

FEB-27-1997
0002

VERIFIED BY *2/28/97*

RIGHT NUMBER:

72-10030

NAME AND ADDRESS:

CHARLES WUNSCH
SHIRLEY WUNSCH
PO BOX 409
CHALLIS ID 83226

SOURCE:

GROUNDWATER

QUANTITY:

0.04 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE:

12/31/1969

POINT OF DIVERSION:

T14N R19E S07

Within CUSTER County

PURPOSE AND
PERIOD OF USE:

STOCKWATER

PERIOD OF USE
01-01 12-31

QUANTITY
0.04 CFS

PLACE OF USE:

STOCKWATER
T14N R19E S07

Within CUSTER County
SENE

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
A measuring device of a type approved by this department shall be maintained as a part of the diverting works.
A reliable device subject to the approval of the department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
Use of water under this water right will be regulated by the watermaster of state water district No. 720.

EXPLANATORY MATERIAL:

BASIS OF CLAIM - BENEFICIAL USE
PARCEL NO. R14N19E071202A
STOCKWATER, 40 HORSES & CATTLE

OWNER NAME & ADDRESS
C CHARLES WUNSCH
C SHIRLEY WUNSCH
PO BOX 409
CHALLIS ID 83226
(208) 879-5955

PRIORITY DATE 12/31/1969 STOCKWATER

USE PERIOD FROM 01-01 TO 12-31

DIVERSION RATE 0.04 CFS

DIVERSION VOLUME 0.04 CFS

TOTAL DIVERSION: 0.04 CFS

Water Source: GROUNDWATER Tributary to: SESENE

Point(s) of Diversion: T14N R19E S07

Stage: BENEFICIAL USE CUSTER County

Place of use Legal Description for: STOCKWATER

		NW		SW		SE	
		NENE NWNE SWNE		NENW NWNW SWNW		NESE NWSE SWSE	
T	R	S	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac
14N	19E	7	:	:	:	:	:

POU County: CUSTER

Non-Irrigation Uses: (STOCKWATER, 40 HORSES & CATTLE)

Other Rights: NONE

- Conditions of Approval:
- R01 - A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.
 - R02 - A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
 - R04 - Use of water under this water right will be regulated by the watermaster of State Water District No. 72C.
 - N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
 - N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks: GEN PARCEL NO. R14N19E071202A

OWNERSHIP CHANGE MADE 8/29/95 TF.

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

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

AJ5809NP
No. R72-10030

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 01/17/97
PAGE: 3

Comments:

Date: 12/09/1993 User-ID: GIVENS Subject: OWNERSHIP CHANGE
CHANGE OF OWNERSHIP RECEIVED 9/7/93 FORMER OWNERS BETTY &/OR
ARTHUR J LUSHER NEW OWNERS DAVID L &/OR EVELYN J PETERSON.
SIGNATURE OF FORMER OWNERS ON FORM.

Audit:

06/15/93 SMITH 12/09/93 GIVENS 03/30/95 POST-STD 08/29/95 TFANCETT
01/14/97 D&S-DSHA

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: A72-10030
Date Received: 10/26/1989
Receipt No: S010298
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: CHARLES WUNSCH
Address: PO BOX 409
CHALLIS ID

83226

208-879-5955

AND

Name: SHIRLEY WUNSCH
Address: PO BOX 409
CHALLIS ID

83226

208-879-5955

2. Date of Priority: DEC 31, 1969

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
14N	19E	7	SE	SE	NE		CUSTER

5. Description of diverting works:
WELL AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER	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:
S/40 HORSES & CATTLE

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
14N	19E	7	SE NE		STOCK	

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:
NONE

14. Remarks:
CHANGE OF OWNERSHIP 12/9/93 BY JG.
*****888
OWNERSHIP CHANGE MADE 8/29/95 TF.

15. Basis of Claim: BENEFICIAL USE



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

August 29, 1995

PHILIP E. BATT
Governor

KARL J. DREHER
Director

CHARLES AND SHIRLEY WUNSCH
PO BOX 406
CHALLIS ID 83226

RE: SRBA Claim(s) A72-00024B, A72-04231B, A72-00032, A72-10030,
A72-10031

Dear Mr. and Mrs. Wunsch:

Pursuant to the change in ownership request that has been submitted to the Department, we have changed the record of current ownership to you. Please find the enclosed copies of the computer record 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,

A handwritten signature in cursive script, reading 'Trish Fawcett'.

