



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

November 19, 2003

JERRY KRANSE
2222 COMMERCIAL ST
SAN DIEGO CA 92113

RE: CHANGE IN OWNERSHIP FOR WATER RIGHT 75-4123

Dear Mr. Kransse:

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:

75-4123 split into:

75-14137: 3.2 cfs, 68 acres, Simmons

74-14138: 0.80 cfs, 17 acres, Kransse

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
Technical Records Specialist

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

RECEIVED

OCT 17 2003

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

Department of Water Resources
 Eastern Region

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
	75-4123	☒			

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)

Boyd K. for MARRIE K. Simmons
 PO Box 7 CARMEN ID 83462

4. New Owner/Claimant(s)

Jerry Krause

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

New Mailing Address

2222 Commercial ST.

City, State and ZIP Code

San Diego CA 92113

New Telephone Number

800 521-5062

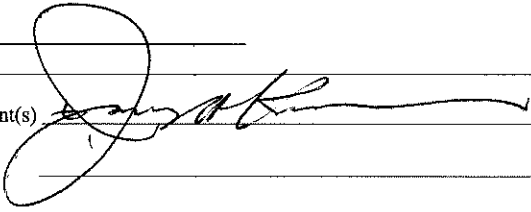
5. Date you acquired the property

June 1, 1992

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 <u>75-4123</u>		
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>736 cfs</u>	<u>16 acres</u>
Stock		
Domestic		
Other		
Total	<u>736</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 _____
 Received by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

WARRANTY DEED

For Value Received

BOYD K. SIMMONS AND MAR RUE K. SIMMONS, husband and wife

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

JERRY ALAN FRASNE, a single man

whose current address is

2222 COMMERCIAL
SAN DIEGO, CA 92113

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

SEE ATTACHED EXHIBIT "A"

TOGETHER WILL ALL WATER AND WATER RIGHTS USED IN CONNECTION THEREWITH.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his 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: JUNE 1, 1992

Boyd K. Simmons
BOYD K. SIMMONS

Mar Rue K. Simmons
MAR RUE K. SIMMONS

STATE OF IDAHO, COUNTY OF LEMHI

On this 1st day of JUNE, 19 92,
before me, a notary public in and for said State, personally
appeared

BOYD K. SIMMONS AND MAR RUE K. SIMMONS

knowing me to be the person S whose name S are
subscribed to the within instrument, and acknowledged to
me that they executed the same.

LAURIE M. SANTEE

Notary Public

Residing at SALMON, Idaho
Comm. Expires 6-19-1995

State of Idaho
County of Lemhi

No. 214699

This instrument was filed for record at
the request of *American Land Title*
at 1:30 o'clock P.M. 6-1-92
and duly filmed and indexed in the
records of Lemhi County

Alberta Wiederick

Ex-Officio Recorder

By *Larry J. Porter* Deputy
Filed: 6-1-92

EXHIBIT "A"

LOT 2, SECTION 6, T. 22 N., R. 22 E., BOISE MERIDIAN,
LEMHI COUNTY, IDAHO.

AND INCLUDING:

A PARCEL OF LAND LOCATED IN THE U.S. GOVERNMENT LOT 1,
SECTION 6, T. 22 N., R. 22 E., B.M., LEMHI COUNTY, IDAHO MORE
PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF SAID SECTION 6,
FROM WHICH THE NORTHEAST CORNER OF SECTION 5 BEARS S. 89
DEGREES 36' 47" E. 5278.26 FEET AND THE NORTH QUARTER CORNER
OF SECTION 6 BEARS N. 89 DEGREES 29' 43" W., 2643.47 FEET; A
DISTANCE OF 88.30 FEET ON A BEARING OF N. 89 DEGREES 29' 43"
W. ALONG THE NORTH SECTION LINE OF SAID SECTION 6 TO THE REAL
POINT OF BEGINNING.

THENCE N. 89 DEGREES 29' 43" W. 1233.43 FEET ALONG THE
NORTH SECTION LINE OF SECTION 6 TO THE NORTHWEST CORNER OF LOT
1:

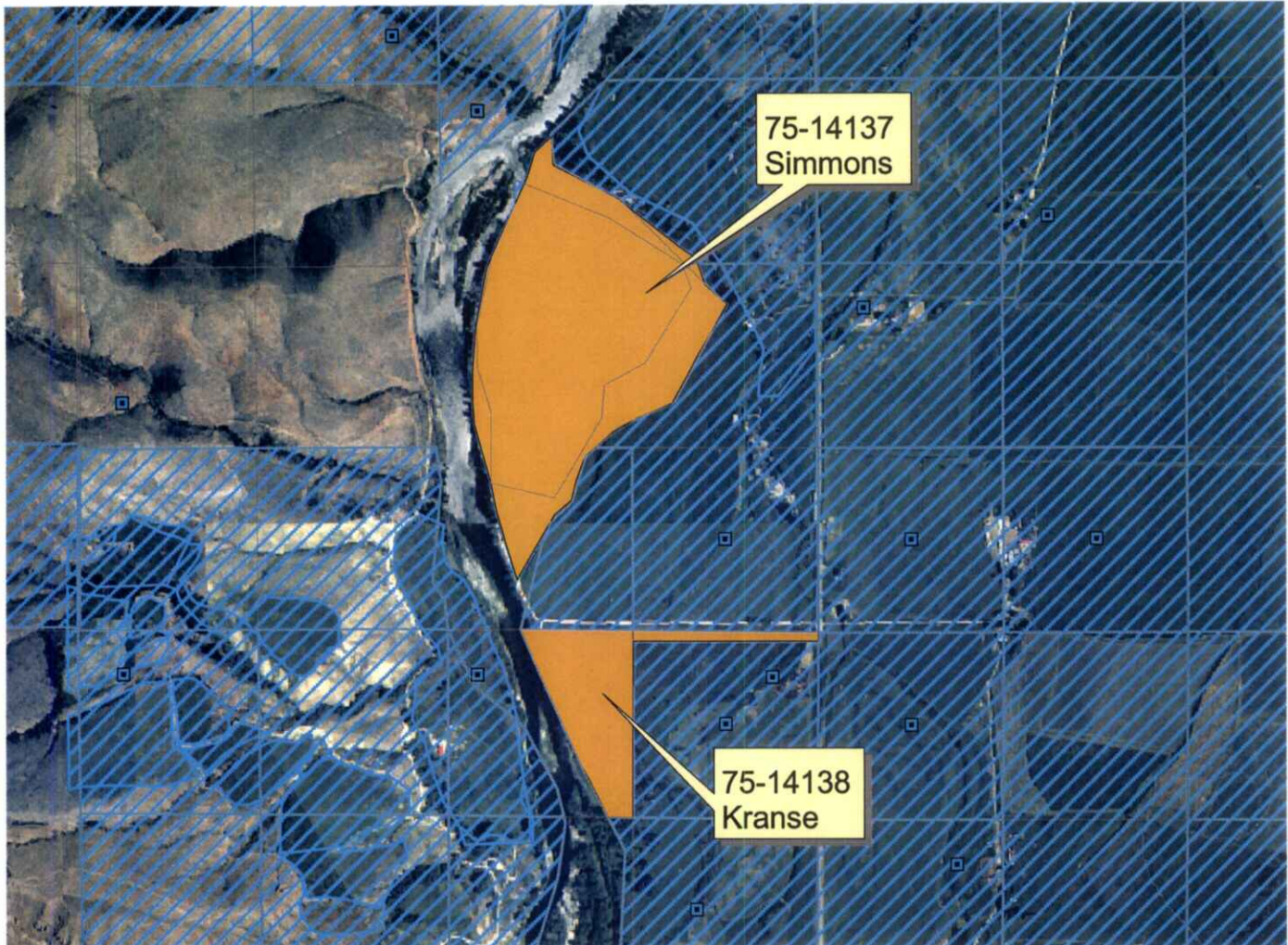
THENCE S. 0 DEGREES 30' 17" W. 66.00 FEET;

THENCE S. 89 DEGREES 29' 43" E. 1233.43 FEET;

THENCE N. 0 DEGREES 30' 17" E. 66.00 FEET TO THE REAL
POINT OF BEGINNING.

SUBJECT TO AN EASEMENT FOR INGRESS AND EGRESS ON THE EXISTING
ROAD LOCATED IN GOVERNMENT LOT 1 AND 2 IN SECTION 6, T. 22 N.,
R. 22 E., BOISE MERIDIAN LEMHI COUNTY, IDAHO.

Split of 75-4123



0.2 0 0.2 0.4 Miles

-  Lemhi taxlots
-  GCDB23N21E GCDB
-  GCDB23N22E GCDB
-  GCDB22N22E GCDB
-  GCDB22N21E GCDB
-  75-4123.shp
-  POD-AJ ClaimClaim POD
-  POU-AJ ClaimClaim POU



03/20/2006

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 75-14138

NAME AND ADDRESS: JERRY KRASNE
2222 COMMERCIAL ST
SAN DIEGO CA 92113

SOURCE: SALMON RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.800 CFS

PRIORITY DATE: 05/15/1920

POINT OF DIVERSION:

T22N R22E S6 NENWSE Lot 12 Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 11/01	0.800 CFS

PLACE OF USE: IRRIGATION Within LEMHI County

T22N R22E S06 Lot 1 NENE	2.00	T22N R22E S06 Lot 2 NWNE	15.00
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17 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

No lawful appropriation shown.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

No lawful appropriation shown: There are a number of circumstances in which a claim is proposed to be disallowed on this basis. This is most commonly included for a claim based on beneficial use or posted notice that is proposed to be disallowed because the right claimed is not within an exception to the mandatory permit statute, and beneficial use of water prior to the mandatory permit statute was not confirmed. This is also included where a claim is proposed to be disallowed because the claim is to water that is not public water subject to appropriation. This is also included

where

a right was determined not to exist in a prior adjudication.

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

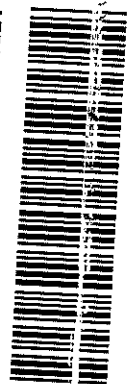
IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 75-14138
Date Received: 11/19/2003
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

A7514138



1. Name of Claimant(s)

JERRY KRASNE Phone: (800)521-5062
2222 COMMERCIAL ST
SAN DIEGO CA USA 92113

2. Date of Priority: 05/15/1920

3. Source: SALMON RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
22N	22E	6	NE NW SE 12	LEMHI	

5. Description of diverting works:

6' WOODEN HDGATE DAM AND DITCH WITH FLOOD IRR.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	0.8	

7. Total Quantity Appropriated is:
0.8 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	NE NE 1	IRRIGATION	2
			NW NE 2	IRRIGATION	15
Section Acres					17

Total Acres 17

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:

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 75-4123.

15. Basis of Claim: Statutory Claim