

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 72-4052C V1

WATER RIGHT NUMBER: 72-4052C V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	JUDY A MAXWELL PO BOX 1083 SALMON, ID 83467 (208)756-2616
Original Owner	DONNA J KIMBLE RT 1 BOX 101 SALMON, ID 83467 (208)756-2779
Original Owner	WINFREY K KIMBLE BOX 568 CHALLIS, ID 83226 (208)879-2530
Current Owner	WOOD RIVER LAND TRUST CO PO BOX 6376 KETCHUM, ID 83340 (208)788-3947

Priority Date: 06/11/1900

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
PEACH CREEK	SALMON RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 10/31	0.390 CFS	
	<u>Total Diversion:</u>	0.390 CFS	

Location of Point(s) of Diversion

PEACH CREEK	NW1/4SE1/4NW1/4	Sec. 25, Twp 11N, Rge 15E, B.M.
CUSTER County		
PEACH CREEK	NW1/4NE1/4NW1/4	Sec. 25, Twp 11N, Rge 15E, B.M.
CUSTER County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11N	15E	25			7.3				.1	2.8							.6		10.8

Total Acres: 10.8

Conditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 72-4052C V1

1. C18 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.

Remarks:

1. General PROPERTY IS ALSO KNOWN AS HOMESTEAD ENTRY NO. 136.

Comments:

1. CHRISTEN 1/5/1993 OWNERSHIP CHANGE

Comment: CHANGED ON 1-5-93 BASED UPON REQUEST FROM MS KIMBLE AND A PHONE CALL TO THE CUSTER CO ASSESSOR, TOM YACOMELLA. HE STATED THAT THE PROBATE OF THE ESTATE HAS MS KIMBLE AS THE OWNER OF THE PROPERTY. KKC

2. SCLELLAN 11/17/1998 REFORMAT & GIS UPDATE

Comment: REFORMAT & GIS UPDATE

3. AJU10-DS 11/21/1998 AJU10 CONDITION UPDATE

Comment: CONDITION CODE(S) C16 ADDED IF NOT ALREADY PART OF RECORD THRU AJU10.

4. SCLELLAN 1/8/1999 CHANGE OF OWNERSHIP SPLIT

Comment: DEEDS AND MAPS WERE SUBMITTED BY THREE PARTIES TO SPLIT AN ESTATE. USED DEED PLOTTER AND GIS OVERLAY TO DETERMINE CORRECT ACRE DIVISION. SPLIT INTO PARTS A-B-C.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

May 21, 2004

ATTN ALLISON KENNEDY
WOOD RIVER LAND TRUST CO
PO BOX 6376
KETCHUM ID 83340

Re: SRBA Claim(s) 72-4052C

Dear Ms. Kennedy:

Pursuant to the change in ownership request that has been submitted to the Department, we have changed the record of current ownership as requested. Please find the enclosed copies of the computer records of the claim(s) noting the change in claimant. Review these records and if there is an error, or you have any questions, please contact this office.

Sincerely,


Trish Fawcett
Technical Records Specialist

Enc.

RECEIVED

MAY 19 2004

Department of Water Resources
Southern RegionSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIPPlease print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

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APR 27 2004

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
72-4052C					

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)

Judy A. Maxwell
P.O. Box 1083, Salmon, ID 83467

4. New Owner/Claimant(s)

Wood River Land Trust Company

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

New Mailing Address

P.O. Box 6376

City, State and ZIP Code

Ketchum, ID 83340

New Telephone Number

208 788-3947

5. Date you acquired the property

August 11, 2003

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)
(include title if applicable)

B. J. Sellers
Stewardship Coordinator

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 <u>[Signature]</u>	Date <u>4/27/04</u>	Fee <u>\$2500</u>	
Receipted by <u>[Signature]</u>	Date <u>4/27/04</u>	Receipt No. <u>CD73644</u>	
Processed by _____	AJ Date _____	WR _____	Date _____

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APR 27 2004

Department of Water Resources

When Recorded Return To:

Wood River Land Trust
P.O. Box 6376
Ketchum, Idaho 83340
208-788-3947

29021

#

Custer County Rec. of

Wood River Land Trust

Time 11:07 A M Date 4-19-2004

Ethel M. Peck, Clerk

Deputy Betsy Doughty \$9.00

WATER RIGHT GENERAL WARRANTY DEED AND ASSIGNMENT

FOR VALUE RECEIVED, Judy A. Maxwell, a married woman as her sole and separate property ("Grantor"), does hereby grant, bargain, sell, and convey unto the Wood River Land Trust Company, an Idaho non-profit corporation, whose address is P.O. Box 6376, Ketchum, Idaho 83340 ("Grantee") and to Grantee's heirs, successors and assigns forever, that certain water right ("Water Right") heretofore appurtenant to the following described lands:

See attached Exhibit A.

Said Water Right being more particularly described as Water Right No. 72-4052C in the records of the Idaho Department of Water Resources.

With respect to said Water Right, Grantors hereby grant, convey, transfer and assign to Grantees all of Grantors' right, title and interest in and to any license or certificate representative thereof issued by the Idaho Department of Water Resources, together with all of Grantors' right title and interest in and to any claim with respect to the Water Right filed in the Snake River Basin Adjudication, Fifth Judicial District, in the State of Idaho, in and for the County of Twin Falls.

