

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: A72-10137
Date Received: 11/29/1989
Receipt No: M005276
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LYNN MORTIER 208-879-5064
Address: PO BOX 798
CHALLIS ID 83226

2. Date of Priority: JUN 1, 1978

3. Source: SALMON RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
14N	19E	34	SE	SW	SW		CUSTER

5. Description of diverting works:
WELL 80' DEEP, 6" CASING, 1/2HP PUMP PIPED TO HOUSE, TROUGHS

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		
STOCKWATER	01/01	12/31	0.030		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/ ONE HOUSEHOLD, S/ 80 HEAD CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14N	19E	34	SW	SW		DOMEST	
			SW	SW		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:
OWNERSHIP CHANGE MADE 7/29/97 BY TLB.
OWNERSHIP AND ADDRESS UPDATE: 3/27/98 SCC

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 _____



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

APRIL 1, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

LYNN S MORTIER
PO BOX 798
CHALLIS ID 83226

RE: CHANGE OF OWNERSHIP SRBA CLAIM NO. A72-04055B

DEAR MRS. MORTIER,

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. This change of ownership also resulted in a split of the water right claims as shown on the enclosures. Please find enclosed a copy of your adjudication claims, as they now appear in our records.

Please refer to the these SRBA claim numbers in future correspondence: A72-04055E or R72-16279B

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
Sr. Water Resource Agent

ENC:

* ALSO SENT COPIES OF CLAIM A72-10137



IDAHO DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION
222 SHOSHONE ST E
TWIN FALLS ID 83301
(208) 736-3033

FEB 04 1998

PHILIP E BATT
GOVERNOR

KARL J DREHER
DIRECTOR

Department of Water Resources
Southern Region

CHANGE IN ADDRESS OF THE NOTICE OF CLAIM
IN THE SNAKE RIVER BASIN ADJUDICATION

☐ Water Right Number(s): 72-10137 (ALL) decreed
A72-04055 B (PART)

☐ Old Mailing Address: LYNN MORTIER

☐ New Mailing Address: LYNN MORTIER
P.O. BOX 798
CHALLIS, ID 83226

☐ New Telephone Number: (208) 879-5064

☐ Signature of Claimant(s): Lynn S. Mortier

Date: 2/2/98

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: <u>3/27/98</u>	By: <u>su</u>

A72-10137: this appears to be the
CURRENT & FINAL ownership and
Address for this Right - per
documents in file.

su 3/27/98

RECEIVED



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

AUG 27 1996

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

Department of Water Resources
Southern Region

DATE OF CLOSING: 8-16-96

LEGAL DESCRIPTION OF PROPERTY: Township 14N Range 19E
Section 34, SE 1/4 of SW 1/4 of SW 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: A72-10137
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): Mark & Rose Harris
Box 730
Challis, ID 83226
- ☐ New Owner/Claimant (Purchaser): _____
- ☐ New Mailing Address: Gerald & Lynn Mortier
HC 63 Box 1703
Challis, ID 83226
- ☐ New Telephone Number: (208) 879-5064
- ☐ 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: deed of trust #0211687

(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) Lynn S. Mortier Date 8/8/96

Date _____

☐ Signature of Former Owner/Claimant(s): _____

Date _____
Date _____

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: 3/27/98By: SCC

Claim Numbers of Split, if any:

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

this ownership incorrectly lists "GERALD" as the owner; he is not listed in the Deed. This is also superseded by letter from Realtor of 7-30-97 and again in change of address on 2-2-98 by LYNN MORTIER. SCC

Original to be mailed to Idaho Department of Water Resources 3/27/98
Copies to Former Owner and New Owner

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.

1. Water Right Number(s) A-72-10137(all) A72-04005B(part-see at
Adjudication Claim Number(s) 72-04055(portion)

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) Cliff Hanseng Kenneth Stark

HC 63 Box 1777 Challis ID 83226

4. New Owner/Claimant(s) Lynn Mortier

Name connector (Check one): ☐ AND, ☐ OR, ☐ AND/OR

New Mailing Address Box 730

City, State and ZIP Code Challis ID, 83226

New Telephone Number (208) 879-2211

5. Date you acquired the property Aug 13, 1996

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 10 Number and type of stock varies

Diversion rate in CFS Number of homes 0 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) Lynn S. Mortier Date 7/31/97
Date

8. (Corporations or other organizations must submit list of directors/officers demonstrating authority to sign form.)
For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

3/27/98 Not valid for A72-10137;
su

PLEASE SIGN & DATE

7-782-0
0211680

WARRANTY DEED

FOR VALUE RECEIVED, MARK HARRIS and ROSE HARRIS, husband and wife, the Grantors, do hereby grant, bargain, sell and convey unto LYNN S. MORTIER, a married woman dealing with her sole and separate property, of P.O. Box 798, Challis, ID 83226, the Grantee, the premises described on Exhibit "A" attached hereto and incorporated herein, located in Custer County, Idaho, SUBJECT TO:

1. Rotational Water Clause contained in the deed dated February 11, 1985, recorded February 22, 1985, as Instrument No. 173369 and amended January 3, 1990, recorded January 4, 1990, as Instrument No. 191027, all records of Custer County, Idaho.
2. Rotational Water Memorandum dated March 12, 1993, by and between Johnny F. Hammond and Barbara Hammond, husband and wife, and Noel Robins and Ruth Robins, husband and wife, recorded March 22, 1993, as Instrument No. 203789, records of Custer County, Idaho.
3. Right of way for a canal as disclosed by Survey recorded December 2, 1994, as Instrument No. 207907, records of Custer County, Idaho.
4. Grantor makes no representations or warranties as to whether or not the boundary lines of said property are accurate, nor any representation as to the number of acres or the number of square feet or frontage contained in the legal description of said property; that said property is being conveyed "AS IS."
5. All water rights transferred hereby are subject to adjudication in the case of In Re the General Adjudication of Right to the Use of Water from the Snake River Basin Water System, Civil Case No. 35976, in the District Court of the Fifth Judicial District of the State of Idaho, in and for the County of Twin Falls.
6. The right, title and interest of the public in and to those portions of the above described premises falling within the bounds of roads or highways, dedicated and/or otherwise used by the public, and

WARRANTY DEED

211686

subject to all easements and restrictions appurtenant and pertinent to said highway.

