

07/18/2005

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

RIGHT NUMBER: 78-7189

NAME AND ADDRESS: VICTORIA L. STUTZ
PO BOX 216

POLLOCK ID 83547-0216

SOURCE: RAPID RIVER

TRIBUTARY: LITTLE SALMON RIVER

QUANTITY: 0.040 CFS
0.600 AFY

PRIORITY DATE: 11/19/1981

POINT OF DIVERSION:

T24N R01E S32 SESW Within IDAHO County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

DOMESTIC

01/01 12/31

0.040 CFS

0.60 AFY

PLACE OF USE: DOMESTIC Within IDAHO County

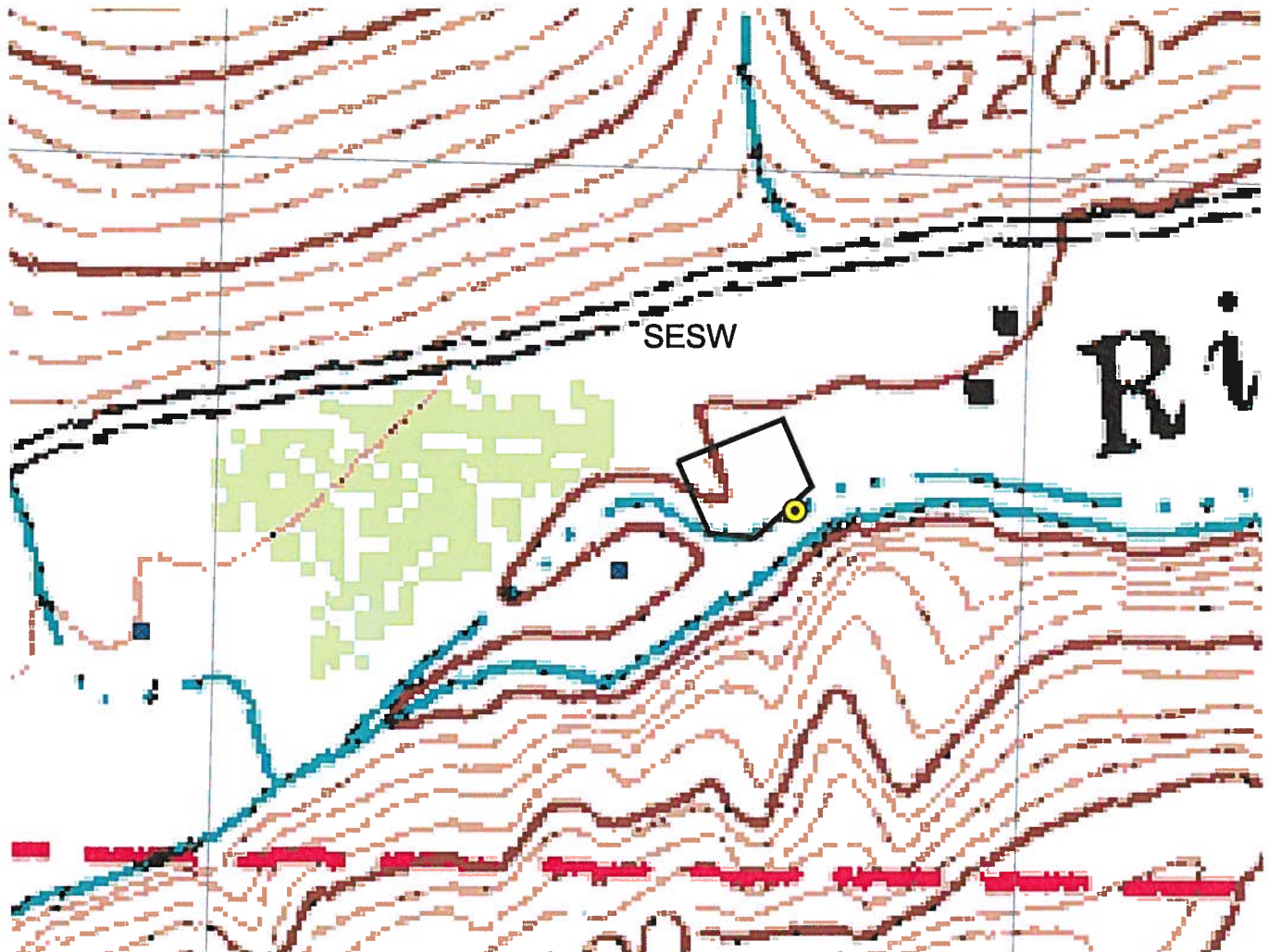
T24N R01E S32 SESW

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 - License

78-7189



0 100 200 Feet

Section 32
T24N R1E



● Point of Diversion

□ Place of Use

Map prepared on July 18, 2005
By Kenneth Knoblock
Idaho Department of Water Resources

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 78-7189
Date Received: 5/25/1988
Receipt No: C000861
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

VICTORIA L. STUTZ Phone: (208) 6283824
PO BOX 216
POLLOCK ID USA 83547-0216

2. Date of Priority: 11/19/1981

3. Source: RAPID RIVER Trib. to: LITTLE SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
24N	01E	32	SE SW	IDAHO	

5. Description of diverting works:

PUMP & PIPELINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
DOMESTIC	1/01	12/31	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
24N	01E	32	SE	SW	DOMESTIC	

11. Place of use in counties: IDAHO

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

13. Other Water Rights Used:

14. Remarks:

CHANGE OF OWNERSHIP 12/28/04 LG

P/D & P/U IN LOT 2 BLK. RAPID RIVER SUBD. NO. 1 REINSTATED 2-18-1987.____WILL BE
USING WATER FOR LAWN AND SMALL GARDEN.
OWNERSHIP CHANGED BY LH 7/3/97.

15. Basis of Claim: Permit



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

December 7, 2004

Victoria L. Stutz
PO Box 216
Pollock, ID 83547-0216

RECEIVED

DEC 20 2004

WATER RESOURCES
WESTERN REGION

RE: Notice of Change of Water Right Ownership No. 78-7189

Dear Claimant(s):

Enclosed is a copy of the Notice of Change of Water Right Ownership form that was submitted to our office. However, we cannot continue to process the ownership change without additional information regarding the legal description of the property. The deed submitted does not have a legal description attached.

In order to further review this ownership change, we need to have sufficient documentation referencing the property description by $\frac{1}{4}$ $\frac{1}{4}$, Section, Township and Range, as that is how they are filed in our records. Our files do not indicate the referenced lot numbers and/or subdivision name.

Please submit this additional information, and we will be able to further review this ownership change.

Thank you for your patience and cooperation, as we have had several ownership changes to process. Feel free to contact our office if you have any questions concerning this letter.

