORTH, RANGE TWENTY-ONE (21) EAST, BOISE MERIDIAN, LEMHI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

A PARCEL OF LAND ON THE EAST SIDE OF U.S. HIGHWAY NO. 93 LOCATED IN SECTIONS 8, 9, AND 17, T. 17 N., R. 21 E., B.M., LEMHI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTH QUARTER CORNER OF SAID SECTION 17 AND BEING THE REAL POINT OF BEGINNING:
THENCE N. 89 DEGREES 50' 43" E., 659.11 FEET ALONG THE SECTION LINE;

THENCE N. 00 DEGREES 05' 09" W., 1320.89 FEET;

THENCE S. 89 DEGREES 45' 16" W., 661.84 FEET;

THENCE N. 00 DEGREES 12' 15" W., 1319.84 FEET TO THE CENTER OF SECTION 17;

THENCE N. 89 DEGREES 42' 47" E., 1329.14 FEET;

THENCE N. 00 DEGREES 03' 19" W., 1329.59 FEET;

THENCE N. 89 DEGREES 51' 24" E., 1318.00 FEET;

THENCE N. 00 DEGREES 03' 14" W., 1320.42 FEET TO THE NORTHEAST CORNER OF SAID SECTION 17;

THENCE N. 00 DEGREES 04' 38" W., 660.19 FEET;

THENCE S. 89 DEGREES 48' 44" E., 658.90 FEET;

THENCE N. 00 DEGREES 04' 56" W., 660.17 FEET;

THENCE S. 89 DEGREES 48' 37" E., 658.85 FEET;

THENCE N. 00 DEGREES 05' 13" W., 1320.29 FEET;

THENCE N. 89 DEGREES 48' 23" W., 1026.11 FEET TO A POINT ON THE EASTERLY RIGHT-OF-WAY OF U.S. HIGHWAY NO. 93;

THENCE THE FOLLOWING COURSES AND DISTANCES ALONG THE EASTERLY RIGHT-OF-WAY OF U.S. HIGHWAY NO. 93;

A DISTANCE OF 455.35 FEET ALONG A CURVE TO THE RIGHT HAVING A RADIAL OF N. 53 DEGREES 56' 05" W. 3641.32 FEET AND A CENTRAL ANGLE OF 7 DEGREES 09' 53";

S. 43 DEGREES 13' 49" W., 2715.00 FEET;

S. 46 DEGREES 46' 11" E., 20.00 FEET;

A DISTANCE OF 775.01 FEET ALONG A CURVE TO THE RIGHT HAVING A RADIAL OF N. 46 DEGREES 46' 11" W., 1492.50 FEET AND A CENTRAL ANGLE OF 29 DEGREES 45' 07";

S. 72 DEGREES 58' 56" W., 150.01 FEET TO A POINT ON THE EAST BOUNDARY OF U.S. GOVERNMENT LOT 10;

THENCE S. 00 DEGREES 04' 45" W., 1175.75 FEET ALONG SAID EAST BOUNDARY OF U.S. GOVERNMENT LOT 10;

THENCE S. 89 DEGREES 28' 47" W., 1410.99 FEET TO A POINT ON TRACT 37;

THENCE THE FOLLOWING COURSES AND DISTANCES ALONG TRACT 37:

N. 07 DEGREES 48' 56" W., 110.17 FEET;

N. 58 DEGREES 05' 51" W., 62.28 FEET;

N. 82 DEGREES 44' 13" W., 97.13 FEET;

S. 14 DEGREES 33' 02" W., 161.38 FEET TO A POINT ON THE NORTH BOUNDARY OF U.S. GOVERNMENT LOT 4;

THENCE S. 89 DEGREES 28' 47" W., 56.91 FEET ALONG SAID NORTH BOUNDARY TO A POINT ON THE ORIGINAL GOVERNMENT MEANDER LINE;

THENCE THE FOLLOWING COURSES AND DISTANCES ALONG SAID MEANDER LINE: S. 20 DEGREES 15' 00" W., 355.08 FEET;

S. 72 DEGREES 34' 00" W., 75.64 FEET TO A POINT ON THE EASTERLY RIGHT-OF-WAY OF U.S. HIGHWAY NO. 93;

THENCE THE FOLLOWING COURSES AND DISTANCES ALONG SAID RIGHT-OF-WAY:

S. 15 DEGREES 44' 05" W., 601.61 FEET;

A DISTANCE OF 767.05 FEET ALONG A CURVE TO THE LEFT HAVING A RADIAL OF S. 74 DEGREES 15' 55" E., 758.60 FEET AND A CENTRAL ANGLE OF 57 DEGREES 56' 02";

S. 47 DEGREES 48' 04" W., 20.00 FEET;

S. 42 DEGREES 09' 53" E., 1732.17 FEET;

A DISTANCE OF 453.29 FEET ALONG A CURVE TO THE RIGHT HAVING A RADIAL OF S. 47 DEGREES 50' 07" W., 1364.17 FEET AND A CENTRAL ANGLE OF 19 DEGREES 02' 18";

S. 23 DEGREES 07' 35" E., 685.44 FEET;

THENCE N. 89 DEGREES 53' 52" E., 210.15 FEET TO THE REAL POINT OF BEGINNING.

