

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: **A72-04231D**

Date Received: 10/26/1989

Receipt No: X999999

Received By: ownership cha

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: C ROD THORNTON 208-788-2113
Address: PO BOX 246
KETCHUM ID 83340

AND

Name: CHRISTINE L THORNTON 208-788-2113
Address: PO BOX 246
KETCHUM ID 83340

2. Date of Priority: OCT 10, 1911

3. Source: CHALLIS CREEK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
14N	19E	7	SW	NW		2	CUSTER

5. Description of diverting works:
HIGH LINE & LOW LINE CANALS, PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.290		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
14N	19E	7	SW	NW	2	IRR	1.5

A72-04231D

Page

COPY

Date: 11/13/97

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
14N	19E	7	SE NW		IRR	22.0
Section Acres						23.5
Total Acres						23.5

11. Place of use in counties: CUSTER

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

13. Other Water Rights Used:
A72-00024D

14. Remarks:

AC. IRR. = 57.5

OWNERSHIP CHANGE 12/14/93 BY JG.

OWNERSHIP CHANGE MADE 8/29/95 TF.

OWNERSHIP CHANGE/SPLIT 11/13/97 jr

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: _____

A 72-04231

Lusher

58 Ac

2 cfs

(A)

Lusher

3.5 Ac.

.14 cfs

(B)

Peterson → Wunsch

54.5 Ac

1.86 cfs

(C)

Wunsch

31 Ac.

1.57 cfs

(D)

Thornton

23.5 Ac.

.29 cfs

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

OCT 31 1996

Please print or type. Attach pages with additional information. Instructions are on the back of this page.

Incomplete forms will be returned.

Department of Water Resources
Southern Region

1. Water Right Number(s) _____
Adjudication Claim Number(s) A72-000248 - A72-042318

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 showing ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL

AND

B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the County Clerk's Office)

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (FSA) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

*1st. transaction
(parcel # 4)*

3. Name and Address of Former Owner/Claimant(s)

Charles and Shirley Wunsch

4. New Owner/Claimant(s)

C. Rod and Christine Thornton

Name connector (Check one): [] AND, [] OR, [] AND/OR

New Mailing Address

Box 246

City, State and ZIP Code

Ketchum, Idaho 83340

New Telephone Number

208) 788-2113

5. Date you acquired the property

Sept 20, 96

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 actually irrigated

17.24

Number and type of stock

Horses

Diversion rate in CFS

.260
cubic feet per second

Number of homes

0

Other uses

Pasture - Hay

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)

C. Rod Thornton
Christine L Thornton

Date Oct 27, 96

Date 10-27-96

8. 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.

(Corporations or other organizations must submit list of directors/officers demonstrating authority to sign form.)

WARRANTY DEED

For Value Received CHARLES W. WUNSCH and SHIRLEY M. WUNSCH as Co-Trustees of THE CHARLES W. AND SHIRLEY M. WUNSCH FAMILY TRUST, dated June 20, 1995, the Grantors, do hereby grant, bargain, sell and convey unto C. ROD THORNTON and CHRISTINE L. THORNTON, husband and wife, the Grantees, whose current address is P.O. Box 246, Ketchum, Idaho 83340, the following described premises, in Custer County, Idaho, to-wit:

A parcel of land located in the S1/2NW1/4, SW1/4NE1/4, Section 7, Township 14 North, Range 19 East, Boise Meridian, Custer County, Idaho, more particularly described as follows:

Commencing at the NE corner of the S1/2NW1/4, run thence South 88°58'43" West, a distance of 1309.89 feet to a point in the center of Challis Creek Road and the POINT OF BEGINNING;

Thence the following courses and distances along said centerline: South 69°11'38" East, 54.17 feet, 222.49 feet along a curve to the left having a chord of South 77°29'06" East, 221.72 feet, a delta of 16°34'54", a radius of 768.80 feet; thence South 85°46'33" East, 427.72 feet; 212.82 feet along a curve to the right having a chord of South 74°21'33" East, 211.41 feet, a delta of 22°49'58", a radius of 534.04 feet; thence South 62°56'34" East, 243.59 feet; 223.57 feet along a curve to the right having a chord of South 50°04'37" East, 221.69 feet, a delta of 25°43'53", a radius of 497.83 feet; thence South 37°12'40" East, 147.84 feet to a point in the center of Challis Creek;

Thence the following courses and distances along said centerline: South 76°10'46" East, 165.11 feet; thence South 63°29'05" West, 466.32 feet; thence South 61°04'43" West, 142.69 feet; thence North 71°34'33" West, 9.13 feet; thence South 37°46'38" West, a distance of 51.07 feet; thence North 71°02'04" West, a distance of 944.64 feet; thence North 27°55'09" East, a distance of 560.02 feet to the POINT OF BEGINNING.

EXCEPTING THEREFROM County road right of way.

TOGETHER WITH 0.260 C.F.S. of water from Sellers water claim number A72-00024B on file with Idaho Department of Water Resources and 0.260 C.F.S. of water from Sellers water claim number A72-04231B on file with the Idaho Department of Water Resources. All water transfer in this deed is without warranty.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that they are free from all encumbrances excepting therefrom all covenants, conditions and restrictions of record and all easements of sight and of record as recorded in the records of Custer County, Idaho and that they will warrant and defend the same from all lawful claims whatsoever.

Dated, This 19 day of December, 1996.

Shirley M. Wunsch
SHIRLEY M. WUNSCH, Attorney in Fact for

Charles W. Wunsch
Charles W. Wunsch

Shirley M. Wunsch
SHIRLEY M. WUNSCH

STATE OF IDAHO)

: ss

County of Custer

On this 25th day of September, 1996, before me, a Notary Public, personally appeared Shirley
Peck

known or identified to me to be the person(s) whose name(s) are subscribed to the within instrument, and acknowledged to me that he executed the same.

Patsy Kindt
 Notary Public for Idaho
 Residing at Fuller
 Commission Expires 3/12/98

STATE OF IDAHO, COUNTY OF CUSTER

I hereby certify that this instrument was filed for record at the request of Custer County Title at 30 minutes past 3 o'clock P.M., this 25th day of September, 1996, in my office, and duly recorded in Book _____ of Deeds at page _____.

Ethel M. Peck

Ex-Officio Recorder

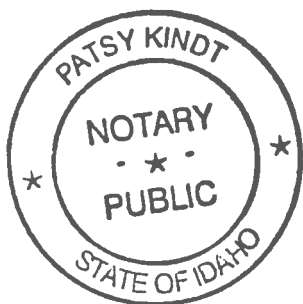
BY

Mary Lee

Deputy

Fee: \$ 6.00

Mail to:

E OF IDAHO
ITY OF

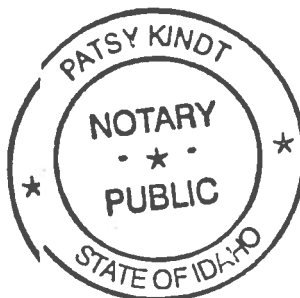
} ss.

