

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 75-13986
Date Received: 5/1/01
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

WILLIAM R MAXWELL Phone: (208) 756-4006

PO BOX 134
SALMON ID USA 83467

LINDA HATHHORN Phone: (208) 756-4006

PO BOX 134
SALMON ID USA 83467

2. Date of Priority: 05/13/1898

3. Source: WALLACE CREEK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
22N	22E	6	NE NW SW	LEMHI	

5. Description of diverting works:

HEADGATE, OPEN DITCH, GRAVITY & FLOOD IRRIGATION.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	0.05	

7. Total Quantity Appropriated is:
0.05 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:



Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
22N	22E	6	SW	NE	9	IRRIGATION
			SE	NW		IRRIGATION
						3
						2
					Section Acres	5
					Total Acres	5

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:

SPLIT FROM FORMER RIGHT 75-13954

15. Basis of Claim: Decreed



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

May 2, 2001

WILLIAM MAXWELL
LINDA HATHHORN
PO BOX 134
SALMON ID 83467

RE: CHANGE IN OWNERSHIP FOR 75-13954, 75-13956

Dear Mr. Maxwell & Ms. Hathhorn:

The request for Change in Ownership for a portion of the above-referenced Notice(s) of Claim has been processed with the new Notice(s) reflecting you as one of the claimants.

Since the Change in Ownership involved just a portion of the Notice(s) of Claim, the right was split as follows:

75-13954:

75-13985, .06 cfs, 6 acres, Maxwell, Sr.

75-13986, .05 cfs, 5 acres, Maxwell Jr. & Hathhorn

75-13956:

75-13987, .10 cfs, 6 acres, Maxwell, Sr.

75-13988, .08 cfs, 5 acres, Maxwell Jr. & Hathhorn

Enclosed for your records is a typed Notice(s) reflecting your portion of the right. Review the Notice(s) and if you have other corrections or questions, please contact this office.

Respectfully submitted,

Jennifer Crabtree
Jennifer Crabtree
Technical Records Specialist

RECEIVED

JAN 19 2001

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

Department of Water Resources
 Eastern Region

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided, if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
	<u>A75-00083 E</u>				
	<u>A75-00084 C</u>				

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) are for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) (Deceased)
William Maxwell and Gertrude Maxwell
PO Box 1016 Salmon ID 83467

4. New Owner/Claimant(s) Linda Hathcock +/or Bill Maxwell
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address PO Box 134

City, State and ZIP Code Salmon ID 83467

New Telephone Number (208) 756-4606

5. Date you acquired the property 7-21-94

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number A74-020F3E

Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	<u>.09 cfs</u>	<u>5.5 ac</u>
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number A74-0084C

Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	<u>.09 cfs</u>	<u>5.5 ac</u>
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s)
(include title if applicable)

Linda Harkness

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

For Office Use Only

Received by _____	Date _____	Fee _____
Received by _____	Date _____	Receipt No. _____
Processed by _____ AJ	Date _____	WR _____ Date _____

WARRANTY DEED

For Value Received

WILLIAM MAXWELL and GERTRUDE MAXWELL,
husband and wife,

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

CONNIE HOFFBUHER, a married woman, her sole and
and separate property,whose current address is 22111 108th Ave., SE #25
Kent, WA 98031

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

A parcel of land located in the SE1/4NW1/4 and Lot 9, Section 6, T. 22
N., R. 22 E., Boise Meridian, Lemhi County, Idaho,
more particularly described as follows, to wit:Beginning at the SE corner of Lot 15, Diamond Creek Subdivision,
run thence along the southerly boundary of said subdivision the
following course and distance.N. 09°22'56" W. a distance of 92.71 feet;
N. 52°16'15" E. a distance of 351.87 feet;
N. 84°45'05" E. a distance of 232.42 feet;
S. 86°38'57" E. a distance of 217.26 feet;
S. 15°56'16" E. a distance of 242.00 feet to the SW

corner of Lot 1;

Thence S. 00°33'38" W. a distance of 274.20 feet;
Thence N. 76°47'10" W. a distance of 279.96 feet;
Thence N. 75°46'24" W. a distance of 518.79 feet to the POINT

OF BEGINNING.

PARCEL CONTAINS 6.59 acres. SUBJECT to the existing road
right-of-way through the above described property.

THIS IS A GIFT DEED

TO HAVE AND TO HOLD the said premises, with their appurtenances unto said Grantee,
her heirs and assigns forever. And the said grantors do hereby covenant to and
with the said Grantee, 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 October 8, 1992

William R. Maxwell
WILLIAM R. MAXWELL*Gertrude Maxwell*
GERTRUDE MAXWELL

STATE OF IDAHO, COUNTY OF Lemhi--ss

On this 8th day of Oct, 1992,
before me, a Notary Public in and for said State, personally
appearedWILLIAM R. MAXWELL and GERTRUDE
MAXWELLknown to me to be the persons whose names are
subscribed to the within instrument, and acknowledged to
me that they executed the same.Notary Public
Residing at Salmon, Idaho
Comm. Expires 2/19/97State of Idaho
County of Lemhi

ss No. 216505

This instrument was filed for record at
the request of *William Maxwell*
at 11:00 o'clock A.M. 10-8-92
and docketed and indexed in the
records of Lemhi County

Alberta Wiederick

By *John J. Morton* Deputy
Fees 3.00

WARRANTY DEED

For Value Received

CONNIE HOFFBUHR, a married woman as her sole and separate property

the grantor , does hereby grant, bargain, sell and convey unto

LINDA HEFFNER, a single woman, and WILLIAM R. MAXWELL, a single man.

