



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

2A now
RECEIVED

FEB 13 2007

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

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 IDWR will produce new water right number(s) for the split(s).

Water Right No(s)	Adjudication Claim No(s)	Split(s)	Water Right No(s)	Adjudication Claim No(s)	Split(s)
	AT 78-258A				
	AT 78-1005B				
	AT 78-257C				

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 on file with the county Planning and Zoning or Recorder's Office).
- OR**
- D. 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 or equivalent **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)

NANCY OR DANIEL SCHLACHTER
5429 HWY 95

4. New Owner/Claimant(s)

NEW MEADOWS ID 83654

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

New Mailing Address

FRANKLIN OR MARCELLA MATHER
5429 HWY 95

City, State and ZIP Code

NEW MEADOWS ID 83654

New Telephone Number

208) 628-4011

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 line 1, then skip this line and go to line 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 (you may copy this page, if 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 will not be split, skip this area and proceed to line 7)		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Water Right and/or Adjudication Claim Number _____		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number _____		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number _____		
Irrigation		
Stock		
Domestic		
Other		
Totals		

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.

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

IT IS IMPORTANT TO FILE THIS COMPLETED FORM AT THE APPROPRIATE IDWR OFFICE, WITH PAYMENT OF THE FILING FEE AND THE OWNERSHIP DOCUMENT(S), AS REFERRED TO IN LINE 2.

For IDWR Office Use Only:

Received by _____ Date _____
 Received by _____ Date _____
 Processed by _____ AJ Date _____

Receipt Amt. _____
 Receipt No. _____
 WR _____ Date _____

TIMBERLINE TITLE & ESCROW, INC.
204 Illinois Avenue, P.O. Box 6
Council, Idaho 83612
208-253-6886 Fax No. 208-253-6887

*1/4 mile of pipes
800'*

ESCROW CLOSING INSTRUCTIONS- #06-452

BORROWER: FRANKLIN J. MATHER AND MARCELLA MATHER, husband and wife

DATE: NOVEMBER 8, 2006

We hand you a Note and Deed of Trust in the amount of \$173,565.00 executed by FRANKLIN J. MATHER and MARCELLA MATHER, husband and wife, the undersigned, in favor of NATIONAL CITY BANK, securing the following described property situated in Adams County, Idaho:

Township 22 North, Range 1 East, Boise Meridian, Adams County, Idaho
Section 22: A parcel of land in said section more particularly described as follows:

Starting at a point where the West side of U.S. 95 right-of-way intersects the South boundary of NE1/4SW1/4, Section 22, T22NR1E;

Thence 400 feet, more or less, in a Northwesterly direction along U.S. Highway 95 right-of-way;

Thence at a 90° angle from highway right-of-way and in a Southwesterly direction 520 feet more or less to the South boundary of NE1/4SW1/4, Section 22, T22NR1E;

Thence 650 feet East more or less to a point of intersection of the West side of U.S. Highway 95 right-of-way and South boundary of NE1/4SW1/4 Section 22, T22NR1E.

which we authorize you to use in connection with the above numbered escrow when you can comply with these and the attached instructions of the lender.

NOTE: A title insurance policy is being written for your mortgage lender, but that policy does not provide title insurance coverage to you. If you are uncertain whether you should obtain an owner's policy of title insurance, we urge that you seek independent advice.

We instruct you to disburse deposited funds pursuant to the Escrow Closing Statement examined and approved by us. Proceeds of this escrow may be disbursed by your checks payable to the respective parties as shown on the Escrow Closing Statement. Your checks and documents may be mailed to the addresses furnished to you.

When all documents have been signed and you have received all necessary funds, we authorize and instruct you to record the necessary documents, and disburse funds collected according to these instructions and the Escrow Closing Statement. Should this transaction close later than the specified closing date, you are to adjust the payoff amounts to the existing demands as shown on the Escrow Closing Statement to reflect any additional per diem or other amounts shown on the demand statements and make corresponding adjustments from our proceeds.

Execution of any document will be considered full approval of it. We instruct you to fill in, before closing, any incomplete instrument according to these instructions.