Sincerely,

Adjudication Section
Western Region
(208) 334-2190

LG: lg

Enclosures

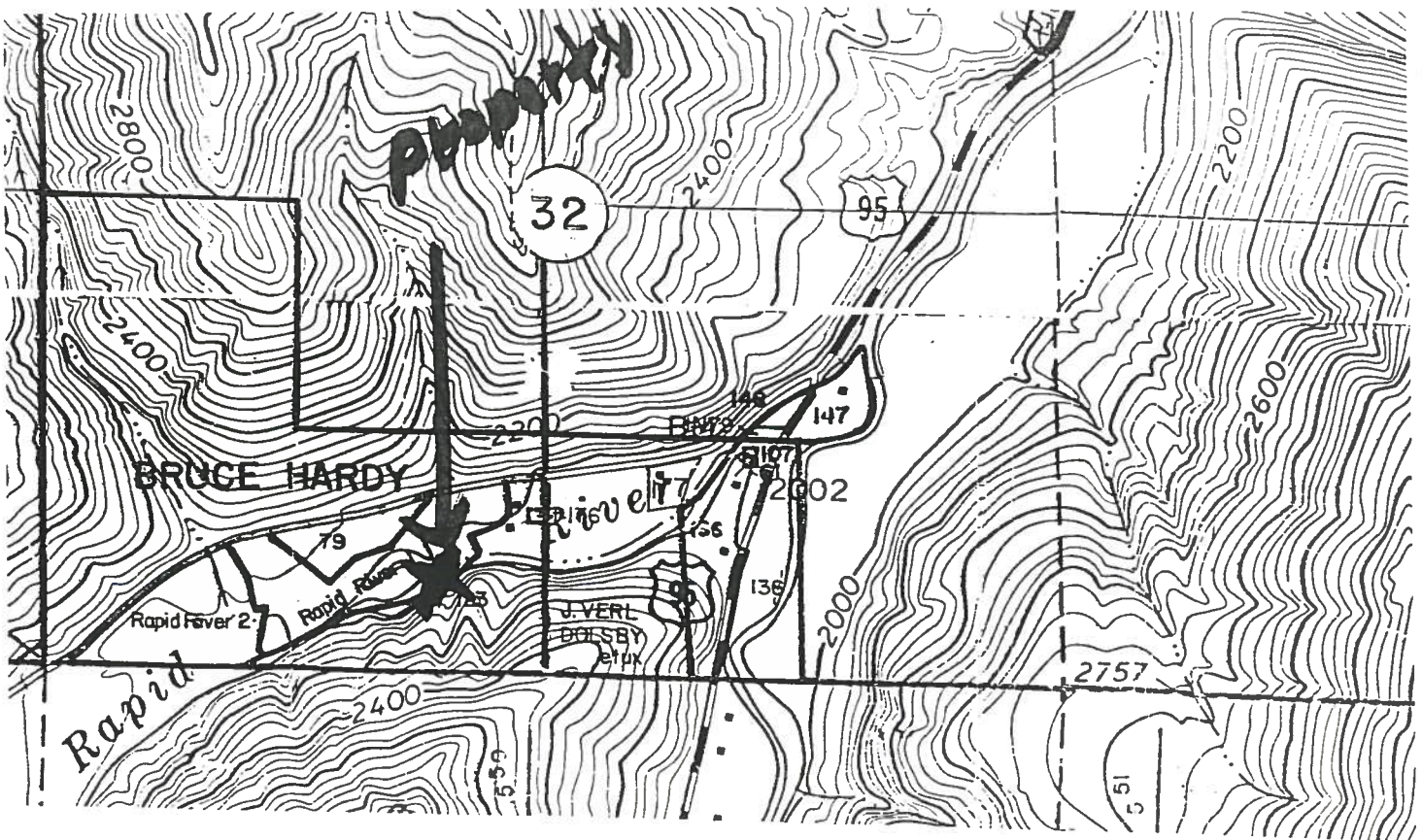
*Thank you. 12/16/04
Victoria L. Stutz*

COMPLETE LEGAL DESCRIPTION FOR JOHN AND
VICTORIA STUTZ PROPERTY:

LOTS 2 & 3, BLOCK 3, RAPID RIVER SUB. #1, AS PER
RECORDED PLAT, IDAHO COUNTY, IDAHO

SAID LOTS ARE LOCATED IN THE SE $\frac{1}{4}$ OF SW $\frac{1}{4}$ OF SEC.
32, T24N, R1E, BM

SEE MAP BELOW



RECEIVED

DEC 20 2004

WATER RESOURCES
WESTERN REGION

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

RECEIVED

DEC 06 2004

WATER RESOURCES
WESTERN REGION

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

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
<u>A78-2189</u>					

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) GENE E. HARDGROVE MOVED his new address
PO BOX 159 PO BOX 610
RIGGINS, ID 83549-0159 Clarkston, WA 99403
4. New Owner/Claimant(s) VICTORIA L. STUTZ
 Name Connector (Check one): [] and, [] or, [] and/or
- New Mailing Address PO BOX 216
- City, State and ZIP Code Pollock, ID 83547-0216
- New Telephone Number (208) 628-3824
5. Date you acquired the property May 22, 2003

RECEIVED

DEC 20 2004

WATER RESOURCES
WESTERN REGION

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) Victoria L. Stutz
(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 _____

After Recording Return To:
ACTION MORTGAGE COMPANY
510 W RIVERSIDE, SUITE 800
SPOKANE, WA 99201

[Space Above This Line For Recording Data]

DEED OF TRUST

MIN: 1001863-0000004052-5

DEFINITIONS

Words used in multiple sections of this document are defined below and other words are defined in Sections 3, 11, 13, 18, 20 and 21. Certain rules regarding the usage of words used in this document are also provided in Section 16.

(A) "Security Instrument" means this document, which is dated **May 22, 2003**, together with all Riders to this document.

(B) "Borrower" is **VICTORIA L STUTZ, A MARRIED WOMAN AS HER SOLE & SEPARATE PROPERTY**

Borrower is the trustor under this Security Instrument.

