



PLACE OF USE
AGT-00480 AGT-074
AGT-02017 AGT-0756

HOME AGT-10939
4 WELLS STOCKWATER

MICROFILMED
OCT 01 1992

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: **A67-00480**
Date Received: 10/18/1989
Receipt No: W006345
Received By: _____

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

1. Name: BONNIE SCHWENKFELDER 208-322-5407
Address: 3425 ARMOUR
BOISE, ID 83704
OR
Name: J. ROBERT SCHWENKFELDER 208-322-5407
Address: 3425 ARMOUR
BOISE, ID 83704

2. Date of Priority: MAY 1, 1892

3. Source: LITTLE WEISER RIVER Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
14N	02W	1	NE	NE	SW		ADAMS

5. Description of diverting works:
DIV. VIA SCHWENKFELDER D. W/PUMP FOR SPRINK. & ALSO FLOOD IRR.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.900		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE.

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10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14N	02W	10	SW	SE		IRR	38.0
			SE	SE		IRR	38.0
			Section Acres				76.0
		15	NE	NE		IRR	38.0
			NW	NE		IRR	38.0
			Section Acres				76.0
			Total Acres				152.0

11. Place of use in counties: WASHINGTON

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:

CLAIM NO. A67-02017, A67-07489, A67-07561.

14. Remarks:

THIS WATER CARRIED IN THE SCHWENKFELDER DITCH.
"Ownership changed by RDH on 6/25/91"

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

JOHN T. MUIR

Decree Plaintiff

WILLIAM ALLISON

vs Decree 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 _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

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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 _____

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NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED
MAR 19 1991

DATE OF CLOSING: 3/7/91

LEGAL DESCRIPTION OF PROPERTY: Township 14 NORTH Range 2 WEST Department of Water Resources
Section , 1/4 of 1/4 of 1/4, Govt. Lot , BM. Western Regional Office
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: A67-00480 A67-02017 A67-07489 A67-07561

☒ Name and Address of Former Owner/Claimant(s)(Seller): DAVID F. DICKERSON
P.O. BOX 40
CAMBRIDGE, ID 83610

☒ New Owner/Claimant (Purchaser): J. ROBERT SCHWENKFELDER & BONNIE SCHWENKFELDER

☒ New Mailing Address: 3425 ARMOUR
BOISE, ID 83704

☒ New Telephone Number: () 322-5407

☒ Does the change in ownership result in a splitting of the water right owned/claimed? yes xxno
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: RECORDED WARRANTY DEED

(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) J.R. Schwenkfelder Date 3/18/91
Bonnie P. Schwenkfelder Date 3-18-91

☐ Signature of Former Owner/Claimant(s): _____ Date _____
_____ 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:

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Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Section 42-1409(7), Idaho Code. This statute provides that new property owners notify the Department of Water Resources (IDWR) of any change in ownership of a water right during an adjudication of water rights, and if a claim for the water right has not been filed to file the needed claim(s).

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. If you would like any of these brochures or if you have questions about completing this form please contact your nearest office of IDWR or you may call 1-800-451-4129 (toll-free).

The first line of the form asks for the date of closing so IDWR will have a record of the effective date of the property transfer.

The second line of information requires the legal description of the property being transferred. This information is **ESSENTIAL** and should be available from the documents that will be present at the time of closing. The first two lines of the legal description **MUST** be completed. IDWR's records are based upon legal descriptions using township, range, section and fractions of a section descriptions, and this information must be included on the form. If you also have available a legal description based upon a townsite or subdivision and lot and block number, please also include this additional information. A lot and block legal description is **NOT** a substitute for the township, range, section and fraction of a section description.

After completing the legal description, if all water is supplied by a public service water supply you may check the first box; complete the name, address and telephone information for yourself, the new owner; sign the form in the space provided and return the form to the IDWR office nearest you.

If there are water rights associated with the property, the seller should be able to provide you with the water right number(s). The water right number(s) for the property are to be put in the space provided at the second box on the form. If you or the seller believe there are water rights for the property but the numbers are unknown, then you may wish to call or come into an office of IDWR for assistance in identifying the water rights for the property involved. If claims for the property have not been filed you will be so advised by IDWR.

After the water right number(s) for the property has been entered on the form, complete the name and address information for **BOTH** the former owner/seller and for yourself, the new owner, in the spaces provided. Please also include your telephone number. If the property you have purchased is only part of the property owned by the former owner/seller, you may be purchasing only part of the total water right held by the seller. This means the water right held by the seller must be split so you get your proportionate share of the water right. Be sure to include a description of the portion of the water right you have purchased. The seller should be able to help you describe the portion of the water right for the property you have purchased.