ALSO INCLUDING:

A PARCEL OF LAND WEST OF U.S. HIGHWAY NO. 93 LOCATED IN U.S. GOVERNMENT LOTS 4 AND 6, SECTION 17, T. 17 N., R. 21 E., B.M., LEMHI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTH QUARTER CORNER OF SAID SECTION 17, A DISTANCE OF 3883.88 FEET ON A BEARING OF N. 43 DEGREES 20' 36" W., TO THE SOUTH MEANDER CORNER ON THE SECTION LINE BETWEEN SECTIONS 17 AND 18 ON THE EAST BANK OF THE SALMON RIVER AND BEING THE REAL POINT OF BEGINNING.

THENCE N. 00 DEGREES 07' 55" W., 702.12 FEET ALONG THE WEST
BOUNDARY OF SAID SECTION 17 TO THE NORTH MEANDER CORNER;
THENCE THE FOLLOWING COURSES AND DISTANCES ALONG THE MEANDER
LINE OF THE SALMON RIVER:

S. 88 DEGREES 34' 00" E., 172.92 FEET;

N. 85 DEGREES 14' 00" E., 506.17 FEET TO A POINT ON THE
WESTERLY RIGHT-OF-WAY OF U.S. HIGHWAY NO. 93;

THENCE THE FOLLOWING COURSES AND DISTANCES ALONG SAID WESTERLY
RIGHT-OF-WAY:

S. 15 DEGREES 44' 05" W., 534.80 FEET;

A DISTANCE OF 868.16 FEET ALONG A CURVE TO THE LEFT HAVING A
RADIAL OF S. 74 DEGREES 15' 55" E., 858.60 FEET AND A CENTRAL
ANGLE OF 57 DEGREES 56' 02";

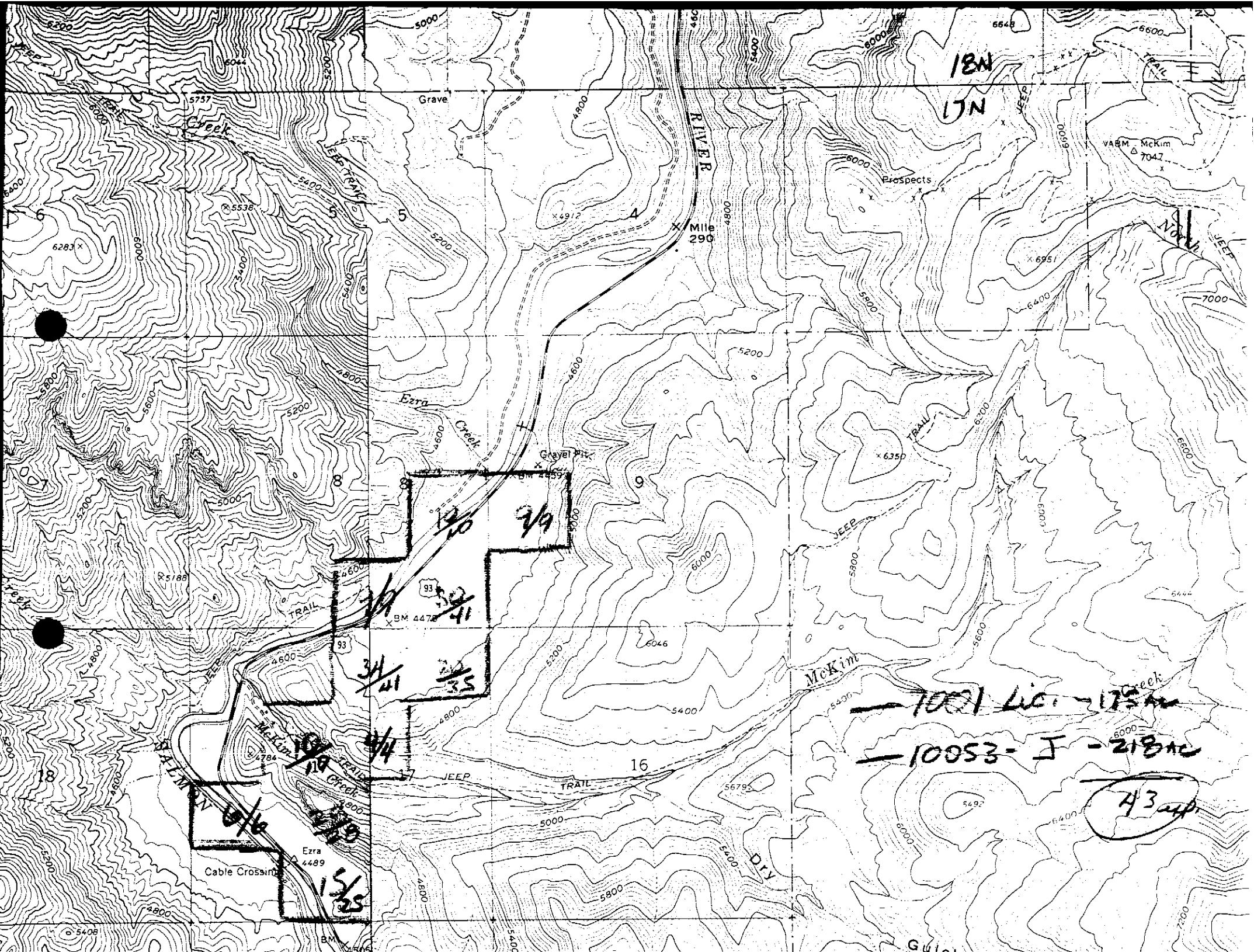
THENCE S. 47 DEGREES 48' 04" W., 61.14 FEET TO A POINT ON THE
MEANDER LINE OF THE SALMON RIVER;