In the year

I, a Notary Public, personally appeared

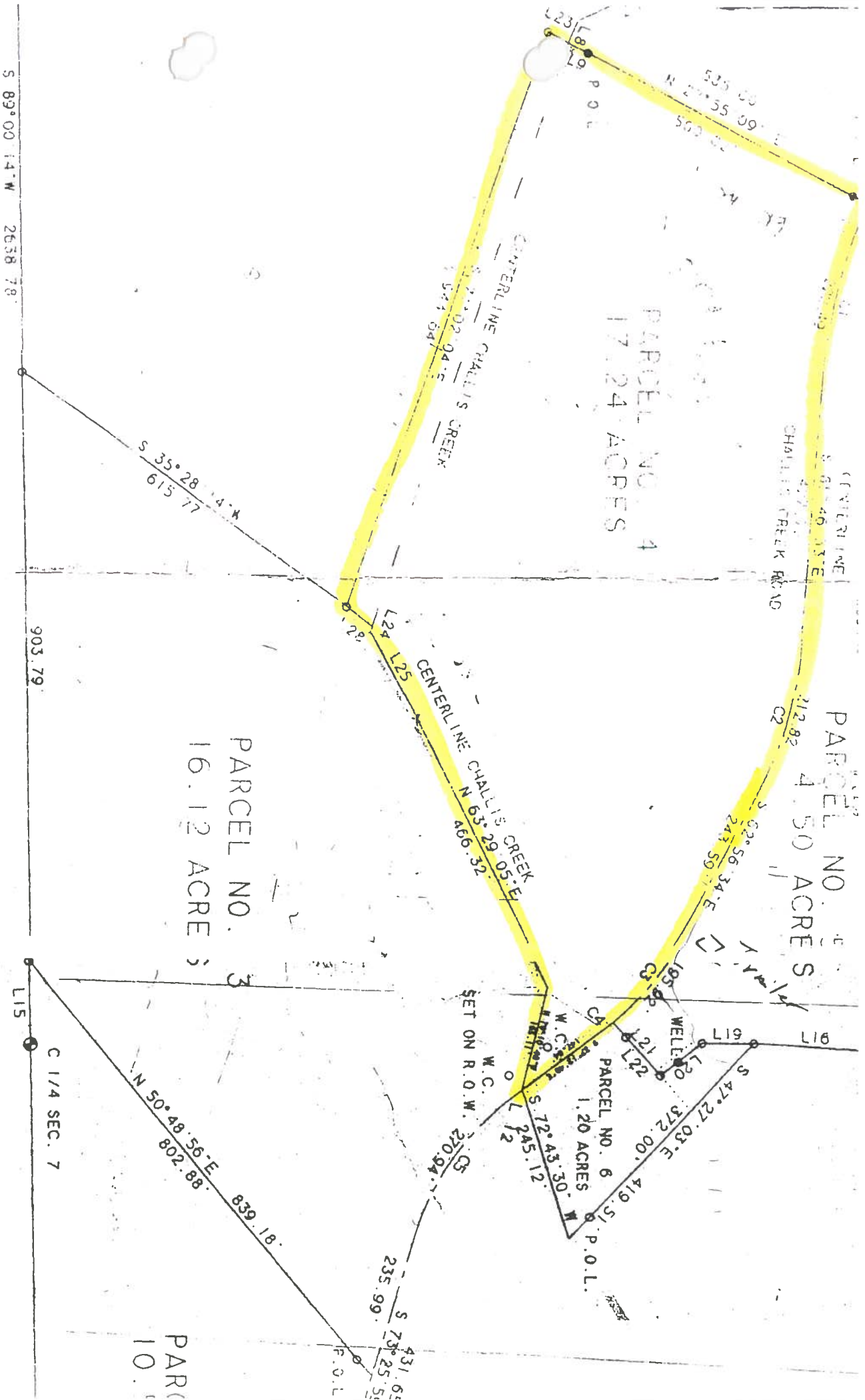
Shirley Peck
 known or identified to me to be the person whose name is subscribed to the within instrument as the attorney in fact of Charles W. Wensch and acknowledged to me that he subscribed the name of Charles W. Wensch as principal, and his (her) own name as attorney in fact.

Patsy Kindt
 Notary Public
 Residing at Fuller, Idaho
 Commission expires: 3/12/98



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SURVEYOR'S CERTIFIC



100

$$\begin{array}{r} 70 \\ 500 \\ \hline 570 \end{array}$$



WAY OUT WEST REALTY

Residential • Agricultural • Recreational • Commercial

Highway 93 & Main Street

P.O. Box 730

Challis, Idaho 83226

(208) 879-2211 or (208) 879-2270

FAX (208) 879-5258

FAX COVER SHEET

PAGES 11
DATE 9/24/91
TO Jeannie
FAX # (208) 736-3037
FROM Pam
FAX # (208) 879-5258

Jeannie-
I hope this is
everything you need
on the 2nd Thornton
and Wunsch sale.
Do you need the
originals? Let me
know if I can
send anything else.
Pam



Sande K. Hill
Broker/Owner GRI

STATE 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.

Ind. transect

1. Water Right Number(s) _____
Adjudication Claim Number(s) _____
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) CHARLES W. WUNSCH AND SHIRLEY M. WUNSCH

4. New Owner/Claimant(s) C. ROD THORNTON AND CHRISTINE L. THORNTON
Name connector (Check one): ☐ AND, ☐ OR, ☐ AND/OR
New Mailing Address _____
City, State and ZIP Code _____
New Telephone Number (____) _____ - _____
5. Date you acquired the property _____
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 _____ Number and type of stock _____
Diversion rate in CFS 0.03 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) C. Rod Thornton Date 8/15/97
Christine L. Thornton Date 8/15/97
8. (Corporations or other organizations must submit a 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 you attorney.



WAY OUT WEST REALTY

Residential • Agricultural • Recreational • Commercial

Highway 93 & Main Street

P.O. Box 790

Challis, Idaho 83226

(208) 879-2211 or (208) 879-2270

FAX (208) 879-5258

FAX COVER SHEET

PAGES 2
DATE 8-13
TO Susan or Patsy
FAX # 879-5249
FROM Sandra K. Hill
FAX # (208) 879-5258

ROD gets

0.03 CFS

of good water
right. I called
water board they
figured it out for
me. It is the same
amount per acre as
before. Fill out the
forms and I will
sign. Chuck



Sandra K. Hill
Broker/Owner GRI

There is a
water Transfer of
3" of End water
Right. 1 1/2"/Ac for
2 acres is the
Amount Transferred.
Chuck agreed To do
it as it was done
on the previous Sale
We have no Transfer
Forms so would you
do it? Thank you.

[Handwritten signature]

c c c c c c c c c c



TERRI L. PRITCHETT
Broker, GRI

P.O. Box 510 • 610 W. Custer, Suite A • Mackay, ID 83251

Trail
Creek
Realty

Office: 588-2707

FAX: 588-2420

Res: 588-2963

Challis Area: 879-5051

FAX COVER SHEET

DATE: 9-18-97

TIME: 9:45 AM

TO: L. Tater Resourse

ATTN: Jeanie

TELECOPIER: 208-736-3037

FROM: Sally DAHL

NUMBER OF PAGES 4 (INCLUDING COVER SHEET)

SPECIAL INSTRUCTIONS: Jeanie

Chuck Wunsch asked me
to fax you a copy of his survey,
concerning the water rights.

I had to copy it in 2
parts, the third page is just to
show you it is a recorded survey.

Need anything else, please call

208-879-5051

Sally Dahl

If there are any problems receiving this fax please call
Please deliver immediately.

THANK YOU.



Sally Dahl
Sales Associate
838-2678

Challis Area
879-5051

Office: 588-2707
FAX: 588-2420
P.O. Box 510
610 W. Custer, Suite A
Mackay, ID 83251

2nd.
transaction
(parcel #3)

WADE SURVEYING

P.O. Box 1175
Salmon, Idaho 83467

Phone (208) 756-3070

November 15, 1995

PARCEL "3"

A parcel of land located in the SE 1/4 NW 1/4, SW 1/4 NE 1/4, Section 7, T. 14 N., R. 19 E., Boise Meridian, Custer County, Idaho, more particularly described as follows:

Commencing at the C 1/4 corner of said Section 7, run thence S. 89° 00' 14" W. along the southerly boundary of the SE 1/4 NW 1/4 a distance of 130.00 ft. to the POINT OF BEGINNING.

Thence continuing S. 89° 00' 14" W. a distance of 903.79 ft.;

Thence N. 35° 28' 14" E. a distance of 615.77 ft.;

Thence N. 37° 46' 38" E. a distance of 51.07 ft. to a point in the center of Challis Creek;

Thence the following courses and distances along said centerline;

S. 71° 34' 33" E. 9.13 ft.; N. 61° 04' 43" E. 142.69 ft.;

N. 63° 29' 05" E. 466.32 ft.; S. 76° 10' 46" E. 165.11 ft. to a point in the center of Challis Creek Road;

Thence the following courses and distances along said centerline;

270.94 ft. along a curve to the left having a chord of S. 55° 19' 20" E. 266.45 ft., a delta of 36° 13' 20", a radius of 428.57 ft.; S. 73° 25' 59" E. 235.99 ft.;

Thence S. 50° 48' 56" W. a distance of 839.18 ft. to the POINT OF BEGINNING.

PARCEL CONTAINS 16.12 ACRES.

0213319

County Reg. of
Custer County, Idaho

Time 3:35 P.M.

