

DATE: 01/02/98  
PAGE: 1

**Misc:**

**Water District Number:**

**Field Inspection Flag:**

**Presumption Flag:**



**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

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January 28, 1998

PHILIP E. BATT  
GOVERNOR

KARL J. DREHER  
DIRECTOR

JAMES N HAWKINS  
MARSHA A HAWKINS  
PO BOX 743  
CHALLIS ID 83226

RE: SRBA Claim(s) A72-00004J  
Decreed Water Right 72-10332

Dear Mr. and Mrs. Hawkins:

Pursuant to the change in ownership request that has been submitted to the Department, we have changed the record of current ownership to you. Please find the enclosed copies of the computer record of the claim and water right noting the change in owners. Review these records and if there is an error, or you have any questions, please contact this office.

Sincerely,

  
Trish Fawcett  
Technical Records Specialist

enc.

RECEIVED

10332-decreed.

NOV 04 1997

STATE OF IDAHO  
IDAHO DEPARTMENT OF WATER RESOURCESDepartment 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).: A72-10332, A72-000043  
Adjudication Claim No(s).: \_\_\_\_\_
2. The following REQUIRED information must be submitted with this form:
  - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.  
AND
  - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually 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 Spencer and Evelyn Strand  
PO Box 377 Challis Idaho 83226
4. New Owner/Claimant(s) James W. or Margh A. Hawkins  
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or  
New Mailing Address PO Box 743  
City, State and ZIP Code Challis Idaho 83226  
New Telephone Number (208) 879-2287
5. Date you acquired the property April 27, 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) James W. Hawkins  
Margh A. Hawkins  
(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..

## WARRANTY DEED

For Value Received SPENCER STRAND and EVELYN STRAND, husband and wife, the grantors, do hereby grant, bargain, sell and convey unto JAMES N. HAWKINS and MARSHA A. HAWKINS, husband and wife, the grantees, whose current address is P.O. Box 743, Challis, Idaho 83226, the following described premises, in Custer County, Idaho, to-wit:

Lot 8, 3-S-I Subdivision, in the S $\frac{1}{2}$  of Section 16, Township 14 North, Range 19 East, Boise Meridian, Custer County, Idaho, according to the Official Plat thereof, now on file in the office of the said County Recorder as instrument No. 152914.

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 27 day of APRIL, 1994.

Spencer D. Strand  
SPENCER STRAND  
Evelyn Strand  
EVELYN STRAND

STATE OF IDAHO )  
: ss  
County of CUSTER  
On this 27 day of  
MARCH, 1994, before  
me, a Notary Public, personally appeared SPENCER STRAND & EVELYN STRAND

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.

Patsy Hendt  
Notary Public  
Residing at Challis  
Commission Expires 3/12/98

STATE OF IDAHO, COUNTY OF CUSTER  
I hereby certify that this instrument was filed for record at the request of Custer County Title at 55 minutes past 3:00 o'clock P.M., this 2nd day of May, 1994, in my office, and duly recorded in Book \_\_\_\_\_ of Deeds at page \_\_\_\_\_.