THENCE THE FOLLOWING COURSES AND DISTANCES ALONG THE SALMON
RIVER:

N. 50 DEGREES 15' 41" W., 541.29 FEET;

N. 46 DEGREES 29' 58" W., 227.31 FEET;

N. 37 DEGREES 33' 02" W., 155.18 FEET TO THE REAL POINT OF
BEGINNING.





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

DECEMBER 18, 1996

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

DONOVAN HOCHSTETLER
1919 S 5000 W
REXBURG ID 83440

RE: CHANGE IN OWNERSHIP FOR A75-10053

Dear Mr. Hochstetler:

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 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,


Jo Thompson
Adjudication Secretary

Enclosure: Notice of Claim

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

OKAY EMC
18 Dec 96.
RECEIVED
DEC 17 1996
Department of Water
Eastern District Office

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right Number(s) _____
Adjudication Claim Number(s) A75-10053
2. The following REQUIRED information must be submitted with this form.
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) ARTHUR LILLIAN MACRATE FAMILY TRUST BY ARTHUR N. MACRATE + LILLIAN E MACRATE TRUSTEES
3341 CHERRY AVE LONG BEACH CA 90807
4. New Owner/Claimant(s) DONOVAN / PAULA HOCHSTETLER
Name connector (Check one): ☐ AND ☐ OR ☐ AND/OR
New Mailing Address 1919 S 5000 W
City, State and ZIP Code REXBURG ID 83440
New Telephone Number (208) 359-2728
5. Date you acquired the property _____
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
Number of acres actually irrigated _____ Number and type of stock _____
Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner/Claimant(s) Donovan Hochstetler Date 12-15-96
Paula Hochstetler Date 12-15-96
8. For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

WARRANTY DEED

FOR VALUE RECEIVED, ARTHUR N. MACRATE, JR. AND LILLIAN MACRATE, AS TRUSTEES OF THE ARTHUR AND LILLIAN MACRATE FAMILY TRUST DATED FEBRUARY 16, 1990, the Grantors, do hereby grant, bargain, sell and convey unto DONAVAN HOCHSTETLER and PAULA HOCHSTETLER, husband and wife, of 2950 S. 7000 W., Rexburg, ID 83440, the Grantees, the following described premises in Lemhi County, Idaho, to-wit:

LOTS FOUR (4), FIVE (5) AND SIX (6) OF SECTION EIGHT (8); LOT FIVE (5) OF SECTION NINE (9); THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER (NE1/4NE1/4); THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER (SW1/4NE1/4); THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER (SE1/4NW1/4); AND LOTS ONE (1), FOUR (4), FIVE (5), SIX (6) AND NINE (9) OF SECTION SEVENTEEN (17), ALL IN TOWNSHIP SEVENTEEN (17) NORTH, RANGE TWENTY-ONE (21) EAST, BOISE MERIDIAN, LESS ANY PROPERTY HERETOFORE DEEDED TO THE STATE OF IDAHO; AND

RECEIVED
DEC 11 1996
Department of Water Resources
Eastern District Office

T. 17 N., R. 21 E., BOISE MERIDIAN

SECTION NINE (9): NW1/4SW1/4SW1/4; SECTION 17:
TRACT 37 OF LOT 10, AND W1/2SW1/4SE1/4.

Said premises are conveyed to Grantees "in gross" and not by the acre. Grantors make no warranty as to the acreage contained within said premises, nor to the accuracy of the location of fencelines on boundaries.

SUBJECT TO:

1. Easement to Idaho Power Company, a corporation, for powerlines and incidental purposes, recorded January 4, 1968 as Instrument No. 107757, records of Lemhi County, Idaho.
2. Easement to Idaho Power Company, a corporation, for powerlines and incidental purposes, recorded January 4, 1968 as Instrument No. 107758, records of Lemhi County, Idaho.
3. Easement to the United States of America, for road construction and maintenance, recorded October 15, 1969 as Instrument No. 112829, records of Lemhi County, Idaho.

4. Easement to Idaho Power Company, a corporation, for underground powerlines and incidental purposes, recorded March 29, 1995 as Instrument No. 225719, records of Lemhi County, Idaho.

5. The right, title and interest of the public in and to those portions of the above described premises falling within the bounds of roads or highways, dedicated and or otherwise used by the public, and subject to all easements and restrictions attendant and pertinent to said highways.

6. Any adverse claim based on the assertion that some portion of said land is unsurveyed lands of the United States.

7. Any adverse claim based on the assertion that some portion of said land is now, or at any time has been within the boundaries of Salmon River or by reason of the fact or claim that any portion or portions thereof have been rendered un-navigable by artificial means, or has accreted to such portions so created.

8. Survey recorded November 25, 1992 as Instrument No. 217096 in Book 6 of Surveys at Page No. 52.

9. The effect and restrictions contained in that Patent recorded April 9, 1981 as Instrument No. 156889, records of Lemhi County, Idaho.

TO HAVE AND TO HOLD the said premises, with their appurtenances ^{INCLUDING ALL WATER RIGHTS} 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 encumbrances and that they will warrant and defend the same from all lawful claims whatsoever.

DATED: 5/22, 1996.