7. Any adverse claim based on the assertion that some portion of said land is unsurveyed lands of the United States.
8. Any adverse claim based on the assertion that some portion of said land is now, or at any time has been within the boundaries of Salmon River or by reason of the fact or claim that any portion or portions thereof have been rendered un-navigable by artificial means, or have accreted to such portions so created.

TO HAVE AND TO HOLD THE SAID PREMISES, WITH THEIR APPURTENANCES, INCLUDING ALL WATER RIGHTS UNTO THE SAID Grantee, her 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 encumbrances and that they will warrant and defend the same from all lawful claims whatsoever.

DATED: July 13, 1996

Mark Harris

Rose Harris

WARRANTY DEED

211686

STATE OF COLORADO)

County of Jefferson) SS

On this 13 day of August, 1996, before me the undersigned, a Notary Public in and for said State, personally appeared MARK HARRIS and ROSE HARRIS, known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

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

Donald W. Hennaway
Notary Public for Colorado

Residing at 213 Longway Road IV14
Commission Expires: 10/04/97



211686

Alliance Title

2:00 PM

8-16 96

Barbara C. Breckline

12:12

WARRANTY DEED

EXHIBIT "A"

411686

A PARCEL OF LAND LOCATED IN THE SW4, SECTION 34, TOWNSHIP 14 NORTH, RANGE 18 EAST, Boise Meridian, CUSTER COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:
BEGINNING AT THE SOUTHWEST CORNER OF SAID SECTION 34, RUN
THENCE NORTH 89 DEGREES 45' 48" EAST, A DISTANCE OF 540.01 FEET TO THE POINT OF BEGINNING;

THENCE NORTH 28 DEGREES 28' 58" EAST, A DISTANCE OF 312.01 FEET;

THENCE NORTH 13 DEGREES 15' 04" WEST, A DISTANCE OF 481.01 FEET;

THENCE NORTH 55 DEGREES 16' 57" EAST, A DISTANCE OF 418.01 FEET;

THENCE NORTH 45 DEGREES 17' 54" EAST, A DISTANCE OF 18.50 FEET;

THENCE NORTH 89 DEGREES 45' 48" EAST, A DISTANCE OF 137.75 FEET;

THENCE SOUTH 00 DEGREES 20' 10" EAST, A DISTANCE OF 839.58 FEET;

THENCE SOUTH 15 DEGREES 43' 43" WEST, A DISTANCE OF 366.68 FEET TO A POINT ON THE SOUTHERLY BOUNDARY OF SAID SECTION 34; THENCE SOUTH 89 DEGREES 45' 48" WEST, ALONG SAID BOUNDARY A DISTANCE OF 437.60 FEET TO THE POINT OF BEGINNING.

ALSO:

A PARCEL OF LAND LOCATED IN THE SW4, SECTION 34, TOWNSHIP 14 NORTH, RANGE 18 EAST, Boise Meridian, CUSTER COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF SAID SECTION 34, RUN
THENCE NORTH 73 DEGREES 17' 10" EAST, A DISTANCE OF 1114.40 FEET TO THE POINT OF BEGINNING;

THENCE NORTH 15 DEGREES 43' 43" EAST, A DISTANCE OF 37.50 FEET;

THENCE NORTH 00 DEGREES 20' 10" WEST, A DISTANCE OF 839.58 FEET;

THENCE SOUTH 89 DEGREES 45' 48" WEST, A DISTANCE OF 137.75 FEET;

THENCE NORTH 45 DEGREES 17' 54" EAST, A DISTANCE OF 366.68 FEET TO A POINT ON THE EASTERLY BOUNDARY OF THE SW1/4; THENCE SOUTH 00 DEGREES 20' 11" WEST, ALONG SAID BOUNDARY A DISTANCE OF 10.81 FEET;

THENCE NORTH 45 DEGREES 17' 43" EAST, A DISTANCE OF 82.50 FEET;

THENCE SOUTH 15 DEGREES 24' 28" EAST, A DISTANCE OF 540.01 FEET;

THENCE SOUTH 04 DEGREES 03' 32" WEST, A DISTANCE OF 372.50 FEET;

THENCE SOUTH 07 DEGREES 22' 20" WEST, A DISTANCE OF 209.58 FEET; THENCE SOUTH 89 DEGREES 45' 48" WEST, A DISTANCE OF 437.18 FEET TO THE POINT OF BEGINNING.

EXHIBIT "A"

Handwritten: basis to Mortier

A PARCEL OF LAND LOCATED IN THE SW4, SECTION 34, TOWNSHIP 14 NORTH, RANGE 19 EAST, BOISE MERIDIAN, CUSTER COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:
COMMENCING AT THE SOUTHWEST CORNER OF SAID SECTION 34, RUN THENCE NORTH 89 DEGREES 45' 48" EAST, A DISTANCE OF 540.61 FEET TO THE POINT OF BEGINNING;

Handwritten: PARCEL A

THENCE NORTH 28 DEGREES 28' 56" EAST, A DISTANCE OF 312.01 FEET;

THENCE NORTH 13 DEGREES 15' 04" WEST, A DISTANCE OF 481.01 FEET;

THENCE NORTH 55 DEGREES 16' 57" EAST, A DISTANCE OF 418.01 FEET;

THENCE NORTH 45 DEGREES 17' 54" EAST, A DISTANCE OF 18.80 FEET;

THENCE NORTH 89 DEGREES 45' 46" EAST, A DISTANCE OF 137.75 FEET;

Handwritten: 9.05 acres

THENCE SOUTH 00 DEGREES 20' 10" EAST, A DISTANCE OF 639.58 FEET;

THENCE SOUTH 15 DEGREES 43' 43" WEST, A DISTANCE OF 366.66 FEET TO A POINT ON THE SOUTHERLY BOUNDARY OF SAID SECTION 34; THENCE SOUTH 89 DEGREES 45' 48" WEST, ALONG SAID BOUNDARY A DISTANCE OF 437.60 FEET TO THE POINT OF BEGINNING.

