

1997 JUN 26 PM 2:39

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED

**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	)	NOTICE OF COMPLETED
	)	ADMINISTRATIVE PROCEEDINGS
Case No. 39576	)	
	)	
_____	)	SUB CASE NO. 72-10101

IDWR has completed the following Administrative proceeding: **SUBSTITUTION OF PARTY**

Does the change in "ownership" result in a splitting of the water right claimed? ☐ Yes ☒ No

FROM: Claimant/Seller(s):

Name and Address of Claimant/Seller(s):

Cathy Tracy
Davin Tracy
PO Box 1
Challis ID 83226
Phone: 879-2765

TO: Claimant/Purchaser(s):

Name and Address of Claimant/Purchaser(s):

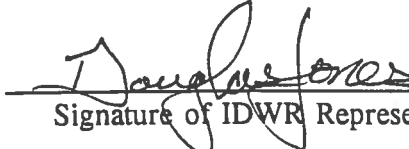
Henry R Reynolds
PO Box 1041
Challis ID 83226-1041

Phone: 874-4249

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: 6/24/97


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 6-26, 1997, I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:

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

2. One Copy to:

Claimant/Seller for Substitution of Party or attorney of record:

Cathy Tracy
David Tracy
PO Box 1
Challis ID 83226

3. One Copy to:

Claimant/Purchaser for Substitution of Party or attorney of record:

Henry R Reynolds
PO Box 1041
Challis ID 83226-1041

4. One Copy to:

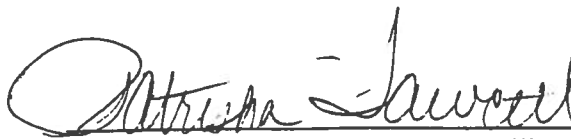
Each party in the subcase or attorney of record:

5. One Copy to:

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

6. One Copy to:

United States Dept Of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724



Signature of person or attorney mailing the form

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 72-10101

NAME & ADDRESS: HENRY R REYNOLDS
PO BOX 1041
CHALLIS ID 83226-1041

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 03/18/1981

POINT OF DIVERSION: T13N R19E S02 NESWSE Within CUSTER County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS

PLACE OF USE: DOMESTIC Within CUSTER County
T13N R19E S02 SWSE

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
PARCEL NO. RP00048001005A
PROPERTY ALSO KNOWN AS BLOCK 1, LOTS 5 & 6, PHASE 1, KEYES ACRES

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1341 Fillmore Street, Suite 200
Twin Falls, Idaho 83301-3380

RECEIVED

JUL 8 1 1997

Department of Water Resources
Southern Region



UNDELIVERABLE AS ADDRESSED
RETURN TO
FORWARDING ORDER EXPIRED

CATHY TRACY
DAVID TRACY
PO BOX 1
CHALLIS ID 83226





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

June 26, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREIER
DIRECTOR

HENRY R REYNOLDS
PO BOX 1041
CHALLIS ID 83226

RE: SRBA Claim(s) 72-10101

Dear Claimant:

Please find the enclosed copy of the Notice of Completed Administrative Proceeding which the department has filed with the SRBA Court regarding the above referenced claims. You have received this notice pursuant to SRBA Court Administrative Order 11 requiring IDWR to report to the court and interested parties any pending changes to adjudication claims in basins for which a Director's Report has been filed with the court.

Please contact this office if you have any questions about the notice or the administrative process.

Sincerely,

Trish Fawcett
Technical Records Specialist

/tf

cc: Cathy and David Tracy

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

Case No. 39576

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDINGS

SUB CASE NO. 72-10101

IDWR has completed the following Administrative proceeding: **SUBSTITUTION OF PARTY**

Does the change in "ownership" result in a splitting of the water right claimed? ☐ Yes ☒ No

FROM: Claimant/Seller(s):

Name and Address of Claimant/Seller(s):

Cathy Tracy

Davin Tracy

PO Box 1

Challis ID 83226

Phone: 879-2765

TO: Claimant/Purchaser(s):

Name and Address of Claimant/Purchaser(s):

