

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

RECEIVED

NOV 25 2005

Department of Water Resources

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<br>Right No(s). | Adjudication<br>Claim No(s). | Split                               | Water<br>Right No(s). | Adjudication<br>Claim No(s). | Split |
|-----------------------|------------------------------|-------------------------------------|-----------------------|------------------------------|-------|
|                       | 74-15234                     | <input checked="" type="checkbox"/> |                       |                              |       |
|                       |                              |                                     |                       |                              |       |
|                       |                              |                                     |                       |                              |       |
|                       |                              |                                     |                       |                              |       |
|                       |                              |                                     |                       |                              |       |

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)

Kenney Creek Ranch + Land LLC  
PO Box 101 Tendon ID 83468

4. New Owner/Claimant(s)

Bureau of Land Management  
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

1206 S. Challis St

City, State and ZIP Code

Salmon ID 83467

New Telephone Number

(208) 756-5400

5. Date you acquired the property

\_\_\_\_\_

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<br>(If the right(s) will not be split, skip this area and proceed to item 7) |                                                                            |                                                              |
|-------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------|--------------------------------------------------------------|
| Water Right and/or Adjudication Claim Number <u>74-15234</u>                                                            |                                                                            |                                                              |
| Water Use                                                                                                               | Diversion Rate or Volume<br>(cubic feet per second or acre-feet per annum) | Description<br>(acres, number and type of stock, homes, etc) |
| Irrigation                                                                                                              | <u>.02 cfs</u>                                                             | <u>5.24</u>                                                  |
| Stock                                                                                                                   |                                                                            |                                                              |
| Domestic                                                                                                                |                                                                            |                                                              |
| Other                                                                                                                   |                                                                            |                                                              |
| <b>Total</b>                                                                                                            | <u>.1 cfs</u>                                                              |                                                              |

| DESCRIPTION OF YOUR PORTION OF WATER RIGHT<br>(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<br>(cubic feet per second or acre-feet per annum) | Description<br>(acres, number and type of stock, homes, etc) |
| Irrigation                                                                                                              |                                                                            |                                                              |
| Stock                                                                                                                   |                                                                            |                                                              |
| Domestic                                                                                                                |                                                                            |                                                              |
| Other                                                                                                                   |                                                                            |                                                              |
| <b>Total</b>                                                                                                            |                                                                            |                                                              |

7. Signature of New Owner(s) or Claimant(s) Alan Bittler NRS  
(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 \_\_\_\_\_

[Close](#)IDAHO DEPARTMENT OF WATER RESOURCES  
Adjudication Recommended Right Report

11/22/2005

WATER RIGHT NO. 74-15234

| <u>Owner Type</u> | <u>Name and Address</u>                                                               |
|-------------------|---------------------------------------------------------------------------------------|
| Current Owner     | KENNEY CREEK RANCH & LAND LLC<br>PO BOX 101<br>TENDOY, ID 83468-0101<br>(801)430-0154 |
| Original Owner    | GAIL D ANDREWS                                                                        |
| Original Owner    | LOUISE ANDREWS<br>37 17-MILE RD<br>SALMON, ID 83467<br>(208)756-2743                  |
| Original Owner    | ANDREWS LIVESTOCK CO<br>37 17-MILE RD<br>TENDOY, ID 83468                             |
| Original Owner    | KENNEY CREEK RANCH & LAND LLC<br>PO BOX 101<br>TENDOY, ID 83468-0101<br>(801)430-0154 |

Priority Date: 07/19/1893

Basis: Decreed

Status: Active

| <u>Source</u> | <u>Tributary</u> |
|---------------|------------------|
| KENNEY CREEK  | LEMHI RIVER      |

| <u>Beneficial Use</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Volume</u> |
|-----------------------|-------------|-----------|-----------------------|---------------|
| IRRIGATION            | 03/15       | 11/15     | 0.9 CFS               |               |
| Total Diversion       |             |           | 0.9 CFS               |               |

Location of Point(s) of Diversion:

|              |      |         |              |           |              |
|--------------|------|---------|--------------|-----------|--------------|
| KENNEY CREEK | NESW | Sec. 29 | Township 20N | Range 24E | LEMHI County |
| KENNEY CREEK | SWSW | Sec. 29 | Township 20N | Range 24E | LEMHI County |

Place(s) of use:

Place of Use Legal Description: IRRIGATION LEMHI County

| Township | Range | Section | Lot | Tract | Acres | Lot | Tract | Acres | Lot | Tract | Acres | Lot | Tract | Acres |
|----------|-------|---------|-----|-------|-------|-----|-------|-------|-----|-------|-------|-----|-------|-------|
| 20N      | 24E   | 29      |     | SWSW  | 9.2   |     |       |       |     |       |       |     |       |       |
|          |       | 30      |     | SESE  | 24    |     |       |       |     |       |       |     |       |       |
|          |       | 31      |     | NENE  | 4.2   |     | NWNE  | 7.8   |     |       |       |     |       |       |

Total Acres: 45.2

*A portion of each of these*

Conditions of Approval:

|    |     |                                                                                                                                                                                                                                                                                                                 |
|----|-----|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1. | C18 | This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code. |
|----|-----|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|

Dates:

Other Information:

State or Federal: S

Owner Name Connector: AND

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

Close

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT

IDI-34597

WARRANTY DEED

For the true and actual consideration of \$54,500.00

KENNEY CREEK RANCH AND LAND, LLC, an Idaho Limited Liability Company

hereinafter called Grantor, whether one or more, does hereby grant, bargain, sell, and convey to the UNITED STATES OF AMERICA and its assigns, as authorized by Section 205 of the Federal Land Policy and Management Act of 1976 as amended (90 Stat. 2755; 43 U.S.C. 1715), the following described real property situated in the County of Lemhi State of Idaho, to wit:

A parcel of land located in Sections 30 and 31, Township 20 North, Range 24 East, Boise Meridian, Idaho, Lemhi County, Idaho, more particularly described on Exhibit A attached.

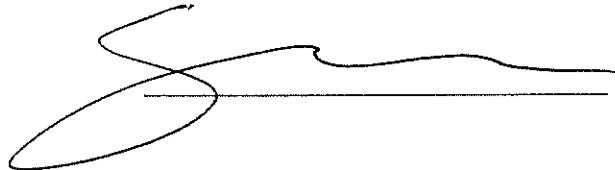
The parcel of land to which the above description applies contains 5.24 acres, more or less.

The acquiring agency is the United States Department of the Interior, Bureau of Land Management.

TO HAVE AND TO HOLD unto the UNITED STATES OF AMERICA and its assigns forever.

Grantor covenants and warrants that he is lawfully seized and possessed of the real property aforesaid and has the full right, power and authority to execute this conveyance, and that said real property is free and clear of liens, claims or encumbrances, except as shown of record, and that he will defend the title to the real property conveyed herein and quiet enjoyment thereof against the lawful claims and demands of all persons.

Dated this 26th day of July, 2004.



IDI-34597  
Page 1 of 2  
Acknowledgment on Page 2

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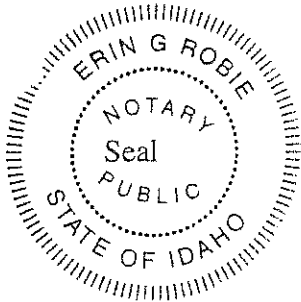
State of Idaho )  
County of Lemhi ) SS No. 259855  
This instrument was filed for record at the request  
of Lemhi Title  
at 11:11 o'clock A m 25 Aug 2004  
and duly filed and indexed in the records of Lemhi  
County Terri J. Morton  
Ex-Officio Recorder  
By IC Baument Deputy  
Fee 9.00  
Return to \_\_\_\_\_

LIMITED LIABILITY COMPANY

259855

STATE OF Idaho )  
COUNTY OF Salmon ) ss:

On this 26th day of July, 2004, before me, the undersigned a Notary Public in and for said State, personally appeared Stephen L. Young and known or identified to me to be one or more of them members or designated agents of the limited liability company of KENNEY CREEK RANCH AND LAND, LLC, and the member or designated agent or one of the members or designated agents who subscribed said limited liability company name in the foregoing instrument, and acknowledged to me that he or she executed the same in said limited liability company name.