ALSO:

A PARCEL OF LAND LOCATED IN THE SW4, SECTION 34, TOWNSHIP 14 NORTH, RANGE 19 EAST, BOISE MERIDIAN, CUSTER COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID SECTION 34, RUN THENCE NORTH 73 DEGREES 17' 10" EAST, A DISTANCE OF 1114.40 FEET TO THE POINT OF BEGINNING;

THENCE NORTH 15 DEGREES 43' 43" EAST, A DISTANCE OF 37.90 FEET;

Handwritten: PARCEL B

THENCE NORTH 00 DEGREES 20' 10" WEST, A DISTANCE OF 639.58 FEET;

THENCE SOUTH 89 DEGREES 45' 46" WEST, A DISTANCE OF 137.75 FEET;

Handwritten: 10.00 acres

THENCE NORTH 45 DEGREES 17' 54" EAST, A DISTANCE OF 566.21 FEET, TO A POINT ON THE EASTERLY BOUNDARY OF THE W1/2, SW1/4 THENCE SOUTH 00 DEGREES 39' 11" WEST, ALONG SAID BOUNDARY A DISTANCE OF 19.81 FEET;

THENCE NORTH 45 DEGREES 17' 43" EAST, A DISTANCE OF 82.68 FEET;

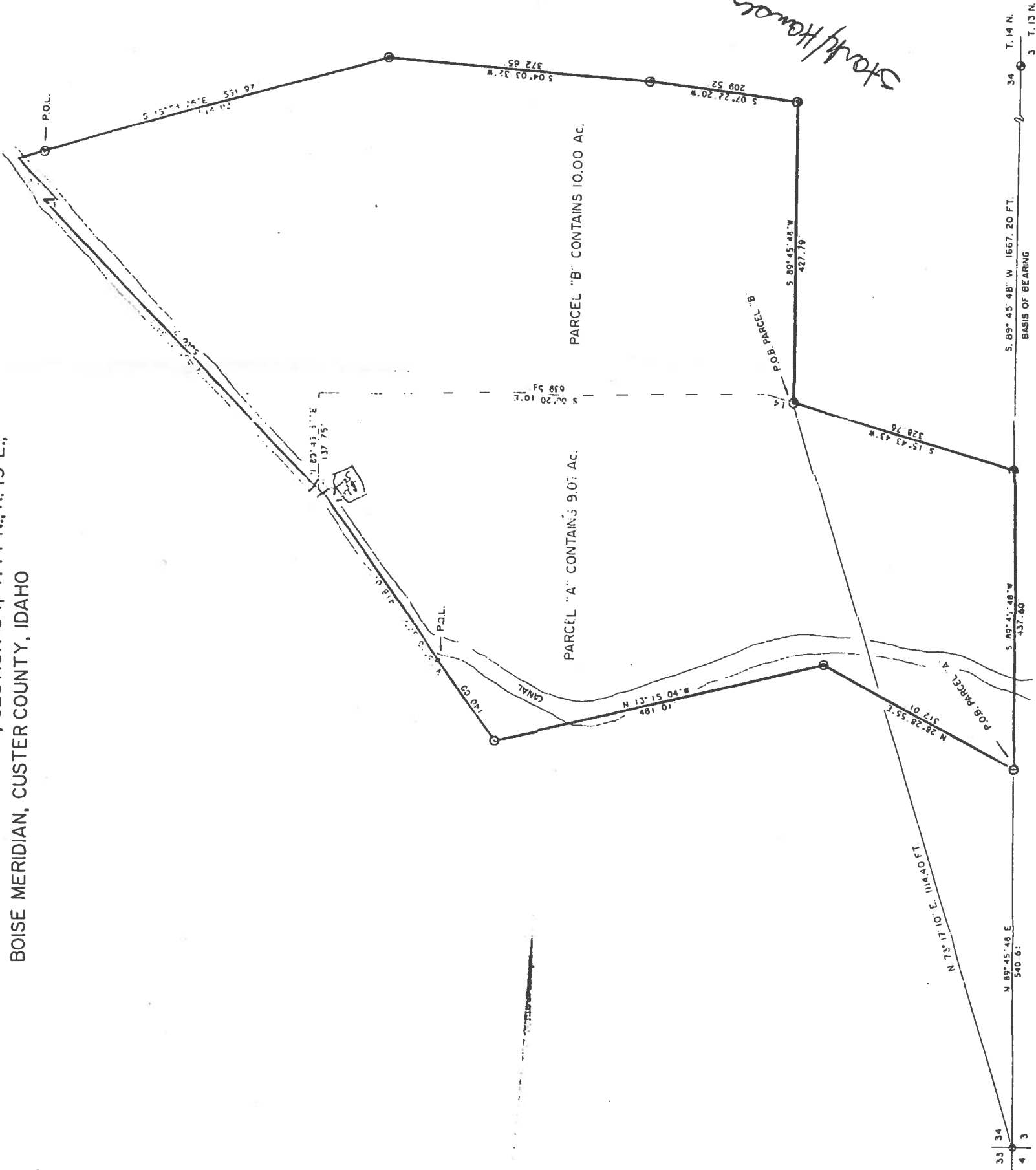
THENCE SOUTH 15 DEGREES 54' 26" EAST, A DISTANCE OF 551.97 FEET;

THENCE SOUTH 04 DEGREES 03' 32" WEST, A DISTANCE OF 372.65 FEET;

THENCE SOUTH 07 DEGREES 22' 20" WEST, A DISTANCE OF 209.52 FEET; THENCE SOUTH 89 DEGREES 45' 48" WEST, A DISTANCE OF 427.79 FEET TO THE POINT OF BEGINNING.

