

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: A72-10132

Date Received: 11/29/1989

Receipt No: M005274

Received By: SW

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: LARRY L MCDOWELL 208-879-2374
Address: HC 67 BOX 2030
CHALLIS ID 83226

AND/OR

Name: PHYLLIS W MCDOWELL 208-879-2374
Address: HC 67 BOX 2030
CHALLIS ID 83226

2. Date of Priority: NOV 1, 1977

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	16	NW	SW	SE	6	CUSTER

5. Description of diverting works:
WELL, PUMP (6" X 45' WELL)

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 HOUSEHOLD

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13N	19E	16	SW	SE	6	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:

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): Phyllis M. McDowell Date: 8/9/96

Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 9th day
of August 19 96
Steve Cole
Notary Public

Seal

Residing at Twin Falls
My Commission Expires 12/7/2000

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.

August 9, 1996 2:11pm

THEY CAME IN FOR APPT. TO REVISE THE OWNERSHIP OF TWO CLAIMS AND CORRECT SOME ERRORS IN THE WAY THE LEGALS WERE CLAIMED. AMENDED BOTH CLAIMS A72-10132 & A72-07048 AND ADDED THE HUSBAND'S NAME AS A CLAIMANT. SUBMITTED FORM 42-1409(7), WARRANTY DEED AND DEATH CERTIFICATE OF HER MOTHER WHO WAS ORIGINAL CLAIMANT FOR THESE RIGHTS.

I EXPLAINED THE FUTURE PROCESS OF THE SRBA TO BE EXPECTED REGARDING THEIR CLAIMS, AS FAR AS THE DEPT. KNOWS.

8/9/96 Correction of R-Record
see Completed this day also

DEC 03 1996

WARRANTY DEED

For Value Received

PHYLLIS E. WILLIAMS, a widow,

the grantor, does hereby grant, bargain, sell and convey unto

PHYLLIS W. McDOWELL, a married woman,

the grantee, whose current address is, HC 67, Box 2030, Challis, ID 83226, the following described premises, to-wit:

ALL OF GRANTOR'S REAL PROPERTY IN CUSTER COUNTY, IDAHO, INCLUDING BUT NOT LIMITED TO THE FOLLOWING:

See Exhibit "A" attached hereto and made a part hereof.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, her heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that s/he is the owner in fee simple of said premises; that said premises are free from all incumbrances

and that s/he will warrant and defend the same from all lawful claims whatsoever.
Dated: March 6, 1992.

Phyllis E. Williams
Phyllis E. Williams

STATE OF IDAHO, COUNTY OF CUSTER

On this 6th day of March, 1992, before me, a Notary Public in and for said State, personally appeared PHYLLIS E. WILLIAMS, a widow,

known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that s/he executed the same.

James H. Bennett
Residing at Challis
Comm. Expires 1-13-93

Notary Public
, Idaho

STATE OF IDAHO, COUNTY OF CUSTER

I hereby certify that this instrument was filed for record at the request of Custer County, Title

at 15 minutes past 1 o'clock pm, this 6th day of March, 1992, in my office, and duly recorded in Book of Deeds at page

Edith M. Peck

Ex-Officio Recorder

By Edward J. Murphy Deputy.

Fees \$ 6.00

Mail to: Custer County Title

DEC 03 1996

EXHIBIT "A"

The following described premises in Custer County, Idaho, to-wit:

A portion of Lot 6, Section 16, Township 13 North, Range 19 East, Boise Meridian, Custer County, Idaho, described as follows: COMMENCING at the intersection of the North Boundary line of Lot 5, said Township and Range with the Easterly Right-of-Way line of State Highway No. 75 (formerly U.S. Highway No. 93); thence 1,542 feet Southerly along said Right-of-Way line to the TRUE POINT OF BEGINNING; thence continuing along said Right-of-Way line 586.4 feet, more or less, to the Northwest corner of the land described in the Deed of Lewis E. McClelland, et. ux., recorded April 10, 1973, as Instrument No. 35224, records of Custer County, Idaho; thence North 89°55' East along the North boundary line of said McClelland land 950 feet, more or less, to the Westerly meander line of the Salmon River; thence Northerly along said meander line 590.0 feet, more or less, to a point which is 906.0 feet North 89°58' East from the Point of Beginning, thence South 89°58' West, 906.0 feet to the Point of Beginning;

and

A fraction of Lot 6, Section 16, Township 13 North, Range 19 East, Boise Meridian, more particularly described as follows, to-wit: BEGINNING at the intersection of the Southerly boundary of said Section 16 and the Easterly Right-of-Way line of State Highway No. 75 (formerly U. S. Highway No. 93), run thence Northeasterly along said Right-of-Way line 541.5 feet; thence North 89°55' East 950.0 feet, more or less, to a point on the Westerly bank of the Salmon River, thence Southwesterly along the Westerly bank of the Salmon River 663.0 feet, more or less, to a point on the Southerly boundary of Section 16, thence South 89°55' West along the Southerly bound of Section 16 a distance of 666.9 feet to the point of beginning. Containing approximately 10.0 acres,

with all appurtenances.