5-2 1997

Ethel M. Peck, Clerk

Wanda J. Murphy
9th Deputy

A parcel of land located in the S¹/₄NW¹/₄, SW¹/₄NE¹/₄, Section 7, Township 14 North, Range 19 East, Boise Meridian, Custer County, Idaho, more particularly described as follows:

Commencing at the NE corner of the S¹/₄NW¹/₄, run thence South 88°58'43" West, a distance of 1309.89 feet to a point in the center of Challis Creek Road and the POINT OF BEGINNING;

Thence the following courses and distances along said centerline;

South 69°11'38" East, 54.17 feet; 222.49 feet along a curve to the left having a chord of South 77°29'06" East, 221.72 feet, a delta of 16°34'54", a radius of 768.80 feet; thence South 85°46'33" East, 427.72 feet; 212.82 feet along a curve to the right having a chord of South 74°21'33" East, 211.41 feet, a delta of 22°49'58", a radius of 534.04 feet; thence South 62°56'34" East, 243.59 feet; 223.57 feet along a curve to the right having a chord of South 50°04'37" East, 221.69 feet, a delta of 25°43'53", a radius of 497.83 feet; thence South 37°12'40" East, 147.84 feet to a point in the center of Challis Creek;

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EXCEPTING THEREFROM County road right of way.

TOGETHER WITH 0.260 C.F.S. of water from Sellers water claim number A72-00024B on file with Idaho Department of Water Resources and 0.260 C.F.S. of water from Sellers water claim number A72-04231B on file with the Idaho Department of Water Resources. All water transfer in this deed is without warranty.

C. Rod Thornton
C. ROD THORNTON

Christine L. Thornton
CHRISTINE L. THORNTON

Adventure Parcels for Sale
 At Wine & Is ranch.
 Beautiful views & have homes.
 New Trees views creek

Parcel #1
 1.38 ACRES \$ 5,000.00/AC.

Parcel #2
 7-23 10.54 ACRES \$ 18,500.00
 19,000.

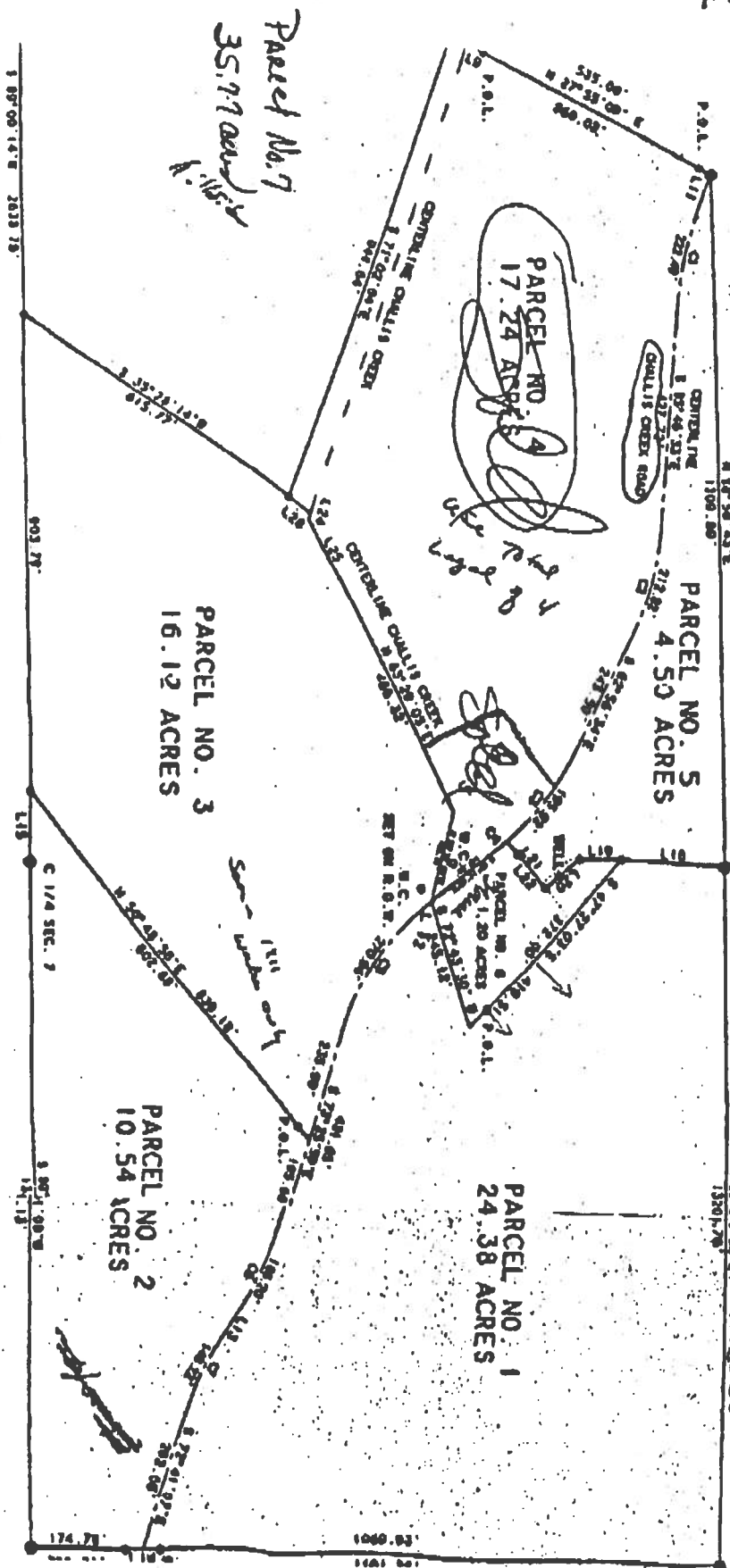
Parcel #3
 16.12 ACRES \$ 34,500.00

Parcel #4
 SOLD

Parcel #5
 4.50 ACRES \$ 22,000.00
 + Mtg Hm

Parcel #6
 1.2 ACRES
 + House \$ 85,000.00

Parcel #7
 35.77 ACRES \$ Trade To Blm



COUNTY RECORDER

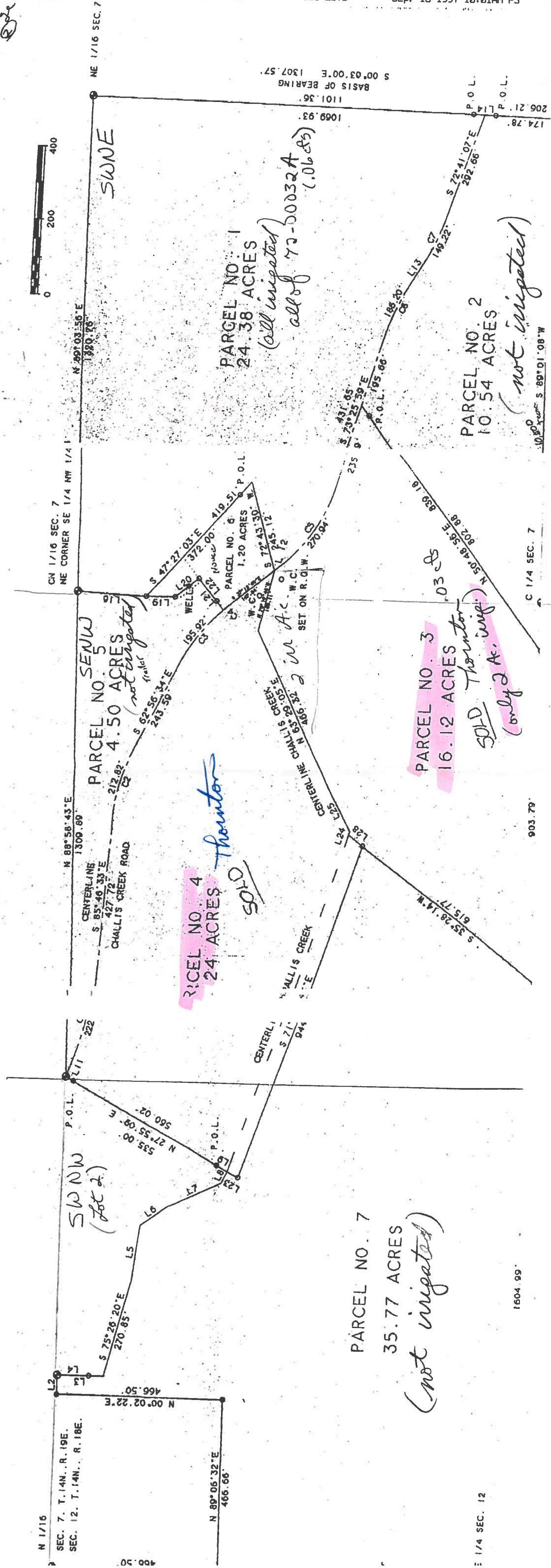
756-5436

Clarissa
 Ramo

784-155

Handwritten initials

IDAHO, CUSTER COUNTY, IDAHO





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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

November 13, 1997

C ROD AND CHRISTINE THORNTON
PO BOX 246
KETCHUM ID 83340

RE: SRBA CLAIM A72-00024B, AND A72-04231B

Dear Mr. and Mrs. Thornton:

Pursuant to the notification that you purchased a portion of the property to which the above referenced adjudication claims are appurtenant, the Department has split the original claims into parts C and D. Your portions have been renumbered to A72-00024D and A72-04231D. I apologize for the length of time it has taken us to make these changes, but I think we finally have it figured out. You purchased two parcels in two different transactions, so I have added the amounts together into this one claim which represents the total. Please find enclosed a copy of the computer generated claims noting the changes.