(C) "Lender" is **ACTION MORTGAGE COMPANY**
Lender is a **CORPORATION**
the laws of **THE STATE OF WASHINGTON**
510 W RIVERSIDE, SUITE 800, SPOKANE, WA 99201

organized and existing under
. Lender's address is

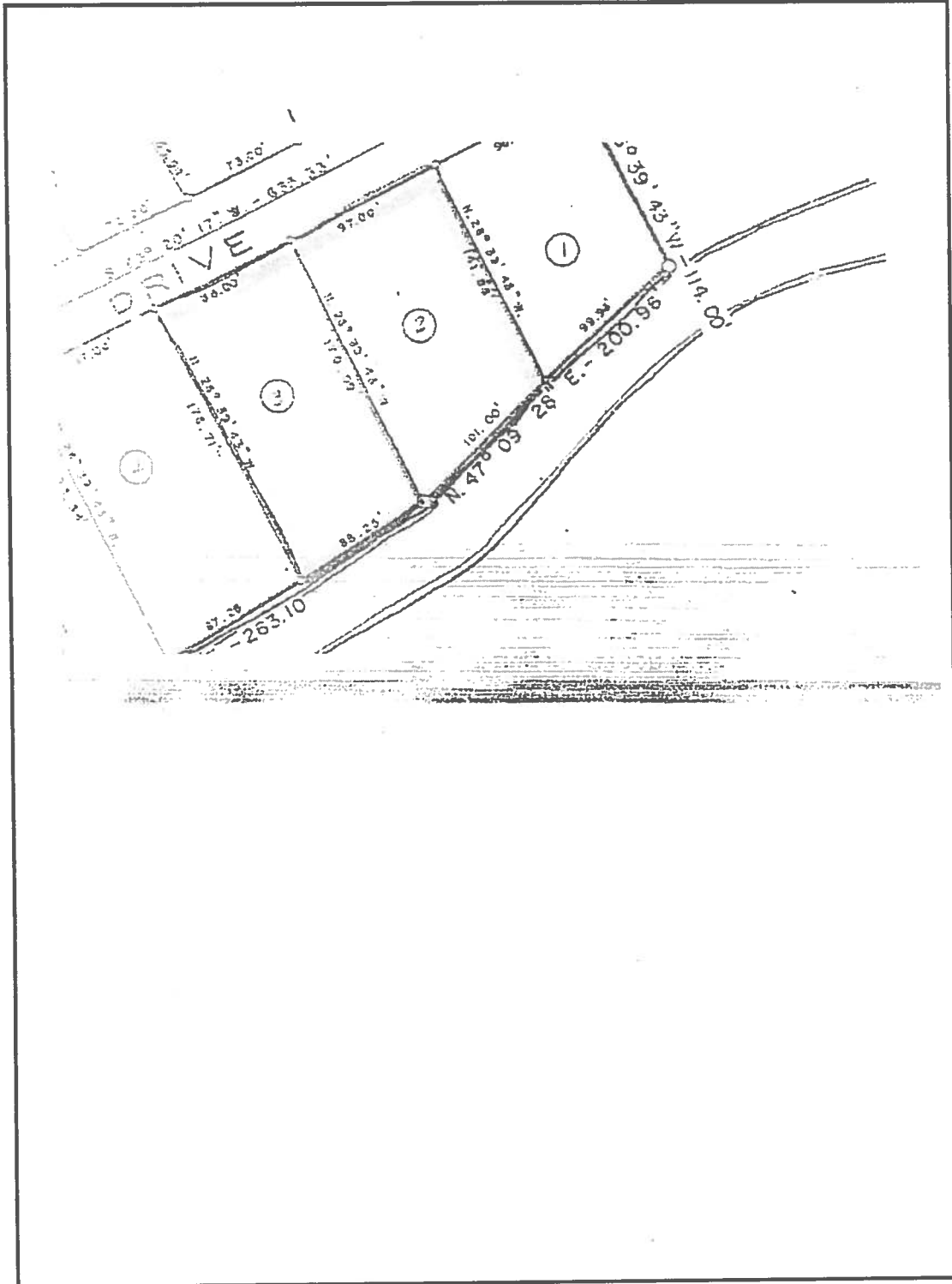
(D) "Trustee" is **IDAHO COUNTY TITLE**

(E) "MERS" is Mortgage Electronic Registration Systems, Inc. MERS is a separate corporation that is acting solely as a nominee for Lender and Lender's successors and assigns. **MERS is the beneficiary under this Security Instrument.** MERS is organized and existing under the laws of Delaware, and has an address and telephone number of P.O. Box 2026, Flint, MI 48501-2026, tel. (888) 679-MERS.

(F) "Note" means the promissory note signed by Borrower and dated **May 22, 2003**. The Note states that Borrower owes Lender **One Hundred Twenty Four Thousand and no/100** Dollars (U.S. \$ **124,000.00**) plus interest. Borrower has promised to pay this debt in regular Periodic Payments and to pay the debt in full not later than **June 01, 2033**