RECORD OF SURVEY

LOCATED IN THE SW 1/4, SECTION 34, T. 14 N., R. 19 E.,
BOISE MERIDIAN, CUSTER COUNTY, IDAHO



LEGEND

- SECTION OR 1/4 CORNER BRASS CAP P.L. 2237
- SET 5/8" X 24" REBAR WITH 1/2" PLASTIC CAP MARKED WADE PLS 5080

LINE	BEARING	DISTANCE
1	S 89° 45' 48" W	19.50
2	S 07° 22' 20" W	19.50
3	S 04° 03' 32" W	83.54
4	S 15° 43' 43" W	37.20

SURVEYOR'S CERTIFICATE
THIS MAP REPRESENTS A SURVEY MADE FROM EXISTING FIELD EVIDENCE IN CONFORMANCE WITH THE REQUIREMENTS OF CHAPTER 12, IDAHO REVISED STATUTES, AS AMENDED, SURVEYED ON 10-17-1994 FOR ROBINS
Laurence J. Wade
LAURENCE J. WADE P.L.S. 5080



COUNTY RECORDER'S CERTIFICATE

RECORDER OF CUSTER COUNTY
TIME: 1:00 P.M. DAY: 12 MONTH: Dec 1994
BOOK: PAGE: INST. NO. 207907
RECORDER: Ethel M. Peltz
BY: Doreen J. Murphy

WADE SURVEYING
505 GRANITE SALMON, IDAHO
208-756-3070 83467



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

January 30, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

Lynn Mortier
P.O. Box 798
Challis, ID 83226

Dear Ms. Mortier:

Please find enclosed a partially completed change of address form, as we discussed during our most recent telephone conversation. Signing, dating, and submitting this form to our office will enable our staff to correctly complete the previously submitted ownership changes for the water rights appurtenant to your property near Challis. I would suggest sending the signed and dated form back to our office to my attention (Corey Skinner).

If you have any questions, feel free to contact me at your convenience.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Corey Skinner'.

Corey Skinner, EIT
Dam Safety Section

Enclosure



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

July 30, 1997

Department of Water Resources
1341 Fillmore Street, Suite 200
Twin Falls, ID 83301-3380
Attn: Tara Backlund

RECEIVED

AUG 24 1997

Department of
Southern Reg.

Re: Ownership change for Mortier
(A72-04005B & A72-10137)

Dear Tara:

Now it is my turn to apologize for the delay on this. Hopefully we can finish this. Enclosed please find the information you requested.

1. All the property in section 3 stays with Stark/Hansen. Not all the property in section 34 goes to Harris. See inclosed maps.
2. Looking at the figures on the ownership change from Robins to Harris there are .945 cfs in the 45 shares of water, however, the adjudication papers say .070 cfs. Harris' signature is also on these papers.
3. Fax of the noterized deed from Harris to Mortier.
4. The water and the property is to be in Lynn Mortier's name only.

I hope this clears up the problem with this part of the transfer. There is one more thing to straighten out. Robins were the original owners of this ground. They sold all but 9.07 acres and the house to Stark/Hansen. They then sold the 9.07 acres and the house to Harris. Harris then purchased 10 acres from Stark/Hansen. The 45 shares of water went with the 9.07 acres. To my knowledge, no water has been transferred for the 10 acres.

I spoke to Mr. Hansen and he didn't think the transfer had been done either but wants to resolve the problem. He has agreed to 3 inches per acre. I hope all the paperwork is enclosed, if not let me know.

Thank You,

Pam Robins

Sande K. Hill Pam Robins
Broker/Owner GRI





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

MARCH 10, 1997

WAY OUT WEST REALTY
ATTN: ANN
PO BOX 730
CHALLIS ID 83226

RE: OWNERSHIP CHANGE FOR MORTIER
(A72-04005B & A72-10137)

DEAR ANN:

I FIRST MUST APOLOGIZE FOR THE DELAY IN REVIEWING THIS OWNERSHIP CHANGE. I DO, HOWEVER, NEED TO HAVE ADDITIONAL INFORMATION REGARDING THIS CHANGE.

IN THE FIRST OWNERSHIP CHANGE GOING FROM STARK AND HANSEN TO HARRIS, I NEED TO KNOW THE FOLLOWING THINGS. DOES ALL THE PROPERTY IN SECTION 34 GO TO HARRIS AND PROPERTY IN SECTION 3 STAY WITH STARK AND HANSEN? I NEED TO KNOW HOW MANY INCHES OR CFS IS IN 45 SHARES OF WATER. I ALSO NEED TO HAVE THE HARRISES' SIGNATURE(S) ON THE FIRST CHANGE.

ON THE SECOND OWNERSHIP CHANGE, I NEED TO HAVE A NOTARIZED DEED GOING FROM HARRIS TO MORTIER; SUCH AS A WARRANTY DEED. I WOULD ALSO NEED TO CLARIFY THE "AND" OR THE "AND/OR" CONNECTOR. LYNN MORTIER SIGNED THE OWNERSHIP CHANGE ALONE BUT HAD PUT BOTH GLENN AND LYNN MORTIER AS OWNERS. IF IT IS TO BE A SINGLE SIGNATURE, MARK "AND/OR". IF YOU WANT THE "AND" CONNECTOR, I NEED BOTH SIGNATURES.

I AM ENCLOSING PROFILE REPORTS OF THE CLAIMS AND A NEW OWNERSHIP CHANGE FORM. IF YOU HAVE ANY QUESTIONS, PLEASE CALL ME AT THIS OFFICE.

SSINCERELY,

A handwritten signature in cursive script that reads 'Tara L. Backlund'.

TARA L. BACKLUND
RECORDS CLERK

ENCLOSURES

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: A72-10137
Date Received: 11/29/1989
Receipt No: M005276
Received By: *OK RB*

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: GERALD MORTIER 208-879-5064
Address: HC 63 BOX 1703
CHALLIS ID 83226
AND/OR
Name: LYNN MORTIER 208-879-5064
Address: HC 63 BOX 1703
CHALLIS ID 83226
2. Date of Priority: JUN 1, 1978
3. Source: SALMON RIVER Trib. to: SNAKE RIVER
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
14N	19E	34	SE	SW	SW		CUSTER
5. Description of diverting works:
WELL 80' DEEP, 6" CASING, 1/2HP PUMP PIPED TO HOUSE, TROUGHS
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		
STOCKWATER	01/01	12/31	0.030		
7. Total Quantity Appropriated is:
0.070 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
D/ ONE HOUSEHOLD, S/ 80 HEAD CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14N	19E	34	SW	SW		DOMEST	
			SW	SW		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:
OWNERSHIP CHANGE MADE 7/29/97 BY TLB.