Please review the records and if you have any corrections or questions, feel free to give me a call at the office.

Sincerely,

Jeanie Robertson
Sr. Water Resource Agent

/jr

Enclosures:



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033

Fax (208) 736-3037

PHILIP E. BATT
Governor

KARL J. DREHER
Director

September 30, 1996

C ROD AND CHRISTINE THORNTON
PO BOX 246
KETCHUM ID 83340

RE: ADJUDICATION CLAIM NO. A72-04231B and A72-00024B

Dear Mr. and Mrs. Thornton:

Pursuant to notification that you presently own the property in which the above referenced Adjudication Claims are appurtenant, I have enclosed two NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP forms. Please complete them and attach an aerial photo with irrigated acres outlined (item 2C). Since it appears you purchased only a portion of the two claims, you must also complete item 6 so that we can accurately split the two adjudication claims involved.

I have also included copies of the above adjudication claims for your reference. Once you have completed the change of ownership forms, return them to me at the above address. I will then make the changes in "our" computer records and forward copies back to you.

Sincerely,

Trish Fawcett
Technical Records Specialist

/tf
Enclosures



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED

SEP 30 1996

DATE OF CLOSING: _____

Department of Water Resources
Southern Region

LEGAL DESCRIPTION OF PROPERTY: Township 14N Range 19E
Section 7, 1/4 of SW 1/4 of NW 1/4, Govt. Lot 2, BM.

Lot _____, Block _____, Subdivision/Townsite _____.

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

See Attached Copy of Deed

[] 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: A72-04231B

[] Name and Address of Former Owner/Claimant(s)(Seller):

Charles Wunsch and Shirley M. Wunsch

P.O. Box 406

Challis, Idaho 83226

[] New Owner/Claimant (Purchaser):

C. Rod Thornton and Christine L. Thornton

[] New Mailing Address:

P.O. Box 246

Ketchum, Idaho 83340

[] New Telephone Number:

(208) 726 - 3422

[] Does the change in ownership result in a splitting of the water right owned/claimed? xx yes no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

New owner to get 0.260 C.F.S. of Seller's 1.860 C.F.S.

x _____

[] Attach proof of ownership, describe proof attached:

Warranty Deed

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

[] Signature of New Owner/Claimant(s)

Date _____

Date _____

[] Signature of Former Owner/Claimant(s):

Charles W. Wunsch
Shirley M. Wunsch

Atty in Fact for

Date 9-19-96

Date 9-19-96

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

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



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township 14N Range 19E
Section 7, 1/4 of SW 1/4 of NW 1/4, Govt. Lot 2, BM.
Lot _____, Block _____, Subdivision/Townsite _____.

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

See Attached Copy of Deed

[] 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: A72-04231B

[] Name and Address of Former
Owner/Claimant(s)(Seller):

Charles Wunsch and Shirley M. Wunsch

P.O. Box 406

Challis, Idaho 83226

[] New Owner/Claimant
(Purchaser):

C. Rod Thornton and Christine L. Thornton

[] New Mailing Address:

P.O. Box 246

Ketchum, Idaho 83340

[] New Telephone Number:

(208) 726 - 3422

[] Does the change in ownership result in a splitting of the water right owned/claimed? xx yes no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

New owner to get 0.260 C.F.S. of Seller's 1.860 C.F.S.

[] Attach proof of
ownership, describe
proof attached:

Warranty Deed

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

[] Signature of New
Owner/Claimant(s)

Date

Date

[] Signature of Former
Owner/Claimant(s):

Charles W. Wunsch
Shirley M. Wunsch

Atty in Fact for

Date

Date

9-19-96

9-19-96

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

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



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township 14N Range 19E
Section 7, 1/4 of SW 1/4 of NW 1/4, Govt. Lot 2, BM.

Lot _____, Block _____, Subdivision/Townsite _____.

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

See Attached Copy of Deed

☐ 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: A72-04231B

☐ Name and Address of Former Owner/Claimant(s)(Seller): Charles Wunsch and Shirley M. Wunsch

P.O. Box 406

Challis, Idaho 83226

☐ New Owner/Claimant (Purchaser):

C. Rod Thornton and Christine L. Thornton

☐ New Mailing Address:

P.O. Box 246

Ketchum, Idaho 83340

☐ New Telephone Number: (208) 726 - 3422

☐ Does the change in ownership result in a splitting of the water right owned/claimed? ~~xx~~ yes no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

New owner to get 0.260 C.F.S. of Seller's 1.860 C.F.S.

☐ Attach proof of ownership, describe proof attached:

Warranty Deed

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☐ Signature of New Owner/Claimant(s)

Date _____

Date _____

☐ Signature of Former Owner/Claimant(s):

Date 9-19-96

Date 9-19-96

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

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

WARRANTY DEED

For Value Received CHARLES W. WUNSCH and SHIRLEY M. WUNSCH as Co-Trustees of THE CHARLES W. AND SHIRLEY M. WUNSCH FAMILY TRUST, dated June 20, 1995, the Grantors, do hereby grant, bargain, sell and convey unto C. ROD THORNTON and CHRISTINE L. THORNTON, husband and wife, the Grantees, whose current address is P.O. Box 246, Ketchum, Idaho 83340, the following described premises, in Custer County, Idaho, to-wit:

A parcel of land located in the S1/2NW1/4, SW1/4NE1/4, Section 7, Township 14 North, Range 19 East, Boise Meridian, Custer County, Idaho, more particularly described as follows:

Commencing at the NE corner of the S1/2NW1/4, run thence South 88°58'43" West, a distance of 1309.89 feet to a point in the center of Challis Creek Road and the POINT OF BEGINNING;

Thence the following courses and distances along said centerline; South 69°11'38" East, 54.17 feet, 222.49 feet along a curve to the left having a chord of South 77°29'06" East, 221.72 feet, a delta of 16°34'54", a radius of 768.80 feet; thence South 85°46'33" East, 427.72 feet; 212.82 feet along a curve to the right having a chord of South 74°21'33" East, 211.41 feet, a delta of 22°49'58", a radius of 534.04 feet; thence South 62°56'34" East, 243.59 feet; 223.57 feet along a curve to the right having a chord of South 50°04'37" East, 221.69 feet, a delta of 25°43'53", a radius of 497.83 feet; thence South 37°12'40" East, 147.84 feet to a point in the center of Challis Creek;

Thence the following courses and distances along said centerline; South 76°10'46" East, 165.11 feet; thence South 63°29'05" West, 466.32 feet; thence South 61°04'43" West, 142.69 feet; thence North 71°34'33" West, 9.13 feet; thence South 37°46'38" West, a distance of 51.07 feet; thence North 71°02'04" West, a distance of 944.64 feet; thence North 27°55'09" East, a distance of 560.02 feet to the POINT OF BEGINNING.

EXCEPTING THEREFROM County road right of way.

TOGETHER WITH 0.260 C.F.S. of water from Sellers water claim number A72-00024B on file with Idaho Department of Water Resources and 0.260 C.F.S. of water from Sellers water claim number A72-04231B on file with the Idaho Department of Water Resources. All water transfer in this deed is without warranty.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that they are free from all encumbrances excepting therefrom all covenants, conditions and restrictions of record and all easements of sight and of record as recorded in the records of Custer County, Idaho and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: This 19 day of September, 1996.

Charles W. Wunsch
SHIRLEY M. WUNSCH, Attorney in Fact for

Charles W. Wunsch

Shirley M. Wunsch
SHIRLEY M. WUNSCH

CUSTER COUNTY TITLE, INC.