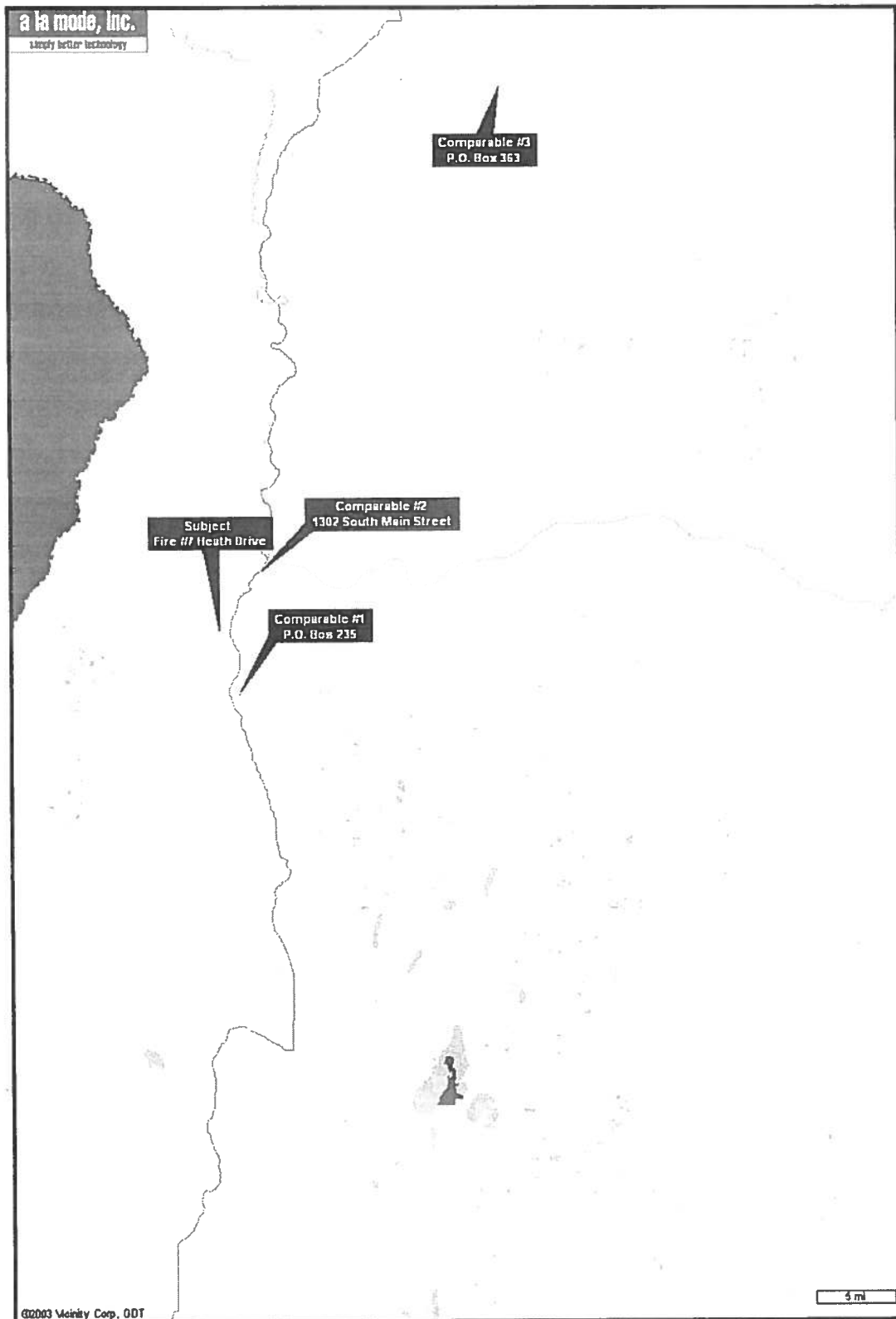
Plat Map

Borrower/Client	Stutz, Victoria L.			
Property Address	Fire #7 Heath Drive			
City	Riggins	County	Idaho	State ID Zip Code 83549
Lender	Action Mortgage Company			



Location Map

Borrower/Client Stutz, Victoria L.				
Property Address Fire #7 Heath Drive				
City Riggins	County Idaho	State ID	Zip Code 83549	
Lender Action Mortgage Company				



FEDERAL EMERGENCY MANAGEMENT AGENCY
NATIONAL FLOOD INSURANCE PROGRAM

O.M.B. No. 3067-0077
Expires December 31, 2005

ELEVATION CERTIFICATE

Important: Read the instructions on pages 1 - 7.

SECTION A - PROPERTY OWNER INFORMATION		For Insurance Company Use:
BUILDING OWNER'S NAME <u>JOHN STUTZ, VICTORIA STUTZ</u>		Policy Number
BUILDING STREET ADDRESS (Including Apt., Unit, Suite, and/or Bldg. No.) OR P.O. ROUTE AND BOX NO. <u>7 HEATH DRIVE</u>		Company NAIC Number
CITY <u>POLLOCK</u>	STATE <u>IDAHO</u>	ZIP CODE <u>83547</u>
PROPERTY DESCRIPTION (Lot and Block Numbers, Tax Parcel Number, Legal Description, etc.) <u>LOTS 2 & 3 BLK 3 RAPID RIVER SUBD. No 1</u>		
BUILDING USE (e.g., Residential, Non-residential, Addition, Accessory, etc. Use a Comments area, if necessary.) <u>RESIDENTIAL</u>		
LATITUDE/LONGITUDE (OPTIONAL) (##° - ##' - ###.###" or ##.#####")		HORIZONTAL DATUM: ☐ NAD 1927 ☐ NAD 1983
		SOURCE: ☐ GPS (Type): ☐ USGS Quad Map ☐ Other

SECTION B - FLOOD INSURANCE RATE MAP (FIRM) INFORMATION

B1. NFIP COMMUNITY NAME & COMMUNITY NUMBER		B2. COUNTY NAME <u>IDAHO COUNTY</u>		B3. STATE <u>IDAHO</u>	
B4. MAP AND PANEL NUMBER <u>1602131761</u>	B5. SUFFIX <u>C</u>	B6. FIRM INDEX DATE	B7. FIRM PANEL EFFECTIVE/REVISED DATE <u>AUG 23, 2001</u>	B8. FLOOD ZONE(S) <u>AE</u>	B9. BASE FLOOD ELEVATION(S) (Zone AO, use depth of flooding) <u>2018.5</u>

B10. Indicate the source of the Base Flood Elevation (BFE) data or base flood depth entered in B9. ELIZABETH MILLER PE.
☐ FIS Profile ☒ FIRM ☐ Community Determined ☐ Other (Describe): RAPID RIVER USGS PLUM

B11. Indicate the elevation datum used for the BFE in B9: ☐ NGVD 1929 ☒ NAVD 1988 ☐ Other (Describe):

B12. Is the building located in a Coastal Barrier Resources System (CBRS) area or Otherwise Protected Area (OPA)? ☐ Yes ☒ No
Designation Date:

SECTION C - BUILDING ELEVATION INFORMATION (SURVEY REQUIRED)

C1. Building elevations are based on: ☐ Construction Drawings* ☐ Building Under Construction* ☒ Finished Construction
 *A new Elevation Certificate will be required when construction of the building is complete.

C2. Building Diagram Number 8 (Select the building diagram most similar to the building for which this certificate is being completed - see pages 6 and 7. If no diagram accurately represents the building, provide a sketch or photograph.)

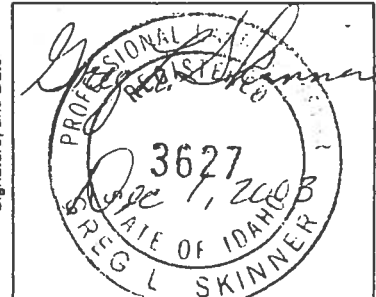
C3. Elevations - Zones A1-A30, AE, AH, A (with BFE), VE, V1-V30, V (with BFE), AR, AR/A, AR/AE, AR/A1-A30, AR/AH, AR/AO
 Complete Items C3.a-i below according to the building diagram specified in Item C2. State the datum used. If the datum is different from the datum used for the BFE in Section B, convert the datum to that used for the BFE. Show field measurements and datum conversion calculation. Use the space provided or the Comments area of Section D or Section G, as appropriate, to document the datum conversion.

Datum NAVD 88 Conversion/Comments

Elevation reference mark used NGS "J406" Does the elevation reference mark used appear on the FIRM? ☐ Yes ☒ No

☐ a) Top of bottom floor (including basement or enclosure)	<u>2014</u>	<u>29</u> ft.(m)
☐ b) Top of next higher floor <u>FF.</u>	<u>2017</u>	<u>79</u> ft.(m)
☐ c) Bottom of lowest horizontal structural member (V zones only)		ft.(m)
☐ d) ~~Attached~~ Garage (top of slab)	<u>2016</u>	<u>58</u> ft.(m)
☐ e) Lowest elevation of machinery and/or equipment servicing the building (Describe in a Comments area.)		ft.(m)
☐ f) Lowest adjacent (finished) grade (LAG)	<u>2016</u>	<u>0</u> ft.(m)
☐ g) Highest adjacent (finished) grade (HAG)	<u>2016</u>	<u>5</u> ft.(m)
☐ h) No. of permanent openings (flood vents) within 1 ft. above adjacent grade <u>12</u>		
☐ i) Total area of all permanent openings (flood vents) in C3.h <u>1123</u> sq. in. (sq. cm)		

License Number, Embossed Seal, Signature, and Date



SECTION D - SURVEYOR, ENGINEER, OR ARCHITECT CERTIFICATION

This certification is to be signed and sealed by a land surveyor, engineer, or architect authorized by law to certify elevation information.
 I certify that the information in Sections A, B, and C on this certificate represents my best efforts to interpret the data available.
 I understand that any false statement may be punishable by fine or imprisonment under 18 U.S. Code, Section 1001.