Grantors do hereby covenant to Grantee that Grantors abandon for themselves, their heirs, successors and assigns any right to diversion or beneficial use of the Water Right on the above-described lands, that Grantors are the owners in fee simple of said Water Right, that said Water Right is free from all liens, claims or encumbrances, including those of the Grantors, and that Grantors will warrant and defend the same from all lawful claims whatsoever.

IN WITNESS WHEREOF, the undersigned Grantors have caused their names to be hereunto subscribed this 29th day of March, 2004.

Judy A. Maxwell
Judy A. Maxwell

STATE OF IDAHO)
) ss.
 County of Lemhi)

On this 24th day of March, 2004, before me, a Notary Public in and for the State of Idaho, personally appeared Judy A. Maxwell, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he she executed the same.

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

[Handwritten Signature]

Notary Public for Idaho

Residing at: Salmon, ID

My commission expires: 10-20-2008

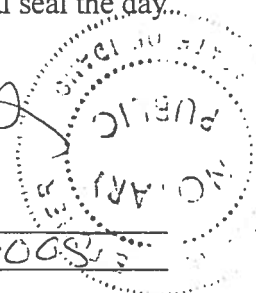


EXHIBIT A

A FRACTION OF H.E.S. 136, T. 11 N., R. 15 E., BOISE MERIDIAN, CUSTER COUNTY, IDAHO MORE PARTICULARL DESCRIBED AS FOLLOWS:

BEGINNING AT CORNER NUMBER 4 OF SAID H.E.S. 136, FROM WHICH CORNER NUMBER 3 OF H.E.S. 136 BEARS N. 65°54'46" E., 1419.62 FT., THE BASIS OF BEARING OF THIS DESCRIPTION RUN THENCE N. 65°54'46" E. ALONG THE NORTHERLY BOUNDARY OF SAID H.E.S. A DISTANCE OF 1062.96 FT. TO A POINT ON AN EXISTING FENCE LINE;

THENCE S. 40°30'59" E. ALONG SAID FENCE LINE A DISTANCE OF 417.46 FT. TO A POINT ON THE NORTHERLY RIGHT-OF-WAY OF STATE HIGHWAY 75;

THENCE S. 58°38'10" W. ALONG SAID RIGHT-OF-WAY A DISTANCE OF 1139.43 FT. TO A POINT ON THE CENTER LINE OF PEACH CREEK;

THENCE THE FOLLOWING COURSES AND DISTANCES ALONG SAID CENTERLINE:

N. 63°46'02" W., 109.06 FT.; N. 80°11'51" W., 44.10 FT.;

N. 47°50'16" W., 58.60 FT.; S. 87°25'47" W., 60.85 FT.;

N. 43°29'29" W., 67.15 FT.; N. 07°33'43" W., 31.21 FT.;

THENCE N. 51°08'39" E. A DISTANCE OF 315.83 FT.;

THENCE N. 64°03'05" W. A DISTANCE OF 243.31 FT. TO THE POINT OF BEGINNING.

ALSO INCLUDING:

A FRACTION OF H.E.S. 136, T. 11 N., R. 15 E., BOISE MERIDIAN, CUSTER COUNTY, IDAHO MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT CORNER NUMBER 6 OF SAID H.E.S. 136 FROM WHICH CORNER NUMBER 5 OF SAID H.E.S. BEARS N. 59°35'51" E., 1633.44 FT. THE BASIS OF BEARING OF THIS DESCRIPTION RUN THENCE N. 59°35'51" E. A DISTANCE OF 1007.31 FT.;

THENCE S. 56°24'56" E. A DISTANCE OF 537.48 FT.;

THENCE S. 39°33'10" E. A DISTANCE OF 256.50 FT. TO THE POINT OF BEGINNING;

THENCE S. 34°35'44" E. A DISTANCE OF 585.52 FT. TO A POINT ON THE NORTHERLY RIGHT-OF-WAY OF STATE HIGHWAY 75;

THENCE ALONG SAID RIGHT-OF-WAY 741.76 FT. ALONG A CURVE TO THE RIGHT HAVING A RADIUS OF 1859.94 FT., A DELTA OF 22°51'00" AND A CHORD BEARING S. 70°03'40" W. FOR 736.85 FT.;

THENCE S. 81°29'10" W. ALONG SAID RIGHT-OF-WAY A DISTANCE OF 257.60 FT.;

THENCE NORTH A DISTANCE OF 264.77 FT.;

THENCE N. 50°31'05" E. A DISTANCE OF 796.82 FT. TO THE POINT OF BEGINNING.

WOOD RIVER LAND TRUST



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APR 27 2004

Department of Water Resources

April 22, 2004

Board of Directors

President
John Flattery

Vice-President
Jan M. Edelstein

Treasurer
Peter Becker

Secretary
Robin Garwood

Brett Bashaw
Ed Cutter
Clark Gerhardt
Jennifer Halverson
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Jim Marron
Chris Thompson
Barbara Thrasher
Bruce Tidwell

Advisory Committee

David Anderson
Janis Fulton
Julie Gallagher
Lawrence Schoen
John Seiller

Staff

Scott Boettger
Melanie Dahl
Stephan Frenzl
Dan Gilmore
Allison Kennedy
Robert M. Le Roy
Elizabeth Zellers

Idaho Department of Water Resources
1301 North Orchard St.
Boise, ID 83706

To Whom It May Concern:

Enclosed is a copy of the signed and notarized and recorded *Water Right General Warranty Deed and Assignment* for Water Right No. 72-4052C to be filed by IDWR Notice of Change in Water Right Ownership. I have enclosed \$25.00 for the appropriate filing fee.