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

A parcel of land located in the SE¼NW¼ and Lot 9, Section 6, T. 22 N., R. 22 E., Boise Meridian, Lemhi County, Idaho, more particularly described as follows, to-wit:

Beginning at the SE corner of Lot 15, Diamond Creek Subdivision, run thence along the southerly boundary of said subdivision the following course and distance.

N. 09° 22' 56" W. a distance of 92.71 feet;

N. 52° 16' 15" E. a distance of 351.87 feet;

N. 84° 45' 05" E. a distance of 232.42 feet;

S. 86° 38' 57" E. a distance of 217.26 feet;

S. 15° 56' 16" E. a distance of 242.00 feet to the SW corner of

Lot 1;

Thence S. 00° 33' 38" W. a distance of 274.20 feet;

Thence N. 76° 47' 10" W. a distance of 279.96 feet;

Thence N. 75° 46' 24" W. a distance of 518.79 feet to the POINT OF BEGINNING.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees ,
~~XXX~~ THEIR heirs and assigns forever. And the said Grantor does hereby covenant to
and with the said Grantees , that she is the owner in fee simple of said premises; that they
are free from all incumbrances .

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

Dated: July 21, 1994

Connie Hoffbuhr
Connie Hoffbuhr

STATE OF IDAHO, COUNTY OF

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

CONNIE HOFFBUHR, a married woman as her sole and separate property

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

Notary Public

Residing at _____, Idaho
Comm. Expires _____

STATE OF IDAHO, COUNTY OF

I hereby certify that this instrument was filed for record at the request of *Lemhi Title*

at *nine* minutes past *10:00* o'clock a.m., this *2nd* day of *September* 19*94*, in my office, and duly recorded in Book of Deeds at page

Alberta Wiedlinch
Ex-Officio Recorder

By *Patti Burke* Deputy.

Fees \$ *6.00*

Mail to:

LEMHI TITLE & ABSTRACT — SALMON, IDAHO

INSTRUMENT NO. 223851

STATE OF IDAHO

County of LEMHI

No. 39

Marriage License

242687

KNOW ALL PERSONS BY THIS CERTIFICATE: That any regularly ordained minister of the Gospel, authorized by the rites and usages of the church or denomination of Christians, Hebrews, or religious body of which said minister is a member, or any judge or magistrate, or competent officer to whom this may come, not knowing of any lawful impediments thereto, is hereby authorized and empowered to solemnize the rites of Matrimony between:

GROOM

AND

BRIDE

Name: RAYMOND C. HATHHORN
Address: SALMON, LEMHI County, IDAHO
Age: 41 Race: WHITE Status: DIVORCED
Birthdate: 10/22/1958
Birthplace: SALMON, IDAHO

Name: LINDA KAYE HEFFNER
Address: SALMON, LEMHI County, IDAHO
Age: 52 Race: WHITE Status: WIDOWED
Maiden name if previously married: MAXWELL
Birthdate: 7/9/1947
Birthplace: LEADVILLE, COLORADO

And to certify the same to said parties, or either of them under the signature and seal, of said minister or official capacity, and thereupon is required to deliver the original to the parties so married.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal, at SALMON, LEMHI County, IDAHO, this 18th day of November, 1999

TERRI J. MORTON

Recorder

Terri J. Morton

Deputy Recorder

Marriage Certificate

I, Fred Snook, a Retired Magistrate Judge
residing in the city of Salmon, in the county of Lemhi, in the state of
Idaho do certify that, in accordance with the authority on me conferred by the above license, I did on this 23rd day
of November in the year A.D. 1999 in the city of Salmon in
the county of Lemhi, in the state of Idaho, solemnize the rites of matrimony between

RAYMOND C. HATHHORN of SALMON, in the county of LEMHI, of the state of IDAHO
and LINDA KAYE HEFFNER of SALMON, in the county of LEMHI, of the state of IDAHO

in the presence of Gertrude Maxwell and Raymond Hathhorn

WITNESS my hand at the county aforesaid, this 23rd day of Nov, A.D. 99.