ARTHUR AND LILLIAN MACRATE FAMILY
TRUST DATED FEBRUARY 16, 1990

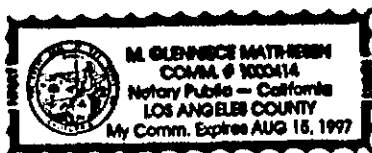
By Arthur N. Macrate, Jr. Lillian Macrate
Arthur N. Macrate, Jr. Lillian Macrate, Trustee
Trustee

STATE OF CALIFORNIA)

County of Los Angeles) SS

On this 22 day of May, 1996, before me, the undersigned, a Notary Public in and for said State, personally appeared ARTHUR N. MACRATE, JR. and LILLIAN MACRATE, Trustees of the ARTHUR AND LILLIAN MACRATE FAMILY TRUST DATED FEBRUARY 16, 1990, known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

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



M. Glenice Mathiesen
Notary Public for California
Residing at Long Beach, Ca
Commission: Aug. 18, 1997

13-782	500 SHEETS FILLER	5 SQUARE
42-381	50 SHEETS EYE-EASE	5 SQUARE
42-382	100 SHEETS EYE-EASE	5 SQUARE
42-383	200 SHEETS EYE-EASE	5 SQUARE
42-382	100 RECYCLED WHITE	5 SQUARE
42-389	200 RECYCLED WHITE	5 SQUARE

Sept
Return
to N

Sept 26
Returned
to WCC
Hoch

Returned
to VCC to
Hochstetler

Warner.

Macrate trust

Information sent by Zande Hill of
Way Out West Realty.

- Have address for Hochstetler, but no telephone number. 356-3633 - Law Office

359-2728 - Home

Greg Mosler - Attorney -

-Left message for Donovan Hochstetler to call me about
memoria Creek Ranch.

1917 W 5000 S.

SEPTEMBER 24, 1996

DONAVAN HOCHSTETLER
2950 S 7000 W
REXBURG ID 83440

1977 S 5000 W

RE: CHANGE IN OWNERSHIP FOR A75-10669, -10671, -10672
-10673, -10674, -04351, -04352, -04353, -04356
-04357, -07001, -10053, -10666, -10667 -10668

Dear Mr. Hochstetler:

Enclosed are the documents submitted by the "Way Out West Realty" company on your behalf. The Department is unable to make any changes on the water rights listed on the "Change in Ownership" form at this time because according to your Warranty Deed, there are no water rights appurtenant to the property in question.

I have enclosed printouts of the listed rights, both on the Adjudication side and the Water Rights side. As you can see, they are in a different township. The only one that comes close is 75-07001 (same as A75-10053). However, the current owner for this water right is Jean Warner.

If you have any questions, please call and ask for either me or Ernie Carlsen at 208 525-7161. (Way Out Realty sent these documents to the Southern Region originally; they should have been sent to us).

Respectfully,

Jo Thompson
Adjudication Secretary (Eastern Region - Idaho Falls)



WAY OUT WEST REALTY

Residential • Agricultural • Recreational • Commercial

Highway 93 & Main Street

P.O. Box 730

Challis, Idaho 83226

(208) 879-2211 or (208) 879-2270

FAX (208) 879-5258

RECEIVED

OCT 11 1996

Department of Water Resources
Eastern District Office

10-10-96

Mr. Ernie Carlsen,

There is some confusion on these water rights and we need your help. This property has been continuously irrigated since I moved here in 1981. It has had different people lease it. The wheel lines are so old no one can identify them. The new buyer Hochstetler is not familiar with water rights but he will co-operate in any way to get these rights in order. Our office will do anything we can to facilitate.

Very Sincerely Yours,

Sande K. Hill



Sande K. Hill
Broker/Owner GRI

c c c c c c c

TRANSMITTAL COVER SHEET

OMNIFAX G66

TO: MISS ANNA C.
W.O.W. REALTY
CHALLIS, ID.

RECEIVED

MAY 3 1 1996

Department of Water Resources
Eastern RegionTOTAL PAGES SENT:

DOCUMENT DESCRIPTION:

water rights review for
MACRATE, ARTHUR - Regal provided

FROM: IDAHO DEPARTMENT OF WATER RESOURCES
222 SHOSHONE AVE E
TWIN FALLS ID 83301

PHONE: 736-3033

FAX: 736-3037

SENDER: F. HYMAN - GOOD LUCK!

CHARGES:

One (1) free copy per request, cover sheet not counted. Two (2) or more copies per request will cost \$0.25 per page. (\$0.50 minimum)

Please consider this document as a billing statement.

The charge for your fax copies is: 7

Please remit to the above address.

COMMENTS:

NOTE that ownership is now in the
name of WARNER
NOTE the difference in STAGE for
the SRBA claim A75-10053 and the water
right LICENSE 75-07001. ALSO, MICHIGAN FILMERS

NOV 18 1996

CC: ACCTS. RECEIVABLE

COPY

SHERIFF'S DEED

THIS INDENTURE, made this 28th day of March, 1996, between BRETT S. BARSALOU, Sheriff of Lemhi County, State of Idaho, and ARTHUR N. MACRATE, JR. AND LILLIAN MACRATE, AS TRUSTEES OF THE ARTHUR AND LILLIAN MACRATE FAMILY TRUST DATED FEBRUARY 16, 1990, the purchaser.

