

78-257C & 78-258A

**T19N R02E
S29**



900 0 900 1800 Feet

Map prepared by: Carter Fritschle
Date prepared: 11/30/05
2004 NAIP Photography
Idaho Department of Water Resources



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Interim Director

April 18, 2006

FRANKLIN AND MARCELLA MATHER
5429 HWY 95
NEW MEADOWS ID 83654

RE: Snake River Basin Adjudication (SRBA)
Notice of Change in Water Right Ownership
Notices of Claim to a Water Right #78-257C, 78-258A and 78-10058

Dear Claimants:

We are returning the Notice of Change in Water Right Ownership you submitted for your property in Adams County. The place of use for the water rights listed on your change of ownership is not the land described in the escrow closing instructions.

We have also checked our records and we did not find any recorded water rights for your land in Township 22 North, Range 1 East, Section 22.

Please contact me at 208/287-4917 if you need additional assistance.

Sincerely,

Carter Fritschle
Section Manager
Adjudication Bureau

CLF:ss:file
Enclosure:

Notice of Change in Water Right Ownership

SCANNED

APR 18 2007



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 287-4800 FAX: (208) 287-6700 www.idwr.idaho.gov

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

December 1, 2005

DANIEL SCHLACHTER
NANCY SCHLACHTER
5429 HWY 95
NEW MEADOWS ID 83654

RE: Snake River Basin Adjudication (SRBA) Claim Nos. 78-257C, 78-258A and 78-10058

Dear Claimants:

Enclosed are copies of the preliminary recommendations for the claims referenced above. Upon further reviewing SRBA Claim No. 78-258A, I have concluded that only approximately 0.05 cfs of the 0.09 cfs claimed on the claim was from water right 78-258. The balance of the water for that claim appears to be from water right 78-257. Therefore, I am planning on recommending 0.05 cfs for claim 78-258A and I am recommending an additional claim, 78-257C for the additional 0.04 cfs to bring the total of the two claims to 0.09 cfs.

As for SRBA Claim No. 78-10056, if you determine that there is more than ½ acre of lawn and garden irrigation from the shallow well on the property, please submit the evidence of that use to this office and to my attention by January 20, 2006. I have enclosed a pamphlet that explains what is required to support a priority date for a beneficial use water right.

If you have any questions, the direct phone line to my desk is (208) 287-4917, or you may email me at Carter.Fritschle@idwr.idaho.gov.

Sincerely,

A handwritten signature in cursive script that reads "Carter Fritschle". The signature is written in dark ink and is positioned above the printed name and title.

Carter Fritschle
Water Rights Supervisor
Adjudication Bureau

Enclosures:

Evidence of Priority Date pamphlet
Preliminary Recommendations
GIS map

11/30/2005

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

RIGHT NUMBER: 78-257C
NAME AND ADDRESS: DANIEL SCHLACHTER
5429 HWY 95
NEW MEADOWS ID 83654
NANCY SCHLACHTER
5429 HWY 95
NEW MEADOWS ID 83654

SOURCE: WEST BRANCH GOOSE CREEK TRIBUTARY: LITTLE SALMON RIVER

QUANTITY: 0.040 CFS

PRIORITY DATE: 05/01/1878

POINT OF DIVERSION:
T19N R02E S29 NENW Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.040 CFS

PLACE OF USE: IRRIGATION Within ADAMS County
T19N R02E S29 NWNW 2.0

2 ACRES TOTAL

Right Nos. 78-257C and 78-258A are limited to the irrigation of a combined total of 2 acres in a single irrigation season.

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

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Water is delivered through the Estabrook-Bryden Canal.