Ethel M. Beck  
Ex-officio Recorder  
BY Anna J. Miller Deputy

Fee: \$ 3.00  
Mail to: CCT

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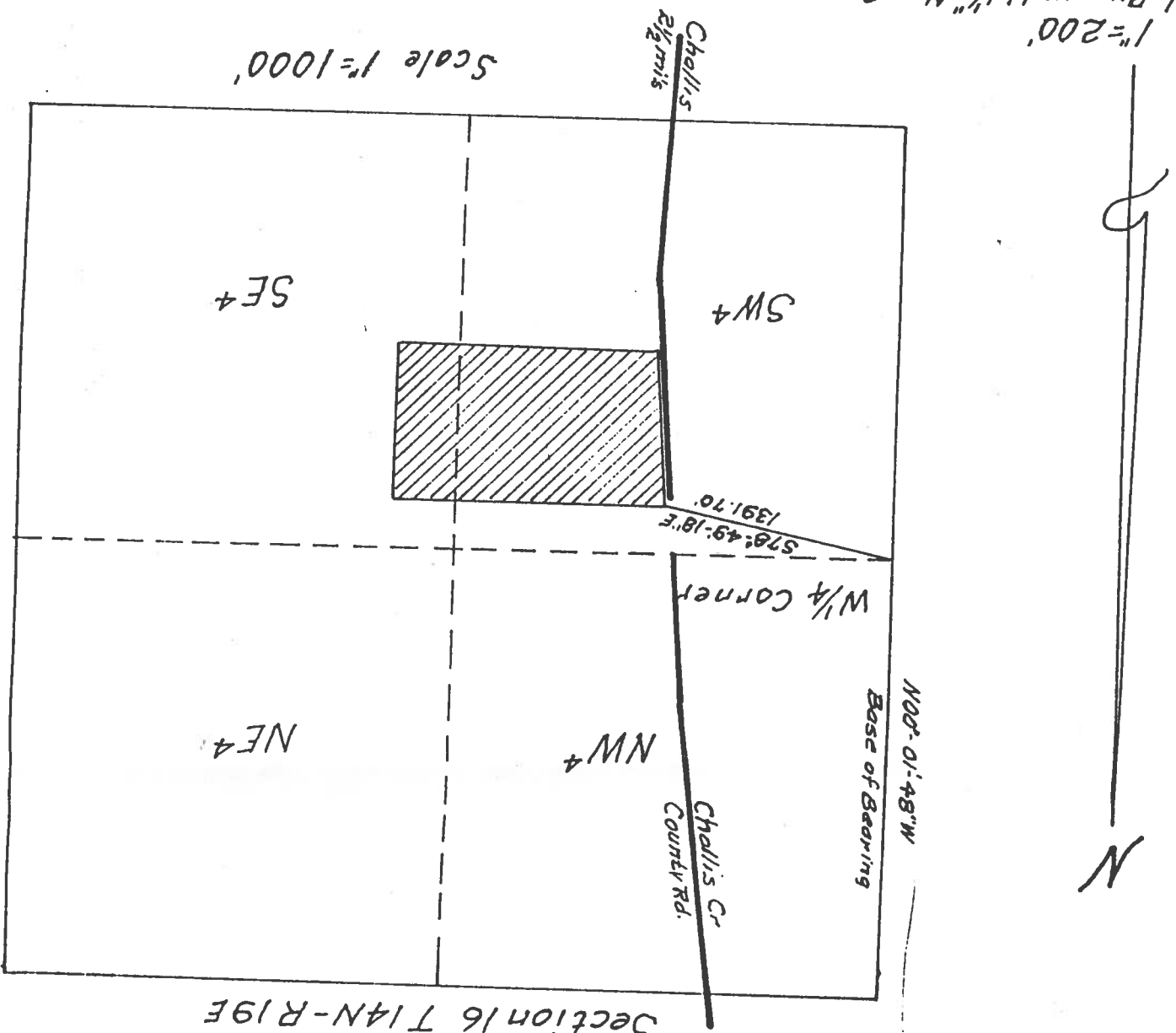
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# VICINITY MAP