15. Basis of Claim: BENEFICIAL USE

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
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CIVIL CASE NUMBER: 39576

Ident. Number: **A72-10137**
Date Received: 11/29/1989
Receipt No: M005276
Received By: _____

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

1. Name: MARK HARRIS 208-879-2211
Address: BOX 730
CHALLIS ID 83226

AND
Name: ROSE HARRIS 208-879-2211
Address: BOX 730
CHALLIS ID 83226

2. Date of Priority: JUN 1, 1978

3. Source: SALMON RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
14N	19E	34	SE	SW	SW		CUSTER

5. Description of diverting works:
WELL 80' DEEP, 6" CASING, 1/2HP PUMP PIPED TO HOUSE, TROUGHS

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		
STOCKWATER	01/01	12/31	0.030		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/ ONE HOUSEHOLD, S/ 80 HEAD CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14N	19E	34	SW	SW		DOMEST	
			SW	SW		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): _____ 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 _____



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 14 N Range 19 E
Section 34, SE 1/4 of SW 1/4 of SW 1/4, Govt. Lot _____, Block _____, Subdivision/Townsite _____
If you have additional legal descriptions, please attach separate sheet.

JAN 17 1995

- ☐ Served Only by a Public Service Water Supply (all water is received from a city or company which maintains water supply system, owns the water right, and bills the customer on a regular basis)
- ☐ Water Right Number(s) Assigned by IDWR: A72-10137
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): Joel + Ruth Robins
HC 63 Box 1703
Challis, ID 83226
- ☐ New Owner/Claimant (Purchaser): Mark + Rose Harris
- ☐ New Mailing Address: Box 730
Challis, ID 83226
- ☐ New Telephone Number: (208) 879-2211
- ☐ 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) Rose Harris Date 10/31/94
- ☐ Signature of Former Owner/Claimant(s) Ruth Robins 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: 2-13-95 By: su

Further Action Needed:

none

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

Form 42-1409(7)



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 14 N Range 19 E
Section 34, SE 1/4 of SW 1/4 of SW 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: A72-10137
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): Noel + Ruth Robins
HC 63 Box 1703
Challis, ID 83226
- ☐ New Owner/Claimant (Purchaser): Mark + Rose Harris
- ☐ New Mailing Address: Box 730
Challis, ID 83226
- ☐ New Telephone Number: (208) 879-2211
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? 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) _____ Date _____
- ☒ Signature of Former Owner/Claimant(s): Noel Robins _____ Date _____
Ruth Robins _____ 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: 2-13-95 By: aw

Further Action Needed: None

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any: _____

DEC 03 1996

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 PHIL BATT

R. KEITH HIGGINSON
Director

February 13, 1995

MARK & ROSE HARRIS
BOX 730
CHALLIS ID 83226

RE: CHANGE OF OWNERSHIP SRBA CLAIM NOS. A72-10137 & A72-04055B

DEAR MR. & MRS. HARRIS,

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:

DEC 03 1995

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: A72-10137
Date Received: 11/29/1989
Receipt No: M005276
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: NOEL ROBINS 208-879-2475
Address: HC 63 BOX 1703
CHALLIS ID 83226
AND/OR
Name: RUTH Y ROBINS 208-879-2475
Address: HC 63 BOX 1703
CHALLIS ID 83226
2. Date of Priority: JUN 1, 1978
3. Source: SALMON RIVER Trib. to: SNAKE RIVER
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
14N	19E	34	SE	SW	SW		CUSTER
5. Description of diverting works:
WELL 80' DEEP, 6" CASING, 1/2HP PUMP PIPED TO HOUSE, TROUGHS
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		
STOCKWATER	01/01	12/31	0.030		
7. Total Quantity Appropriated is:
0.070 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
D/ ONE HOUSEHOLD, S/ 80 HEAD CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14N	19E	34	SW	SW		DOMEST	
			SW	SW		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): _____ 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



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

JUNE 9, 1993

R. KEITH HIGGINSON
Director

NOEL OR RUTH Y ROBINS
HC 63 1703
CHALLIS ID 83226

RE: CHANGE IN OWNERSHIP FOR SRBA CLAIM NO. A72-10137

DEAR MR. & MRS. ROBINS,

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 CLAIM AS IT NOW APPEARS IN OUR RECORDS.

YOUR ADDRESS HAS BEEN CORRECTED ON THE OTHER CLAIMS YOU HAVE ON FILE A72-04055B, A72-04080F & A72-10414, BASED ON THE ADDRESS SHOWN FOR THIS CHANGE IN OWNERSHIP AS WE HAD PREVIOUSLY DISCUSSED.

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

SINCERELY,

A handwritten signature in cursive script, appearing to read 'Steve Clelland'.

STEVE CLELLAND
WATER RESOURCE AGENT

ENC:
SCC

MICROFILMED
NOV 01 1994



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type

(see instructions on back of page)

RECEIVED

DATE OF CLOSING: Dec. 29, 89

MAR 15 1993

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____ Department of Water Resources
 Section _____, 1/4 of _____ 1/4 of _____ 1/4 Govt. Lot _____, Southern Region Office
 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:

A 72-10137

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

SCOTT FARRBox 64CHALLIS, Id. 83226

☐ New Owner/Claimant
(Purchaser):

☐ New Mailing Address:

NOEL ROBINS+ Ruth Y. ROBINSHC 63 Box 1703CHALLIS IDAHO 83226

☐ New Telephone Number:

(208) 879-2475

☐ 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)

Noel RobinsDate 3-10-93Ruth RobinsDate 3-10-93

☐ Signature of Former
Owner/Claimant(s):

Scott FarrDate MAR 10, 93Sheldon FarrDate MAR 10, 1993

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 6-9-93 By: ser

Further Action Needed:

Further Action Taken

Date: 6-9-93 By: ser

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

ADDED: RUTH Y. ROBINS (after claimant that he and she signed this form)

RECORDED
NOV 01 1994

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

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: A72-10137
Date Received: 11-29-89
Receipt No: 11005276
Received By: RB

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: SHELDA K. FARR 208-879-2203
Address: BOX 64
CHALLIS, ID 83226

OR
Name: R. SCOTT FARR 208-879-2203
Address: BOX 64
CHALLIS, ID 83226

2. Date of Priority: JUN 01, 1978

3. Source: SALMON RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
14N	19E	34	SE	SW	SW		CUSTER

5. Description of diverting works:
WELL 80' DEEP, 6" CASING, 1/2HP PUMP PIPED TO HOUSE, TROUGHS

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		
STOCKWATER	01/01	12/31	0.030		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/ ONE HOUSEHOLD, S/ 80 HEAD CATTLE

A72-10137

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
14N	19E	34	SW	SW		DOMEST	
			SW	SW		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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

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) X Shelda K. Jan Date: 11-29-89

Date: _____

State of Idaho)
County of Custer) SS.