11/30/2005

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

RIGHT NUMBER: 78-258A

NAME AND ADDRESS: DANIEL SCHLACHTER
5429 HWY 95
NEW MEADOWS ID 83654

NANCY SCHLACHTER
5429 HWY 95
NEW MEADOWS ID 83654

SOURCE: WEST BRANCH GOOSE CREEK TRIBUTARY: LITTLE SALMON RIVER

QUANTITY: 0.050 CFS

PRIORITY DATE: 05/01/1878

POINT OF DIVERSION:

T19N R02E S29 NENW Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.050 CFS

PLACE OF USE: IRRIGATION Within ADAMS County

T19N R02E S29 NWNW 2.0

2 ACRES TOTAL

Right Nos. 78-257C and 78-258A are limited to the irrigation of a combined total of 2 acres in a single irrigation season.

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

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Water is delivered through the Estabrook-Bryden Canal.

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 78-257C
Date Received: 11/30/2005
Receipt No:
Received By:

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

1. Name of Claimant(s)

DANIEL SCHLACHTER Phone: (208)347-4640
5429 HWY 95
NEW MEADOWS ID 83654

NANCY SCHLACHTER Phone: (208)347-4640
5429 HWY 95
NEW MEADOWS ID 83654

2. Date of Priority: 05/01/1878

3. Source: GOOSE CREEK WEST BRANCH Trib. to: LITTLE SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
19N	02E	29	NE NW	ADAMS	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	10/31	0.04	

7. Total Quantity Appropriated is:
0.04 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
19N	02E	29	NW	NW	IRRIGATION	2
					Section Acres	2
					Total Acres	2

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: Decreed

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

RECEIVED

NOV 16 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 the 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
A78-10058					
A78-00258A					

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) Purl and/or DeVota Fritschle
HC75 Box 3331 New Meadows, ID 83654
4. New Owner/Claimant(s) Daniel and/or Nancy Schlachter
 Name Connector (Check one): ☐ and, ☐ or, ☒ and/or
- New Mailing Address 5429 Hwy 95
- City, State and ZIP Code New Meadows, ID 83654
- New Telephone Number (208) 347-4640
5. Date you acquired the property 6-19-04

SCANNED

NOV 29 2005

SCANNED

NOV 17 2005

SCANNED

NOV 8 2005

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 _____		
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	_____	_____

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) Don Schuler
(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 AM Date 11-16-05 Fee \$ 50.00/kx
 Received by AM Date 11-16-05 Receipt No. C079653
 Processed by _____ AJ Date _____ WR _____ Date _____



WARRANTY DEED

David W. Fritschle and Kathy Sue Fritschle, as Successor Co-Trustees of the
For Value Received, Purl & Devota Fritschle Trust uti Dated May 4, 1995, the Grantors,
do hereby grant, bargain, sell and convey unto
Daniel R. Schlachter, an unmarried man
whose address is P.O. Box 583 NEW MEADOWS, ID 83654,
the Grantee, the following described premises, to-wit:

SEE EXHIBIT A WHICH IS MADE A PART HEREOF BY THIS REFERENCE

TO HAVE AND TO HOLD the 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 said premises are free from all encumbrances except the 2004 taxes and assessments
and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: 6-19-04

Purl & Devota Fritschle Trust uti Dated May 4, 1995

BY: David W. Fritschle
David W. Fritschle, Successor Co-Trustee

BY: Kathy Sue Fritschle
Kathy Sue Fritschle, Successor Co-Trustee

Instrument # **106397**

COUNCIL, ADAMS, IDAHO

2004-06-22

03:15:28 No. of Pages: 2

Recorded for: **TIMBERLINE TITLE & ESCROW**

MICHAEL FISK

Fee: 6.00

Ex-Officio Recorder Deputy [Signature]

Index to: DEED

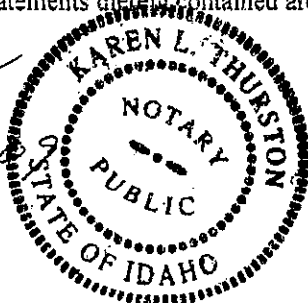
State of Idaho)
County of Valley)ss

On this 19 day of June, 2004, before me Karen L. Thurston, a notary public in and for
said State, personally appeared David W. Fritschle and Kathy Sue Fritschle being by me first duly sworn, declared
that they are Trustees of the Purl & Devota Fritschle Trust uti Dated May 4, 1995 that they signed the foregoing
document as the Trustees and that statements therein contained are true.