Henry R Reynolds

PO Box 1041

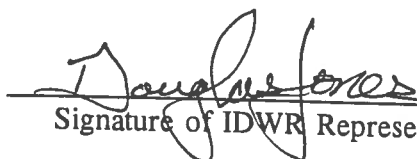
Challis ID 83226-1041

Phone: 874-4249

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

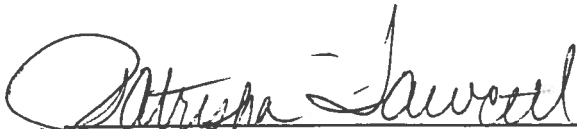
DATED: 6/24/97


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 6-26, 1997, I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls ID 83303-2707
2. One Copy to:
Claimant/Seller for Substitution of Party or attorney of record:
Cathy Tracy
David Tracy
PO Box 1
Challis ID 83226
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:
Henry R Reynolds
PO Box 1041
Challis ID 83226-1041
4. One Copy to:
Each party in the subcase or attorney of record:
5. One Copy to:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449
6. One Copy to:
United States Dept Of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724



Signature of person or attorney mailing the form

AJ5856NP

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

DATE: JUN-24-1997

PAGE: A-9

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 72-10101

NAME & ADDRESS: HENRY R REYNOLDS
PO BOX 1041
CHALLIS ID 83226-1041

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 03/18/1981

POINT OF DIVERSION: T13N R19E S02 NESWSE Within CUSTER County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS

PLACE OF USE: DOMESTIC Within CUSTER County
T13N R19E S02 SWSE

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
PARCEL NO. RP00048001005A
PROPERTY ALSO KNOWN AS BLOCK 1, LOTS 5 & 6, PHASE 1, KEYES ACRES



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

June 26, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

HENRY R REYNOLDS
PO BOX 1041
CHALLIS ID 83226

RE: SRBA Claim(s) 72-10101

Dear Claimant:

Please find the enclosed copy of the Notice of Completed Administrative Proceeding which the department has filed with the SRBA Court regarding the above referenced claims. You have received this notice pursuant to SRBA Court Administrative Order 11 requiring IDWR to report to the court and interested parties any pending changes to adjudication claims in basins for which a Director's Report has been filed with the court.

Please contact this office if you have any questions about the notice or the administrative process.

Sincerely,

Trish Fawcett
Technical Records Specialist

/tf

cc: Cathy and David Tracy

NCAT
RECEIVED

MAR 14 1997

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

Department of Water Resources
Southern Region

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

1. Water Right No(s).: _____
Adjudication Claim No(s).: A72-10101

2. The following REQUIRED information must be submitted with this form:
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
 - AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
 - OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant: DAVID TRACY
P.O. BOX 1 CHALLIS, ID. 83226

4. New Owner/Claimant(s): HENRY R. REYNOLDS
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Mailing Address: P.O. BOX 1041
City, State and ZIP Code: CHALLIS, IDAHO 83226-1041
New Telephone Number: (208) 874-4249

5. Date you acquired the property: MAY - 1994

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 you irrigate _____ Number and type of stock _____
 Diversion rate in CFS _____ Number of homes _____ Other uses _____
 If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner or Claimant(s): Henry R. Reynolds

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

8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

Henry R. Reynolds
P.O. Box 1041
Challis, ID 83226-1041

DATE: 03/10/97
PAGE: 1

Stage: BENEFICIAL USE

CUSTER County

SE

Field Inspection Flag:
Presumption Flag:

DATE: 03/10/97
PAGE: 1

DEED OF RECONVEYANCE

CUSTER COUNTY TITLE, INC., an Idaho Corporation, as Trustee in the Deed of Trust executed by DAVID L. TRACY AND CATHERINE A. TRACY, husband and wife, recorded May 12, 1992, as instrument No. 201539, mortgage records of Custer County, Idaho, pursuant to the written request of the beneficiary, does hereby GRANT and RECONVEY unto the PARTIES ENTITLED THERETO, DAVID L. TRACY AND CATHERINE A. TRACY, husband and wife, without warranty, all the estate and interest derived to it by or through said Deed of Trust, in the lands therein described.

The corporate name subscribed by its President, and the seal affixed by its Secretary, is pursuant to a resolution authorizing the execution of the reconveyance duly adopted by its Board of Directors.

DATED: October 25, 1995

CUSTER COUNTY TITLE, INC., TRUSTEE

Patsy R. Kindt

President

James R. Bennetts

Secretary

STATE OF IDAHO)
COUNTY OF CUSTER) ss.