CERTIFIER'S NAME GREG L. SKINNER LICENSE NUMBER LS 3627

TITLE PRES. COMPANY NAME SKINNER LAND SURVEY CO.

ADDRESS 312 W. 50. STREET CITY GRANDEVILLE STATE ID ZIP CODE 83530

SIGNATURE Greg L. Skinner DATE Dec 1, 2003 TELEPHONE 208 983-2517

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: **A78-07189**
Date Received: 5/25/1988
Receipt No: C000861
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: GENE E HARDGROVE
Address: PO BOX 159
RIGGINS ID

208-628-4062

83549-0159

AND

Name: SANDRA A HARDGROVE
Address: PO BOX 159
RIGGINS ID

208-628-4062

83549-0159

2. Date of Priority: NOV 19, 1981

3. Source: RAPID RIVER

Trib. to: LITTLE SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
24N	01E	32		SE	SW		IDAHO

5. Description of diverting works:
PUMP & PIPELINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC, 1 HOME

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
24N	01E	32	SE	SW		DOMEST	

11. Place of use in counties: IDAHO

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

13. Other Water Rights Used:
NONE

14. Remarks:

P/D & P/U IN LOT 2 BLK. RAPID RIVER SUBD. NO. 1
REINSTATED 2-18-1987. ____ WILL BE USING WATER FOR LAWN AND SMALL
GARDEN.
OWNERSHIP CHANGED BY LH 7/3/97.

15. Basis of Claim: PERMIT



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED RECEIVED
JUL 01 1997 JUN 27 1997

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

DATE OF CLOSING: 6-5-97

WATER RESOURCES Department of Water Resources
WESTERN REGION

LEGAL DESCRIPTION OF PROPERTY: Township 24N Range 01E
Section 32, 1/4 of SE 1/4 of SW 1/4, Govt. Lot _____, BM.
Lot 2, Block, 3, Subdivision/Townsite _____.

If you have additional legal descriptions, please attach separate sheet.

LOT #2, BLOCK #3 OF RAPID RIVER SUBDIVISION NO 1 IDAHO COUNTY
STATE OF IDAHO

[] 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: 78-07189

[] Name and Address of Former Owner/Claimant(s)(Seller): ALLAN C AND MARJORIE PERINGER

P.O. BOX 7

[] New Owner/Claimant (Purchaser): RIGGINS, ID. 83549-0007

GENE E. AND SANDRA A. HARDGROVE

[] New Mailing Address: P.O. BOX 159

RIGGINS, ID. 83549-0159

[] New Telephone Number: (208) 628-4062

[] Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
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: _____

(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) Gene E. Hardgrove Date 6-17-97

Sandra A. Hardgrove

Date 6/17/97

[] Signature of Former Owner/Claimant(s): Allan C. Peringer Date 6-16-97

Marjorie Peringer

Date 6/16/97

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 7-3-97 By: JAH

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: 7-3-97 By: JAH

Claim Numbers of Split, if any:

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

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: **A78-07189**
Date Received: 5/25/1988
Receipt No: C000861
Received By: _____

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

1. Name: ALLAN C PERINGER 208-628-3386
Address: PO BOX 7
RIGGINS ID 83549-0007
AND
Name: MARJORIE PERINGER 208-628-3386
Address: PO BOX 7
RIGGINS ID 83549-0007
2. Date of Priority: NOV 19, 1981
3. Source: RAPID RIVER Trib. to: LITTLE SALMON RIVER
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 24N | 01E | 32 | SE | SW | | | IDAHO |
5. Description of diverting works:
PUMP & PIPELINE
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S. | (or) | A.F.A. |
|----------|-------|-------|--------|------|--------|
| DOMESTIC | 01/01 | 12/31 | 0.040 | | |
7. Total Quantity Appropriated is:
0.040 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
D/1 HOME

MICROFILMED
AUG 08 1994

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
24N	01E	32	SE	SW		DOMEST	

11. Place of use in counties: IDAHO

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

13. Other Water Rights Used:
NONE

14. Remarks:

P/D & P/U IN LOT 2 BLK. RAPID RIVER SUBD. NO. 1
REINSTATED 2-18-1987. ____ WILL BE USING WATER FOR LAWN AND SMALL
GARDEN.

15. Basis of Claim: PERMIT

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 _____

Seal

Notary Public

MICROFILMED

Residing at _____ **AUG 08 1994**

My Commission Expires _____



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED
DEC 30 1992

Department of Water Resources
Western Regional Office

DATE OF CLOSING: 15 Aug 1991

LEGAL DESCRIPTION OF PROPERTY: Township 24N Range 01E
Section 32, 1/4 of SE 1/4 of SW 1/4 Govt. Lot , BM.
Lot , Block , Subdivision/Townsite .

If you have additional legal descriptions, please attach separate sheet.

Lot 2 of Block 3 of Rapid River Subdivision No. 1, Idaho County, State of Idaho

[] 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) 78-07189
Assigned by IDWR:

☒ Name and Address of Former Owner/Claimant(s)(Seller): RUTH M. KANGAS
HC 69, BOX 320, RIGGINS, ID 83549-0000

☒ New Owner/Claimant (Purchaser): ALLAN C. PERINGER and MARJORIE PERINGER

☒ New Mailing Address: P.O. BOX 7
RIGGINS, ID 83549-0007

☒ New Telephone Number: (208) 628-3386

☒ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
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:

(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) Allan C. Peringer Date 26 DEC 1992
Marjorie Peringer Date 26 DEC 1992
☒ Signature of Former Owner/Claimant(s) Ruth M. Kangas Date 26 dec 1992
 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: 1-4-93 By: AD

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: 1-4-93 By: AD

Claim Numbers of Split, if any:

MICROFILMED

AUG 08 1994

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

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: A78-07189
Date Received: 9/16/1988
Receipt No: C000861
Received By: DE JAL

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RUTH M. KANGAS 208-628-3877
Address: HC 69 BOX 320
RIGGINS, ID 83549-0000

2. Date of Priority: NOV 19, 1981

3. Source: RAPID RIVER Trib. to: LITTLE SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
24N	01E	32	SE	SW			IDAHO

5. Description of diverting works:
PUMP & PIPELINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 HOME

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
24N	01E	32	SE	SW		DOMEST	

11. Place of use in counties: IDAHO

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

13. Other Water Rights Used:
NONE

14. Remarks:

P/D & P/U IN LOT 2 BLK. RAPID RIVER SUBD. NO. 1
REINSTATED 2-18-1987. ____ WILL BE USING WATER FOR LAWN AND SMALL
GARDEN.