After you have recorded the attached information, could you please notify our office either by phone or e-mail? If you have any questions please feel free to contact our office at (208) 788-3947. Thank You.

Sincerely,

Allison Kennedy
akennedy@woodriverlandtrust.org

Mailing Address:
P.O. Box 6376
Ketchum, ID 83340

Physical Address:
119 E. Bullion St.
Hailey, ID 83333

208.788.3947
Fax 208.788.5991
woodriverlandtrust.org

SEE FILE 72-04052A

THIS FILE CONTAINS ORIGINAL CLAIMS AND COMPLETE
REVIEW DOCUMENTS FOR THIS ROOT CLAIM.

OWNERSHIP SPLIT CLAIM INTO PARTS:

A-B-C

1/8/99 SCC



IDAHO DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION
1341 FILLMORE ST SUITE 200
TWIN FALLS ID 83301
(208) 736-3033

DIRK KEMPTHORNE
GOVERNOR

KARL J DREHER
DIRECTOR

January 8, 1999

JUDY A MAXWELL
PO BOX 1083
SALMON ID 83467

RE: Notice of Error for SRBA Claim No. 72-04052C

Dear Ms. Maxwell,

This letter is to acknowledge your response to the Notice of Error (NOE) for the above-mentioned claims. I have split the SRBA claim 72-04052 into the three parts as identified by your respective deed. Enclosed is a revised record of that claim as it now exists in our records and a revised GIS map showing the place of use as plotted to match your deed.

If you still disagree with IDWR's recommendations, you will have an opportunity to file an objection to the Director's Report with the court. When the Director's Report is filed with the court, you will be mailed a notice that will contain more information about the objection process.

Please feel free to contact this office or me if you have further questions or need additional assistance.

Sincerely,

A handwritten signature in black ink, appearing to read 'Steve Clelland', with a stylized flourish at the end.

STEVE CLELLAND
Sr. Water Resource Agent

ENC:

DATE: 01/08/99
PAGE: 1

Stage: BENEFICIAL USE

CUSTER County

SE

Other Rights: NONE

C16 - THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER

- THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
- IN BASIN 72 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
- RIGHTS IN BASIN 72:
- WATER RIGHT NO. SOURCE
- NONE NONE
- THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
- IN BASIN 72 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
- RIGHTS IN THE SNAKE RIVER BASIN:
- WATER RIGHT NO. SOURCE
- NONE NONE
- ALL WATER RIGHTS WITHIN BASIN 72 ARE FROM CONNECTED SOURCES
- OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED
- CONJUNCTIVELY.

Remarks: GEN PROPERTY IS ALSO KNOWN AS HOMESTEAD ENTRY NO. 136.

Dates:	Exam Made Date:	Verified Date:	01/08/1999	Objection Filed Date:
--------	-----------------	----------------	------------	-----------------------

Misc:	Water District Number:	Field Inspection Flag:
		Presumption flag:

LAIR NUMBER 72-04052 DATE 1/8/99 TRANSFER NUMBER _____
REVISED PART "C" AGENT SC CLAIMED ACRE TOTAL _____
GIS ACRE TOTAL 10.8

	TWP	RNG	SEC	NE				NW				SW				SE				
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
~~LAIR~~	11N	15E	25			7.3					0.1	2.8					0.6			10.8
GIS																				
ECOM																				
LAIR																				
GIS																				
ECOM																				
LAIR																				
GIS																				
ECOM																				