P.O. Box 370

Challis, ID 83226

(208) 879-4424

(208) 879-5249 FAX

RECEIVED

SEP 30 1996

Department of Water Resources
Southern Region

September 26, 1996

RE: Change of Water Right Ownership

Idaho Department of Water Resources
Southern Region Office
222 Shoshone St. East
Twin Falls, ID 83301

To Whom It May Concern:

Please find enclosed two New Property Owner Notice of Change of Water Right Ownerships and a copy of the Warranty Deed.

If you have any questions, please call the new owners.

Thank you,

Heidi

Heidi Thomas
Secretary

RECEIVED

DEC 6 1999

Department of Water Resources

DISTRICT COURT SRBA
FIFTH JUDICIAL DISTRICT
COUNTY OF TWIN FALLS, STATE OF IDAHO

DEC 1 1999

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

In Re SRBA

Subcase No. 72-04231D

Case No. 39576

Standard Form 5

STIPULATED ELEMENTS
OF A WATER RIGHT

This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine the facts, date, expert opinions and law supporting the issuance of a partial decree for the water right.

The parties agree that the Snake River Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions with regard to this water right dispute.

The parties and IDWR agree and stipulate that the elements of this water right should be described per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

CLAIMANT:

C. Rod Thornton
Christine L. Thornton

OBJECTOR:

United States on behalf of the
Bureau of Land Management

C. Rod Thornton

Date

Larry A. Brown

12/1/99

Date

Attorney, U.S. Department of Justice
Environment and Natural Resources Div.

Christine L. Thornton

Date

IDWR CONCURRENCE:

Janice Robertson
S. Water Res. Agent

12/1/99

Date

IDWR CONCURRENCE:

AS TO BLM

[Signature]

12/1/99

Date

Standard Form 5

Subcase No. 72-04231D

*data entry
complete per
SF 5 1-13-00*

Page 1

DISTRICT COURT SRBA
FIFTH JUDICIAL DISTRICT
COUNTY OF TWIN FALLS, STATE OF IDAHO

DEC 1 1999

BY _____
CLERK
DEPUTY CLERK

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

In Re SRBA

Subcase No. 72-04231D

Case No. 39576

STANDARD FORM 5

~~AMENDED CLAIM~~

This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right and to amend the Notice of Claim. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine the facts, date, expert opinions and law supporting the issuance of a partial decree for the water right.

The parties agree that the Snake River Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions with regard to this water right dispute.

The parties and IDWR agree and stipulate that the elements of this water right should be described per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

CLAIMANTS:

C. Rod Thornton
Christine L. Thornton

C. Rod Thornton 12/1/99
C. Rod Thornton Date

Christine L. Thornton Date

OBJECTORS:

United States of America on behalf of
U.S.D.I., Bureau of Land Management

Larry A. Brown 12/1/99
Larry A. Brown Date
Attorney, U.S. Department of Justice

IDWR CONCURRENCE:

Jeanie Robertson 12/1/99
Sh. Water Res. Agent Date

IDWR CONCURRENCE:

AS TO FIRM
LAO 12/1/99
Date

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAWDATE: NOV-23-1999
PAGE: A-1-----
RIGHTS FROM: SOURCE: CHALLIS CREEK TRIBUTARY: SALMON RIVER

RIGHT NUMBER: 72-04231D

NAME AND ADDRESS: C ROD THORNTON
CHRISTINE L THORNTON
PO BOX 246
KETCHUM ID 83340

SOURCE: CHALLIS CREEK TRIBUTARY: SALMON RIVER

QUANTITY: 0.29 CFS

PRIORITY DATE: 10/10/1911

POINT OF DIVERSION: T14N R19E S07 LOT 10 (SWNWNW) Within CUSTER County
NESENW
NESENW (R)
NWSENW (R)TWO POINTS OF DIVERSION LOCATED IN T14N, R19E, S07, SWNWNW,
LOT 10.PURPOSE AND
PERIOD OF USE:PURPOSE OF USE
IRRIGATIONPERIOD OF USE
04-01 10-31QUANTITY
0.29 CFS

PLACE OF USE:

IRRIGATION
T14N R19E S07
14.5 ACRES TOTALWithin CUSTER County
SWNE 0.5

SWNW 1

SENEW 13

NWNW 0.5

USE OF THIS RIGHT WITH RIGHT NO. 72-00024D IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 14.5 ACRES IN A SINGLE
IRRIGATION SEASON.

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

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 NONETHE 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:

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: NOV-23-1999

PAGE: A-2

72-04231D (CONT.)

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.

THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF
WATER DISTRICT 72-C.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

[Handwritten initials: K, JQ]

[Handwritten initials: 13]

[Handwritten initials: FWP]

CERTIFICATE OF MAILING

I certify that on 12/1, 1999, I mailed the original and copies of this form, including all attachments, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

2. Copy to:

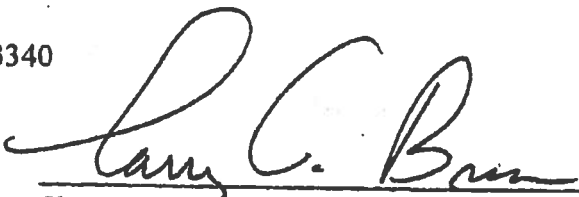
Idaho Department of Water Resources
Adjudication Bureau
1301 North Orchard Street
Boise, Idaho 83706

IDWR Document Depository
P. O. Box 83720
Boise, Idaho 83720-0098

3. Copies to all parties to the subcase (insert names and addresses):

U.S., Department of Justice
Environment and Natural Resources Division
General Litigation Section
550 West Fort Street, MSC 033
Boise, Idaho 83724

C. Rod & Christine L. Thornton
P.O. Box 246
Ketchum, Idaho 83340



Signature of person or attorney mailing the form

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: NOV-23-1999

PAGE: A-1

RIGHTS FROM: SOURCE: CHALLIS CREEK TRIBUTARY: SALMON RIVER

RIGHT NUMBER: 72-04231D

NAME AND ADDRESS: C ROD THORNTON
CHRISTINE L THORNTON
PO BOX 246
KETCHUM ID 83340

SOURCE: CHALLIS CREEK TRIBUTARY: SALMON RIVER

QUANTITY: 0.29 CFS

PRIORITY DATE: 10/10/1911

POINT OF DIVERSION: T14N R19E S07 LOT 10 (SWNNW) Within CUSTER County
NESENW
NESENW (R)
NWSNW (R)TWO POINTS OF DIVERSION LOCATED IN T14N, R19E, S07, SWNNW,
LOT 10.

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	04-01 10-31	0.29 CFS

PLACE OF USE:	IRRIGATION	Within CUSTER County			
	T14N R19E S07	<u>SWNE</u> <u>0.5</u>	SWNW 1	SENW 13	NWNE 0.13
	14.5 ACRES TOTAL				

USE OF THIS RIGHT WITH RIGHT NO. 72-00024D IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 14.5 ACRES IN A SINGLE
IRRIGATION SEASON.

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

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:

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: NOV-23-1999

PAGE: A-2

72-04231D (CONT.)

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.

THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF
WATER DISTRICT 72-C.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

AJ0749NP
No. R72-04231D

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 11/23/99
PAGE: 2

=====
Dates: Exam Made Date: Verified Date: Objection Filed Date: 06/02/1999
=====

Misc: Water District Number: 72C Field Inspection Flag:
Presumption Flag:

Comments: Date: 11/11/1998 User-ID: JROBERTS Subject: COPIED FROM REMARKS
AC. IRR. = 57.5

OWNERSHIP CHANGE 12/14/93 BY JG.

OWNERSHIP CHANGE MADE 8/29/95 TF.

OWNERSHIP CHANGE/SPLIT 11/13/97 jr
Date: 11/21/1998 User-ID: AJU10-DS Subject: AJU10 CONDITION UPDATE
CONDITION CODE(S) C16 ADDED IF NOT ALREADY PART
OF RECORD THRU AJU10.
Date: 11/23/1999 User-ID: JROBERTS Subject: CORRECTED TYPO IN POU
PER BLM OBJECTION, CORRECTED .5 AC IN NAME TO SAME.