Trish Fawcett
Technical Records Specialist

enc.

DEC 03 1996

Water Right Number - R72-10030 Prefix Translation: RESEARCH Old (D) Number -
+ - - - - Last Name - - - - + + - - - - First Name - - - + + - - - - Address - - - - - +

*** C - CURRENT OWNER ***
WUNSCH

CHARLES

1 - PO BOX 409
2 -
3 -

City- CHALLIS
Phone - 208-879-5955
1 - PO BOX 409
2 -

SHIRLEY

City- CHALLIS
Phone - 208-879-5955
2 -
3 -

State- ID Zip- 83226

State- ID Zip- 83226

*** O - ORIGINAL OWNER ***
LUSHER

ARTHUR

1 - PO BOX 349
2 -
3 -

State- ID Zip- 832260000

BETTY RUSTIN

City- CHALLIS
Phone - 208-879-2750
1 - PO BOX 349
2 -
3 -

State- ID Zip- 832260000

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
12/31/1969 17 SOUTHERN J - BENEFICIAL USE

+ - - - - Source - - - - + + - - - - Tributary - - - - - +
GROUNDWATER

+ - - - - - - - - - - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County

14N 19E 7 SE SE NE (37) CUSTER

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

04 - STOCKWATER 01/01 12/31 0.040

+ - - Total Div. Rate - - + + - - Total Div. Volume - + + - - Total Consumptive Use - + + - - KW Usage - +
0.040 0.0

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

14N 19E 7 SE NE 04 STOCKWATER (37) CUSTER

Total Acres:

+ - - Diversion Means - WELL AND PUMP

DEC 03 1996

Prefix Translation: RESEARCH

HORSES & CATTLE

Remarks

R14N19E071202A

CHANGE MADE 8/29/95 TF.

- - - - - Old Water Right N

100

- - - - - Conditions of App

ing device of a type approved as a part of the divertible device subject to the approval maintained on the diverting watermaster suitable control water under this water right with the State Water District No. 1.

+ - - - Decre

- - - - -Comments-
t: OWNERSHIP CHANGE
ER OWNERS BETTY &/OR ARTHUR |

- Adjudication Rights Dates a

| | |
|------|-----------------------|
| 0000 | Field Inspection Made |
| 0000 | Field Inspection Flag |
| 0000 | Verified Date |
| 1989 | Last Amended Date |
| | Receipt Number |
| | POU Ownership Flag |
| | Name Connector |



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED

AUG 25 1995

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township 14N Range 19E Department of Water Resources
Section 7, SW 1/4 of NW 1/4 of _____ 1/4, Govt. Lot 2, BM. Southern Region
Lot _____, Block _____, Subdivision/Townsite _____.
If you have additional legal descriptions, please attach separate sheet.

- ☐ 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: 72-00024B, 72-04231B, 72-00032A, 72-10030
72-10031
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): Betty Rustin Risher
P.O. Box 349
Challis, ID 83226
- ☐ New Owner/Claimant (Purchaser): _____
- ☐ New Mailing Address: Charles & Shirley Wunsch
P.O. Box 406
Challis, ID 83226
- ☐ New Telephone Number: (208) 879-5955
- ☐ 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) Charles Wunsch Date 7-26-95
Shirley Wunsch Date 7-26-95
- ☐ Signature of Former Owner/Claimant(s): Daniel L. Peterson Date _____
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: _____ 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

DEC 03 1996

WARRANTY DEED

For Value Received DAVID L. PETERSON, as his sole and separate property, the grantor, does hereby grant, bargain, sell and convey unto CHARLES W. WUNSCH and SHIRLEY M. WUNSCH, CO-TRUSTEES OF THE CHARLES W. AND SHIRLEY M. WUNSCH FAMILY TRUST DATED JUNE 20, 1995, the grantees, whose current address is P.O. Box 406, Challis, Idaho, 83226, the following described premises, in Custer County, Idaho, to-wit:

See Exhibit "A", attached hereto and incorporated by reference herein as though fully set forth.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantees, that he is the owner in fee simple of said premises; that he is free from all incumbrances save and 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 he will warrant and defend the same from all lawful claims whatsoever.