On this 25 day of October In the year 1995 before me, a Notary Public in and for said State, personally appeared James R. Bennetts, known to me to be the Secretary of the Corporation that executed the within instrument on behalf of said Corporation, and acknowledged to me that such corporation executed the same.

In witness whereof, I have hereunto set my hand and affixed my seal the day and year in this certificate first above written.

Susan Swindell

Notary Public for the State of Idaho

Residing at: Challis

Commission Expires: 7-21-98

STATE OF IDAHO, COUNTY OF CUSTER

I hereby Certify that this instrument was filed for record at the request of Custer County Title, at 31 minutes past 10:00 clock A M, this 2 day of Nov., 1995, in my office, and duly recorded in Book _____ of Satisfaction, at Page _____

Ethel M. Rich

Ex-Officio Recorder

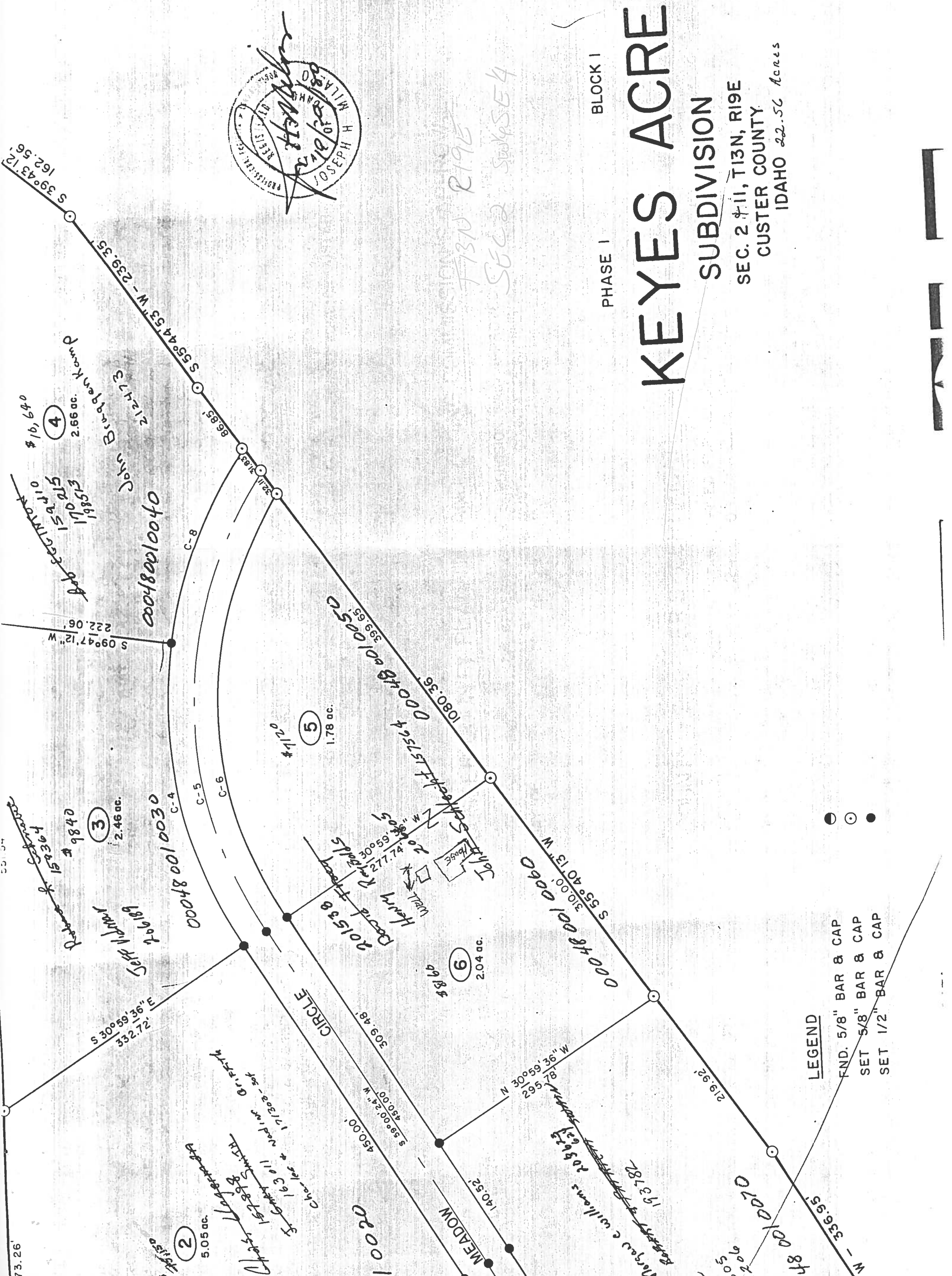
Fees: \$ 3.00

Mail to:

BY: *Barbara C. Breedlove*

Deputy

500' 18" 132.2
2 1 12
SEC. COR.
(Fnd. 5/8" Bar & Alum.)
Cap



F1310 R19E
SEC 2 S45E4

PHASE I BLOCK I

KEYES ACRES

SUBDIVISION

SEC. 2 T11, T13N, R19E
CUSTER COUNTY
IDAHO 22.56 Acres

- LEGEND
- FND. 5/8" BAR & CAP
 - SET 5/8" BAR & CAP
 - SET 1/2" BAR & CAP





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

March 14, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

HENRY REYNOLDS
PO BOX 1041
CHALLIS ID 83226-1041

RE: OWNERSHIP CHANGE, A72-10101

Dear Mr Reynolds:

We have received the form and plat map for the Tracy property. However, the deed which was submitted is not the deed which conveys the property from Tracy to you. We will hold the form until the proper documentation is received. I am sorry for the delay, but IDWR must be careful to assure accurate property transaction.

Thank you for the information you forwarded to me with regard to your old property. I have sent a request for ownership change submittal to Mr Hatt. I look forward to receiving your deed information soon.

If you have any questions please contact us.

Sincerely,

Douglas Jones, P.E.
Water Rights Supervisor

RECEIVED

MAR 21 1997

0206405

WARRANTY DEED

Department of Water Resources
Southern Region

FOR VALUE RECEIVED, DAVID L. TRACY and CATHERINE A. TRACY, husband and wife, the Grantors, do hereby Grant, Bargain, Sell and Convey unto HENRY R. REYNOLDS, an unmarried man, the Grantee, whose current address is P. O. Box 1041, Challis, ID 83226, the following described premises, in Custer County, Idaho, to-wit:

Lots 5 and 6, Block 1, Phase I, Keyes Acres, Custer County, Idaho, as shown by the Official Plat thereof, recorded November 10, 1980, as instrument No. 156505, records of Custer County, Idaho.

SUBJECT TO Ditches, ditch rights, canals, right-of-way easements for public roads, utilities, telephone or electric transmission lines, and other rights or uses of sight or record.

SUBJECT TO Sanitary Regulation, recommendations, restrictions and restrictive covenants recorded November 10, 1980, as instrument No. 156506, records of Custer County, Idaho.

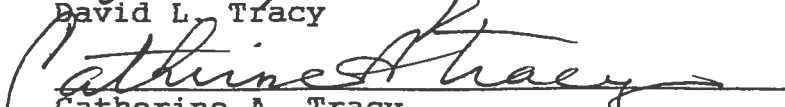
SUBJECT TO Reservation of Easement from Jack C. Keyes, et. al., to the Public, dated January 6, 1981, recorded January 8, 1981, as instrument No. 157146, records of Custer County, Idaho.

SUBJECT TO Deed of Trust dated May 12, 1992, executed by David L. Tracy and Catherine A. Tracy, husband and wife, to Custer County Title, Inc., Trustee for John Schlect and June W. Schlect, husband and wife, Beneficiary, securing the payment of \$11,000.00 and interest, recorded May 12, 1992, as instrument No. 201539, records of Custer County, Idaho.

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto the said Grantee, his heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee, that they are the owners in fee simple of said premises; that they are 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 they will warrant and defend the same from all lawful claims whatsoever.

Dated: April 28, 1994.


David L. Tracy


Catherine A. Tracy

STATE OF IDAHO)

: ss.

County of Custer)

On this 13th day of
May, 1994, before
me, a Notary Public, per-
sonally appeared DAVID
L. TRACY and CATHERINE A.
TRACY, husband and wife,
known or identified to me
to be the person(s) whose
name(s) are subscribed to
the within instrument, and
acknowledged to me that
they executed the same.