Karen L. Thurston
Notary Public

Residing at: Asiade

Commission Expires: 7-10-09



SCANNED

NOV 17 2005

INSTRUMENT NO. 101397

PAGE 2 OF 2

Lots 21, 22, together with the north half of a vacated alley adjoining said lots, and the North 98 feet of Lot 23, Rowell's Park Addition as shown on the official plat of said Addition, on file in the Adams County Recorder's Office, Adams County, Idaho in Book 1 Plats page 14.

AND

Lots 8, 9 and 10 of Block 1, and Lots 1, 2, 3, 4, 5, 6 and 7, Block 2, together with the south half of a vacated alley adjoining said lots and vacated Sixth Street all in Meadows Original Townsite as shown on the official plat thereof on file in the office of the Adams County Recorder, Adams County, Idaho.

EXCEPTING THEREFROM THE RIGHT-OF-WAY OF HIGHWAY 55 AS NOW ESTABLISHED.

SCANNED

NOV 17 2005

DoneIN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEMCIVIL CASE NUMBER: 39356
Ident. Number A78-~~10058~~ 00258A
Date Received 5-3-88
Receipt Number 48621

C 592

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAWRECEIVED
NOV 16 2005
Department of Water Resources

Please type or print clearly

1. Name of Claimant (s) Purl and/or Devota Fritschle Phone (208) 347-2408Mailing Address HC 75 Box 3331 New Meadows Zip 836542. Date of Priority (Only one (1) per claim) May 1 1878 ID3. Source of water supply (a) Goose Creek
which is tributary to (b) Little Salmon River4. a. Location of existing point of diversion is: Township 19N Range 2E Section 29,
NW 1/4 of NE 1/4 of NW 1/4, Govt. Lot, _____ B.M., County of _____

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____
_____ 1/4, Govt. Lot _____ B.M., County of _____5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Concrete structure with
headgate in Goose Creek.

SCANNED

MICROFILMED

NOV 17 2005

Copies: White State Yellow Government
OCT 03 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 4-15 to 10-15 amount 0.09 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.09 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 4 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
19N	2E	29						2											2

Total number of acres irrigated 2

11. In which county (ies) are lands listed above as place of use located? Adams

12. Do you own the property listed above as place of use? Yes ☒ No ☐
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
A78-10058 or None ()

14. Remarks: Water is delivered through the Esterbrook
Bryden Canal
This claim is the combined water right of parts
of 78-0209, 78-0257, and 78-0258

Last Name Fritschle Ident No. A78-00258 **SCANNED** **MICROFILMED** Copies: White-State, Yellow-Claimant

NOV 17 2005

OCT 05 1992

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit _____

Decree ☒

If applicable provide IDWR Water Right Number 78-0258

Court _____ Case Number _____ Decree Date _____

Plaintiff vs 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 - 1 -

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) x Paul Fritschle Date 5/3/88

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

Title

of _____, that I have signed the foregoing

Organization

document in the space below as _____ of _____

Title

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or _____)

County of Adams)

SS.

Subscribed and sworn (or affirmed) before me this 3rd day of May 19 88

SEAL

Notary Public Carter Fritschle

Residing at Eagle, Id

My Commission Expires 3-21-94

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name Fritschle Ident. Number A78-002584 SCANNED MICROFILMED