WHEREAS, in and by that certain amended decree of foreclosure rendered by the District Court of the Seventh Judicial District of the State of Idaho, in and for the County of Lemhi, on February 22, 1995, in a certain action then pending in said court, wherein ARTHUR N. MACRATE, JR. and LILLIAN MACRATE, as TRUSTEES OF THE ARTHUR and LILLIAN MACRATE FAMILY TRUST dated February 16, 1990 were Plaintiffs, and a copy, with an order of sale thereon, was delivered to said Sheriff, for execution, it was, among other things, ordered, adjudged and decreed, that all and singular the mortgaged property described in the complaint in said action, and specifically described in said decree, be sold at public auction by said Sheriff, in the manner required by law, and according to the course and practice of said court; that any of the parties to said action might become the purchaser at such sale; and that said Sheriff execute the usual certificates and deeds to the purchaser, as required by law;

AND WHEREAS, said Sheriff did, at the hour of 11:00 o'clock a.m., on March 27, 1995, after due public notice had been given, as required by the laws of this state, and the course and practice of said court, duly sell at public auction, in

front of the courthouse in the County of Lemhi, Idaho, pursuant to said decree, and the provisions of law, the property in said decree mentioned; at which sale the property in said decree, and hereinafter described, were fairly struck off to said ARTHUR N. MACRATE, JR. AND LILLIAN MACRATE, AS TRUSTEES OF THE ARTHUR AND LILLIAN MACRATE FAMILY TRUST DATED FEBRUARY 16, 1990, for the sum of \$279,795.50, lawful money of the United States, it being the highest bidder, and that, being the highest sum bidden for the same;

AND WHEREAS, said ARTHUR N. MACRATE, JR. AND LILLIAN MACRATE, AS TRUSTEES OF THE ARTHUR AND LILLIAN MACRATE FAMILY TRUST DATED FEBRUARY 16, 1990 thereupon paid to said Sheriff said sum of money so bidden by it;

AND WHEREAS, said Sheriff thereupon made and issued the usual certificate, in duplicate, of said sale, in due form of law, and delivered one thereof to said purchaser, and cause the other to be filed and recorded in the Recorder's Office of the County of Lemhi, Idaho, as Instrument No. 225686;

AND WHEREAS, more than one (1) year has elapsed since the date of said sale, and no redemption has been made of the property so sold, as aforesaid, by or on behalf of said defendant, or by or on behalf of any other person;

NOW, said BRETT S. BARSALOU, Sheriff, in order to carry into effect the sale so made by him as aforesaid, in pursuance of said decree, and in conformity to the statute in such case made and provided, and also, in consideration of the premises and of said sum of \$279,795.50 lawful money of the United

States, so bidden and paid to him by said purchaser, said ARTHUR N. MACRATE, JR. AND LILLIAN MACRATE, AS TRUSTEES OF THE ARTHUR AND LILLIAN MACRATE FAMILY TRUST DATED FEBRUARY 16, 1990, the receipt whereof is hereby acknowledged, has granted, bargained, sold and conveyed and by these presents does grant, bargain, sell and convey unto said purchaser, and to its successors and assigns forever, that certain real and personal property more particularly described on Exhibit "A" attached hereto and made a part hereof.

Together with all and singular the tenements, hereditaments, and appurtenances thereunto belonging, or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD, all and singular, the property above mentioned and described, and hereby conveyed, or intended so to be, together with the appurtenances, to said ARTHUR N. MACRATE, JR. AND LILLIAN MACRATE, AS TRUSTEES OF THE ARTHUR AND LILLIAN MACRATE FAMILY TRUST DATED FEBRUARY 16, 1990, their successors and assigns forever.

IN WITNESS WHEREOF, said grantor, as Sheriff aforesaid, hereunto sets his hand the day and year first above written.

State of Idaho)
County of Lemhi)

SS No. 229478

BRETT S. BARSALOU
Lemhi County Sheriff

This instrument was filed for record at the request of Jordan P. Smith
at 9:45 o'clock Am 3-28 1996
and duly filmed and indexed in the records of Lemhi County

By Brett S. Barsalou
Deputy

Alberta Wiederrick
Ex-Officio Recorder
By [Signature] Deputy
Fee 1.00
Return to _____

STATE OF IDAHO)
) SS
County of Lemhi)

On this 28th day of March, 1996, before me, the undersigned, a Notary Public in and for said State, personally appeared Brett S. Barsalon, Deputy Sheriff of the County of Lemhi, State of Idaho, known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same.

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

Steven E. Reigh
Notary Public for Idaho
Residing at Salmon, Idaho
Commission Expires: 9-4-99

REAL PROPERTY

PARCEL 1:

Lots Four (4), Five (5) and Six (6) of Section Eight (8); Lot Five (5) of Section Nine (9); the Northeast Quarter of the Northeast Quarter (NE1/4NE1/4); the Southwest Quarter of the Northeast Quarter (SW1/4NE1/4), the Southeast Quarter of the Northwest Quarter (SE1/4NW1/4), and Lots One (1), Four (4), Five (5), Six (6) and Nine (9) of Section Seventeen (17), all in Township Seventeen (17) North, Range Twenty-One (21) East, Boise Meridian, less any property heretofore deeded to the State of Idaho; and

PARCEL 11:

T. 17 N., R. 21 E., Boise Meridian

Section Nine (9): NW1/4SW1/4SW1/4; Section 17: Tract 37 of Lot 10 and W1/2SW1/4SE1/4.

TOGETHER WITH all and singular the tenements, hereditaments, water rights, ditch rights and appurtenances thereto belonging, or in anywise appertaining.