15. Basis of Claim: PERMIT

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 778-07189Date Received 5-19-88Receipt Number C000861

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

MAY 19 1988

Department of Water Resources

Please type or print clearly

1. Name of Claimant (s) RUTH M. KANGAS Phone (208) 628-3877Mailing Address H.C. 69 Box 320 RIGGINS, IDAHO Zip 835492. Date of Priority (Only one (1) per claim) October 10-15-1981 * Nov. 19, 19813. Source of water supply (a) RAPID RIVER
which is tributary to (b) LITTLE SALMON RIVER4. a. Location of existing point of diversion is: Township 24N Range 1E Section 32SE 1/4 of SW 1/4 of _____ 1/4, Govt. Lot, _____ B.M., County of IDAHOAdditional points of diversion if any: ⊖

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

Township 24N Range 1E Section 32, SE 1/4 of SW 1/4 of _____ 1/4,Govt. Lot _____ B.M., County of IDAHO

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

_____ 1/4, Govt. Lot _____ B.M., County of IDAHO5. 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.GAS Pump 3 Hp. AND Hose (used Fire hose)

MICROFILMED

Copies: White-State, Yellow-Claimant

OCT 05 1992

* Changed per request by claimant in phone conversation
of 9-7-88-L.W. Also shown that way on previous perm

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

Decree _____

If applicable provide IDWR Water Right Number 78-7189

Court _____ Case Number _____ Decree Date 1-4-1982

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 _____

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

Signature of Claimant (s) Ruth M. Kangas Date 5-14-1988

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 Valley) SS.

Subscribed and sworn (or affirmed) before me this 14th day of May 19 88

SEAL

Notary Public Samuel E. Knutson (Kangas)

Residing at McCall, Idaho

My Commission Expires 5/15/91

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 KANGAS Ident. Number 78-7189

MICROFILMED
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 4/1 to 11/31 amount .04 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) * 6.04 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 6.04 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) 0

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	
24N	1E	32																	

Total number of acres irrigated LOT 2 BLOCK 3

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

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

_____ or None ()

14. Remarks:

Rapid River Subdivision LOT 2 BLOCK 3

Last Name

KANGAS

Ident No.

98-7189

MICROFILMED
Copies: White - State, Yellow - Claimant

RUTH M. KANGAS

RIGGINS, IDAHO

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

A78-07189

Date Received

5-19-88

Receipt Number

C000861

NOTICE OF CLAIM
TO A
WATER RIGHT

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day. Filing fee \$25

RECEIVED

MAY 19 1988

Department of Water Resources

Please type or print clearly

1. Name of Claimant (s) RUTH M. KANGAS Phone (208) 628-3877Mailing Address H.C. 69 Box 320-RIGGINS, IDAHO Zip 83549

2. Date of Priority (Only one (1) per claim) _____

3. Source of water supply (a) RAPID RIVER
which is tributary to (b) LITTLE SALMON RIVER4. Location of point of diversion is: Township 24N Range 1ESection 32, SE 1/4 of SW 1/4 of _____ 1/4, Govt. Lot _____, B.M.,County of IDAHOAdditional points of diversion if any: 05. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate 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. _____Pump AND Hose

6. Water is claimed for the following: (Limited to Domestic and/or Stockwater only. See Instructions)

For DOMESTIC purposes from 4/1 to 11/31 (Both dates are inclusive) amount .04 cfs. (cfs)

For _____ purposes from _____ to _____ amount _____

7. Total quantity claimed .04 (cfs)8. Total consumptive use claimed is de minimus .049. Non-irrigation uses. Describe fully. (Domestic: give number of households served; Stockwater: Type and number of
livestock) 0 N-A

MICROFILMED

Copies: White-Stat, Yellow-Claimant

OCT 05 1992

10. Place a "D" for domestic and "S" for stockwater use in the corresponding place of use below.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4			
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4
24N	1E	32												DX			D	

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

12. Do you own the property listed above as place of use? Yes X 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.
_____ or None (X)

14. Remarks: Will be using water for lawn and small garden. A lot in subdivision - Lot 2 Block 3

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

If applicable provide IDWR Water Right Number 78-7189
Court _____ Case Number _____ Decree Date JAN. 4-1982
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 V wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments _____

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

Signature of Claimant (s) Ruth M. Kangas Date 5-14-88
_____ 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 Valley) SS.

Subscribed and sworn (or affirmed) before me this 14th day of May 19 88

SEAL

Notary Public Janice E. Knutson (Kangas)