Dated: This 26 day of July, 1995.

David L. Peterson
DAVID L. PETERSON

STATE OF IDAHO)
County of CUSTER) ss
On this 26th day of
July, 1995, before
me, a Notary Public, per-
sonally appeared DAVID
L. Peterson

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
Residing at Challis Id
Commission Expires 7-12-98

STATE OF IDAHO, COUNTY OF CUSTER
I hereby certify that this instru-
ment was filed for record at the
request of Custer County Title
at 56 minutes past 2
o'clock P.M., this 27th day of
July, 1995, in my office,
and duly recorded in Book _____
of Deeds at page _____.

Ethel M. Peck

Ex-Officio Recorder

BY Wendy Murphy Deputy

Fee: \$ 9.00
Mail to:

Description:

TOWNSHIP 14 NORTH, RANGE 19 EAST, BOISE MERIDIAN, CUSTER COUNTY, IDAHO.

SECTION 7: Lot 2 SW1/4NE1/4 and SE1/4NW1/4, EXCEPTING THEREFROM the following described parcel from said Lot 2.

EXCEPTING THEREFROM:

Beginning at the Northwest corner of said Lot 2; Thence southerly along the West side of said Lot 2, 466.5 feet to a point; Thence Easterly and parallel with the North line of said Lot 2, 466.5 feet to a point; Thence Northerly and parallel with the West line of said Lot 2; 466.5 feet to the Northerly line of said Lot 2; thence Westerly along said North line 466.5 feet to the Place of Beginning.

ALSO EXCEPTING:

A part of U.S. Government Lot 2, Section 7, Township 14 North, Range 19 East, Boise Meridian, Custer County, Idaho, more particularly described as:

Beginning at a 3 ½ inch Aluminum Cap marking the Southwest corner of U.S. Government Lot 8 within Lot 1 in said Section 7; Thence South 0°03'00" East, 130.00 feet to the center of an irrigation slough; Thence South 75°23'59" East, 271.38 feet to another irrigation slough just on the South side of Challis Creek; Thence North 0°03'00" West, 202.00 feet to another 3 ½ inch Aluminum Cap marking the Southeast corner of U.S. Government Lot 8, within Lot 1 in said Section 7 and the Southwest corner of U.S. Government Lot 7; Thence South 89°12'58" West, 262.57 feet on along the East-West centerline of the NW1/4 of said Section to the Point of Beginning. According to the Official Record of Survey recorded July 25, 1984, as instrument No. 171433, records of Custer County, Idaho.

ALSO EXCEPTING:

The following described parcel of land situated in the NW1/4 of Section 7, Township 14 North, Range 19 East, Boise Meridian, Custer County, Idaho, more particularly described as follows:

Commencing at a Brass Cap marking the Northwest 1/16th Corner of Section 7; Thence North 89°08'00" East, a distance of 466.50 feet to a 5/8 inch iron pin; Thence continuing North 89°08'00" East, a distance of 50.94 feet to an aluminum cap marking the Southwest Corner of Government Lot 8 and the Northwest Corner of the Piotrowski parcel; Thence continuing North 89°08'00" East a distance of 262.62 feet to an aluminum cap marking the Southwest Corner of government Lot 7 and the Northeast Corner of the Piotrowski parcel, the Real Point of Beginning; Thence continuing along the 1/16th line North 89°08'00" East, a distance of 397.52 feet to a point 25.00 feet Southerly of the centerline of the existing county road; thence South 81°58'59" East, a distance of 141.86 feet to a 5/8 inch iron pin which bears South 27°55'58"