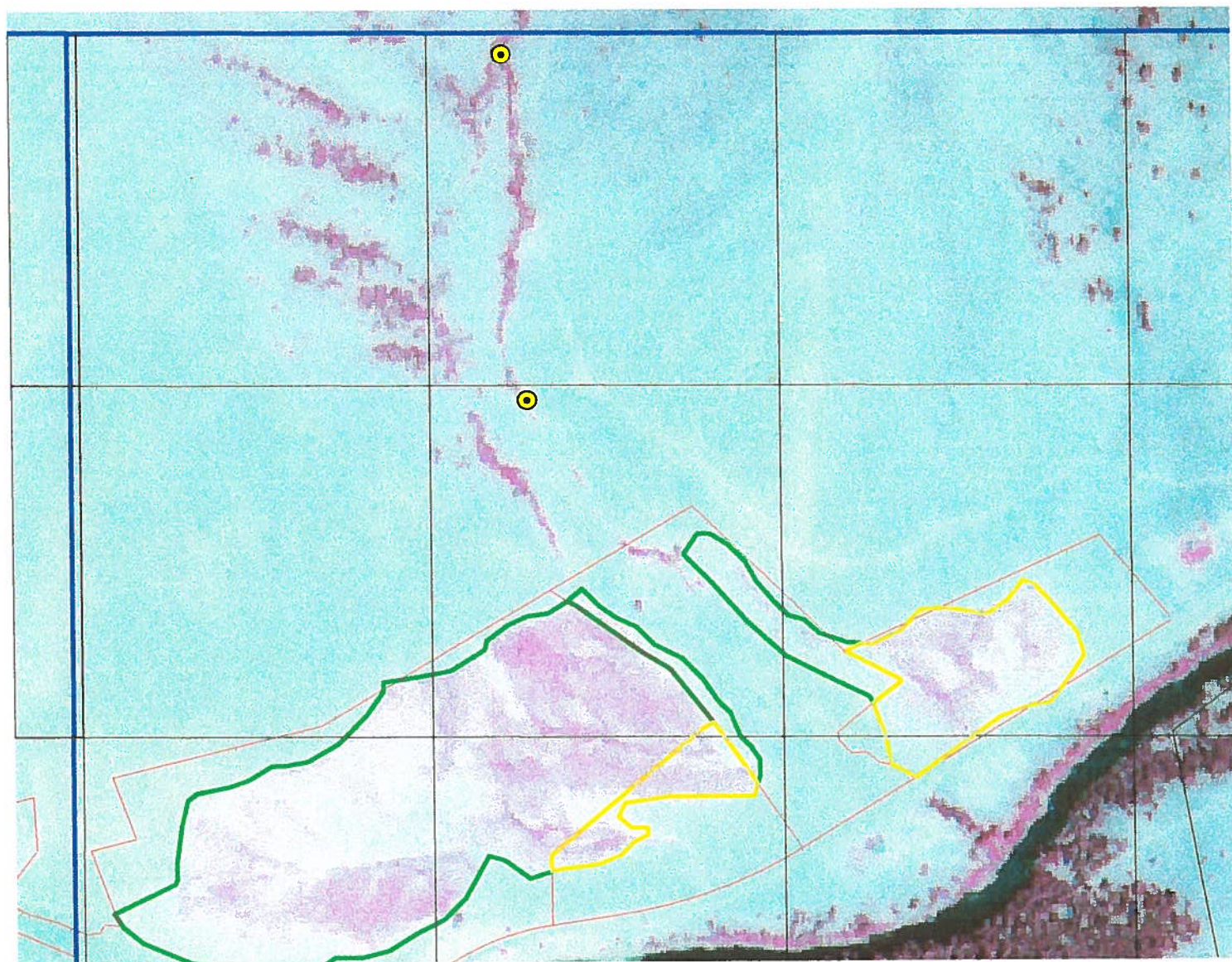
372-DBPOU.SHP Revised by split ownership
SHAPE NOS. _____
463 - EAST pou
494 - WEST pou

B72-DBPOD.SHP _____
NOS. DESCRIPTION _____
304 (NORTH) NWNENW
305 (SOUTH) NWSE NW

DBF TABLES UPDATED _____
B72-DBPOU.DBF _____
B72-DBPOD.DBF _____
JPEG LAYOUT ✓ 72-04052C.jpg

IDAHO DEPARTMENT OF WATER RESOURCES

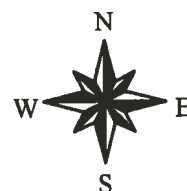
72-04052C



660 0 660 1320 Feet

-  RECOMMENDED PLACE OF USE
-  RECOMMENDED POINT OF DIVERSION
-  SECTION LINES
-  QUARTER-QUARTER LINES
-  STREAMS & DITCH CHANNELS

TWN: 11N
RNG: 15E
SEC: 25



GIS PLACE OF USE PRESENTATION
USFS AERIAL PHOTOGRAPHY, 1988
BY STEVE CLELLAND

DATE: JAN. 8, 1999
REVISED

72-0405
Ownership Split

1/7/99
see

#304 (NWNEN)

Preliminary
TOTAL =

50.8 Acres

1.79 cfs

(.0352 cfs/AC)

#305 (NWSENW)

(SWNE)

(11.1) (8.8)

(GIS
Pou # 463)

(1.3)

(GIS
Pou # 462)

(SWNW)
(NW SW)

(1.2)

34.8 AC
35.0

(17.0)

G. Kimble

(8.2)

J. MAXWELL

G. BAIRD

25

(2.8)

(2)

8.0 (7.3)

(0.6)

split parts = 50.0
0.0 parts = 49.8

(11.0) (18.0)

Kimble

(A)

1.2 + 8.4 + 17.0 + 8.2 =

34.8 AC

1.25 cfs

BAIRD

(B)

1.5 + 1.4 = 2.9 (East)

1.1 + 1.2 = 1.3 (West)

4.2 ac

0.15 cfs

MAXWELL

(C)

7.3 + 0.6 = 7.9 (East)

2.8 + 0.1 = 2.9 (West)

10.8 ac

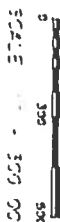
0.39 cfs

RECORD OF SURVEY

A FRACTION OF H.E.S. 136. T. 11 N. R. 15 E.