Copies White-State, Yellow-Claimant

NOV 17 2005

OCT 05 1992

SCANNED
NOV 1964
MICROFILMED

78-00258A

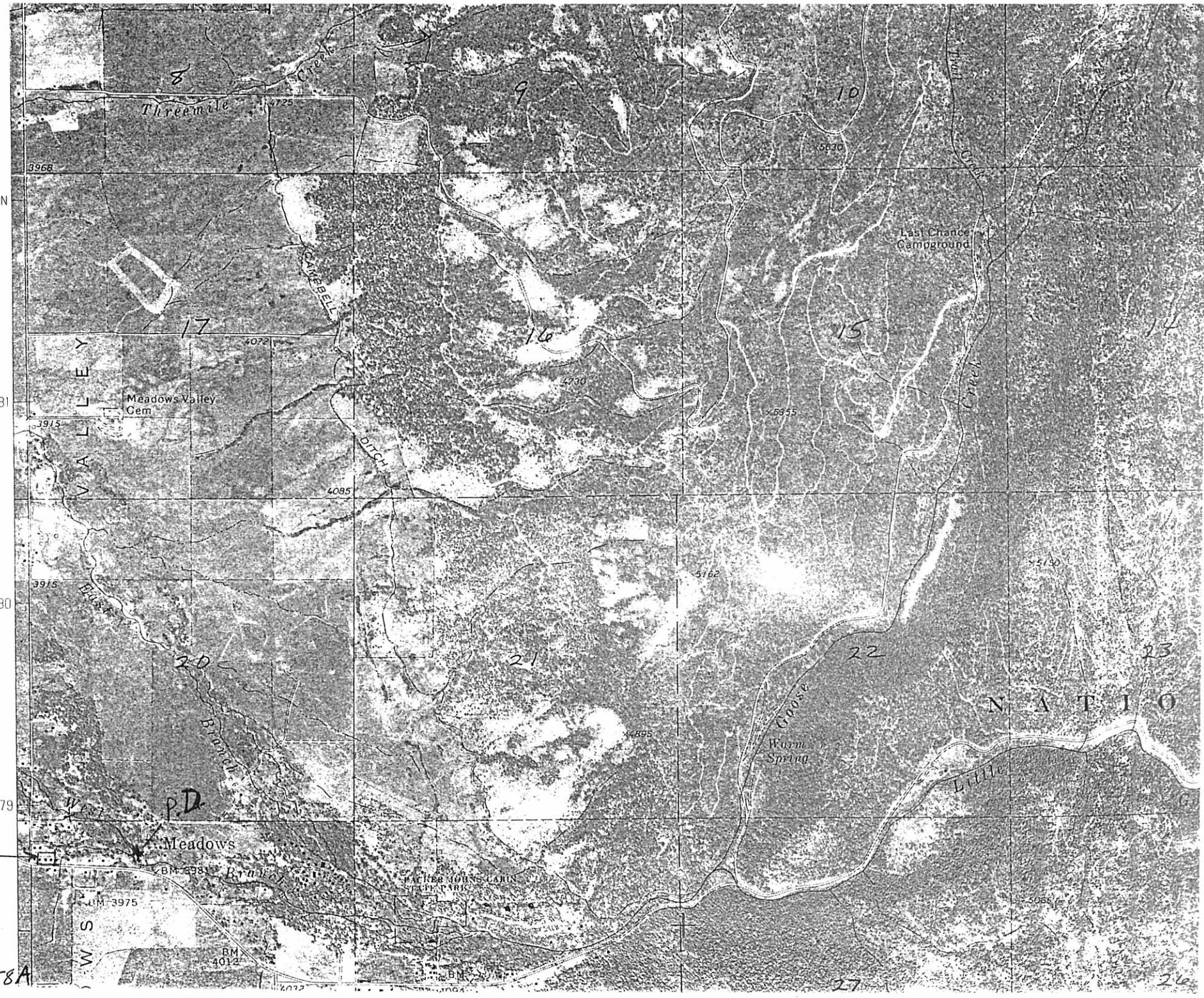
44°02'00" N

4°01'

4°00'

4°01'

57°30'





State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

November 21, 2005

DANIEL AND NANCY SCHLACHTER
5429 HWY 95
NEW MEADOWS ID 83654

RE: Snake River Basin Adjudication (SRBA)
Incomplete Notice of Change in Water Right Ownership
Notices of Claim to a Water Right #78-10058 and 78-258A

Dear Mr. and Mrs. Schlachter:

We are returning page one of the Notice of Change in Water Right Ownership you submitted for your property in Adams County. We need one of you to sign the form at Item #7, then return that page to the attention of **Carter Fritschle** at this office, please.