Jean T. Stevenson
Notary Public
Residing at Challis
Commission Expires 4-24-97

STATE OF IDAHO, COUNTY OF

I hereby certify that this instru-
ment was filed for record at the
request of Salmon River Realty
at 37 minutes past 1
o'clock P.M., this 16th day of
May, 1994, in my office,
and duly recorded in Book _____
of Deeds at page _____.

Ethel M. Peck

Ex-Officio Recorder

BY

Wanda J. Murphy

Deputy

Fee:

\$ 6.00

Mail to:

FEB-26-1997
0018

1

RIGHT NUMBER: 72-10101

NAME AND ADDRESS:

DAVID TRACY
~~DAVID~~ TRACY
CATHY TRACY
PO BOX 1
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:

03/18/1981

POINT OF DIVERSION:

T13N R19E S02

NESWSE

Within CUSTER County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
DOMESTIC 1 HOME

PERIOD OF USE
01-01 12-31

QUANTITY
0.04 CFS

PLACE OF USE:

DOMESTIC
T13N R19E S02

Within CUSTER County
SWSE

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.

EXPLANATORY MATERIAL:

BASIS OF CLAIM - BENEFICIAL USE
PARCEL NO. RP00048001005A
PROPERTY ALSO KNOWN AS BLOCK 1, LOTS 5 & 6, PHASE 1, KEYES ACRES

108

**IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT**

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME

PO BOX 1
CHALLIS ID 83226
(208) 879-2765

Stage: BENEF

CUSTER County

CUSTER County

[illegible]

Other Rights: NONE

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.

Objection Filed Date:

Comments: Date: 06/28/1993 User-ID: SMITH Subject: COPIED FROM REMARKS
PLOTTED FROM ATTACHED SUBDIVISION MAP.

Date: 01/14/1997 User-ID: DS1-PROD Subject: D&S 1 HOME UPDATE
USE-NOT-IRRIGATION FIELD TEXT REPLACED WITH "1 HOME".

AJ5809NP
No. R72-10101

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 01/17/97
PAGE: 22

Comments: Date: 01/14/1997 User-ID: DS1-PROD Subject: D&S 1 HOME UPDATE
CONDITION CODES N11 AND N13 ADDED IF NOT ALREADY PART OF RECORD.
ANY GEN REMARK CHANGED TO AN EXP REMARK.

Audit: 06/28/93 SMITH 03/30/95 POST-STD 01/14/97 DS1-PROD

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: A72-10101
Date Received: 11/22/1989
Receipt No: S010517
Received By: A sec

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

1. Name: DAVIN TRACY 208-879-2765
Address: PO BOX 1
CHALLIS ID 83226
AND
Name: CATHY TRACY 208-879-2765
Address: PO BOX 1
CHALLIS ID 83226

2. Date of Priority: MAR 18, 1981

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
13N	19E	2	NE	SW	SE		CUSTER

5. Description of diverting works:
80'X6" WELL, 1HP SUBMERSIBLE PUMP, PIPE

6. Water is used for the following purposes:

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

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 DOMESTIC

MICROFILMED
NOV 01 1994

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
13N	19E	2	SW SE		DOMEST	

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:
PLOTTED FROM ATTACHED SUBDIVISION MAP.

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 01 1994

RECEIVED

MAR 10 1993

Department of Water Resources
Southern Region Office

NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

DATE OF CLOSING: 3-6-92

LEGAL DESCRIPTION OF PROPERTY: Township 13 N Range 19 E
Section 28, 11 1/4 of 1/4 of 1/4 Govt. Lot , BM.
Lot 546, Block, 1, Subdivision/Townsite Keyes Acres Phase I
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:

A72-10101

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

John & June Schlecht
Box 147

☐ New Owner/Claimant
(Purchaser):

Florence MT. 59833DAVID & CATHY TRACY

☐ New Mailing Address:

P.O. Box 1Challis ID. 83226

☐ New Telephone Number:

(208) 879-2765

☐ 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:

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)

David & Cathy TracyDate 3-5-93Date 3-5-93

☐ Signature of Former
Owner/Claimant(s):

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: 3-19-93 By: SCC

Further Action Needed:

NONE

Further Action Taken

Date: _____

By: _____

Final Review and Data-Entry

Date: _____

By: _____

Claim Numbers of Split, if any:

MICROFILMED

NOV 01 1994

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



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

MARCH 19, 1993

R. KEITH HIGGINSON
Director

DAVIN & CATHY TRACY
PO BOX 1
CHALLIS ID 83226

RE: CHANGE IN OWNERSHIP FOR SRBA CLAIM NO. A72-10101

DEAR MR. & MRS. TRACY,

PURSUANT TO YOUR REQUEST FOR A CHANGE IN OWNERSHIP AND/OR THE NOTIFICATION THAT YOU PRESENTLY OWN THE PROPERTY IN WHICH THE ABOVE-REFERENCED ADJUDICATION CLAIM(S) IS APPURTENANT, THE DEPARTMENT HAS CHANGED THE RECORD OF THE CURRENT OWNERS AS YOU REQUESTED. PLEASE FIND ENCLOSED A COPY OF YOUR ADJUDICATION CLAIMS AS THEY NOW APPEAR IN OUR RECORDS.

IF YOU HAVE ANY FURTHER CORRECTIONS OR QUESTIONS PLEASE CONTACT OUR OFFICE.

SINCERELY,

A handwritten signature in black ink, appearing to read 'Steve Clelland'.

STEVE CLELLAND
WATER RESOURCE AGENT

ENC:
SCC

MICROFILMED

JUN 01 1994

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: A72-10101
Date Received: 11/22/1989
Receipt No: S010517
Received By: tw

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JOHN SCHLECHT 406-273-6988
Address: BOX 147
FLORENCE, MT 59833

AND
Name: JUNE W. SCHLECHT 406-273-6988
Address: BOX 147
FLORENCE, MT 59833

2. Date of Priority: MAR 18, 1981

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
13N	19E	2	NE	SW	SE		CUSTER

5. Description of diverting works:
80'X6" WELL, 1HP SUBMERSIBLE PUMP, PIPE

6. Water is used for the following purposes:

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

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 DOMESTIC

A72-10101

Page 1

Date: 11/22/89

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10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13N	19E	2	SW	SE		DOMEST	

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:
PLOTTED FROM ATTACHED SUBDIVISION MAP.

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 _____

RECEIVED

POOR ORIGINAL

MAR 20 1992

T13N R19E S24W

0201538

WARRANTY DEED

For Value Received JOHN SCHLECHT and JUNE W. SCHLECHT, husband and wife, the grantors, do hereby grant, bargain, sell and convey unto DAVID L. TRACY and CATHERINE A. TRACY, husband and wife, the grantees, whose current address is P.O. Box 1, Challis, Idaho 83226, the following described premises, in Custer County, Idaho, to-wit:

Lots 5 and 6, Block 1, Phase I, Keyes Acres, Custer County, Idaho, as shown by the Official Plat thereof, recorded November 10, 1980, as instrument No. 156505, records of Custer County, Idaho.

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 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 they will warrant and defend the same from all lawful claims whatsoever.

Dated: This 6th day of May, 1992.

John Schlecht
JOHN SCHLECHT

June W. Schlecht
JUNE W. SCHLECHT

STATE OF Idaho)
County of Idaho) ss

On this 6th day of May, 1992, before me, a Notary Public, personally appeared John Schlecht

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

Bernice H. Hester
Notary Public
Residing at Boise, Idaho
Commission Expires May 3, 1995

STATE OF IDAHO, COUNTY OF CUSTER
I hereby certify that this instrument was filed for record at the request of Custer County Title at 45 minutes past 1 o'clock P.M., this 12 day of May, 1992, in my office, and duly recorded in Book 101 of Deeds at page 1221.

Edith M. Beck
Ex-Officio Recorder

BY Wanda Murphy
Deputy

Fee: \$ 3.00
Mail to:

NOTARIAL

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

CIVIL CASE NUMBER: 39576

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

Identification No. _____

Date Received _____

Receipt Number _____

RECEIVED

NOV 20 1989

NOTICE OF CLAIM
TO A
WATER RIGHT

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day.