PERSONAL PROPERTY

Bar to Highway"

1 - 40' x 8" Main Line
38 - 50' x 8" Main Line
6 - 50' x 6" Main Line
5 - 40' x 6" Main Line
2 - 30' x 6" Main Line
9 - 40' x 6" Main Line
3 - 10' x 6" Main Line
2 - 50' x 6" Main Line
16 - 30' x 6" Main Line
29 - 40' x 4" Ames hand Line
22-1/2 - 40' x 4" Ames hand Line
000' x 6" Steel Main Line
350' x 10" Aluminum Line

Bar of North Field:

11 - 50' x 6" Main Line Aluminum
1 - 30' x 6" Main Line Aluminum
64 - 40' x 4" Ames hand Line
2 - 20' x 4" Ames hand Line
7 - 40' x 4" Ames hand Line
980' x 12" Steel Main Line, some buried, some on top
of the ground
Approx. 2000' x 6-5/8 Steel Main Line--Oil Well Casing

Pipe:

8 - 40' x 4" Ames (made from unused hook and latch
Main Line)
1 - 50' x 8" Main Line -- Good
1 - 30' x 6" Main Line
1 - 50' x 8" Main Line (Damaged)
1 - 20' x 6" Main Line
24 - 50' x 2" Used Plastic Pipe (located by the
old barn)
1 - 50' x 2" Plastic Pipe damaged (located by the
old barn)

Field:

26 - 3" Hook and latch hand line
60 - 4" Hook and latch hand line

Point Field:

26 - 40' x 6" Main Line
22 - 50' x 6" Main Line
32 - 3" hook and latch, very used, hand joints

Side, North Field:

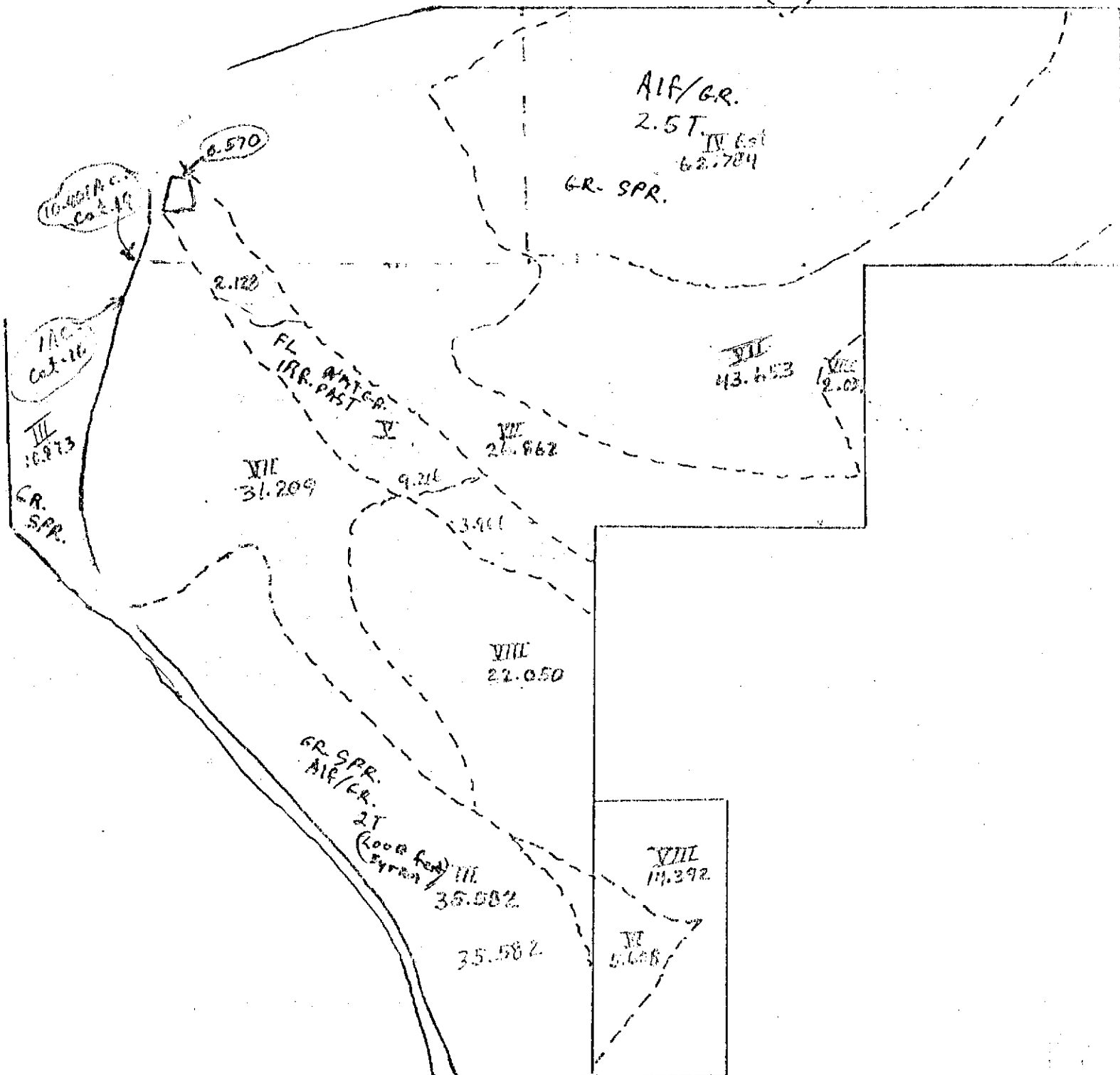
WHEEL MOVES: 1 line with 24 lengths--North End
1 line with 32 lengths--Middle
1 line with 22 lengths--South End
10 - 4" Hook and Latch
39 - 4" Ames Hand Line
15 - 4" Ames Hand Line

Old Pipe trailer

MACRATE

PHOTO # C 21/22

RP17N21E170000 [261.81 Ac.]
 RP17N21E170400 [20.57 Ac.]