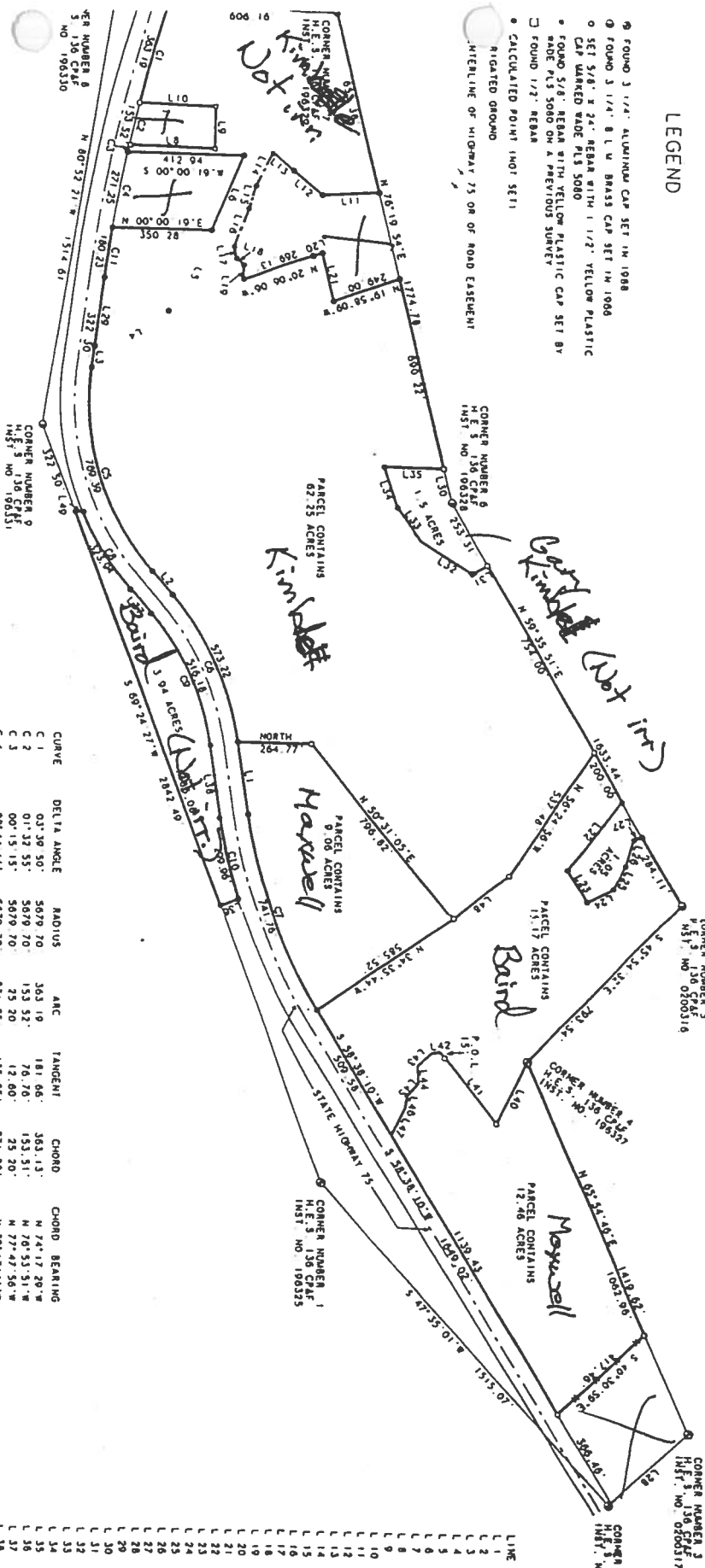
BOISE MERIDIAN, CUSTER COUNTY, IDAHO.

THE PURPOSE OF THIS SURVEY IS TO DIVIDE PROPERTY BETWEEN
HEIRS OF THE KIMBLE ESTATE



LEGEND

- FOUND 3 1/4" ALUMINUM CAP SET IN 1988
- FOUND 3 1/4" B L U BRASS CAP SET IN 1988
- SET 3/8" X 24" REBAR WITH 1 1/2" YELLOW PLASTIC CAP MARKED W/DE PLS 5080
- FOUND 5/8" REBAR WITH YELLOW PLASTIC CAP SET BY MADE PLS 5080 ON A PREVIOUS SURVEY
- FOUND 1/2" REBAR
- CALCULATED POINT 1901 SET 11
- RIGATED GROUND
- MIDDLE LINE OF HIGHWAY 75 OR OF ROAD EASEMENT



CURVE	DELTA ANGLE	RADIUS	ARC	TANGENT	CHORD	CHORD BEARING
C 1	01° 39' 50"	5679.70	363.19	181.66	363.13	N 74° 17' 20" W
C 2	01° 37' 55"	5679.70	153.52	76.70	153.51	N 76° 53' 51" W
C 3	00° 15' 15"	5679.70	35.20	12.60	35.20	N 77° 47' 36" W
C 4	02° 44' 11"	5679.70	27.35	135.68	27.42	N 71° 17' 36" W
C 5	46° 44' 00"	5679.70	769.35	409.68	769.42	N 71° 09' 40" W
C 6	37° 41' 00"	1004.80	523.22	294.64	545.48	N 65° 08' 40" W
C 7	22° 51' 00"	1859.94	741.72	375.87	738.65	N 58° 03' 40" W
C 8	16° 28' 14"	1004.80	323.04	163.39	323.24	N 58° 02' 17" E
C 9	33° 44' 00"	904.88	518.14	260.28	518.14	N 57° 00' 05" E
C 10	08° 46' 08"	1959.93	299.96	150.28	299.67	N 77° 00' 05" E
C 11	01° 49' 05"	5679.70	100.23	90.12	100.23	N 81° 34' 15" W