If the former owner/seller will sign the form and the seller is shown as the claimant of the water right in IDWR's records, then you do not need to attach proof of ownership of the land or the water right. The seller should know if the original claim was filed by him, or if the seller has filed a change in ownership so the seller is shown as the claimant of the water right in IDWR's records. If the seller is not going to sign the form then you must attach some proof of ownership of the property described at the top of the form or proof of ownership referencing the specific water right(s) for the property.

The new owner must sign the form in the space provided. If the former owner/seller is available to sign the form please do so in the space provided.

When complete, the new owner and the former owner/seller should each retain one of the copies and return the original of the form to IDWR. You may return the form to the IDWR office nearest you or to: Idaho Department of Water Resources, Statehouse Mail, Boise, ID 83720-9000, Attention: Adjudication Bureau.

"EXHIBIT A"

IN WASHINGTON COUNTY, IDAHO:

IN TOWNSHIP 14 NORTH, RANGE 2 WEST OF THE BOISE MERIDIAN:

SECTION 10: S1/2SE1/4

SECTION 11: S1/2SW1/4; NE1/4SW1/4; S1/2SE1/4; NE1/4SE1/4

SECTION 14: N1/2NW1/4; NE1/4; NE1/4SE1/4

SECTION 15: N1/2NE1/4

SUBJECT TO County Road right-of-way.

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WARRANTY DEED

FOR VALUE RECEIVED, David F. Dickerson, and Ronald D. Schoen, in his official capacity as Trustee in Case No. 87-02035-F, styled as In Re David F. Dickerson, Debtor, presently pending in the United States Bankruptcy Court, District of Idaho, the Grantors, do hereby grant, bargain, sell and convey unto Bob Schwenkfelder and Bonnie Schwenkfelder, husband and wife, the Grantees, whose mailing address is 3425 Armor, Boise, Idaho 83704, the following described premises, in Township 14 North, Range 2 West of the Boise Meridian, in Washington County, Idaho, to-wit:

Section 10: S $\frac{1}{2}$ SE $\frac{1}{4}$
 Section 11: S $\frac{1}{2}$ SW $\frac{1}{4}$; NE $\frac{1}{4}$ SW $\frac{1}{4}$; S $\frac{1}{2}$ SE $\frac{1}{4}$; NE $\frac{1}{4}$ SE $\frac{1}{4}$
 Section 14: N $\frac{1}{2}$ NW $\frac{1}{4}$; NE $\frac{1}{4}$; NE $\frac{1}{4}$ SE $\frac{1}{4}$
 Section 15: N $\frac{1}{2}$ NE $\frac{1}{4}$

TOGETHER WITH all water rights, including, but not limited to Water under License Number 67-0480, 67-2017, 67-2385, 67-7312, 67-7458 and 67-7489, ditch rights, mineral rights, permits and licenses, rights of way, improvements, fixtures, tenements, ASCA farm program payments for the 1991 crop year and thereafter, hereditaments and appurtenances thereto belonging or used in connection therewith.

SUBJECT TO County Road Right-of-way, Easements, Reservations and Restrictions of Record;

SUBJECT TO a right-of-way across the existing roadway (or any replacement thereof which is equal to or better than the existing roadway) for access from the existing county road to the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 12, which access is across the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 11, Township 14 North, Range 2 West, Boise Meridian; which will be created upon fulfillment of unrecorded Contract of Sale between David F. Dickerson and Robert M. Williams and Susan M. Williams, husband and wife;

SUBJECT TO that certain Mortgage in the original amount of \$215,000.00, dated the 14th day of April, 1989, wherein David F. Dickerson, a single man is the Mortgagor, the United States of America, Department of Agriculture, acting through the Farmers Home Administration is the Mortgagee, recorded on the 5th day of June, 1989 as Instrument No. 147265, Records of Washington County, Idaho, which the Grantees assume and agree to pay, according to its terms, by the execution hereof.

FRANK T. ELAM

ATTORNEY AND COUNSELOR AT LAW

203 E. LAKE ST., SUITE 9

P.O. BOX AP McCALL, IDAHO 83638

PHONE (208) 634-2200 FAX (208) 634-2201

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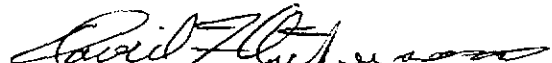
OCT 01 1992

Warranty Deed

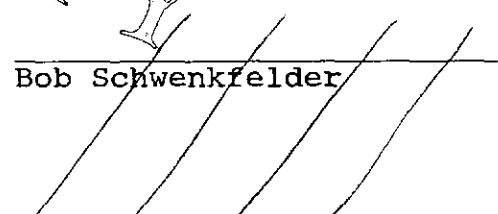
Page 2.