Syr. AIF
 1yr. call day
 2T/Ac.

MICROFILMED
NOV 18 1996

DECEMBER 14, 1992

JORDAN P SMITH
ATTORNEY AT LAW
807 MAIN STREET
SALMON ID 83467

RE: CHANGE IN OWNERSHIP FOR JEAN WARNER/A75-10053

Dear Mr. Smith:

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

Enclosed is a typed Notice with your client's 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 client's records.

Respectfully submitted,

Dave Carlson
Water Rights Agent, Adjudication

DC:jt

Enclosure: COPY CLIENT'S NOTICE/COPY FOR MACRATE

MICROFILMED
APR 19 1994



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

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

DEC 3 1992

Department of Water Resources

DATE OF CLOSING: 11-15-92

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____, 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. SEE ATTACHED.

- ☐ 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: A 75-10053
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): The Arthur and Lillian Macrate Family Trust dated 2/16/90, by Arthur N. Macrate and Lillian E. Macrate, Trustees
3341 Cherry Ave., Long Beach, CA 90807
- ☐ New Owner/Claimant (Purchaser): Jean K. Warner
12 E. Market St.
- ☐ New Mailing Address: Bethlehem, PA
- ☐ New Telephone Number: () _____ - _____
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes X 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: _____
(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): Jean K. Warner Date 11/20/92
- ☐ Signature of Former Owner/Claimant(s): Arthur N. Macrate Date 11/20/92
Lillian E. Macrate Date _____

(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

MICROFILMED

APR 19 1994

PARCEL I:

LOTS FOUR (4), FIVE (5) AND SIX (6) OF SECTION EIGHT (8); LOT FIVE (5) OF SECTION NINE (9); THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER (NE1/4NE1/4), THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER (SW1/4NE1/4), THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER (SE1/4NW1/4), AND LOTS ONE (1), FOUR (4), FIVE (5), SIX (6) AND NINE (9) OF SECTION SEVENTEEN (17), ALL IN TOWNSHIP SEVENTEEN (17) NORTH, RANGE TWENTY-ONE (21) EAST, BOISE MERIDIAN, LESS ANY PROPERTY HERETOFORE DEEDED TO THE STATE OF IDAHO.

PARCEL II:

T. 17 N., R. 21 E., BOISE MERIDIAN

SECTION NINE (9): NW1/4SW1/4SW1/4; SECTION 17: TRACT 37 OF LOT 10, AND W1/2SW1/4SE1/4, excluding all mineral rights appurtenant to this Parcel II.

MICROFILMED

APR 19 1994

RECEIVED

DEC 3 1992

Department of Water Resources

JORDAN P. SMITH

ATTORNEY AT LAW

807 MAIN STREET

SALMON, IDAHO 83467

208-756-2257

TELEFAX (208) 756-4626

November 30, 1992

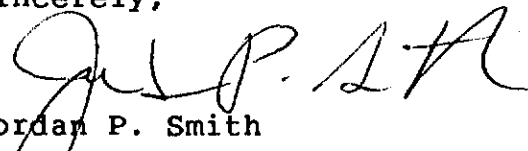
Idaho Department of Water Resources
Statehouse Mail
Boise, Idaho 83720-9000

Attention: Adjudication Bureau

Enclosed please find original NEW PROPERTY OWNER
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP for filing
with your office.

Thank you for your assistance.

Sincerely,


Jordan P. Smith

JPS:sez

Enclosure

cc: Mr. and Mrs. Arthur N. Macrate

RECEIVED

DEC 3 1992

Department of Water Resources
Eastern District Office

MICROFILMED

APR 19 1994

4/11/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME

Macrate

CLAIM ID

NO.

A75-10053

DATE RECEIVED

2/16/90

CK #

AMOUNT \$

YES

NO

Required Info?

1. Is the name and address complete with zip code? ☐
2. Is a priority date entered? ☐
Is the priority date acceptable in view of mandatory filing dates?
See Adjudication Memos #1 and #4 to determine if a Permit is required.
3. (a) Is a source entered? ☐
(b) Is a tributary to entered? (if required) ☐ N/A
4. Is the legal description of the p.d. sufficient? ☐
5. Is there a description of the diverting works? ☐
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. ☐
Is the period of use included? ☐
Is a quantity claimed for each use? ☐
7. Is a total quantity claimed entered? ☐
8. If required is a consumptive use entered? ☐ N/A
Is the consumptive use correct? ☐ N/A
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. ☐ N/A
10. Is (are) the place(s) of use and purpose(s) indicated? ☐
11. Is (are) the county(ies) entered? ☐
12. Is the ownership of p.u. checked? ☐
13. Are other water rights listed or "none" indicated? ☐
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) ☐ N/A
15. Is the basis of the claim indicated? ☐
16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) ☐ N/A
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. ☐
18. Has the claim been signed, sealed, and dated by a notary? ☐
19. Was this claim filed on time, or was an extension granted? ☐
20. Is the fee enclosed correct? ☐ Exempt
21. If this claim is based on an existing water right, has the identification number been entered? ☐ N/A
22. Should this claim be data entered? ☐