LINE	BEARING	DISTANCE
L 1	S 81° 20' 10" W	237.00
L 2	S 48° 48' 10" W	109.70
L 3	N 82° 28' 50" W	75.54
L 4	N 27° 27' 20" W	289.98
L 5	N 62° 19' 29" W	326.54
L 6	N 67° 00' 51" W	289.46
L 7	N 77° 54' 29" W	23.19
L 8	N 00° 49' 19" E	304.30
L 9	N 00° 49' 19" E	150.00
L 10	N 00° 49' 19" E	271.64
L 11	N 03° 14' 22" E	203.18
L 12	N 38° 45' 37" W	100.03
L 13	S 38° 26' 35" W	100.03
L 14	S 03° 00' 09" E	133.71
L 15	S 75° 07' 06" E	83.37
L 16	S 68° 06' 18" E	144.49
L 17	N 70° 44' 13" E	44.08
L 18	N 31° 50' 12" E	36.81
L 19	S 64° 54' 09" W	34.00
L 20	N 10° 18' 09" W	178.00
L 21	N 52° 18' 31" E	312.82
L 22	N 52° 18' 31" E	113.82
L 23	N 27° 47' 50" E	109.08
L 24	N 63° 16' 58" W	97.04
L 25	N 73° 01' 06" W	100.83
L 26	N 19° 40' 46" W	27.89
L 27	S 42° 58' 54" E	367.47
L 28	S 42° 58' 54" E	246.76
L 29	N 82° 28' 50" W	120.09
L 30	N 70° 19' 54" E	62.91
L 31	N 30° 21' 04" W	215.02
L 32	N 31° 54' 42" E	143.03
L 33	N 54° 25' 40" E	149.32
L 34	N 00° 49' 19" E	219.20
L 35	S 00° 49' 19" E	69.61
L 36	S 48° 48' 10" W	109.70
L 37	N 81° 39' 04" E	252.00
L 38	N 00° 00' 00" E	25.18
L 39	S 51° 08' 58" W	343.35
L 40	S 07° 33' 43" E	31.21
L 41	S 07° 33' 43" E	67.15
L 42	S 43° 29' 20" E	60.85
L 43	S 43° 29' 20" E	58.60
L 44	S 60° 11' 51" E	44.10
L 45	S 47° 50' 16" E	109.06
L 46	S 63° 46' 07" E	256.50
L 47	N 38° 33' 10" W	25.18
L 48	NORTH	
L 49		

TIME _____ AM DAY _____ MONTH _____ 199__
BOOK _____ PAGE _____ INST NO _____
RECORDED _____
BY _____

COUNTY RECORDER'S
CERTIFICATE

RECORDED OF CUSTER COUNTY

THIS MAP REPRESENTS A SURVEY
BY DIRECTOR OF LAND SURVEY
AND IS FILED IN THE PUBLIC
RECORDS ON 2/26/1998



RECEIVED

JAN 04 1999

Department of Water Resources
Southern RegionSTATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s): _____
Adjudication Claim No(s): A 72-04052
2. The following REQUIRED information must be submitted with this form:
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant WYNN AND/OR DONNA KIMBLE
RT. 1 Box 101, SALMON, ID 83467
4. New Owner/Claimant(s) JUDY A. MAXWELL
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Mailing Address P.O. Box 1083
City, State and ZIP Code SALMON, ID. 83467
New Telephone Number (208) 756-2616
5. Date you acquired the property 6/11/98
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the space below. If necessary, attach additional pages.
Number of acres you irrigate 17 Number and type of stock _____
Diversion rate in CFS _____ Number of homes 0 Other uses _____
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner or Claimant(s) Judy A. Maxwell
(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

Split: 72-04052 C data Entry 1/8/99 su

1/4/99, DJ: Replacement which excludes permit reference

5cc

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

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JUL 28 1998

Department of Water Resources
Southern Region

1. Water Right Number(s) 72-07080
Adjudication Claim Number(s) A72-04052
2. The following **REQUIRED** information must be submitted with this form.
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) WYNN AND/OR DONNA KIMBLE
RT 1 BOX 101, SALMON, IDAHO 83467
4. New Owner/Claimant(s) JUDY MAXWELL
Name connector (Check one): ☐ AND, ☐ OR, ☐ AND/OR
New Mailing Address P. O. Box 1083
City, State and ZIP Code SALMON, IDAHO 83467
New Telephone Number (208) 756 - 3866
5. Date you acquired the property 6/11/98
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
Number of acres actually irrigated 22 Number and type of stock CATTLE
Diversion rate in CFS Number of homes Other uses
cubic feet per second
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner/Claimant(s) Judy A. Maxwell Date 7.25.98
Date
8. (Corporations or other organizations must submit list of directors/officers demonstrating authority to sign form.)
For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

0215972

James R. Bennett
Notary Public for Idaho
Residing at: Challis
My Comm. Expires: 1/21/99

EXHIBIT "A"

A fraction of H.E.S. 136, T.11 N., R.15 E., Boise Meridian, Custer County, Idaho more particularly described as follows:

Commencing at Corner Number 6 of said H.E.S. 136 from which Corner Number 5 of said H.E.S. bears N 59°35'51" E, 1633.44 ft. the Basis Of Bearing of this description run thence N 59°35'51" E a distance of 1007.31 ft.;

Thence S 56°24'56" E a distance of 537.48 ft.;

Thence S 39°33'10" E a distance of 256.50 ft. to the POINT OF BEGINNING;

Thence S 34°35'44" E a distance of 585.52 ft. to a point on the northerly right-of-way of State Highway 75;

Thence along said right-of-way 741.76 ft along a curve to the right having a radius of 1859.94 ft, a delta of 22°51'00" and a chord bearing S 70°03'40" W for 736.85 ft.;

Thence S 81°29'10" W along said right-of-way a distance of 257.60 ft.;

Thence North a distance of 264.77 ft.;

Thence N 50°31'05" E a distance of 796.82 ft. to the POINT OF BEGINNING.