Audit: 11/23/99 JROBERTS

Water Right Number - 72-04231D

Prefix Translation: WATER RIGHT

Old (D) Number -

+ - - - - Last Name - - - - +

+ - First Name - - +

+ - - - - - - - Address - - - - - +

*** C - CURRENT OWNER ***

THORNTON C ROD 1 - PO BOX 246
2 -
3 -
City- KETCHUM State- ID Zip- 83340
Phone - 208-788-2113

THORNTON CHRISTINE L 1 - PO BOX 246
2 -
3 -
City- KETCHUM State- ID Zip- 83340
Phone - 208-788-2113

*** O - ORIGINAL OWNER ***

WUNSCH CHARLES 1 - PO BOX 409
2 -
3 -
City- CHALLIS State- ID Zip- 83226
Phone - 208-879-5955

WUNSCH SHIRLEY 1 - PO BOX 409
2 -
3 -
City- CHALLIS State- ID Zip- 83226
Phone - 208-879-5955

LUSHER BETTY RUSTIN 1 - PO BOX 349
2 -
3 -
City- CHALLIS State- ID Zip- 832260000
Phone - 208-879-2750

LUSHER ARTHUR 1 - PO BOX 349
2 -
3 -
City- CHALLIS State- ID Zip- 832260000
Phone - 208-879-2750

+ - - Priority Date - - + 10/10/1911

+ - - Region - - - + 17 SOUTHERN

+ - - Stage - - - + J - BENEFICIAL USE

+ - - Status - - - - +

+ - - - - Source - - - - - CHALLIS CREEK

+ - - - - Tributary - - - - - SALMON RIVER

Point of Diversion - - - - -							Diversion Name
TwN	Rng	Sec	Tract	Lot	RFlg	County	
14N	19E	7	SW NW NW	10	(37)	CUSTER	HIGH LINE CANAL
			NE SE NW		(37)	CUSTER	LO LINE CANAL
			NE SE NW		R	(37) CUSTER	
			NW SE NW		R	(37) CUSTER	

Water right number - 72-04231D

Prefix Translation: WATER RIGHT

```
+ - - - - - Water Use - - - - - +
Code      Description      Period From  Period To      Diversion Rate  Diversion Volume

01 - IRRIGATION              04/01      10/31              0.290

+ - Total Div. Rate - +   + - Total Div. Volume - +   + - Total Div. Capacity - +   + - Total Consumptive Use - +   + - KW Usage - +
0.290                                0.0
```

```
+ - - - - - Place of Use - - - - - +
TwN      Rng      Sec      Tract      Lot      Acres      Code      Description      County

14N      19E      7       NW NE      0.5      01      IRRIGATION      (37) CUSTER
14N      19E      7       SW NW      1.0      01      IRRIGATION      (37) CUSTER
14N      19E      7       SE NW      13.0     01      IRRIGATION      (37) CUSTER

Total Acres:      14.5
```

+ - - Diversion Means - HIGH LINE & LOW LINE CANALS, PUMP

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - 72-00024D

```
+ - - - - - Remarks - - - - - +

POD      TWO POINTS OF DIVERSION LOCATED IN T14N, R19E, S07, SWNNW,
LOT 10.

POU1     USE OF THIS RIGHT WITH RIGHT NO. 72-00024D IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 14.5 ACRES IN A SINGLE
IRRIGATION SEASON.

GEN      THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF
WATER DISTRICT 72-C.
```

```
+ - - - - - Old Water Right Numbers - - - - - +
7204231
```

```
+ - - - - - Conditions of Approval - - - - - +

C16 -    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.
```

11/23/99 08:24:29
Page 3

Prefix Translation: WATER RIGHT

+ - Decree Date - +
00/00/0000

+ - - Audit Fields - 11/11/98 JROBERTS 11/21/98 AJU10-DS 01/17/99 CPDSHAFF 02/04/99 ADT-DSHA 06/08/99 UPD-SEGB

-----+-----Comments-----+-----

Date: 11/11/1998 User Id: JROBERTS Subject: COPIED FROM REMARKS

AC. IRR. = 57.5

OWNERSHIP CHANGE 12/14/93 BY JG.

OWNERSHIP CHANGE MADE 8/29/95 TF.

OWNERSHIP CHANGE/SPLIT 11/13/97 jr

Date: 11/21/1998 User Id: AJU10-DS Subject: AJU10 CONDITION UPDATE

CONDITION CODE(S) C16 ADDED IF NOT ALREADY PART

OF RECORD THRU AJU10.

+ - - - - - - - - - - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing	- 01/29/1999	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 06/02/1999	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 10/26/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
Proof Due Date	- 00/00/0000	Proof Made Date	- 00/00/0000	Water District	- 72C
Licensed Date	- 00/00/0000	Receipt Number	- X999999	Federal/State Indicator	- S
		POU Ownership Flag	- Y	Presumption Flag	-
		Name Connector	- AND	Notice of Error Flag	-

Water Right Number - R72-04231D

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - - + + - - - - Address - - - - - +
*** C - CURRENT OWNER ***
THORNTON C ROD
1 - PO BOX 246
2 -
3 -
City- KETCHUM
Phone - 208-788-2113
State- ID Zip- 83340

THORNTON CHRISTINE L
1 - PO BOX 246
2 -
3 -
City- KETCHUM
Phone - 208-788-2113
State- ID Zip- 83340

*** O - ORIGINAL OWNER ***
MUNSCH CHARLES
1 - PO BOX 409
2 -
3 -
City- CHALLIS
Phone - 208-879-5955
State- ID Zip- 83226

MUNSCH SHIRLEY
1 - PO BOX 409
2 -
3 -
City- CHALLIS
Phone - 208-879-5955
State- ID Zip- 83226

LUSHER BETTY RUSTIN
1 - PO BOX 349
2 -
3 -
City- CHALLIS
Phone - 208-879-2750
State- ID Zip- 832260000

LUSHER ARTHUR
1 - PO BOX 349
2 -
3 -
City- CHALLIS
Phone - 208-879-2750
State- ID Zip- 832260000

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
10/10/1911 17 SOUTHERN J - BENEFICIAL USE

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
CHALLIS CREEK SALMON RIVER

+ - - - - Town Rng Sec Tract Lot RFlg County Point of Diversion - - - - - +
14N 19E 7 SW NW NW 10 (37) CUSTER HIGH LINE CANAL
NE SE NW (37) CUSTER LO LINE CANAL
NW SE NW R (37) CUSTER

Water right number - R72-D4231D

Prefix Translation: RESEARCH

+ - - - - Code - - - - - Description - - - - - Period From - - - - - Water Use - - - - - Diversion Rate - - - - - Diversion Volume - - - - -
01 - IRRIGATION 04/01 10/31 0.290
+ - Total Div. Rate - + - Total Div. Volume - + - Total Consumptive Use - + - KW Usage - +
0.290 0.0

+ - - - - Twn - - - - - Rng - - - - - Sec - - - - - Tract - - - - - Lot - - - - - Acres - - - - - Place of Use - - - - - Code - - - - - Description - - - - - County - - - - -
14N 19E 7 SM NE 0.5 01 IRRIGATION (37) CUSTER
14N 19E 7 SM NW 1.0 01 IRRIGATION (37) CUSTER
14N 19E 7 SE NW 13.0 01 IRRIGATION (37) CUSTER
Total Acres: 14.5

+ - - - - Diversion Means - HIGH LINE & LOW LINE CANALS, PUMP

+ - - - - Non-Irrigation Use -

+ - - - - Other Rights for Same Use - 72-00024D

+ - - - - Remarks - - - - -

POD TWO POINTS OF DIVERSION LOCATED IN T14N, R19E, S07, SW1/4NW, LOT 10.

POU1 USE OF THIS RIGHT WITH RIGHT NO. 72-00024D IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 14.5 ACRES IN A SINGLE IRRIGATION SEASON.

GEN THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF WATER DISTRICT 72-C.

+ - - - - 7204231 - - - - - Old Water Right Numbers - - - - -

+ - - - - Conditions of Approval - - - - -
C16 - 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.

Prefix translation: RESEARCH

CONDITION CODE(S) C16 ADDED IF NOT ALREADY PART OF RECORD THRU AJU10.
Date: 11/21/1998 User Id: AJU10-DS Subject: AJU10 CONDITION UPDATE
Date: 11/23/1999 User Id: JROBERTS Subject: CORRECTED TYPO IN POU
PER BLM OBJECTION, CORRECTED .5 AC IN NAME TO SNAE.