In the presence of:

Officiant's Signature

Gertrude Maxwell
and *Raymond Hathhorn*

Officiant's Mailing Address

RR 1 Box 298-A
Salmon Id. 83467

(This copy for the Bride and Groom)

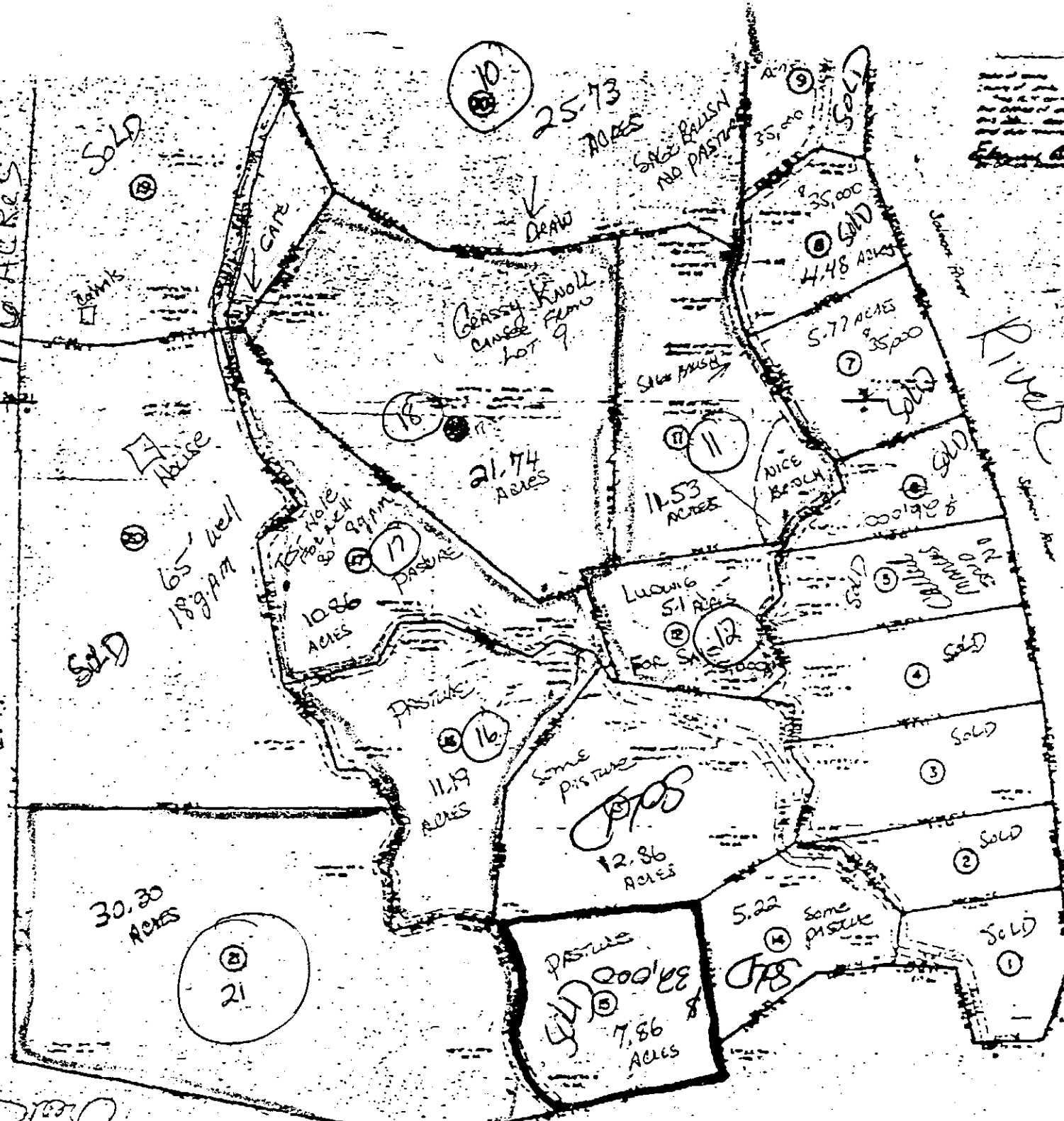
RECEIVED

MAY 08 2001

Department of Water Resources
Eastern Region

map
from
A75-00083K:

THE LAND IN PINK IS
 IS WHAT I PURCHASED. 116 ACRES



State of Texas
 County of ...
 The Office of the Surveyor of
 the State of Texas
 and the Surveyor of the Land
 Surveyor of the Land

Map from
 A75-00083H

LOCATED IN THE SE 1/4 NW 1/4 AND LOT 9, SECTION 6,
T. 22 N., R. 22 E., BOISE MERIDIAN, LEMHI COUNTY, IDAHO

DIAMOND CREEK SUBDIVISION

LOT 14

LOT 1

LOT 15

PARCEL CONTAINS 6.59 ACRES

N. 9° 22' 56" W.
92.71 FT.

POB

N. 75° 46' 24" W.
518.79 FT.

N. 84° 45' 05" E.
232.42 FT.

S. 86° 38' 57" E.
217.26 FT.

S. 15° 58' 16" E.
242.00 FT.

S. 00° 33' 38" W.
274.20 FT.

N. 76° 47' 10" W.
279.96 FT.

⊙ SET
MARK

● FOUND
MARK

SURVEY

THIS MAP REPRESENTS
FIELD EVIDENCE
OF CHAPTERS

COUNTY