P. E. H.

STATE OF IDAHO

IDAHO DEPARTMENT OF HEALTH AND WELFARE
COOPERATIVE CENTER FOR HEALTH STATISTICS

CERTIFICATE OF DEATH

DATE FILED: APRIL 29, 1996

STATE FILE NUMBER: 96-02439

DECEDENT: PHYLLIS EVANS WILLIAMS

DATE OF DEATH: APR. 21, 1996 PLACE OF DEATH: CHALLIS, IDAHO

DATE OF BIRTH: APR. 03, 1910 PLACE OF BIRTH: KANSAS

AGE: 86 YEARS SEX: FEMALE VETERAN? NO

MARITAL STATUS: WIDOWED

SOCIAL SECURITY NUMBER: ~~XXXXXXXXXX~~ RESIDENCE: CHALLIS, IDAHO

FATHER: ROY JARVIS EVANS
FATHERS BIRTHPLACE: KANSAS
MOTHER (MAIDEN): ESTELLA WITTINGTON
MOTHERS BIRTHPLACE: KANSAS

MORTUARY: JONES & CASEY FUNERAL HOME
MORTICIAN: DOUGLAS C. CASEY

SALMON, IDAHO
DISPOSITION: REMOVAL

CERTIFYING PHYSICIAN: JOHN A. ELLIS, DO

AUTOPSY: NO

1. CAUSE OF DEATH, UNDERLYING CAUSE LAST:

INTERVAL

CEREBRAL HYPOXEMIA
CARDIO-RESPIRATORY FAILURE
ALPHA 1 ANTI-TRYPSIN DEFICIENCY

IMMEDIATE
MINUTES
YEARS

2. OTHER CONDITIONS CONTRIBUTING TO DEATH BUT UNRELATED TO ABOVE CAUSES:

NONE LISTED

MANNER OF DEATH: NATURAL

I certify that this is a true and correct reproduction or abstract of an official record filed with the IDAHO COOPERATIVE CENTER FOR HEALTH STATISTICS.

DATE ISSUED: APRIL 30, 1996

Jane S. Smith
JANE S. SMITH
State Registrar

DEC 15





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 _____ Range _____
Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.
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: A72-07048 & A72-10132

☐ Name and Address of Former Owner/Claimant(s)(Seller): PHYLLIS E. WILLIAMS
PHYLLIS W. MCDOWELL

☐ New Owner/Claimant (Purchaser): PHYLLIS W. MCDOWELL

☐ New Mailing Address: & LARRY L. MCDOWELL
HC 67 Box 2030
CHALLIS ID 83226

☐ New Telephone Number: (208) 879-2374

☐ 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) Phyllis W. McDowell Date 8/9/96
Larry L. McDowell Date _____

☐ Signature of Former Owner/Claimant(s): Phyllis W. McDowell 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: 8/9/96 By: SCC

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

AMENDED CLAIMS to CORRECT
LEGAL DESCRIPTIONS ALSO;
ADDED HUSBANDS NAME.

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

DEC 03 1996

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: A72-10132
Date Received: 11/29/1989
Receipt No: MO05274
Received By: AD

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: PHYLLIS E. WILLIAMS 208-879-2374
Address: HC 67 BOX 2030
CHALLIS, ID 83226

AND/OR

Name: PHYLLIS W. MCDOWELL 315-683-5361
Address: RT. 1 BOX 30
FABIUS, NY 13063

2. Date of Priority: NOV 01, 1977

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
13N	19E	16	SW	NE			CUSTER

5. Description of diverting works:
WELL, PUMP (6" X 45' WELL)

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 HOUSEHOLD

A72-10132

Page 1

Date: 11/29/89

MICROFILMED

MAR 19 1993

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
13N	19E	16	SW NE		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:

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: See Map A72-07048

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): Phyllis E. Williams Date: Nov. 29, '89

Date: _____

State of Idaho)
County of Custer) SS.