PARCEL CONTAINS 9.06 ACRES

And

A fraction of H.E.S. 136, T.11 N., R.15 E., Boise Meridian, Custer County, Idaho more particularly described as follows:

Beginning at Corner Number 4 of said H.E.S. 136, from which Corner Number 3 of H.E.S. 136 bears N 65°54'46" E, 1419.62 ft., the Basis Of Bearing of this description run thence N 65°54'46" E along the northerly boundary of said H.E.S. a distance of 1062.96 ft. to a point on an existing fence line;

Thence S 40°30'59" E along said fence line a distance of 417.46 ft. to a point on the northerly right-of-way of State Highway 75;

Thence S 58°38'10" W along said right-of-way a distance of 1139.43 ft. to a point on the center line of Peach Creek;

Thence the following courses and distances along said centerline:

N 63°46'02" W, 109.06 ft.; N 80°11'51" W, 44.10 ft.;

N 47°50'16" W, 58.60 ft.; S 87°25'47" W, 60.85 ft.;

N 43°29'29" W, 67.15 ft.; N 07°33'43" W, 31.21 ft.;

Thence N 51°08'39" E a distance of 315.83 ft.;

Thence N 64°03'05" W a distance of 243.31 ft. to the POINT OF BEGINNING.

PARCEL CONTAINS 12.46 ACRES

215972

Custer County Req. of

Custer County Title

Time 1:40 P .M.