In the event conflicting demands are made or notices served upon you with respect to the closing, we agree that you will have the absolute right, at your election, to do either or both of the following: 1) withhold and stop all further performance of the closing; and/or 2) file a suit in interpleader to obtain an order from a court of competent jurisdiction requiring the parties to interplead and litigate our several claims and rights among ourselves. In this event we agree to pay all costs, expenses, and reasonable attorneys' fees expended or incurred by you.

You will be responsible only for the exercise of ordinary care in the proper delivery of the subject matter of this escrow and are released from any further liability in the premises. We agree to pay on demand, and to indemnify and hold you harmless from and against all costs, damages, judgments, attorneys' fees, expenses, and liabilities of every kind or nature, suffered or incurred or arising out of this escrow except any liability founded upon your failure to exercise ordinary care in the proper delivery of the subject matter of this escrow.

We have been specifically informed that you are not licensed to practice law and no legal advice has been offered by the company or any of its employees. We have been further informed that the company is acting only as escrow closer and that it is forbidden by law from offering any advice to any party respecting the merits of this escrow transaction or the nature of the instruments used, and that neither it nor its employees have done so. We have not been discouraged from seeking advice of any attorney, but have been requested to seek legal counsel of our own choosing, if we have doubts concerning any aspect of this transaction.

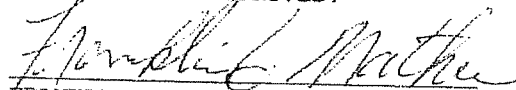
We declare that all instruments to which we are a party, if prepared by the escrow company or any of its employees, have been prepared under the direction of our attorney or ourselves, and particularly declare that copying legal descriptions from title reports onto deed forms or reforming of legal descriptions or agreements are, or will be solely at our direction and request.

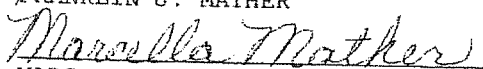
You are to furnish to any lender identified with this transaction or anyone acting for such lender or any other party to this escrow, any information and copies of documents concerning this escrow, should they so request.

Timberline Title has used reasonable commercial efforts to determine that the depository bank and other commercial vendors selected by Timberline Title are capable to processing transactions without errors due to date field related computer processing errors, including without limitation, 'Year 2000' errors. However, Timberline Title expressly disclaims any liability resulting from date field related computer processing errors, including without limitation, 'Year 2000' errors, of third parties upon whom Timberline Title depends in processing titles and settlement closings and over which Timberline Title has no control.

We have been afforded adequate opportunity to read and understand, and have read and fully understand these instructions and all other documents that are a part of this escrow and agree to the same.

ACCEPTED AND APPROVED:


FRANKLIN J. MATHER


MARCELLA MATHER

Address: 5429 HWY 95
New Meadows, ID 83654

Tel: (208) 628-4011

Date: _____

TIMBERLINE TITLE & ESCROW, INC.
204 Illinois Avenue, P.O. Box 6
Council, Idaho 83612
208-253-6886 Fax No. 208-253-6887

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NOTE: A title insurance policy is being written for your mortgage lender, but that policy does not provide title insurance coverage to you. If you are uncertain whether you should obtain an owner's policy of title insurance, we urge that you seek independent advice.

We instruct you to disburse deposited funds pursuant to the Escrow Closing Statement examined and approved by us. Proceeds of this escrow may be disbursed by your checks payable to the respective parties as shown on the Escrow Closing Statement. Your checks and documents may be mailed to the addresses furnished to you.

When all documents have been signed and you have received all necessary funds, we authorize and instruct you to record the necessary documents, and disburse funds collected according to these instructions and the Escrow Closing Statement. Should this transaction close later than the specified closing date, you are to adjust the payoff amounts to the existing demands as shown on the Escrow Closing Statement to reflect any additional per diem or other amounts shown on the demand statements and make corresponding adjustments from our proceeds.

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You will be responsible only for the exercise of ordinary care in the proper delivery of the subject matter of this escrow and are released from any further liability in the premises. We agree to pay on demand, and to indemnify and hold you harmless from and against all costs, damages, judgments, attorneys' fees, expenses, and liabilities of every kind or nature, suffered or incurred or arising out of this escrow except any liability founded upon your failure to exercise ordinary care in the proper delivery of the subject matter of this escrow.