RECEIVED

NOV 21 1989

Department of Water Resources
Western Regional Office

Department of Water Resources
Southern Region Office

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) John and June Schlecht Phone (406) 273-6988Mailing Address Box 147 Florence, MT. Zip 598332. Date of Priority (Only one per claim) March 18, 1981 Month/Day/Year3. Source of water supply (Check one) (x) Groundwater or Other () (a) _____which is tributary to (b) March 18 1981 Name or kind of source4. Location of point of diversion is: Township T13N Range R19ESection 02 ~~22~~ NE ~~SW~~ SE 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.,County of Custer

Additional points of diversion if any: _____

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc.), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well.

30' well - 6" casing 1 H.P. submersible pump
60 gal per min. Piped to Storage shed and piped
for mobile home

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

For Domestic purposes from 1-1 Month/Day to 12-31 Month/Day amount 0.04 (cfs)

For _____ purposes from _____ to _____ (Both dates are inclusive) amount _____

7. Total quantity claimed 0.04 (cfs)8. Total consumptive use claimed is de minimus9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) One Domestic Unit

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10. Place of use is: Township: 13 N Range 19 E
Section 28 11 1/4 of West 1/4, Govt. Lot _____, B.M.,
for (Circle One) Domestic Stock Domestic and Stock
Additional places of use, if any _____

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

12. Do you own the property listed above as place of use? Yes / No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
() None or _____

14. Remarks: platted from attached subdiv.
map

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree
Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number _____

16. Signature (s)

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

Number of Attachments _____

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

Signature of Claimant (s) John Schlecht Date 11-13-89
Jane W. Schlecht Date 11/7/89

For Organizations: I do solemnly swear or affirm that I am _____

of _____, that I have signed the foregoing
Organization
document in the space below as _____ of _____
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____ Date _____

Title and Organization _____

State of Idaho/or _____)

County of _____)

SS.