6-17 1998

Ethel M Peck, Clerk

Barbara C Bredder

Deputy

600



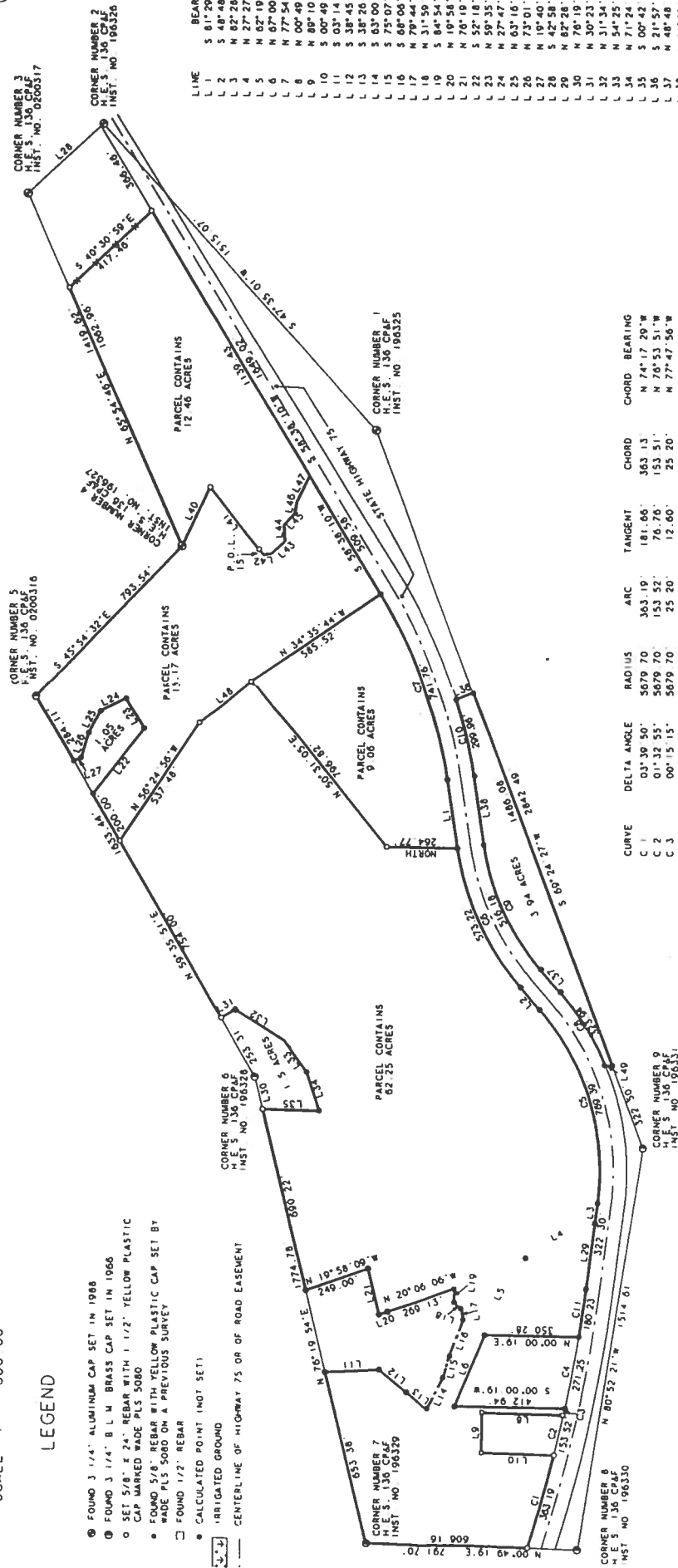
0 300 600
SCALE 1" = 300.00

LEGEND

- ⑥ FOUND 3 1/4" ALUMINUM CAP SET IN 1988
- ⑦ FOUND 3 1/4" B L M BRASS CAP SET IN 1966
- SET 5/16" X 24" REBAR WITH 1 1/2" YELLOW PLASTIC CAP MARKED WADE PLS 5080
- FOUND 5/8" REBAR WITH YELLOW PLASTIC CAP SET BY WADE PLS 5080 ON A PREVIOUS SURVEY
- FOUND 1/2" REBAR
- CALCULATED POINT (NOT SET)
- IRRIGATED GROUND
- CENTERLINE OF HIGHWAY 75 OR OF ROAD EASEMENT

RECORD OF SURVEY

A FRACTION OF H.E.S. 136, T. 11 N., R. 15 E.,
BOISE MERIDIAN, CUSTER COUNTY, IDAHO.
THE PURPOSE OF THIS SURVEY IS TO DIVIDE PROPERTY BETWEEN
HEIRS OF THE KIMBLE ESTATE.



CURVE	DELTA ANGLE	RADIUS	ARC	TANGENT	CHORD	CHORD BEARING
C 1	03° 36' 50"	5679.70	363.19	181.66	363.13	N 74° 17' 29" W
C 2	01° 32' 55"	5679.70	153.52	76.76	153.51	N 76° 53' 51" W
C 3	00° 15' 15"	5679.70	25.20	12.60	25.20	N 77° 47' 56" W
C 4	02° 44' 11"	5679.70	271.25	135.65	271.25	N 79° 17' 41" W
C 5	48° 43' 00"	904.86	769.39	409.68	746.42	S 73° 09' 40" W
C 6	32° 41' 00"	1004.89	573.22	294.64	565.46	S 65° 08' 40" W
C 7	22° 51' 00"	1859.94	741.76	375.87	736.85	S 70° 03' 40" W
C 8	18° 28' 14"	1004.86	323.94	163.39	322.54	N 58° 02' 17" E
C 9	32° 41' 00"	904.86	516.18	265.32	509.21	N 95° 08' 40" E
C 10	08° 46' 08"	1959.93	299.93	150.28	299.67	N 77° 00' 05" E
C 11	01° 49' 05"	5679.70	180.23	90.12	180.23	N 81° 34' 15" W

LINE	BEARING	DISTANCE
L 1	S 61° 29' 10" W	70.00
L 2	S 48° 48' 10" W	249.98
L 3	N 27° 27' 20" W	328.54
L 4	N 62° 19' 29" W	289.48
L 5	N 62° 00' 51" W	25.19
L 6	N 77° 54' 25" W	304.30
L 7	N 60° 49' 19" E	150.00
L 8	N 60° 10' 41" W	271.04
L 9	N 60° 49' 19" E	150.00
L 10	N 60° 10' 41" W	271.04
L 11	S 38° 15' 22" E	130.00
L 12	S 38° 15' 22" E	130.00
L 13	S 38° 15' 22" E	130.00
L 14	S 63° 00' 09" E	133.71
L 15	S 75° 07' 08" E	83.37
L 16	S 68° 05' 18" E	144.08
L 17	N 78° 44' 13" E	44.08
L 18	N 31° 59' 12" E	34.46
L 19	S 84° 54' 38" E	50.81
L 20	N 19° 58' 09" W	34.00
L 21	N 76° 19' 55" E	176.00
L 22	S 52° 18' 37" E	313.82
L 23	S 58° 35' 51" E	135.78
L 24	N 27° 47' 50" W	108.08
L 25	N 63° 10' 56" W	97.04
L 26	N 73° 01' 06" W	100.83
L 27	N 19° 40' 40" W	27.98
L 28	S 42° 58' 56" E	367.47
L 29	N 82° 28' 50" W	246.76
L 30	N 78° 19' 34" E	120.99
L 31	N 30° 23' 06" W	62.91
L 32	N 31° 34' 42" E	215.02
L 33	N 54° 25' 40" E	143.03
L 34	N 71° 24' 21" E	149.32
L 35	S 00° 42' 06" W	211.00
L 36	S 21° 57' 37" E	211.00
L 37	N 46° 48' 26" E	211.00
L 38	N 81° 29' 04" E	25.18
L 39	N 00° 00' 00" E	243.31
L 40	N 00° 00' 00" E	315.83
L 41	S 51° 08' 38" W	31.21
L 42	S 07° 33' 43" E	67.15
L 43	S 43° 20' 29" E	67.15
L 44	N 87° 25' 47" E	60.85
L 45	S 47° 50' 16" E	58.60
L 46	S 80° 11' 51" E	44.10
L 47	S 63° 46' 02" E	109.06
L 48	N 39° 33' 10" W	256.50
L 49	NORTH	25.18

COUNTY RECORDER'S CERTIFICATE

RECORDER OF CUSTER COUNTY

TIME ____ AM DAY ____ MONTH ____ 199__
BOOK ____ PAGE ____ INST NO ____
RECORDER ____
BY ____