Residing at McCall, Idaho

My Commission Expires 5/15/94

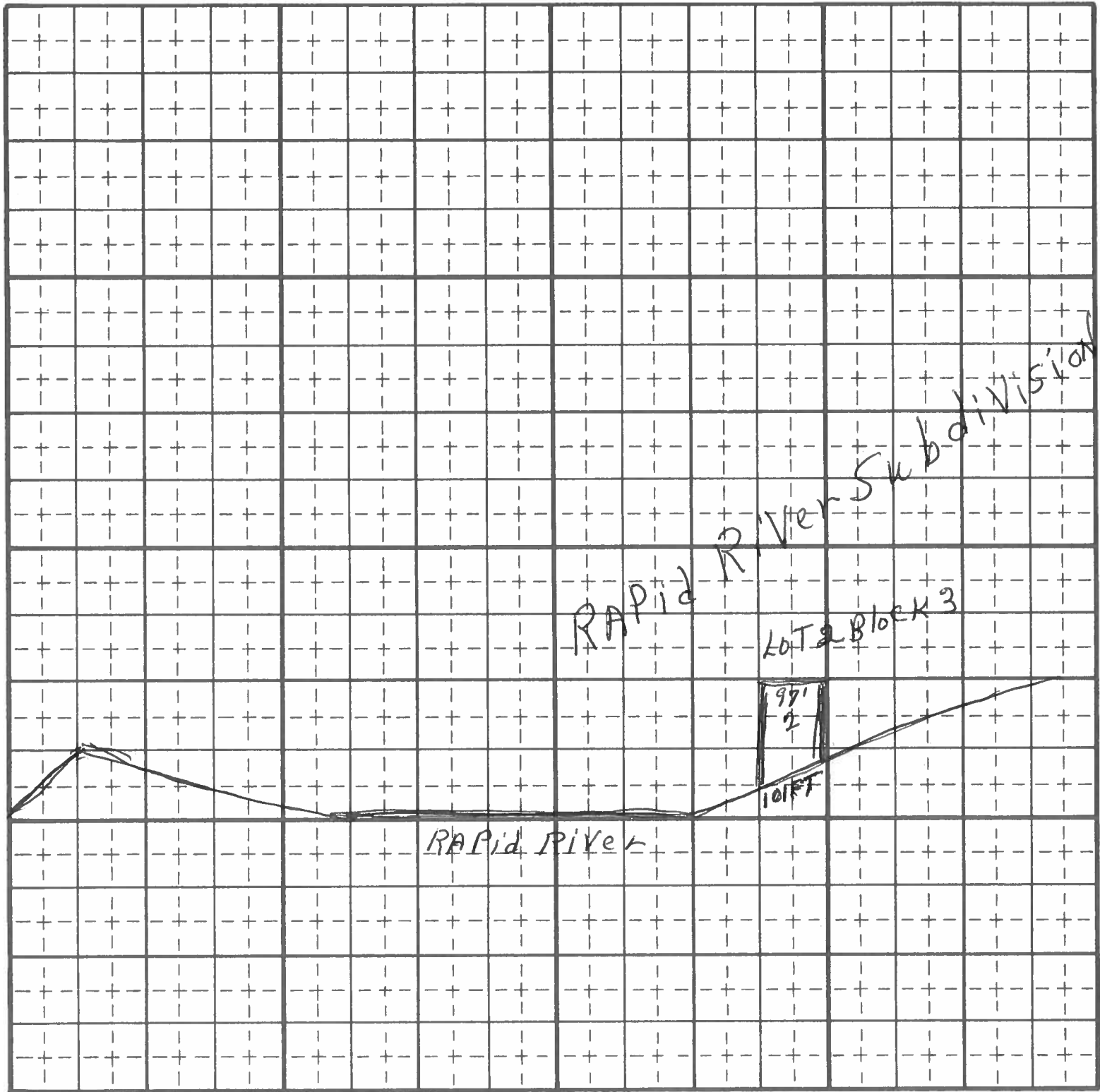
Last Name KANGAS Ident No. 78-7189

MICROFILMED
Copies White-State, Yellow-Claimant

* changed per phone conversation w/claimant. -LW (88) **OCT 05 1992**

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile



97' STREET FRONT
101' RIVER FRONT

RUTH M. KANGAS
RIGGIN, Idaho.

Last Name KANGAS

Ident No. 78-7189

Copies: White-State, Yellow-Claimant

MICROFILMED

SUBDIVISION NO. 1

S.W. 1/4 of Sec. 32, T.24N., R.1E., B.M.

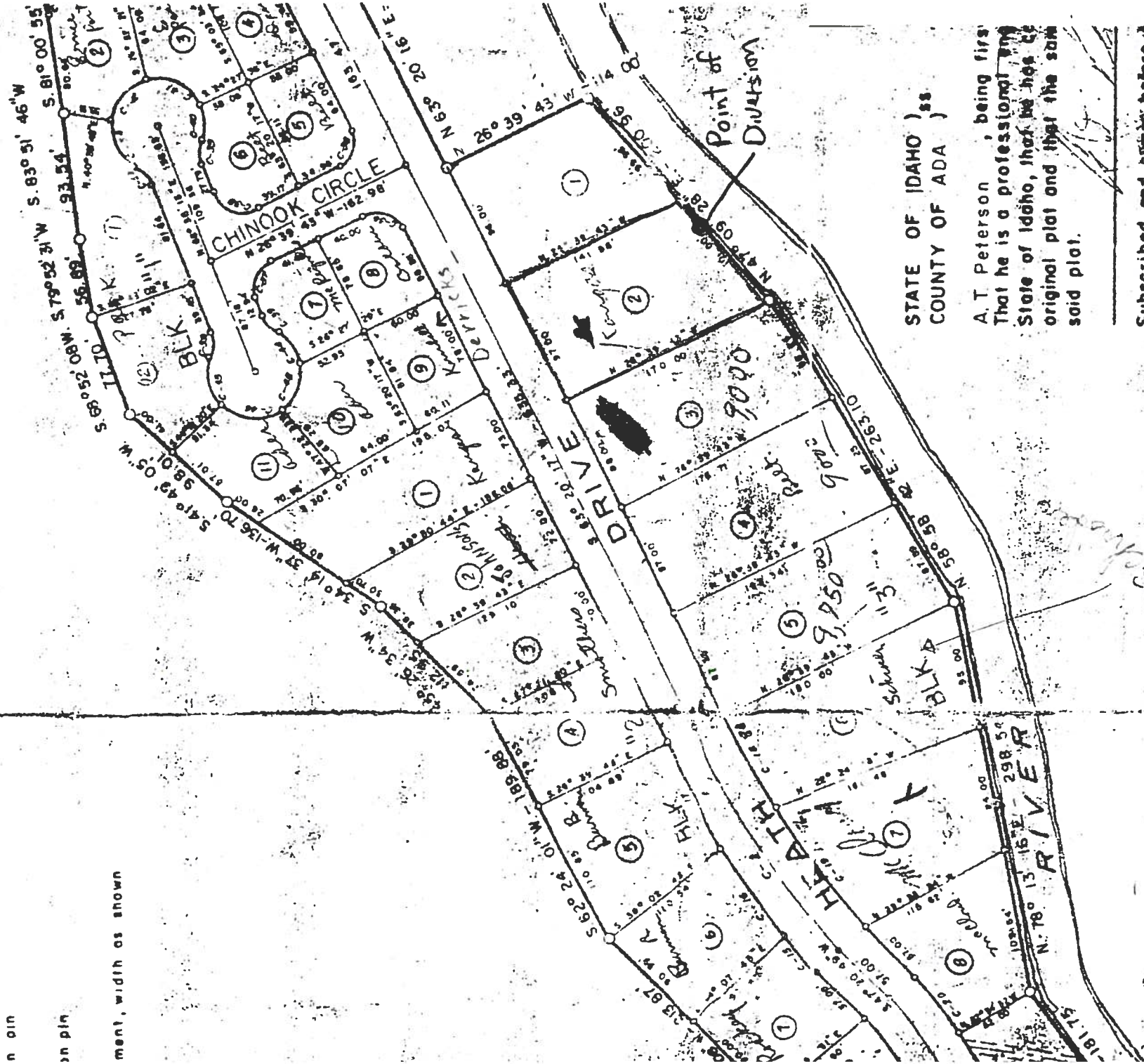
COUNTY, IDAHO

N D

n oin

on pin

ment, width as shown



STATE OF IDAHO) ss
COUNTY OF ADA)

A.T. Peterson, being first
That he is a professional surveyor
State of Idaho, that he has seen
original plat and that the same
said plat.