Claim checked by:

[Signature]

Date:

3/13/90

Claim must be returned to claimant:

(Yes) ☒ (No)

Claimant must be notified of modifications:

(Yes) ☒ (No)

Receipt Prepared by:

Claim data entered by:

Sent to claimant by:

Date:

Date: 3/13/90

Checked by:

Date:

Comments:

MICROFILMED

DEC 14 1992

JORDAN P. SMITH
ATTORNEY AT LAW
807 MAIN STREET
SALMON, IDAHO 83467
208-756-2257
TELEFAX (208) 756-4626

RECEIVED

FEB 16 1990

Department of Water Resources
Eastern District Office

February 14, 1990

Department of Water Resources
Eastern Region
150 Shoup Avenue, Suite 15
Idaho Falls, ID 83401

Gentlemen:

Enclosed please find Notice of Claim to a Water Right for filing on behalf of our client, Arthur N. Macrate. I am also enclosing my check in the sum of \$268 to cover your fee.

I trust that this completes the matter, but please call if you have any questions.

Sincerely,



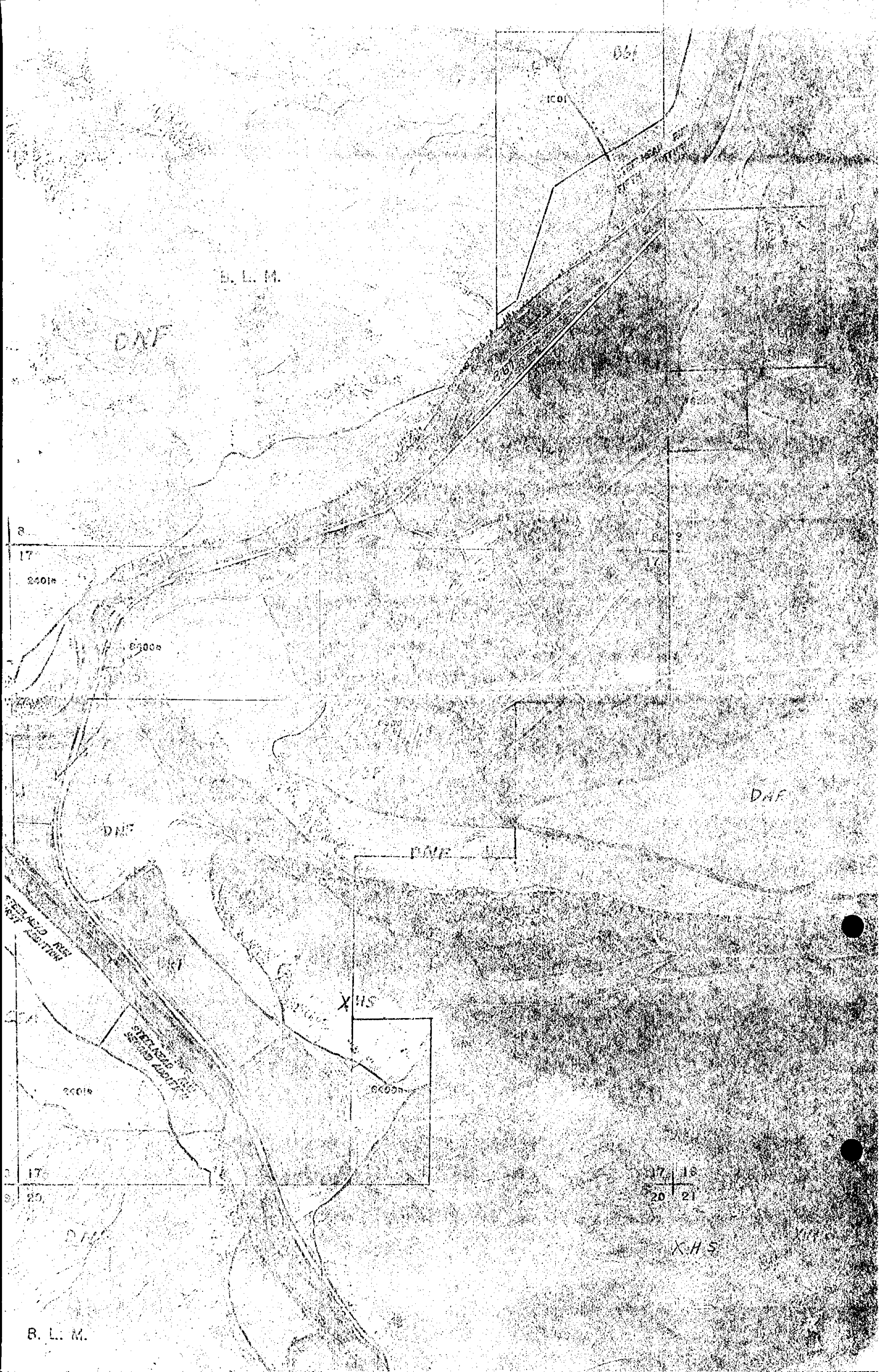
Jordan P. Smith

JPS:sey

Enclosures

cc: Art Macrate

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DEC 14 1992



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IC01

B. L. M.

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