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: A72-10030
Date Received: 10/26/1989
Receipt No: S010298
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BETTY RUSTIN LUSHER 208-879-2750
Address: P.O. BOX 349
CHALLIS, ID 83226-0000
OR
Name: ARTHUR LUSHER 208-879-2750
Address: P.O. BOX 349
CHALLIS, ID 83226-0000

2. Date of Priority: DEC 31, 1969

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 14N | 19E | 7 | SE | SE | NE | | CUSTER |

5. Description of diverting works:
WELL AND PUMP

6. Water is used for the following purposes:

| Purpose | From | To | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| STOCKWATER | 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:
S/40 HORSES & CATTLE

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-------|-------|
| 14N | 19E | 7 | SE | NE | | STOCK | |

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:
NONE

14. Remarks:

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): Betty Lusher Date: 10-26-89

Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 26th day
of October 19 89 Stuart C. Call
Notary Public

Seal

Residing at Twin Falls
My Commission Expires Dec 7, 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

Nov. 7, 1989

BETTY RUSTIN LUSHER
P O BOX 349
CHALLIS ID 83226-0000

Re: A72-00024
A72-00032A
A72-04231
A72-10030
A72-10031

Dear Claimant(s):

Please find enclosed your receipt and a copy of a computer generated claim based on the information from your original claim(s) which has been entered in our computer records.

Please review the computer generated claim for accuracy. In a few instances clarifications may have been added by the Department at the time of data entry. If you have any questions or objections regarding the computer record of your claim(s), please contact this office.

Yours truly,

A handwritten signature in dark ink, appearing to read 'Judy Givens'.

Judy Givens
Adjudication Secretary

/jg

Enclosures:

MICROFILMED

MAR 19 1993

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: **A72-10030**
Date Received: 10/26/1989
Receipt No: S010298
Received By: _____

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

1. Name: DAVID L PETERSON 208-879-5240
Address: PO BOX 650
CHALLIS ID 83226

AND/OR

Name: EVELYN J PETERSON 208-879-5240
Address: PO BOX 650
CHALLIS ID 83226

2. Date of Priority: DEC 31, 1969

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 14N | 19E | 7 | SE | SE | NE | | CUSTER |

5. Description of diverting works:
WELL AND PUMP

6. Water is used for the following purposes:

| Purpose | From | To | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| STOCKWATER | 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:
S/40 HORSES & CATTLE

MICROFILMED
NOV 12 1994

10. Place of Use:

| | | | | | | | |
|----------|-------|---------|--------|-----|-----|-------|-------|
| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
| 14N | 19E | 7 | SE | NE | | STOCK | |

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:
NONE

14. Remarks:
CHANGE OF OWNERSHIP 12/9/93 BY JG.

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____
My Commission Expires _____

MICROFILMED
NOV 17 1994

| SD-0601-2 | | Last Name: LUSHER | | STATE | | | |
|-----------|--------------|-------------------|------------|------------|-------------|-----------|-----------|
| S | O | W | Water | Priority | | Total | Use |
| E | First | N | Right No. | Date | Source | Diversion | Code Desc |
| L | Name | | | | | | |
| LUSHER | | | | | | | |
| — | ARTHUR | C | A72-00032A | 07/22/1910 | CHALLIS CRE | 0.060 | 01 IRR |
| — | BETTY RUSTIN | C | A72-04231 | 10/10/1911 | CHALLIS CRE | 2.000 | 01 IRR |
| — | ARTHUR | C | A72-04231 | 10/10/1911 | CHALLIS CRE | 2.000 | 01 IRR |
| — | BETTY RUSTIN | C | A72-10030 | 12/31/1969 | GROUNDWATER | 0.040 | 04 STOCK |
| — | BETTY RUSTIN | C | A72-00024 | 05/01/1879 | CHALLIS CRE | 0.900 | 01 IRR |
| — | ARTHUR | C | A72-00024 | 05/01/1879 | CHALLIS CRE | 0.900 | 01 IRR |
| — | BETTY RUSTIN | C | A72-00032A | 07/22/1910 | CHALLIS CRE | 0.060 | 01 IRR |
| — | ARTHUR | C | A72-10030 | 12/31/1969 | GROUNDWATER | 0.040 | 04 STOCK |
| — | BETTY RUSTIN | C | A72-10031 | 12/31/1985 | GROUNDWATER | 0.040 | 43 DOMEST |
| — | ARTHUR | C | A72-10031 | 12/31/1985 | GROUNDWATER | 0.040 | 43 DOMEST |
| — | BETTY RUSTIN | C | R72-00024 | 05/01/1879 | CHALLIS CRE | 0.900 | 01 IRR |
| — | ARTHUR | C | R72-00024 | 05/01/1879 | CHALLIS CRE | 0.900 | 01 IRR |
| — | ARTHUR | C | R72-00032A | 07/22/1910 | CHALLIS CRE | 0.060 | 01 IRR |
| — | BETTY RUSTIN | C | R72-00032A | 07/22/1910 | CHALLIS CRE | 0.060 | 01 IRR |
| — | BETTY RUSTIN | C | R72-04231 | 04/15/1914 | CHALLIS CRE | 1.160 | 01 IRR |