Subscribed and sworn to before me
day of December, 19

[Signature]
Notary Public for Idaho My Co
Residing at Boise, Idaho *[Signature]*

CURVE DATA

NO	CENTRAL ANG
C-1	73° 03'
C-2	13° 39'
C-3	40° 03'
C-4	07° 38'
C-5	04° 03'
C-6	02° 04'
C-7	09° 35'
C-8	41° 48'

NO	CENTRAL ANGLE	RADIUS	LENGTH
C-24	03° 09'	1487.53'	82.00'
C-25	01° 51' 35"	1487.53'	48.41'
C-26	17° 56' 34"	877.26'	212.09'
C-27	08° 58' 17"	677.26'	106.05'
C-28	08° 58' 17"	677.25'	106.05'
C-29	04° 05' 46"	349.89'	23.00'
C-30	04° 05' 46"	349.89'	21.43'

WTA KANGAS - 78-7189

4C.69 Box 320
Apid River Sub
RIGGINS, Ida
83549

7/23/1988

SRBA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME

Kangas, Ruth M

CLAIM IDENT. NO.

A78-07189

DATE RECEIVED

CK #

AMOUNT \$

YES

NO

1. Is the name and address complete with zip code? ☒2. Is priority date entered? ☒

Is the water use exempt from the Permit requirements, or if it is not exempt, has a Permit been approved or a License issued?
A Permit is required: (1) for groundwater developed after March 25, 1963 (except single family domestic and stockwater wells using less than 13,000 gpd), or (2) for surface water developed after May 20, 1971 (except for instream stockwater). Use care if claim is returned. Refer to Adjudication Memos # 1 (Adj. Claims/Applications) and # 9 (Rejection of Claims). Explain in Comments.

3. (a) Is a source entered? ☒(b) Is a tributary to entered? (if required) ☒4. Is the legal description of the p.d. complete? ☒5. Is there a description of the diverting works? ☒6. Are the water uses appropriate for the form? The short form limited domestic and stockwater. Instream stockwater must use long form. ☒Is the period of use included? ☒Is a quantity claimed for each use? ☒7. Is a total quantity claimed entered? ☒8. Is the consumptive use correct? ☒If required is a consumptive use entered? ☒9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, each household must file a separate claim. ☒10. Is (are) the place(s) of use entered? ☒11. Is (are) the county(ies) entered? ☒12. Is the ownership of p.u. checked? ☒13. Are other water rights listed or "none" checked? ☒14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) ☒15. Is the basis of the claim checked? ☒16. Is the claim signed by the claimant?
Is the signature appropriate? (If an individual is the claimant, has that individual signed the claim, or if an organization is the claimant, is the organization signature block complete?) ☒Has the claim been signed, sealed, and dated by a notary? ☒Is the fee enclosed correct? ☒If this claim is based on an existing water right, has the identification number been entered? N/A ☒Should this claim be receipted and data entered? ☒Claim checked by: LW

Comments: _____

MICROFILMED

OCT 05 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

December 7, 2004

Victoria L. Stutz
PO Box 216
Pollock, ID 83547-0216

RE: Notice of Change of Water Right Ownership No. 78-7189

Dear Claimant(s):

Enclosed is a copy of the Notice of Change of Water Right Ownership form that was submitted to our office. However, we cannot continue to process the ownership change without additional information regarding the legal description of the property. The deed submitted does not have a legal description attached.

In order to further review this ownership change, we need to have sufficient documentation referencing the property description by $\frac{1}{4}$ $\frac{1}{4}$, Section, Township and Range, as that is how they are filed in our records. Our files do not indicate the referenced lot numbers and/or subdivision name.

Please submit this additional information, and we will be able to further review this ownership change.

Thank you for your patience and cooperation, as we have had several ownership changes to process. Feel free to contact our office if you have any questions concerning this letter.

Sincerely,

Adjudication Section
Western Region
(208) 334-2190

LG: lg

Enclosures



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

July 3, 1997

Re: Notice of Claim to a Water Right No. A78-07189

GENE E HARDGROVE
SANDRA A HARDGROVE
PO BOX 159
RIGGINS ID 83549-0159

Dear Mr. & Mrs. Hardgrove:

Enclosed is a copy of the above referenced claim which reflects the change in ownership of the land and appurtenant water rights covered under the original filing.

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

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

Sincerely,

Lori Harris
Technical Records Specialist
Adjudication Section
Western Region Office

LH:1

Enclosure



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

January 4, 1993

Re: Notice of Claim to a Water Right No. A78-07189

Allan Peringer
Marjorie Peringer
P.O. Box 7
Riggins, ID 83549-0007

Mr. & Mrs. Peringer:

Enclosed is a copy of the above referenced claim which reflects the change in ownership of the land and appurtenant water rights covered under the original filing.

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

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

Sincerely,

Adjudication Staff
Department of Water Resources
Western Region Office
(208) 334-2190

LH:l
Enclosure

MICROFILMED

AUG 08 1994

RECEIVED

NOV 09 1992

Department of Water Resources

*One Danni
Change of Ownership
Jared 12/21/92 One*

0135

RECEIVED

DEC 23 1992

P.O. Box 7
Riggins, ID 83549-0007
(208) 628-3386
November 6, 1992

Department of Water Resources
Western Regional Office

Mr. Dave Shaw, Chief of the Adjudication Bureau
State of Idaho Department of Water Resources
1301 North Orchard Street, Statehouse Mail
Boise, Idaho 83720

Dear Mr. Shaw:

A newspaper article Thursday, November 5, 1992 - Section A, page 5 of the Idaho County Free Press under the heading "Notification of change in water rights is needed", indicated that people who have recently purchased property which has water rights need to make sure to let the state know they are the new water right owner.

Accordingly, please be advised that on August 15, 1991, property, with water rights, described as:

Lot 2 of Block 3 of Rapid River Subdivision No. 1, Idaho County,
State of Idaho

was transferred by Warranty Deed from Ruth Kangas, Grantor to Allan C. Peringer and Marjorie Peringer, Grantee's.

This Warranty Deed was recorded at 10:31 AM, August 16, 1991 with the Auditor and Recorder Office for Idaho County, Idaho.

The Water Right License transferred with the Warranty Deed shown above is as follows:

Water Right No. 78-07189
Priority: November 19, 1981
Date of Issue: November 1989

Thank you for your kind services.

Sincerely yours,

Allan C. and Marjorie Peringer
Allan C. and Marjorie Peringer

MICROFILMED

OCT 24 1996