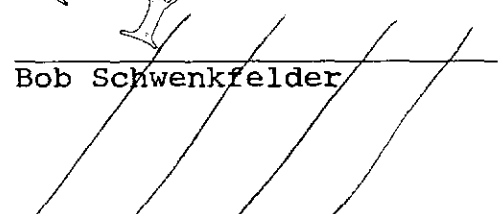
To have and to hold the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; That the said premises are free from all incumbrances except that listed above, taxes for the year 1990, which are not yet due and payable and that they will warrant and defend the same from all lawful claims whatsoever.

Dated this 7th day of March, 1991.


David F. Dickerson


Ronald D. Schoen
Trustee in Bankruptcy

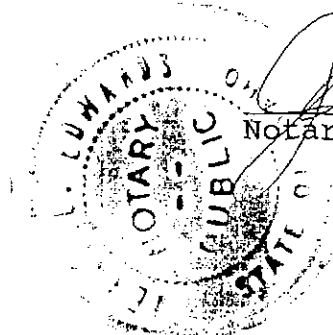

Bob Schwenkfelder


Bonnie Schwenkfelder

State of Idaho,)
(ss.
County of Washington.)

On this 7th day of March, 1991, before me, the undersigned, a Notary Public in and for said State, personally appeared David F. Dickerson, 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 first above written.


Notary Public for Idaho
MICROFILMED
OCT 01 1992


FRANK T. ELAM

ATTORNEY AND COUNSELOR AT LAW

203 E. LAKE ST., SUITE 9

P.O. BOX 40 McALL, IDAHO 83638

PHONE (208) 634-2200 FAX (208) 634-2201

1 Warranty Deed

Page 3.

2 Residing at Weiser, Idaho
3 My Commission expires:

4 State of Idaho,)
5 (ss.
6 County of Washington.)

7 On this 7th day of February, 1991, before me, the
8 undersigned, a Notary Public in and for said state, personally
9 appeared Ronald D. Schoen, known or identified to me to be the
10 Trustee of the United States Bankruptcy Court, District of
11 Idaho, the entity that executed the instrument or the person who
12 executed the instrument on behalf of said government entity and
13 acknowledged to me he executed the same in his capacity as
14 Trustee in Case No. 87-02035-F.

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

18 
19 Notary Public for Idaho
20 Residing at Weiser, Idaho
21 My Commission expires: 3/26/91
22 

23 State of Idaho,)
24 (ss.
25 County of Washington.)

26 On this day of February, 1991, before me, the
undersigned, a Notary Public in and for said State, personally
appeared Bob Schwenkfelder and Bonnie Schwenkfelder, 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 first above
written.

Notary Public for Idaho
Residing at Weiser, Idaho
My Commission expires:

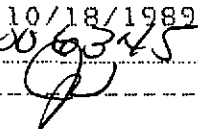
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FRANK T. ELAM
ATTORNEY AND COUNSELOR AT LAW
203 E. LAKE ST., SUITE 9
P.O. BOX 40 McALL, IDAHO 83638
PHONE (208) 634-2200 FAX (208) 634-2201

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: A67-00480
Date Received: 10/18/1989
Receipt No: 2006345
Received By: 

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DAVID F. DICKERSON 208-257-3581
Address: P.O. BOX 40
CAMBRIDGE, ID 83610

2. Date of Priority: MAY 01, 1892

3. Source: LITTLE WEISER RIVER Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
14N	02W	1	NE	NE	SW		ADAMS

5. Description of diverting works:
DIV. VIA SCHWENKFELDER D. W/PUMP FOR SPRINK. & ALSO FLOOD IRR.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.900		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14N	02W	10	SW	SE		IRR	38.0
			SE	SE		IRR	38.0

Section Acres 76.0

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10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14N	02W	15	NE	NE		IRR	38.0
			NW	NE		IRR	38.0
Section Acres							76.0
Total Acres							152.0

11. Place of use in counties: WASHINGTON

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:

CLAIM NO. A67-02017, A67-07489, A67-07561.

14. Remarks:

THIS WATER CARRIED IN THE SCHWENKFELDER DITCH.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

JOHN T. MUIR

Decree Plaintiff

vs

WILLIAM ALLISON

Decree 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 ☒ 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): David J. Huthwaite Date: 10/18/89

Date: _____

State of Idaho)
County of ADA) SS.