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

| SD-0601-2 | | Last Name: LUSHER | | STATE | | | |
|-----------|--------------|-------------------|-----------|------------|-------------|-----------|-----------|
| S | O | W | Water | Priority | | Total | Use |
| E | First | N | Right No. | Date | Source | Diversion | Code Desc |
| L | Name | | | | | | |
| LUSHER | | | | | | | |
| — | ARTHUR | C | R72-04231 | 04/15/1914 | CHALLIS CRE | 1.160 | 01 IRR |
| — | BETTY RUSTIN | C | R72-10030 | 12/31/1969 | GROUNDWATER | 0.040 | 04 STOCK |
| — | ARTHUR | C | R72-10030 | 12/31/1969 | GROUNDWATER | 0.040 | 04 STOCK |
| — | BETTY RUSTIN | C | R72-10031 | 12/31/1985 | GROUNDWATER | 0.040 | 43 DOMEST |
| — | ARTHUR | C | R72-10031 | 12/31/1985 | GROUNDWATER | 0.040 | 43 DOMEST |
| — | | | | | | | |
| — | | | | | | | |
| — | | | | | | | |
| — | | | | | | | |

MICROFILMED

NOV 17 1994

| SD-0604-2 Township: 14N | | | Range: 19E | | Section: 7 | | Tract: | | Lot: | |
|-------------------------|-------|-------|------------|------------------------|------------|----|----------|------------|------|--------|
| S | L | | STATE | | O | S | Max # | Records | 48 | |
| E | O | Water | Name | | W | T | Priority | Use | | |
| L | Tract | T | Right No. | Last, First | N | AC | G | Date | Code | Desc |
| — | SENE | | A72-10030 | LUSHER, BETTY RUSTIN | C | | J | 12/31/1969 | 04 | STOCK |
| — | | | | LUSHER, ARTHUR | C | | | | | |
| — | SENE | | A72-10276 | FARM CREDIT SERVICES | C | 35 | J | 05/01/1910 | 01 | IRR |
| — | SENE | | R72-10276 | FARM CREDIT SERVICES | C | 35 | J | 05/01/1910 | 01 | IRR |
| — | SENE | | A72-10272 | FARM CREDIT SERVICES | C | 35 | D | 05/01/1879 | 01 | IRR |
| — | SENE | | R72-10272 | FARM CREDIT SERVICES | C | 35 | D | 05/01/1879 | 01 | IRR |
| — | SENE | | R72-10030 | LUSHER, BETTY RUSTIN | C | | J | 12/31/1969 | 04 | STOCK |
| — | | | | LUSHER, ARTHUR | C | | | | | |
| — | SWNW | | A72-10388 | PIOTROWSKI, DENIS A. | C | | J | 04/01/1974 | 43 | DOMEST |
| — | | | | PIOTROWSKI, ROSEMARY A | C | | | | | |
| — | SWNW | | R72-10388 | PIOTROWSKI, DENIS A | C | | J | 04/01/1974 | 43 | DOMEST |
| — | | | | PIOTROWSKI, ROSEMARY A | C | | | | | |
| — | SWNW | 2 | A72-00024 | LUSHER, BETTY RUSTIN | C | 7 | D | 05/01/1879 | 01 | IRR |
| — | | | | LUSHER, ARTHUR | C | | | | | |
| — | SWNW | 2 | A72-00032A | LUSHER, ARTHUR | C | 7 | D | 07/22/1910 | 01 | IRR |
| — | | | | LUSHER, BETTY RUSTIN | C | | | | | |