Adjudication Rights Dates and Flags Area									
Court Report Filing	-	01/29/1999	Field Inspection Made	-	00/00/0000	Civil Case Number	-	39576	
Objection Filed Date	-	06/02/1999	Field Inspection Flag	-		Old Case Number	-		
Response Filed Date	-	00/00/0000	Verified Date	-	00/00/0000	Old Judicial District	-		
Claim Received Date	-	10/26/1989	Last Amended Date	-	00/00/0000	Temporary Right	-	P	
			Receipt Number	-	X999999	Water District	-	72C	
			POU Ownership Flag	-	Y	Federal/State Indicator	-	S	
			Name Connector	-	AND	Presumption Flag	-		
						Notice of Error Flag	-		

NR

Department of Water Resources
Southern Region

In Re SRBA

(Insert water right number)

STANDARD FORM 1 OBJECTION

Address:

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address**
Should be: _____
2. ☐ **Source**
Should be: _____
3. ☐ **Quantity**
Should be: _____
4. ☐ **Priority Date**
Should be: _____
5. ☐ **Point(s) of Diversion**
Should be: _____
6. ☐ **Instream Flow Description**
Should be: _____
7. ☐ **Purpose(s) of Use**
Should be: _____
8. ☐ **Period of Year**
Should be: _____
9. ☒ **Place of Use**
Should be: See attached

11. I object because:

- ☐ This water right should not exist.
- ☐ This water right was not recommended, but should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTION(S):

The United States of America, through the Bureau of Land Management, is the owner of the land upon which use is claimed. The claimant's use of Federal land is unauthorized. See attached POU. Claimant's water right should not include this POU.

F.

VERIFICATION (Must be Completed)

State of Idaho)

) ss.

County of Ada)

Gary A. Madenford, Water Rights Team Leader, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

Gary A. Madenford
(Signature of person filing objection)

Sam C. Brown
(Attorney signing in representative capacity)

Subscribed and sworn to before me on: June 1, 1999

John W. Thornburgh

John W. Thornburgh

Notary Public for Idaho

Residing at: Boise

My Commission Expires: 05-16-2003

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. **FAX filings will not be accepted.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on June 2nd, 1999, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

Name: C. Rod & Christine L Thornton
Address: PO Box 246 Ketchum, ID 83340

Name:
Address:

Name:
Address:

Name:
Address:

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
PO Box 44449
Boise, ID 83711-4449


Signature of Objector or attorney mailing on Objector's behalf

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: JAN-26-1999
PAGE: A-252

RIGHTS FROM: SOURCE: CHALLIS CREEK TRIBUTARY: SALMON RIVER

RIGHT NUMBER: 72-04231D

NAME & ADDRESS: C ROD THORNTON
CHRISTINE L THORNTON
PO BOX 246
KETCHUM ID 83340

-POU ON BLM; USE IS NOT AUTHORIZED

SOURCE: CHALLIS CREEK TRIBUTARY: SALMON RIVER

QUANTITY: 0.29 CFS

PRIORITY DATE: 10/10/1911

POINT OF DIVERSION: T14N R19E S07 LOT 10 (SWNNW) *BLM* Within CUSTER County
NESENW ✓
NESENW ✓ (REDIVERSION)
NWESENW ✓ (REDIVERSION)

TWO POINTS OF DIVERSION LOCATED IN T14N, R19E, S07, SWNNW,
LOT 10.

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	04-01 10-31	0.29 CFS

PLACE OF USE:	IRRIGATION	Within CUSTER County		
	T14N R19E S07	NWNE 0.5 <i>BLM</i>	SWNW 1 ✓	SENW 13 ✓
	14.5 ACRES TOTAL			

USE OF THIS RIGHT WITH RIGHT NO. 72-00024D IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 14.5 ACRES IN A SINGLE
IRRIGATION SEASON.

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

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAWDATE: JAN-26-1999
PAGE: A-253

RIGHTS FROM: SOURCE: CHALLIS CREEK TRIBUTARY: SALMON RIVER

RIGHT NUMBER: 72-04231D (CONT)

OTHER PROVISIONS: (CONT)

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.

THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF
WATER DISTRICT 72-C.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

AJ0749NP
No. R72-04231D

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 11/11/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	C ROD THORNTON	10/10/1911	IRRIGATION	04-01 10-31	0.29 CFS	
C	CHRISTINE L THORNTON					
	PO BOX 246					
	KETCHUM ID 83340					
	(208) 788-2113					
TOTAL DIVERSION:						0.29 CFS

Water Source: CHALLIS CREEK Tributary to: SALMON RIVER Stage: BENEFICIAL USE

Point(s) of Diversion: T14N R19E S07 Lot10(SUNMNM) CUSTER County

Point(s) of Re-diversion: T14N R19E S07 NESENM NSESNM CUSTER County

Place of use Legal Description for: IRRIGATION											
NE			NW			SW			SE		
T	R	S	NE	NW	SW	SE	NE	NW	SW	SE	SUM
14N	19E	7	5	01	13						14.5
TOTAL ACRES											14.5

POU County: CUSTER

Other Rights: 72-00024D

Remarks: P00 TWO POINTS OF DIVERSION LOCATED IN T14N, R19E, S07, SUNMNM, LOT 10.

P0U1 USE OF THIS RIGHT WITH RIGHT NO. 72-00024D IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 14.5 ACRES IN A SINGLE IRRIGATION SEASON.

GEN THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF WATER DISTRICT 72-C.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: 72C Field Inspection Flag: Presumption Flag:

CLAIM NUMBER
72-000241D
72-04231D

DATE
10/22/98

AGENT
JL

TRANSFER NUMBER

CLAIMED ACRE TOTAL
14.5

GIS ACRE TOTAL
14.5

	TWP	RNG	SEC	NE				NW				SW				SE				
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
CLAIM	14N	19E	7							3.5	11									14.5
GIS	14N	19E	7		.5					1.1	12.7									14.5
RECOM	14N	19E	7		.5					1	13									14.5
CLAIM																				
GIS																				
RECOM																				
CLAIM																				
GIS																				
RECOM																				

B72-DBPOU.SHP

SHAPE NOS.

334 = 13 Ac.

335 = 1.7 Ac.

B72-DBPOD.SHP

NOS. DESCRIPTION

3 14N, 19E, 7 SWNW NW (10) Hi-Line div.

201 14N, 19E, 7 SWNW NW (10)

202 14N, 19E, 7 NWSE NW (R)

76 14N, 19E, 7 NESE NW Lo-Line div.

203 14N, 19E, 7 NESE NW (R)