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

Anna Baunhoff
Notary Public

Seal

Residing at Anna Baunhoff, Notary Public
Residing at Boise, Idaho
My Commission Expires December 7, 1999

A72-10137

114°
44' 30"

34

32

33

93

14N

49°30'00"N

13N

5

49°29'

19E

49°28'

8

49°27'

27' 30"

49°26'

17

49°25'

MICROFILMED
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

- Noel Robins
- HC 63 Box 1703
- 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]: *A72-10137*

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:

- *R. Scott & Shelda Farr*
- *Box 64*
- *Challis ID 83226*

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

MICROFILMED

MAR 19 1993

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720

Boise, Idaho 83720-0098

RECEIVED

JUN 19 1998

Department of Water Resources
Southern Region

IMPORTANT WATER RIGHT INFORMATION



UNDELIVERABLE AS ADDRESSED
NO FORWARDING ORDER ON FILE

PRIORITY
FIRST CLASS



RECEIVED
MAY 5 - 1997

Department of Water Resources



IDAHO DEPARTMENT OF WATER RESOURCES
INDIVIDUAL LISTING FROM DIRECTOR'S REPORT
OF WATER RIGHTS ACQUIRED UNDER STATE LAWDATE: April 30, 1997
PAGE: 1

RIGHT NUMBER: 72-10137

NAME AND ADDRESS: MARK HARRIS
ROSE HARRIS
PO BOX 730
CHALLIS ID 83226

SOURCE: GROUNDWATER

QUANTITY: 0.07 CFS

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

PRIORITY-DATE: 06/01/1978

POINT OF DIVERSION T14N R19E S34 SESWSW Within CUSTER County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.03 CFS
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS

PLACE OF USE:	STOCKWATER	Within CUSTER County
	T14N R19E S34	SWSW
	DOMESTIC	Within CUSTER County
	T14N R19E S34	SWSW

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. RP14N19E346010
STOCKWATER, 80 CATTLERECEIVED
JUN 09 1998
Department of Water Resources
Southern Region



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

April 30, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

72-10137
MARK HARRIS
ROSE HARRIS
PO BOX 730
CHALLIS ID 83226

RE: Recommended Water Rights Acquired Under State Law
Snake River Basin Adjudication (SRBA)
Domestic and/or Stockwater Rights in Reporting Area 4, Basins 71 and 72

Dear Water Right Claimant(s):

Please find enclosed the Idaho Department of Water Resources recommendations for your domestic and/or stockwater water right(s) in basins 71 or 72 (the Upper Salmon River Drainage Basin). We have also enclosed instructions for reviewing (1) your recommended water right(s), and (2) other recommended domestic and stockwater right(s) in your area. Water rights for irrigation and other purposes in basins 71 and 72 will be recommended in a later process.

Note that you have 120 days in which to file any objection to our recommendation and to review the domestic and stockwater water rights of other claimants, including those of the United States. Information on the other water rights can be found at the Custer County courthouse in Challis, the Blaine County courthouse in Hailey, and all of the Idaho Department of Water Resources offices (see addresses in enclosure).

If the Court does not receive an objection from you about our recommendation, and no other party objects to your water right, your water right will be decreed later this year as recommended. You will receive your decree from the SRBA Court.

Completion of the SRBA is important for the future of water management in Idaho. We invite you to contact our regional offices with any questions that you have about your water right(s) or this adjudication process.

Sincerely,

A handwritten signature in black ink, appearing to read 'Karl J. Dreher', written over a horizontal line.

Karl J. Dreher
Director

Enclosures

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LYNN S MORTIER PO BOX 798 CHALLIS ID 83226 (208) 879-5064	06/01/1978	STOCKWATER DOMESTIC	01-01 12-31 01-01 12-31	0.03 CFS 0.04 CFS	
TOTAL DIVERSION:					0.07 CFS	

D MARK HARRIS
D ROSE HARRIS
PO BOX 730
CHALLIS ID 83226
(208) 879-2211

Water Source: GROUNDWATER
Tributary to: Stage: DECREED

Point(s) of Diversion: T14N R19E S34 SESWSW CUSTER County

Place of use Legal Description for: STOCKWATER

NE		NW		SW		SE	
NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SESW
T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac
14N	19E	34	:	:	:	:	:

Place of use Legal Description for: DOMESTIC

NE		NW		SW		SE	
NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SESW
T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac
14N	19E	34	:	:	:	:	:

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.

Remarks: EXP PARCEL NO. RP14N19E346010
STOCKWATER, 80 CATTLE

Dates: Exam Made Date: Verified Date: Objection filed Date:

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

FEB-13-1997
0013

RIGHT NUMBER: 72-10137

NAME AND ADDRESS:

MARK HARRIS
ROSE HARRIS
Box 730
CHALLIS ID 83226

SOURCE:

GROUNDWATER
SALMON RIVER

TRIBUTARY:
SNAKE RIVER

QUANTITY:

0.07 CFS

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

PRIORITY DATE:

06/01/1978

POINT OF DIVERSION:

T14N R19E S34

SESMSW

Within CUSTER County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
STOCKWATER
DOMESTIC 1 HOME

PERIOD OF USE
01-01 12-31
01-01 12-31

QUANTITY
0.03 CFS
0.04 CFS

PLACE OF USE:

STOCKWATER
T14N R19E S34
DOMESTIC
T14N R19E S34

Within CUSTER County
SWSW
Within CUSTER County
SWSW

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. RP14N19E346010
STOCKWATER, 80 CATTLE