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

MICROFILMED

NOV 17 1994

Water Right Number - R72-10030

Prefix Translation: RESEARCH

Old (D) Number -

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

+ - First Name - - +

+ - - - - Address - - - - +

*** C - CURRENT OWNER ***
PETERSON

DAVID L

1 - PO BOX 650
2 -
3 -

State- ID Zip- 83226

PETERSON

EVELYN J

City- CHALLIS
Phone - 208-879-5240
1 - PO BOX 650
2 -
3 -

State- ID Zip- 83226

*** O - ORIGINAL OWNER ***
LUSHER

ARTHUR

1 - PO BOX 349
2 -
3 -

State- ID Zip- 832260000

LUSHER

BETTY RUSTIN

City- CHALLIS
Phone - 208-879-2750
1 - PO BOX 349
2 -
3 -

State- ID Zip- 832260000

+ - Priority Date - - +
12/31/1969+ - - - - Region - - - - +
17 SOUTHERN+ - - - - Stage - - - - +
J - BENEFICIAL USE

+ - - - - Status - - - - +

+ - - - - Source - - - - - +
GROUNDWATER

+ - - - - Tributary - - - - - +

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot Rflg County

14N 19E 7 SE SE NE (37) CUSTER

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

04 - STOCKWATER 01/01 12/31

0.040

+ - Total Div. Rate - + - Total Div. Volume - + - Total Consumptive Use - + - KW Usage - +
0.040+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

14N 19E 7 SE NE 04 STOCKWATER (37) CUSTER

Total Acres:

MICROFILMED
NOV 2 1994

Water right number - R72-10030

Prefix Translation: RESEARCH

+ - - Diversion Means - WELL AND PUMP

+ - - Non-Irrigation Use - STOCKWATER, 40 HORSES & CATTLE

+ - - Other Rights for Same Use - NONE

PARCEL NO. R14N19E071202A

No Old Water Right Numbers Found

- Conditions of Approval
- R01 - A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.
- R02 - A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
- R04 - Use of water under this water right will be regulated by the watermaster of State Water District No. 8DISTRICT.

+ - - - Decree Plaintiff - - - +

+ - - - Decree Defendant - - - +

+ - Decree Date - +
00/00/0000

Date: 12/09/1993 User Id: GIVENS Subject: OWNERSHIP CHANGE
CHANGE OF OWNERSHIP RECEIVED 9/7/93 FORMER OWNERS BETTY &/OR ARTHUR J LUSHER NEW OWNERS DAVID L &/OR EVELYN J PETERSON.
SIGNATURE OF FORMER OWNERS ON FORM.

+ - - Audit Fields - - +
12/09/93 GIVENS

| Adjudication Rights Dates and Flags Area | | Civil Case Number | | | |
|--|--------------|-----------------------|--------------|-------------------------|---------|
| Court Report Filing | - 00/00/0000 | Field Inspection Made | - 00/00/0000 | Old Case Number | - 39576 |
| Objection Filed Date | - 00/00/0000 | Field Inspection Flag | - | Old Judicial District | - |
| Response Filed Date | - 00/00/0000 | Verified Date | - 00/00/0000 | Temporary Right | - P |
| Claim Received Date | - 10/26/1989 | Last Amended Date | - 00/00/0000 | Water District | - 72C |
| | | Receipt Number | - S010298 | Federal/State Indicator | - S |
| | | POU Ownership Flag | - Y | Presumption Flag | - |
| | | Name Connector | - AND/OR | Notice of Error Flag | - |

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NOV 12 1994

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Place of use Legal Description for: STOCKWATER

POU County: CUSTER

Non-Irrigation Uses: STOCKWATER, 40 HORSES & CATTLE

Other Rights: NONE

Conditions of Approval:

- R01 - A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.
- R02 - A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
- R04 - Use of water under this water right will be regulated by the watermaster of State Water District No. 72C.