DBF TABLES UPDATED

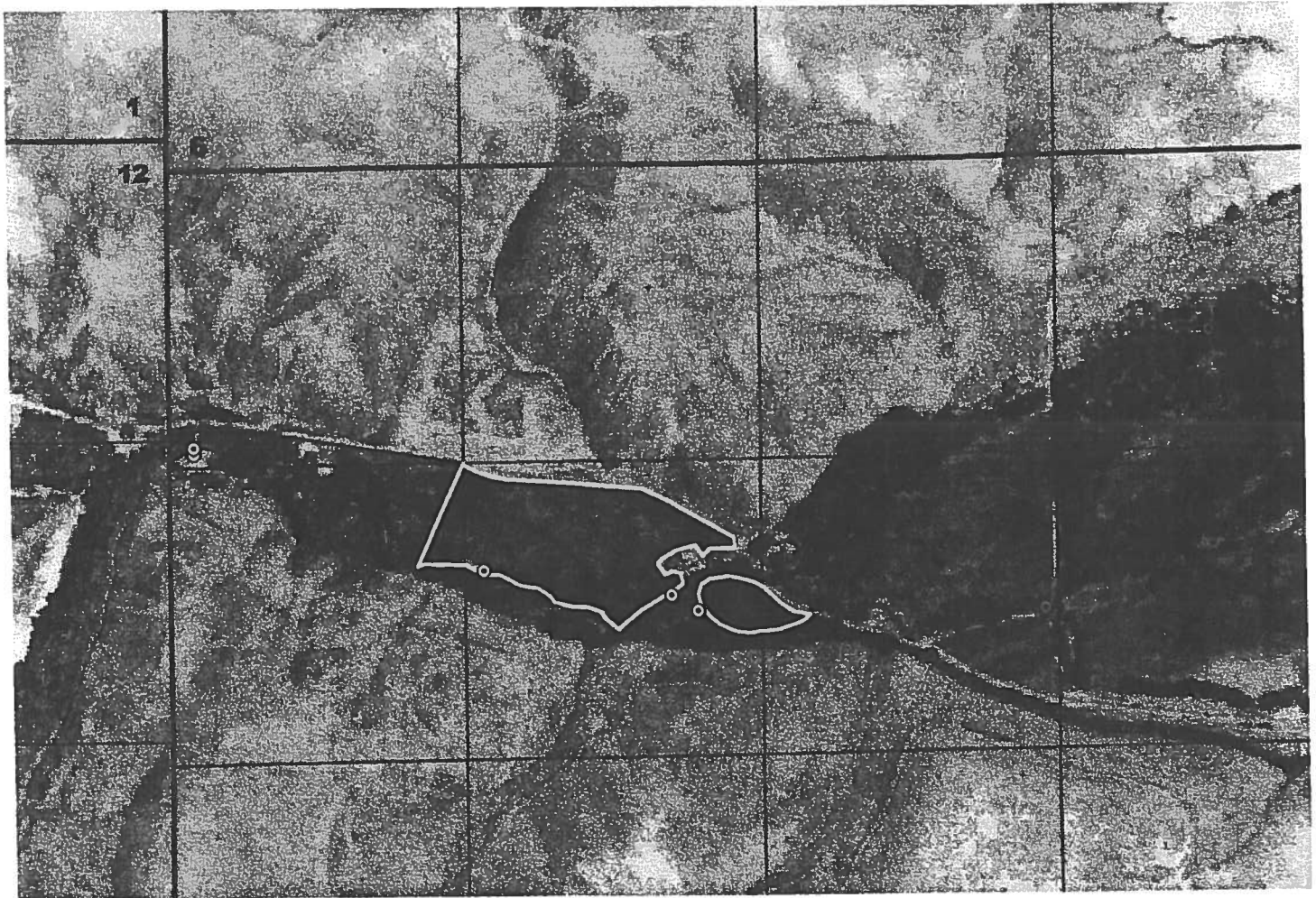
B72-DBPOU.DBF ✓

B72-DBPOD.DBF ✓

JPEG LAYOUT ✓

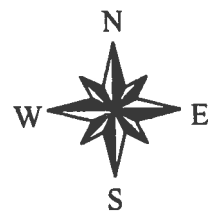
IDAHO DEPARTMENT OF WATER RESOURCES

72-00024D & 72-04231D



0 660 1320 Feet

RECOMMENDED PLACE OF USE
DATA ENTRY ON OCT. 22, 1998
TWP 14N, 19E, SEC . 7



- RECOMMENDED PLACE OF USE
- ⊙ RECOMMENDED POINT OF DIVERSION
 - SECTION LINES
 - QUARTER QUARTER LINES

GIS PLACE OF USE PRESENTATION
USFS 1992 AERIAL PHOTOGRAPHY
DATA ENTRY BY JEANIE ROBERTSON

REEVALUATION OF IRRIGATION RATES BASED UPON 1997 REVISED HUBBLE ANALYSIS PROCEDURES

CLAIM NUMBERS

72-000240 72-042310

DATE: 11/11, 1998

REVIEWED BY [Signature]

CHALLIS AREA SOIL REVIEW

SOIL TYPE	BORDER CFS/AC		FURROW CFS/AC		OPTIMUM ROTATION	
	PAST	ALFA	PAST	ALFA	PASTURE	ALFALFA
ATC	.15	.13			6.49	7.62
BB1	.09	.09			6.09	6.17
BBD						
BC1	.16	.17			5.82	5.46
BK1	.07	.06			10.62	11.86
BT1	.18	.16			3.99	4.19
BT2	.41	.32			2.34	2.87
CB1	.06	.06			11.55	13.47
CHA	.21	.21			4.52	4.76
CP1	.36	.36			2.61	2.78
DB1	.13	.11			5.66	6.65
DBB	.13	.11			5.71	6.69
DBC	.13	.11			5.71	6.69
DMF	.18	.21			5.12	4.72
DT2	.05	.04			12.46	16.50
DWA	.14	.14			4.79	5.01
GO1	.10	.12			12.47	10.51
HAYSE						
KEG	.08	.07			8.73	10.06
MUG	.15	.14			4.54	4.98
NDL	.13	.12			5.30	6.06

SOIL TYPE	BORDER CFS/AC		FURROW CFS/AC		OPTIMUM ROTATION	
	PAST	ALFA	PAST	ALFA	PASTURE	ALFALFA
PD2	.11	.12			5.15	4.74
RE2	.29	.21			3.15	4.74
RP1	.19	.21			4.89	4.57
SH1	.06	.05			9.37	12.10
SOC	.08	.07			7.38	8.08
SSA	.15	.14			4.79	5.01
SXF	.12	.11			6.14	6.80
TC1	.06	.06			9.82	9.55
TD1	.04	.03			12.46	16.50
WB2	.13	.13			5.37	5.43
WAA	.19	.16			3.81	4.23
WBB	.17	.14			3.36	3.84
WC1	.07	.06			11.24	13.45
WPT	.19	.15			3.16	3.69
WV1	.07	.06			11.24	13.45
XHS						
YN1	.18	.14			5.38	6.92

The rate per acre calculations are based upon a 300 foot run at a 2% slope. An 8 hour set time was also used. Individual graded border evaluations, soil characteristics work sheets, and peak irrigation diversion requirement work sheets have been created and archived separately for each soil type.

Where actual rotation is shorter than the optimal rotation, optimal rotation is the criteria to be used for the recommendation analysis and, therefore, the rotation percentage adjustment is not necessary. The rate becomes the acres per soil type times the rate per acre from the above chart.

SOIL TYPE	OPTIMAL ROTATION / (chart)	ACTUAL ROTATION / (field)	ACRES PER SOIL TYPE (field)	RATE PER ACRE (chart)	TOTAL DIVERSION RATE
WV1	11.24	?	11.5	.07	.805 CFS
WC1	11.24	?	3	.07	.21 CFS
					CFS
					CFS

TOTAL ACRES

14.5

DECREED RATE =

CLAIMED DIVERSION RATE =

MEASURED DIVERSION RATE =

72-000240 = .29
72-042310 = .58

rec'd as claimed

CLAIM NUMBER 72-04231D

DATE 10/22/98
AGENT JR

TRANSFER NUMBER _____
CLAIMED ACRE TOTAL 23.5
GIS ACRE TOTAL 14.5

	TWP	RNG	SEC	NE				NW				SW				SE				
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
CLAIM	14N	19E	7							1.5	22									23.5
GIS	14N	19E	7		.5					1.1	12.7									14.5
RECOM	14N	19E	7		.5					1	13									14.5
CLAIM																				
GIS																				
RECOM																				
CLAIM																				
GIS																				
RECOM																				

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SHAPE NOS.
334 = 13 Ac.
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B72-DBPOD.SHP
NOS. DESCRIPTION
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201 14 19 7 SWNW (10)
202 14 19 7 NWSE NW
76 14 19 7 NESE NW Lo-Line div.
203 14 19 7 NESE NW

DBF TABLES UPDATED
B72-DBPOU.DBF ☒
B72-DBPOD.DBF ☒
JPEG LAYOUT ☒

6/9/94

COMMUNICATION DOCUMENTATION

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent JEANIE M ROBERTSON

DATE November 13, 1997 2:42pm CUSTOMER THORNTON/WUNSCH 72-00024B, 72-04231B

SUBJECT: OWNERSHIP CHANGE/SPLIT
phone call (.) walk-in (.)

Thorntons purchased Parcel #4 and .26 cfs from each of these rights in October of 1996 from Charles and Shirley Wunsch. They later purchased Parcel #3 and .03 cfs from each right in August of 1997. I added the totals of both transactions into the new splits, giving Wunsch the C portions and Thornton the D portions.

There are 9 acres in the NWNE of Section 7 mentioned in 72-04231B (and D) which are actually owned by the BLM, according to Mr. Wunsch. He said he is in the process of trading some land from Parcels #2 and #7 for these claimed irrigated acres but does not actually own those 9 acres at this point...

72-00032A

This right was also appurtenant to these parcels, but Mr. Wunsch said that because it was for such a small amount of water anyway, he wasn't going to bother splitting it and was going to convey it with Parcel #1, along with his remaining C portions of 72-00024 and 72-04231...

6/9/94

COMMUNICATION DOCUMENTATION

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IDWR Employee/Agent JEANIE M ROBERTSON

DATE

January 31, 1997 11:16am

CUSTOMER

ROD THORNTON

A72-00024B, A72-04231B

SUBJECT: OWNERSHIP CHANGE???

phone call (X) walk-in (.)

Said he'd sent in an ownership change and map last October and hadn't heard anything. He purchased 17 acres in Challis from Charles Wunsch. I checked in Trish's cubicle and found the paperwork and everything seemed to be in order. Told him we were a little behind but they looked fine and we would get to them as soon as we could...