Scale 1"=200'  
Steel Pins with 1/2" Alum Caps

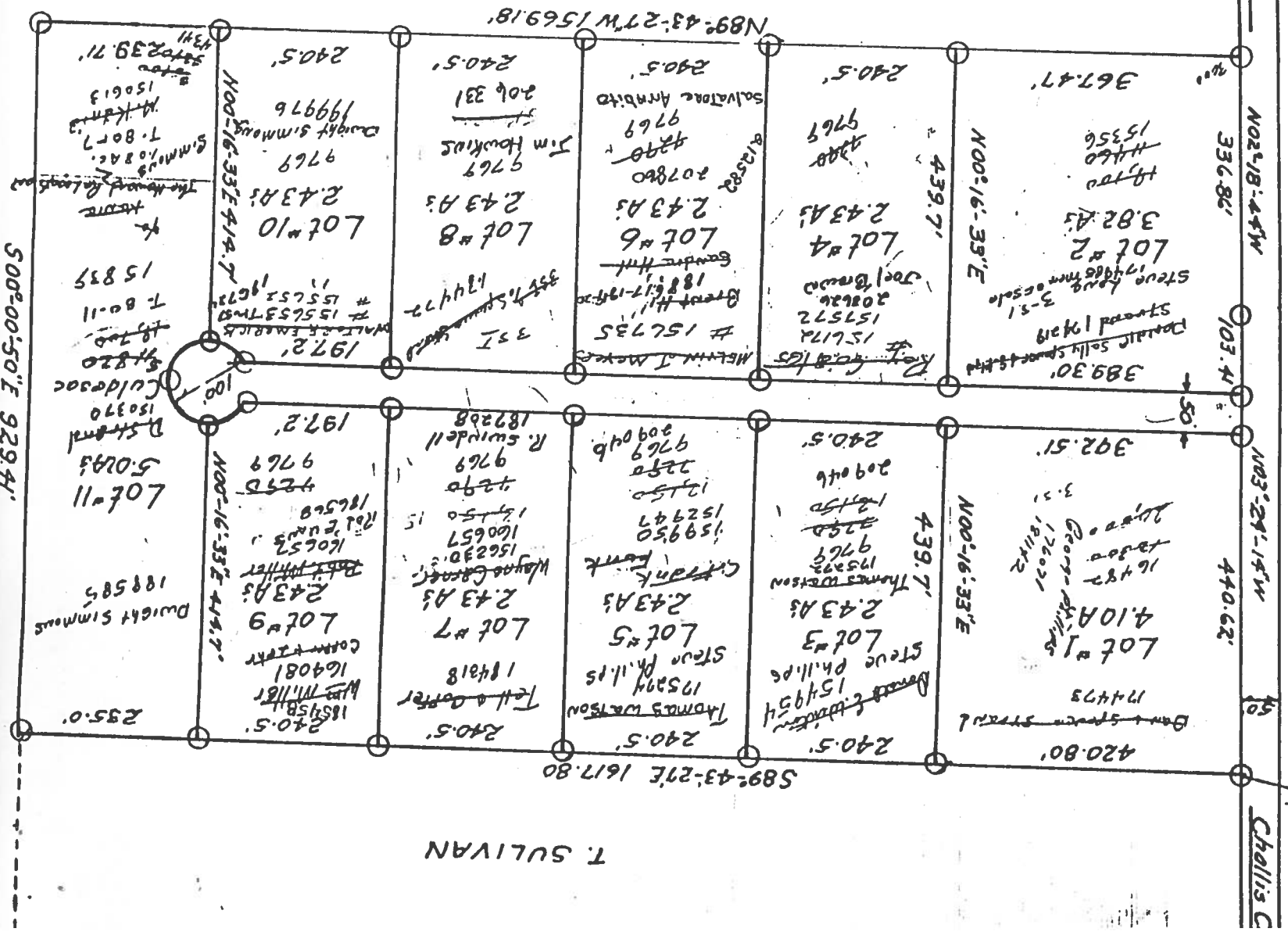
Scale 1"=1000'



Section 16 T14N-R19E

W. HAMMOND

Scale 1"=200'



T. SULLIVAN

TAFT ENGINEERING  
CHALLIS, IDAHO

FEB-14-1997  
0016

RIGHT NUMBER: 72-10332

NAME AND ADDRESS:  
EVELYN A STRAND  
SPENCER D STRAND  
PO BOX 377  
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: 11/08/1980

POINT OF DIVERSION: T14N R19E S16 SENESW 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 T14N R19E S16  
Within CUSTER County  
NESW

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. RP000820000080A

OWNER CODE NAME & ADDRESS PRIORITY DATE WATER USE USE PERIOD FROM TO DIVERSION RATE DIVERSION VOLUME  
C EVELYN A STRAND 11/08/1980 DOMESTIC 01-01 12-31 0.04 CFS  
C SPENCER D STRAND  
PO BOX 377  
CHALLIS ID 83226  
(208) 879-2589  
TOTAL DIVERSION: 0.04 CFS

Water Source: GROUNDWATER Tributary to: SENESW Stage: BENEFICIAL USE  
Point(s) of Diversion: T14N R19E S16 CUSTER County