Remarks: PARCEL NO. R14N19E071202A

Dates: **Exam Made Date:** **Verified Date:**

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

Presumption Flag:



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

07-Oct-1993 11:54

DAVID L PETERSON
EVELYN J PETERSON
PO BOX 650
CHALLIS ID 83226

RE: ADJUDICATION CLAIMS: A72-04231, A72-00024, A72-0032A, A72-10030
A72-10031 - BETTY &/OR ARTHUR J. LUSHER

Dear Mr. & Mrs. Peterson:

Thank you for submitting to this Department the above-referenced Adjudication Claims for Change of Ownership. However, A72-04231 and A72-00024 is marked that they will be split with you and the Lushers. I will need to know the amount of acres on each one and the legal description of the split. The other rights involved are fine and I will change them when I do the splits. Enclosed please find a map of the area of your land. Please mark and return to me at this office.

Should you have questions, please don't hesitate to contact me at this office.

Sincerely,

A handwritten signature in black ink, appearing to read 'Judy Givens'.

Judy Givens
Adjudication Secretary

Enclosure: Notice of Change of Water Right Ownership
Copy of map

c.c Custer County Title Inc - Box 370 - Challis, ID 83226

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NOV 12 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

16-DEC-1993

BETTY LUSHER
ARTHUR J LUSHER
PO BOX 349
CHALLIS ID 83226

Re: Ownership Split for Adjudication Claim No.(s) **A72-04231A**,
A72-00024A, A72-00032A, A72-10030, A72-10031

Dear Claimant(s):

Pursuant to the notification that you have split the above-referenced Adjudication Claim(s), the Department has changed the records of the current owner as you requested. Please find enclosed a copy of the computer record of the claim(s) noting the change in claimant.

Please review the record and if you have any corrections or questions, please feel free to call this office.

Sincerely,

Judy Givens
Adjudication Secretary

/jg

Enclosures

c.c. James R. Bennetts
Attorney at Law
PO Box 36
Challis ID 83226

MICROFILMED
NOV 17 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

16-Dec-1993 13:19

DAVID L PETERSON
EVELYN J PETERSON
PO BOX 650
CHALLIS ID 83226

RE: ADJUDICATION CLAIM(S) A72-04231, A72-00024, A72-00032A
A72-10030, A72-10031

Dear Claimant(s):

Pursuant to the notification that you have purchased property with the above-referenced Adjudication Claims, we have changed the Department's record(s) as you have requested. As per the NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP (copy enclosed) the split was made on A72-04231 and A72-00024. Please review the record(s) for accuracy.

Should you have any questions, please feel free to contact me at this office.

Sincerely,

Judy Givens
Adjudication Secretary

/jg

c.c. James R Bennetts
Attorney at Law
PO Box 36
Challis ID 83226

MICROFILMED
NOV 17 1994

DLO CO NUMBER -

+ - - - - ADDRESS - - - - +

- - - - -

1 - P.O. BOX 349

STATE- ID ZIP- 832260000

CITY- CHALLIS
PHONE - 208-879-2750

[illegible][illegible]

| STREAM | INDEX | CRI | ANK | TE | NO | INDEX | CODES |
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| 1 | 1 | 1 | 1 | 1 | 1 | 1 | 1 |
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----- DIVERSION RATE ----- DIVERSION VOLUME

| DATE | DESCRIPTION | AMOUNT | TOTAL CONSUMPTIVE USE - |
|----------|-------------|--------|-------------------------|
| 01-01-68 | ... | ... | 0.00 |
| 02-01-68 | ... | ... | ... |
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(27) CUSTEO

WELL AND PUMP

E - S/40 HORSES & CATTLE

SAME USE - NONE

- - - REMARKS - -
NO REMARKS FOUND.

NO OLD WATER RIGHT NUMBERS FOUND.

NOV 6 7 1994
MICROFILMED