✓ 13 7/13

AJ5809NP
No. R72-10137

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 01/17/97
PAGE: 14

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	MARK HARRIS	06/01/1978	STOCKWATER	01-01 12-31	0.03 CFS	
C	ROSE HARRIS		DOMESTIC	01-01 12-31	0.04 CFS	
TOTAL DIVERSION:						0.07 CFS

PO BOX 730
CHALLIS ID 83226
(208) 879-2211

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T14N R19E S34 SESMS

CUSTER County

Place of use Legal Description for: STOCKWATER

NE	NW	SW	SE
T R S : Lt Ac Lt Ac Lt Ac	NESE : Lt Ac Lt Ac Lt Ac	SWSE : Lt Ac Lt Ac Lt Ac	SESE : Lt Ac Lt Ac Lt Ac
14N 19E 34 :	S		

Place of use Legal Description for: DOMESTIC

NE	NW	SW	SE
T R S : Lt Ac Lt Ac Lt Ac	NESE : Lt Ac Lt Ac Lt Ac	SWSE : Lt Ac Lt Ac Lt Ac	SESE : Lt Ac Lt Ac Lt Ac
14N 19E 34 :	D		

POU County: CUSTER

Non-Irrigation Uses: DOMESTIC, 1 HOME STOCKWATER, 80 CATTLE

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.

Remarks: GEN PARCEL NO. RP14N19E346010

Dates: Exam Made Date:

Verified Date: 02/13/1995

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

Comments:

Date: 06/09/1993 User-ID: CLELLAND Subject: CHANGE OF OWNERSHIP
FORM SENT AND SIGNED BY SCOTT AND SHELDIA FARR. RUTH Y. ROBINS
SIGNED THIS FORM SO I ADDED HER NAME TO THE CLAIM. SHE IS LISTED
ON THE OTHER ROBIN'S CLAIMS ALSO.

Date: 02/22/1994 User-ID: CLELLAND Subject: CHANGE IN SOURCE
CONTRACTOR FAILED TO CORRECT THE SOURCE OF THIS DOMESTIC WELL.
GROUNDWATER IS THE CORRECT SOURCE FOR THE WELL SYSTEM USED.

Date: 02/13/1995 User-ID: SCLELLAN Subject: CHANGE OF OWNERSHIP
FORMS SIGNED BY OWNER NOEL & RUTH ROBINS.

Audit: 06/09/93 CLELLAND 06/28/93 SMITH 02/22/94 CLELLAND 02/13/95 SCLELLAN
03/30/95 POST-STD 01/14/97 D&S-DSHA

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	CUSTOMER
August 5, 1996 11:03pam	ANNA - WAY OUT WEST REALTY A72-04055B, A72-04080F, A72-10137, R72-16279

SUBJECT: PROFILE REPORTS
phone call (X) walk-in (.)

Asked to have profile reports FAXed to her @ 879-5258 for rights Mark & Rose Harris had purchased from Nolan Robbins or Cliff Hansen in T14N, R19E, Section 34.

DEC 03 1996

Comments: Date: 02/22/1994 User-ID: CLELLAND Subject: CHANGE IN SOURCE

CONTRACTOR FAILED TO CORRECT THE SOURCE OF THIS DOMESTIC WELL.
GROUNDWATER IS THE CORRECT SOURCE FOR THE WELL SYSTEM USED.

Date: 02/13/1995 User-ID: SCLELLAN Subject: CHANGE OF OWNERSHIP
FORMS SIGNED BY OWNER NOEL & RUTH ROBINS.

Audit: 02/13/95 SCLELLAN

DEC 03 1996



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

October 21, 1994

NOEL ROBINS
HC 63 BOX 1703
CHALLIS ID 83226

RE: CHANGE OF OWNERSHIP INFORMATION

DEAR NOEL,

Enclosed please find the change of ownership forms, proof reports on your SRBA claims and a map that has been color coded to show the water right claim locations.

Please keep in mind this form is for changing the ownership of the **EXISTING** water uses as shown by the SRBA claims. You gave me the impression that you may be planning to use the Gini ditch water in place of the Leaton-Hammond ditch water on acres below the Leaton-Hammond ditch (aka Jose ditch). If that is so, you may need to file a transfer of the water right.

A transfer is required whenever you change the actual use of the water right, whereas, the change of ownership merely changes the ownership and does not involve moving or redistributing the water right.

If you have further questions contact me at our office.

Sincerely,

STEVE CLELLAND
Water Resource Agent

ENC:

A72-10137

DEC 03 1996

6/9/94

COMMUNICATION DOCUMENTATION

Claim No. A72-04055B,
A72-04080F, A72-10137,
A72-10414

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IDWR Employee/Agent Steve Clelland

October 21, 1994 9:46am

NAME:
NOEL ROBBINS

CALLIN

RE:
A72-04055B

HE CALLED TO ASK ABOUT CHANGE OF OWNERSHIP FORMS AND NUMBERS. I WILL PREPARE A SET OF COPIES TO SEND TO HIM W/ HIS CLAIMS. HE SAYS THE HOUSE AND 9 ACRES WILL GO TO "HARRIS" ALONG WITH 10 ACRES BELOW THE HOUSE AREA. HE SAYS ALL THE REST OF THE PLACE AND ALL THE LEATON-HAMMOND DITCH RIGHTS WILL GO TO CLIFF HANSEN. (IDWR NOTE: GINI DITCH RIGHT HAS NOT BEEN USED, OR CLAIMED, BELOW THE JOSE DITCH. APPEARS THEY MAY BE TRYING TO EFFECT A TRANSFER.)

SENDING MAP FROM CLAIM AND PROOFS OF 4 SRBA CLAIMS: A72-04055B, A72-04080F, A72-10137 & A72-10414. ALSO NEED LETTER SENT.