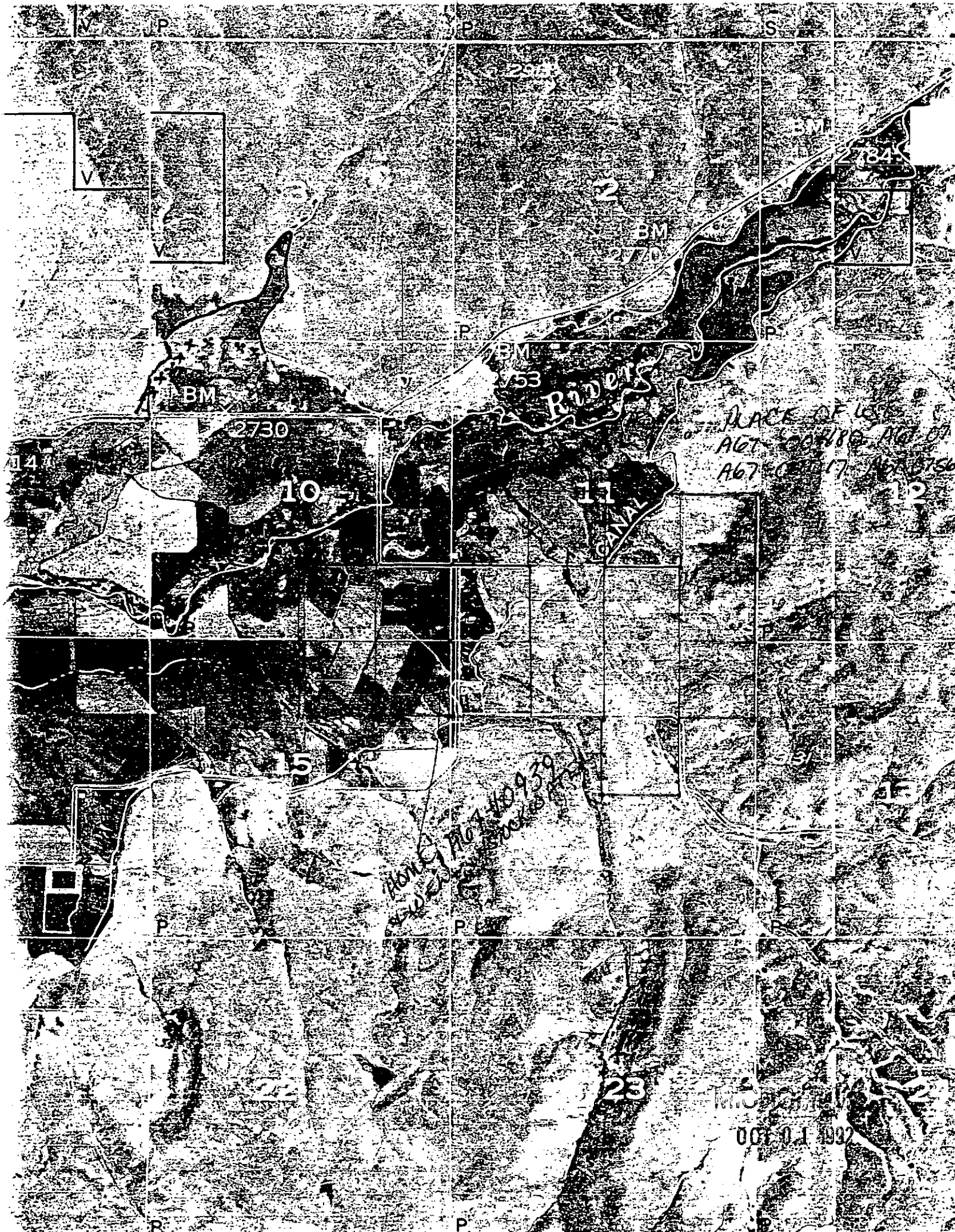
Subscribed and sworn (or affirmed) before me this 18th day
of October 19 89

Jan Thurtell
Notary Public

Seal:

Residing at Meridian ID
My Commission Expires 9-14-94

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State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705 - (208) 334-2190

DATE: June 27, 1991

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

J. Robert Schwenkfelder
or Bonnie Schwenkfelder
3425 Armour
Boise, Id. 83704

NOTICE OF CLAIM NO. (S)
A67-00480

A67-02017

A67-07489

A67-07561

Dear J. Robert and Bonnie,

Enclosed is a copy(s) of the above referenced claim(s) which reflects the change in ownership of the lands and appurtenant water rights covered by this claim(s).

The Department will contact you in the future concerning any requirements that may be needed in order to process this claim(s) for final court decree.

If you have any questions concerning the enclosed claim(s), please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads 'Ron Howerton'.

Ron Howerton
Senior Water Resource Agent

cc: File

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