We have been specifically informed that you are not licensed to practice law and no legal advice has been offered by the company or any of its employees. We have been further informed that the company is acting only as escrow closer and that it is forbidden by law from offering any advice to any party respecting the merits of this escrow transaction or the nature of the instruments used, and that neither it nor its employees have done so. We have not been discouraged from seeking advice of any attorney, but have been requested to seek legal counsel of our own choosing, if we have doubts concerning any aspect of this transaction.

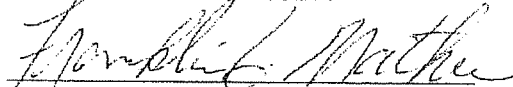
We declare that all instruments to which we are a party, if prepared by the escrow company or any of its employees, have been prepared under the direction of our attorney or ourselves, and particularly declare that copying legal descriptions from title reports onto deed forms or reforming of legal descriptions or agreements are, or will be solely at our direction and request.

You are to furnish to any lender identified with this transaction or anyone acting for such lender or any other party to this escrow, any information and copies of documents concerning this escrow, should they so request.

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We have been afforded adequate opportunity to read and understand, and have read and fully understand these instructions and all other documents that are a part of this escrow and agree to the same.

ACCEPTED AND APPROVED:



FRANKLIN J. MATHER



MARCELLA MATHER

Address: 5429 HWY 95
New Meadows, ID 83654

Tel: (208) 628-4011

Date: _____

5. Date you acquired the property

May 28 04

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in line 1, then skip this line and go to line 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 (you may copy this page, if 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 will not be split, skip this area and proceed to line 7)		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		

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.

7. Signature(s) of New Owner(s) or Claimant(s)

[Signature]
[Signature] (title if applicable)
[Signature] (title if applicable)

IT IS IMPORTANT TO FILE THIS COMPLETED FORM AT THE APPROPRIATE IDWR OFFICE, WITH PAYMENT OF THE FILING FEE AND THE OWNERSHIP DOCUMENT(S), AS REFERRED TO IN LINE 2.

For IDWR Office Use Only:

Received by _____	Date _____	Receipt Amt. _____
Received by _____	Date _____	Receipt No. _____
Processed by _____ AJ	Date _____	WR _____ Date _____



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".

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: 78-10058

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

DANIEL SCHLACHTER
5429 HWY 95
NEW MEADOWS ID 83654

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.120 CFS

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 01/01/1900

POINT OF DIVERSION:

T19N R02E S29 NWNW Within ADAMS County

T19N R02E S29 NWNW Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.120 CFS

PLACE OF USE: DOMESTIC Within ADAMS County

T19N R02E S29 NWNW

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

The quantity of water decreed for this water right is not a determination of historical beneficial use.

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 - Beneficial Use

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

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

RECEIVED
 NOV 16 2005
 Department of Water Resources

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
A78-10058					
A78-00258A					

RECEIVED
 NOV 16 2005
 DEPARTMENT OF
 WATER RESOURCES
 RECEIVED
 NOV 9 2005
 DEPARTMENT OF
 WATER RESOURCES

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 27 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.

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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) *Allen S. Smith*
(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 *MM* Date *11-16-05* Fee *\$ 50.00*
 Receipted by *MM* Date *11-16-05* Receipt No. *C079653*
 Processed by _____ AJ Date _____ WR _____ Date _____



INSTRUMENT NO. 106397
PAGE 1 OF 2

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)

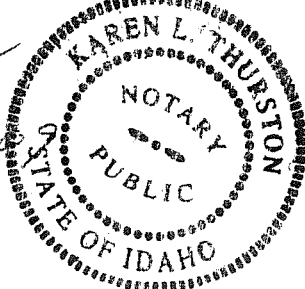
County of Valley)ss

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: Orasade

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

RECEIVED

NOV 16 2005

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

Department of Water Resources

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

A 78-100058

Date Received

5-3-88

Receipt Number

48621

C 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) Jan 1, 1900 ^{ID}3. Source of water supply (a) Groundwater
which is tributary to (b) _____4. a. Location of existing point of diversion is: Township 19N Range 2E Section 29,NW 1/4 of NW 1/4 of NW 1/4, Govt. Lot, _____ B.M., County of AdamsAdditional points of diversion if any: T19N R2E Sec 29 NWNWNW 2nd well

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.Domestic well 12" casing
and 55' deep and the irrigation well 12" casing
15' deep.