DEC 03 1996

R PROOF

CVR

MAPS

PHOTOS

MISC

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NOV 01 1981

02/22/94 CLELLAND

MICROFILMED
NOV 01 1984

CLAIM NO. A72-10137

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
CLAIM VERIFICATION EXAM SHEET
FOR DOMESTIC AND STOCKWATER CLAIMS IN PLACE OF A CVR

SOURCE
ERROR!
6-11-93
SW

1. ☐ No Change NAME:
☐ NEW OWNER: _____
☐ No Change ADDRESS: _____
☐ NEW ADDRESS: _____
- ☒ DATA ENTRY STANDARDS CHECKED?
2. ☐ No Change - DATE OF PRIORITY: No Field Verification Needed.
☐ CHANGE- Priority date, per claimant, is _____.
(if the priority date, based on your exam, seems questionable,
explain in COMMENTS.)
3. ☐ No Change - SOURCE:
☒ CHANGE - Different Source found: GROUNDWATER
4. ☒ No Change - POINT OF DIVERSION:
☐ Point of diversion is different than the claim *✓ confirmed pos as claimed*
New P/D: Twp. _____, Rge. _____, Sec. _____, _____ 1/4 _____ 1/4 _____ 1/4
- Note: If the 10-acre tract is shown on the claim, then
verification of the 10-acre parcel is needed. Otherwise the
10-acre tract is not required, unless the source is a spring.
5. ☒ No Change - DESCRIPTION OF DIVERTING WORKS:
☐ Incomplete desc., complete items missing, IF KNOWN.
HP of pump _____ Static water level _____ Well depth _____
Casing size _____ Pumping water level _____ Gravity flow _____
Method of irr. _____
6. ☒ No Change - WATER USES:
☐ Different uses, (list uses found).
- Use _____ From _____ To _____ Amount _____ cfs _____ af
Use _____ From _____ To _____ Amount _____ cfs _____ af
7. ☒ No Change - TOTAL VOLUME:
☐ Change found, The new total is, -- -- -- _____ cfs _____ af
8. N/A
9. ☒ No Change - NON-IRRIGATION USES: Completed on claim
☐ Incomplete on claim - Exam found:
Domestic - No. of homes _____ Stockwater - No. of head _____
Other: _____
- ☒ DATA ENTRY STANDARDS (correct to..)

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NOV 11 1994

10. ☒ No Change - PLACE OF USE: (If changed, list below.)
Use Twp. Rge. Sec. 1/4, 1/4, 1/4

11. ☐ Checked: N/A

12. ☐ Checked: N/A

13. ☒ No change - OTHER RIGHTS FOR SAME USE:
☐ CHANGE: _____

14. ☐ None REMARKS: (copy existing remarks to comments in "R")
☐ Add the following standard remarks:
LIST STANDARD REMARKS FOR THE RECOMMENDATION:

15. ☒ BASIS OF CLAIM VERIFIED AS: D - L - P - S - J (circle one)

COMMENTS: (pertinent to field examination)

Contractor failed to Note the incorrect Source

ATTACHMENTS: Attached to This Form. Attachments are in Permit File.

PHOTOS ☐ ☐
MAP ☐ ☐
SYSTEM DIAGRAM ☐ ☐

DATE EXAM CONDUCTED: 5-28-93

FIELD EXAMINER:

Signature

STEVE CLELLAND

Steve Clelland

REVIEWED BY/DATE: *SA 2-22-94*

DATA ENTRY BY/DATE: _____

VERIFICATION BY/DATE: _____

RECORDED

FILED

Form 42-1409(7)



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

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

DATE OF CLOSING: DEC 29, 89

MAR 15 1993

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____ Department of Water Resources
Section _____ 1/4 of _____ 1/4 of _____ 1/4 Govt. Lot _____, Southern Region Office
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: A 72-10137

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

Box 64
CHALLIS, ID. 83226

[] New Owner/Claimant (Purchaser):

[] New Mailing Address: NOEL ROBINS + Ruth Y. ROBINS

HC 63 Box 1703

CHALLIS IDAHO 83226

[] New Telephone Number: (208) 879-2475

[] 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) Noel Robins Date 3-10-93

Ruth Robins Date 3-16-93

[] Signature of Former Owner/Claimant(s) Scott Farr Date Mar. 10, 93

Brenda Farr Date Mar 10, 1993

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date 6-9-93 By sc

Further Action Needed

Further Action Taken

Date 6-9-93 By sc

Final Review and Data-Entry

Date _____ By _____

Claim Numbers of Split, if any:

ADDED: RUTH Y. ROBINS (other claims list here and she signed this form.)

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

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WATER RIGHT NUMBER - A72-10137 PREFIX TRANSLATION: ADJUDICATION CLAIM OLD (9) NUMBER -
+ - - - - LAST NAME - - - - + + - - - - FIRST NAME - - - - + + - - - - ADDRESS - - - - - +

*** C - CURRENT OWNER ***
FARR

SHELDON K.

1 - BOX 64
2 -
3 -

CITY- CHALLIS
PHONE - 208-879-2203
1 - BOX 64
2 -
3 -

R. SCOTT

CITY- CHALLIS
PHONE - 208-879-2203
1 - BOX 64
2 -
3 -

STATE- ID ZIP- 83226

STATE- ID ZIP- 83226

+ - - - PRIORITY DATE - - - + + - - - REGION - - - + + - - - STAGE - - - + + - - - STATUS - - - +
06/01/1978 17 SOUTHERN J - BENEFICIAL USE

+ - - - - SOURCE - - - - - + + - - - - TRIBUTARY - - - - - + + - - - - SNAKE RIVER

+ - - - - POINT OF DIVERSION - - - - - + + - - - - STREAM INDEX (BLANK IF NO INDEX CODE)

(37) CUSTER

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

43 - DOMESTIC
04 - STOCKWATER

01/01 12/31
01/01 12/31

0.040
0.030

+ - - - - TOTAL DIV. RATE - - - + + - - - - TOTAL DIV. VOLUME - - - + + - - - - TOTAL DIV. CAPACITY - - - + + - - - - TOTAL CONSUMPTIVE USE - - - + + - - - - KW USAGE - - - +
0.070 0.070 0.0

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

14N 19E 34 SW SW
14N 19E 34 SW SW

04 STOCKWATER
43 DOMESTIC

(37) CUSTER
(37) CUSTER

+ - - - - DIVERSION MEANS - WELL 80' DEEP, 6" CASING, 1/2HP PUMP PIPED TO HOUSE, TROUGHS

+ - - - - NON-IRRIGATION USE - 0/ ONE HOUSEHOLD, S/ 80 HEAD CATTLE

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

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

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

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NOV 01 1994