Place of use Legal Description for: DOMESTIC

|                                                                                         |     |     |   |     |     |     |     |     |     |     |     |
|-----------------------------------------------------------------------------------------|-----|-----|---|-----|-----|-----|-----|-----|-----|-----|-----|
| NE                                                                                      |     |     |   |     |     |     |     |     |     |     |     |
| NENE NWNE SWNE SENE : NENW NWNW SWNW SENW : NESW NWSW SWSW SESW : NESE NWSE SWSE SESE : |     |     |   |     |     |     |     |     |     |     |     |
| T                                                                                       | R   | S   | : | Lt  | Ac  | Lt  | Ac  | Lt  | Ac  | Lt  | Ac  |
| ---                                                                                     | --- | --- | : | --- | --- | --- | --- | --- | --- | --- | --- |
| 14N                                                                                     | 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.

Remarks: EXP PARCEL NO. RP000820000080A  
Dates: Exam Made Date: Verified Date: Objection Filed Date:  
Misc: Water District Number: Field Inspection Flag:  
Presumption Flag:  
Comments: Date: 07/07/1993 User-ID: SMITH Subject: COPIED FROM REMARKS  
P/U IS LOT 8 OF 3-S-I SUBDIVISION.  
Date: 01/14/1997 User-ID: DS1-PROD Subject: D&S 1 HOME UPDATE  
USE-NOT-IRRIGATION FIELD TEXT REPLACED WITH "1 HOME".  
CONDITION CODES N11 AND N13 ADDED IF NOT ALREADY PART OF RECORD.

2/13/97

AJ5809NP  
No. R72-10332

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  
ANY GEN REMARK CHANGED TO AN EXP REMARK.

Audit: 07/07/93 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: A72-10332  
Date Received: 12/27/1989  
Receipt No: 5010758  
Received By: AD

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: SPENCER D. STRAND 208-879-2589  
Address: P.O. BOX 377  
CHALLIS, ID 83226

AND/OR

Name: EVELYN A. STRAND 208-879-2589  
Address: P.O. BOX 377  
CHALLIS, ID 83226

2. Date of Priority: NOV 08, 1980

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 14N      | 19E   | 16      | SE     | NE     | SW  |     | CUSTER |

5. Description of diverting works:  
WELL & PUMP

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 & LAWN

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use    | Acres |
|----------|-------|---------|--------|-----|-----|--------|-------|
| 14N      | 19E   | 16      | NE     | SW  |     | 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:  
P/U IS LOT 8 OF 3-S-I SUBDIVISION.

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: 0

**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): Spencer D. Strand Date: 12-27-89  
Evelyn A. Strand Date: 12-27-89

State of Idaho )  
County of Twin Falls ) SS.

Subscribed and sworn (or affirmed) before me this 27<sup>th</sup> day  
of Dec. 19 89

[Signature]  
Notary Public

Seal

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



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

August 21, 1997

Jim Hawkins  
P.O. Box 160  
Challis, ID 83226

Dear Mr. Hawkins:

Pursuant to your recent inquiry, please find enclosed a change of ownership form for your use. As you stated, you purchased property from Evelyn and Spencer Strand. Along with this property you apparently obtained Snake River Basin Adjudication claim A72-10332 and water from Challis Creek.

Department records indicated that Snake River Basin Adjudication claim A72-10332 is appurtenant to Lot 8 of 3-S-I subdivision. In addition, Snake River Basin Adjudication claim A72-00004J (for the diversion of water from Challis Creek) is appurtenant to Lot 8 of 3-S-I subdivision.

In order to record yourself as the current owner of these two Snake River Basin Adjudication claims, you need to complete the enclosed change of ownership form and return it to our office. In addition to the completed form, you need to provide documentation (deed, title policy, contract of sale, etc.) showing that you are the current owner of the property and water right(s) in question. You also need to provide a copy of a plat or survey map of the property. Plats and/or survey maps should be filed and available at the Custer County Courthouse in Challis.

If you have any questions, or need further assistance, feel free to contact our office at your convenience.

Sincerely,

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

Corey Skinner, EIT  
Dam Safety Section

Enclosure



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

August 21, 1997

Jim Hawkins  
P.O. Box 160  
Challis, ID 83226

*Leanne: F.Y.I.*

Dear Mr. Hawkins:

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Sincerely,

Corey Skinner, EIT  
Dam Safety Section

Enclosure