Erin G. Robie  
Notary Public in and for the  
State of Idaho  
Residing at Salmon  
My commission expires 7/10/10

EXHIBIT "A"

A parcel of land located in Sections 30 and 31, T. 20 N., R. 24 E., Boise Meridian, Lemhi County, Idaho, more particularly described as follows;

Commencing at the SE Corner of Section 30 from which the E 1/4 Corner of said section bears N 00°35'21"W a distance of 2643.44 ft., the Basis of Bearing of this description, run thence N 87°15'09"W a distance of 1160.50 ft. to a point on the centerline of the Old Lemhi Road, the centerline of Kenney Creek, and the POINT OF BEGINNING;

Thence S 11°27'10"E along said road centerline a distance of 447.72 ft. to a point on the centerline of 17 Mile Road;

Thence the following courses and distances along said centerline;

S 78°25'02"W 366.06 ft.; N 86°16'00"W 286.45 ft.;

N 74°26'30"W 171.32 ft. to a point on the easterly

boundary of Record Of Survey Instrument No. 168360, filed in the Lemhi County Courthouse;

Thence N 05°46'13"W along said boundary a distance of 156.04 ft. to a point on the centerline of Kenney Creek;

Thence the following courses and distances along said creek centerline;

N 69°52'23"E 96.61 ft.; S 47°39'31"E 117.15 ft.;

N 71°06'45"E 35.21 ft.; N 86°52'07"E 57.19 ft.;

N 09°30'48"E 29.35 ft.; N 80°56'09"E 105.57 ft.;

N 36°39'42"E 30.08 ft.; N 15°23'53"E 83.06 ft.;

N 39°00'26"E 51.30 ft.; N 82°09'25"E 140.94 ft.;

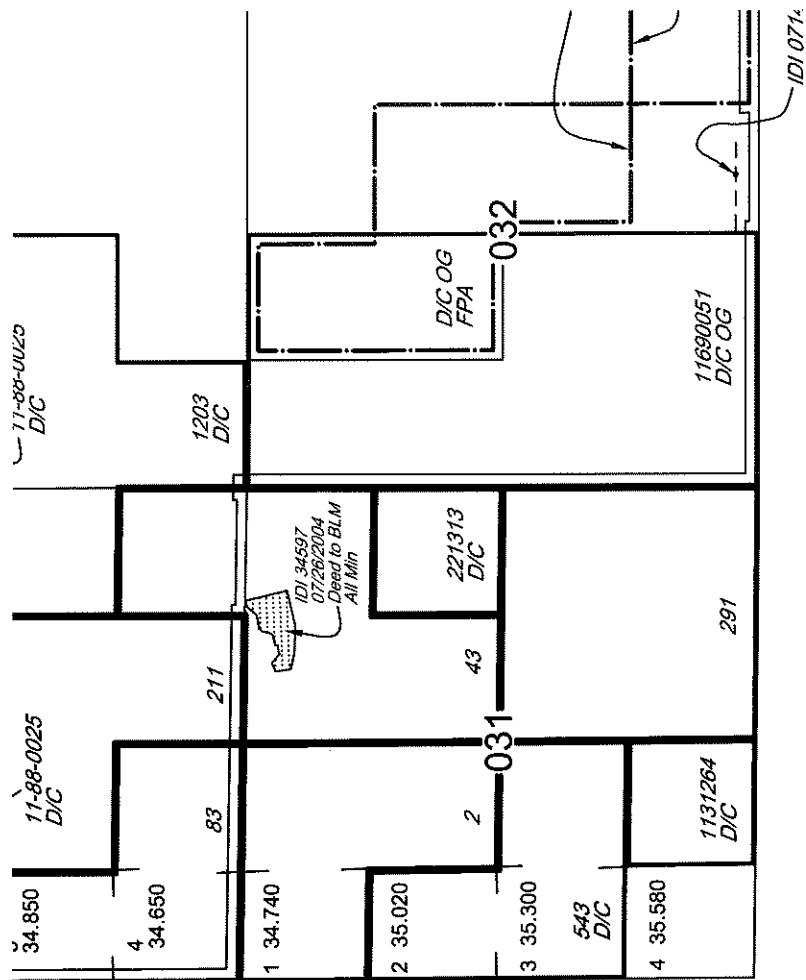
N 43°35'31"E 137.27 ft.; N 73°52'36"E 55.05 ft. to

a point on the centerline of the Old Lemhi Road and the POINT OF BEGINNING.





T20 N. R24E.



Kenney Creek  
Acquisition  
T20N R24E S31  
Scale = 1:12,000

