

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 75-13997
Date Received: 6/8/01
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

CHARLES E HURST Phone: (208) 756-3666

21 AUSTIN RD
CARMEN ID USA 83462

JEANNE R HURST Phone: (208) 756-3666

21 AUSTIN RD
CARMEN ID USA 83462

2. Date of Priority: 05/01/1882

3. Source: CARMEN 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	9	SW NW SW	LEMHI	

5. Description of diverting works:

HEADGATE, DITCH TO FLOOD & SPRINKLE IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	0.08	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

A7513997



Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
22N	22E	8	SE	SW	IRRIGATION	3.2
					Section Acres	3.2
					Total Acres	3.2

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 75-10062F

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

June 8, 2001

STEVE & SHEILA NAFUS
201 VISTA OESTE
TUCSON AZ 85704

RE: CHANGE IN OWNERSHIP FOR 75-10062F

Dear Mr. & Mrs. Nafus:

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:

75-10062F:
75-13996, 0.37 cfs, 18.8 acres, Nafus
75-13997, 0.08 cfs, 3.2 acres, Hurst

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

Enclosure

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

DELOG 4/26/01
 RECEIVED
 APR 26 2001
 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 (under the "split" heading), 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
75-10062F		✓			

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) is 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) Steve and Sheila Nafus
201 VISTA OESTE TUCSON, AZ 85704
4. New Owner/Claimant(s) Charles E +/or Jeanne R. Huest
 Name Connector (Check one) ☐ and, ☐ or, ☒ and/or
- New Mailing Address * 21 Austin Rd
- City, State and ZIP Code CARMEN ID 83462
- New Telephone Number (208) 756-3666
5. Date you acquired the property 9-24-1993

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)

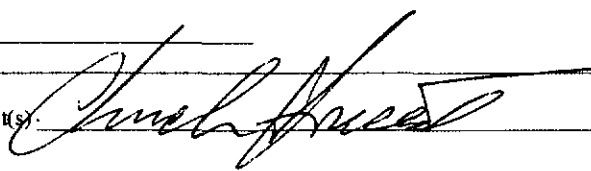
Water Right and/or Adjudication Claim Number 75-10042 F

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>.08 cfs</u>	
Stock		
Domestic		
Other		
Total	<u>.08 cfs</u>	

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 _____

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		
Stock		
Domestic		
Other		
Total		

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

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 _____
Receipted by _____	Date _____	Receipt No. _____
Processed by _____ AJ	Date _____	WR _____ Date _____

WARRANTY DEED

For Value Received

STEPHEN J. NAFUS and SHEILA C. NAFUS, by Stephen J. Nafus, her attorney in fact,
husband and wife

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

CHARLES E. HURST and JEANNE R. HURST, husband and wife

whose current address is

#6 Carmen Creek Rd., Carmen ID 83462

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

Lot 6 in Antelope Hills Subdivision according to the Official Plat thereof
filed for record in Book 5 of Plats at Page No. 60 through 62, inclusive,
Records of Lemhi County, Idaho; amended Plat recorded May 22, 1984, as Instrument
No. 171904.

Idaho)
County of Lemhi) No. 220019
This instrument was filed for record at
the request of American Land Title
at 10:04 o'clock A.M. 9-24 1993
and duly filed and indexed in the
records of Lemhi County
Alberta Wiederrich
Ex-Officio Recorder
Laurie M. Santee Deputy
Fee: 3.00

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

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

Dated: September 24, 1993

Stephen J. Nafus
Stephen J. Nafus

Sheila C. Nafus by Stephen J. Nafus
Sheila C. Nafus, by Stephen J. Nafus, her
attorney in fact

STATE OF IDAHO, COUNTY OF Lemhi
On this 24th day of September 1993,
before me, a notary public in and for said State, personally
appeared

Stephen J. Nafus

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

Laurie M. Santee

Notary Public
Idaho

Residing at Salmon
Comm. Expires 6/19/1995

STATE OF IDAHO, COUNTY OF LEMHI
On this 24th day of September 1993, before me
a Notary Public in and for said State,
personally appeared Stephen J. Nafus, known
to me to be the person whose name is subscribed
to the within instrument as the Attorney in
Fact of Sheila C. Nafus and acknowledged to me
that he subscribed the name of Sheila C. Nafus
thereto as principal, and his own name as
Attorney in Fact.

Laurie M. Santee

Residing at Salmon, Idaho
Comm. Expires 6/19/1995

Notary Public

MEMORANDUM

DATE: June 6, 2001
FROM: Ernie Carlsen
TO: Claim file
RE: Telecon with Charles Hurst

Contacted Mr. Hurst by telephone this a.m. He indicated the irrigated land on his lot is west of the ditch the extends through his property in a north south direction. Total irrigated acres is 3 to 4 acres. He also said not to include any irrigated land outside the SESW Section 8, twp 22N, rge 22E.

ArcView shows 3.23 irrigated acres within his lot. The change of ownership suggests his portion of the rights is 0.08 cfs, which is acceptable.