The Notices of Claim referenced above are still pending before the SRBA District Court; therefore, no fees were due. The refund process has been initiated with the State Auditor's Office for the \$50.00 fee you paid on receipt #C079653. You should receive a check soon.

If you have any questions, please call me at 208/287-4922.

Sincerely,

Sally Sherman
Technical Records Specialist
Adjudication Technical Section

SS:region
Enclosure:

Incomplete Page 1 of Notice of Change in Water Right Ownership

SCANNED

NOV 18 2005

REFUND REQUEST

TO: S. Sherman to Log In
 FOR: D. Shaff/D. Allen
 FROM: S. Sherman Date: 11-18-05
 SUBJ: Receipt No. C079653 (Please attach ARQ2 Receipt copy immediately behind blue form)

RE: PayOR Don Schlachter Trucking
 Address 5429 Hwy. 95
New Meadows ID 83654

Claimant(s) if NOT Payor Don + Nancy Schlachter
 Refund Amount \$ 50.- Claim Location (Region/Claimant)(State)
 Extension Filed? Y/N NA Copy Attached? Y/N NA
 Late Fees Paid? Y/N NA Late Fee Receipt # C079653
 S.O. Verified Ext. by — on — D.B. Query by —
 Refund Generated By () Agent () Claimant (✓) Sal
 Refund Category:
 insufficient fees / claim incomplete / withdrawn / o-pmt

Date of Last Correspondence (copy attached) 11-21-05

Claim No.	Use*	Fees	Correct	Rec't #
		Paid	Fee	
<u>78-258A</u>	<u>01</u>	<u>\$25.-</u>	<u>0</u>	<u>C079653</u>
<u>78-10058</u>	<u>43</u>	<u>\$25.-</u>	<u>8</u>	<u>✓</u>
_____	_____	\$ _____	_____	_____
_____	_____	\$ _____	_____	_____
_____	_____	\$ _____	_____	_____
Total		\$ _____	\$ _____	

*Incomplete claims or insufficient fees for irrigation use will generally NOT be refunded. D.E. claim in AJSP1 at minimum.

Detailed Reason(s) for Refund Attached ~~Y/N~~
No fee on ownership changes.

Region AJ Spvsr. Approval [Signature] S.O. AJ Spvsr. Approval [Signature]
 Don Shaff Approval [Signature] 11-25-05 Hold — To Fiscal 11-25-05
 Logged 11-18-05
 Data Base Modified? Y/N NA A &/or R Records By — on —
Don - See ltr. attached p/s.

SCANNED
 NOV 25 2005

**IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 78-258A**

07/18/2005

1

Water Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
78-209A	Claim	19N	02E	29	NW	NW		IRRIGATION	0.5/68	TANA WILSON KERBY
78-209B	Claim	19N	02E	29	NW	NW		IRRIGATION	7.7/7.7	G DALE SMITH
78-210A	Claim	19N	02E	29	NW	NW		IRRIGATION	0.5/68	TANA WILSON KERBY
78-210B	Claim	19N	02E	29	NW	NW		IRRIGATION	7.7/7.7	G DALE SMITH
78-211A	Claim	19N	02E	29	NW	NW		IRRIGATION	0.5/68	TANA WILSON KERBY
78-211B	Claim	19N	02E	29	NW	NW		IRRIGATION	7.7/7.7	G DALE SMITH
78-221	Claim	19N	02E	29	NW	NW		IRRIGATION	0.5/0.5	MARK D SMITH
78-257B	Claim	19N	02E	29	NW	NW		IRRIGATION	0.7/0.7	GARY H CHIPMAN
78-258A	Claim	19N	02E	29	NW	NW		IRRIGATION	2/2	PURL FRITSCHLE
78-10058	Claim	19N	02E	29	NW	NW		IRRIGATION	2/2	DE VOTA FRITSCHLE
78-209	Water Right	19N	02E	29	NW	NW		IRRIGATION		JOHNATHON MC MAHAN
78-210	Water Right	19N	02E	29	NW	NW		IRRIGATION		JOHNATHON MC MAHAN
78-211	Water Right	19N	02E	29	NW	NW		IRRIGATION		JOHNATHON MC MAHAN
78-4018	Water Right	19N	02E	29	NW	NW		IRRIGATION	1/1	MRS LAWRENCE J MERRITT
78-4006A	Claim	19N	02E	29	NW	NW		IRRIGATION FROM STORAGE	0.5/5290.5	GOOSE LAKE RESERVOIR CO
78-4006B	Claim	19N	02E	29	NW	NW		IRRIGATION FROM STORAGE	0.5/5290.5	GOOSE LAKE RESERVOIR CO