SCANNED MICROFILMED

NOV 17 2005 Copies: White-State Yellow-Claimant

OCT 05 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Domestic purposes from 1-1 to 12-31 amount 0.07 or _____

For Irrigation purposes from ~~4-1~~ to ~~10-31~~ amount 0.09 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.16 (cfs) and/or (b) _____ (acre feet)

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

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) 3 domestics

10. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- 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	
<u>19N</u>	<u>2E</u>	<u>29</u>					<u>D</u>												
		<u>29</u>					<u>2</u>												<u>2</u>

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.
78-0257 78-0209 78-0258 or None ()

14. Remarks: Dry years require water prior to Goose Creek water being available and after Goose Creek water has been shut off.

Last Name Fritschle

Ident No. A78-10058

SCANNED

NOV 17 2005

Copies: White, State, Yellow, Claimant

MICROFILMED

OCT 05 1997

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number _____
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 Purl 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 A78-10058 SCANNED MICROFILMED
Copies White-State, Yellow-Claimant

NOV 17 2005 OCT 05 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: A78-10058
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: JAN 01, 1900

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

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

5. Description of diverting works:
2 WELLS, #1 12" CASING, 55' DEEP & #2, 12" CASING, 15' DEEP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.070		
IRRIGATION	04/01	10/31	0.090		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/3 HOMES

A78-10058

Page 1

Date: 01/11/89

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OCT 05 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
19N	02E	29	NW	NW		IRR	2.0
			NW	NW		DOMEST	
						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:
78-0257, 78-0209, 78-0258

14. Remarks:
DRY YEARS REQUIRE WATER PRIOR TO GOOSE CREEK WATER BEING
AVAILABLE AND AFTER GOOSE CREEK WATER HAS BEEN SHUT OFF.

15. Basis of Claim: BENEFICIAL USE

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 _____

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 A 78 - 10058
Date Received 5-3-88
Receipt Number 48621

C 592

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

- Name of Claimant (s) Purl and/or DeVota Fritschle Phone (208) 347-2408
Mailing Address HC 75 Box 3331 New Meadows Zip 83654
- Date of Priority (Only one (1) per claim) Jan 1, 1900 ^{ID}
- Source of water supply (a) Groundwater
which is tributary to (b) _____
- a. Location of existing point of diversion is: Township 19N Range 2E Section 29,
NW 1/4 of NW 1/4 of NW 1/4, Govt. Lot, _____ B.M., County of Adams
Additional points of diversion if any: T 19 N R 2 E Sec 29 NWNWNW 2nd well
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 _____
- 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. Domestic well 12" casing
and 55' deep and the irrigation well 12" casing
15' deep.

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Copies: White-State Yellow-Claimant

OCT 05 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Domestic purposes from 1-1 to 12-31 amount 0.07 or _____

For Irrigation purposes from 4-1 to 10-31 amount 0.09 or _____
~~4-15~~ ~~10-15~~

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.16 (cfs) and/or (b) _____ (acre feet)

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

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) 3 domestics

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

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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	
<u>19N</u>	<u>2E</u>	<u>29</u>					<u>D</u>												
		<u>29</u>					<u>2</u>												<u>2</u>

Total number of acres irrigated 2

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

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78-0257 78-0209 78-0258 or None ()

14. Remarks: Dry years require water prior to Goose Creek water being available and after Goose Creek water has been shut off.

Last Name Fritschle Ident No. A78-10058

Copies: White - State, Yellow - Claimant

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OCT 05 1992

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number _____
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 *Purl 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 A78-10058

MICROFILMED
Copies White-State, Yellow-Claimant
OCT 05 1992