NOTARIZATION REQUIRED FOR EACH CLAIM

Subscribed and sworn (or affirmed) before me this 13th day of November 19 89

SEAL

Notary Public Danna Hutton

Residing at Fluence

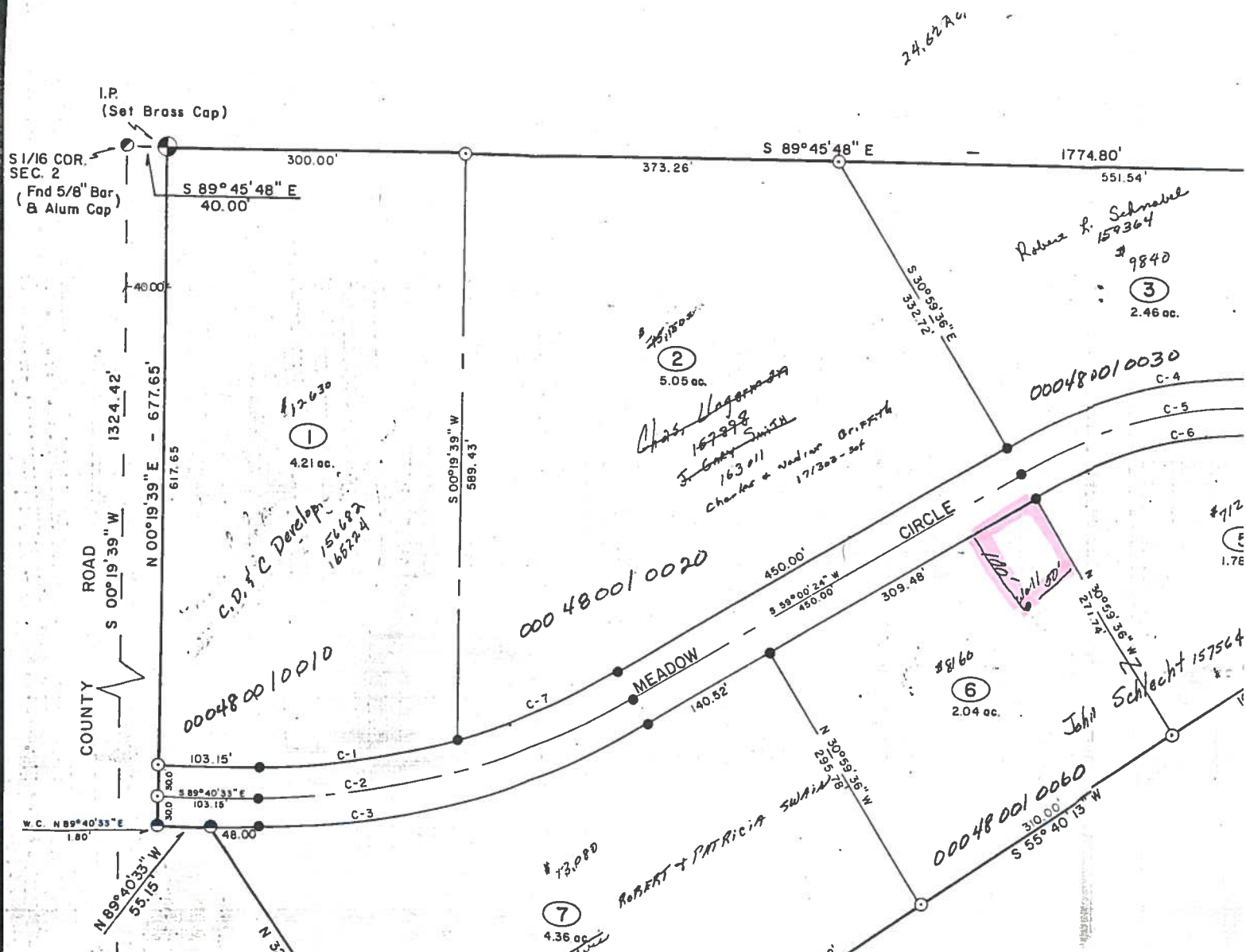
My Commission Expires May 3, 1992

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

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MAR 19 1993



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MAR 14 1964



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. 22, 1989

Re: A72-10101

.JOHN SCHLECHT
.BOX 147
.FLORENCE MT 59833

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 cursive script, appearing to read 'Judy Givens'.

Judy Givens
Adjudication Secretary

/jg

Enclosures:

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MAR 19 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

- David or Catherine Tracy
- Box 1
- Challis ID 83226

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

MAILING DATE: Feb 18, 1993

RESPONSE DATE: March 5, 1993

RE: NOTICE OF CLAIM NO[S]: A 72-10101

Dear Claimant(s):

We are currently preparing the Notice(s) of Claim referenced above for the Director's Report in the Snake River Basin Adjudication. Our research indicates there may have been a change in either the ownership or address for the above claim(s). IDWR records currently show the following name and address for the owner of the claim(s) listed above:

- John + June Schlecht
- Box 147
- Florence MT 59833

If our current records, as listed above, are not correct please complete the enclosed Change in Ownership or Change of Address form, as appropriate, to correct our records.

Your response must be received in this office by the Response Date indicated above. If no response is received from you, all further legal notices concerning the claim(s) will be sent to the name and address shown above. If you have claims other than those referenced here, please contact the Department so we may assist you in updating the information for all your claims. Should you have any questions, or feel that you need assistance, please contact IDWR at 1-800-451-4129.

Sincerely,

Donald V. Shaff
Manager Adjudication Section

state:region

Enclosures:

- Change of Ownership Form
- Change of Address Form

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WATER RIGHT NUMBER - A72-10101

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (D) NUMBER -

[illegible]

*** C - CURRENT DINNER ***
SCHLECHT

JOHN

1 - BGX 147

SCHLECHT

JUNE 2001

STATE- MT ZIP- 598333

STATE- MT ZIP- 59833

[illegible][illegible][illegible]

(37) CUSTER

[illegible]

43 - DOMESTIC

01/01	12/31	0.040
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[illegible]

TWN	RNG	SEC	TRACT	LOT	ACRES	PLACE OF USE CODE	DESCRIPTION	COUNTY
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43 DOMESTIC

(37) CUSTER

+ - - DIVERSION MEANS - 30"X6" WELL, 1HP SUBMERSIBLE PUMP, PIPE

+ - - NON-IRRIGATION USE - D/I DOMESTIC

+ - - OTHER RIGHTS FOR SAME USE - NONE

[illegible]

----- OLD WATER RIGHT NUMBERS -----
NO OLD WATER RIGHT NUMBERS FOUND.

NO CONDITIONS OF APPROVAL FOUND.

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NOV 01 1994