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: A78-00258A
Date Received: 5/03/1988
Receipt No: C000592
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: PURL FRITSCHLE 208-347-2408
Address: HC. 75 BOX 3331
NEW MEADOWS, ID 83654
AND/OR
Name: DE VOTA FRITSCHLE 208-347-2408
Address: HC. 75 BOX 3331
NEW MEADOWS, ID 83654
2. Date of Priority: MAY 01, 1878
3. Source: GOOSE CREEK Trib. to: LITTLE SALMON RIVER
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 19N | 02E | 29 | NW | NE | NW | | ADAMS |
5. Description of diverting works:
CONCRETE STRUCTURE WITH HEADGATE IN GOOSE CREEK
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 04/15 | 10/15 | 0.090 | | |
7. Total Quantity Appropriated is:
0.090 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 4.0 Acre Feet Per Annum.
9. Non-irrigation uses:
NONE

A78-00258A

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Date: 01/11/89

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10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
19N	02E	29	NW	NW	IRR	2.0
Section Acres						2.0
Total Acres						2.0

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:
A78-10058

14. Remarks:

WATER IS DELIVERED THROUGH THE ESTERBROOK BRYDEN CANAL. THIS CLAIM IS THE COMBINED WATER RIGHT OF PARTS OF 78-0209, 78-0257, AND 78-0258.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

Decree Plaintiff

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: _____

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 _____

Done

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: 39356

Ident. Number A78-~~40058~~ 00258ADate Received 5-3-88Receipt Number 48621C 592

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Purl and/or Devota Fritschle Phone (208) 347-2408Mailing Address HC 75 Box 3331 New Meadows Zip 836542. Date of Priority (Only one (1) per claim) May 1 1878 ID3. Source of water supply (a) Goose Creek
which is tributary to (b) Little Salmon River4. a. Location of existing point of diversion is: Township 19N Range 2E Section 29,NW 1/4 of NE 1/4 of NW 1/4, Govt. Lot, _____ B.M., County of _____

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well.Concrete structure with
headgate in Goose Creek.

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 4-15 to 10-15 amount 0.09 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.09 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 4 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
19N	2E	29					2												2

Total number of acres irrigated 2

11. In which county (ies) are lands listed above as place of use located? Adams

12. Do you own the property listed above as place of use? Yes ☒ No ☐
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
A78-10058 or None ()

14. Remarks: water is delivered through the Esterbrook
Bryden Canal
This claim is the combined water right of parts
of 78-0209, 78-0257, and 78-0258

Last Name Fritschle Ident No. A78-00258A

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15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit _____

Decree ☒

If applicable provide IDWR Water Right Number 78-0258

Court _____ Case Number _____ Decree Date _____

Plaintiff vs 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 - 1 -

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) x *Curt Fritschle* Date 5/3/88

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

Title

of _____, that I have signed the foregoing

Organization

document in the space below as _____ of _____

Title

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or _____)

County of Adams) SS.

Subscribed and sworn (or affirmed) before me this 3rd day of May 19 88

SEAL

Notary Public *Carter Fritschle*

Residing at *Eagle, Id*

My Commission Expires 3-21-94

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name Fritschle Ident. Number A78-00258A

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