Subscribed and sworn (or affirmed) before me this 29th day
of Nov. 19 89

[Signature]
Notary Public

Seal

Residing at Kimberly, Id.
My Commission Expires 6/30/92

RIGHT NUMBER: 72-10132

NAME AND ADDRESS:
LARRY L MCDOWELL
PHYLLIS W MCDOWELL
HC 67 BOX 2030
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: 11/01/1977

POINT OF DIVERSION: T13N R19E S16 LOT 6 (NWSWSE) Within CUSTER County

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

PLACE OF USE: DOMESTIC Within CUSTER County
T13N R19E S16 Lot 6 (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

1D

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

AJ5809NP
No. R72-10132

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LARRY L MCDOWELL	11/01/1977	DOMESTIC	01-01 12-31	0.04 CFS	
C	PHYLLIS W MCDOWELL					
	HC 67 BOX 2030					
	CHALLIS ID 83226					
	(208) 879-2374					
TOTAL DIVERSION:					0.04 CFS	

Water Source: GROUNDWATER
Tributary to:
Stage: BENEFICIAL USE
CUSTER County

Point(s) of Diversion: T13N R19E S16 Lot06(NWSWSE)

Place of use Legal Description for: DOMESTIC

		NE		NW		SW		SE		
		NENE NENE SENE		NENW NWNW SENW		NESW NWSW SWSW		NESE NWSE SWSE		
T	R	S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
13N	19E	16	:	:	:	:	:	:	:	:

POU County: CUSTER

Non-Irrigation Uses: 1 HOME

Other Rights: NONE

Conditions of Approval:

- 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:

Dates: Exam Made Date: Verified Date:
Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Comments: Date: 08/09/1996 User-ID: SCLELLAN Subject: COPIED FROM REMARKS
PARCEL NO. RP13N19E166620A

Date: 08/09/1996 User-ID: SCLELLAN Subject: AMENDED & CORRECTED CLAIM
CLAIMANTS CAME IN TO CORRECT THE LEGALS AS CLAIMED.
CONTRACTOR APPROVED INCORRECT POD AND POJ.

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

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

AJ5809NP
No. R72-10132

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 08/09/96 SCLELLAN 01/14/97 DS1-PROD

WATER RIGHT NUMBER - A72-10132 PREFIX TRANSLATION: ADJUDICATION CLAIM OLD (O) NUMBER -

+ - - - - LAST NAME - - - - + + - - - - ADDRESS - - - - - +

*** C - CURRENT OWNER ***
WILLIAMS

PHYLLIS E.

1 - HC 67 BOX 2030
2 -
3 -

STATE- ID ZIP- 83226

CITY- CHALLIS
PHONE - 208-879-2374

1 - RT. 1 BOX 30
2 -
3 -

PHYLLIS W.

STATE- NY ZIP- 13063

CITY- FABIOUS
PHONE - 315-683-5361

+ - - - - PRIORITY DATE - - + + - - - - REGION - - - + + - - - - STAGE - - - + + - - - - STATUS - - - - +
11/01/1977 17 SOUTHERN J - BENEFICIAL USE

+ - - - - SOURCE - - - - + + - - - - TRIBUTARY - - - - - +
GROUNDWATER

+ - - - - POINT OF DIVERSION - - - - - +
TWN RNG SEC TRACT LOT RFLG COUNTY STREAM INDEX (BLANK IF NO INDEX CODE)

13N 19E 16 SW NE (37) CUSTER

+ - - - - WATER USE - - - - - +
CODE DESCRIPTION PERIOD FROM PERIOD TO DIVERSION RATE DIVERSION VOLUME

43 - DOMESTIC 01/01 12/31 0.040

+ - - - - TOTAL DIV. RATE - + + - - - - TOTAL DIV. CAPACITY - + + - - - - TOTAL CONSUMPTIVE USE - + + - - - - KW USAGE - +
0.040 0.040 0.0

+ - - - - PLACE OF USE - - - - - +
TWN RNG SEC TRACT LOT ACRES CODE DESCRIPTION COUNTY

13N 19E 16 SW NE 43 DOMESTIC (37) CUSTER

+ - - - - DIVERSION MEANS - WELL, PUMP (6" X 45' WELL)

+ - - - - NON-IRRIGATION USE - D/ 1 HOUSEHOLD

+ - - - - OTHER RIGHTS FOR SAME USE - NONE

+ - - - - REMARKS - - - - - +
NO REMARKS FOUND.

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

+ - - - - CONDITIONS OF APPROVAL - - - - - +
NO CONDITIONS OF APPROVAL FOUND.

MICROFILMED
NOV 0 1 1994

