

MAR-03-1997
0015

1

RIGHT NUMBER:

72-10372

NAME AND ADDRESS:

GERALD D HERRICK
KATHRYN S HERRICK
2027 SILVER CREEK LANE
BOISE ID 83706

SOURCE:

GROUNDWATER

QUANTITY:

0.07 CFS

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

PRIORITY DATE:

10/01/1960

POINT OF DIVERSION:

T12N R18E S35

SESESE

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
0.07 CFS
0.04 CFS

PLACE OF USE:

STOCKWATER
T12N R18E S35

Within CUSTER County
SESE

DOMESTIC

T12N R18E S35

Within CUSTER County
SESE

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. 12N18E353602
STOCKWATER 200 COWS

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

AJ5809NP
No. R72-10372

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	GERALD D HERRICK 2027 SILVER CREEK LANE BOISE ID 83706 (208) 336-9819	10/01/1960	STOCKWATER DOMESTIC	01-01 12-31 01-01 12-31	0.07 CFS 0.04 CFS	
				TOTAL DIVERSION:	0.07 CFS	

C KATHRYN S HERRICK
2027 SILVER CREEK LANE
BOISE ID 83706
(208) 336-8719

Water Source: GROUNDWATER
Tributary to: SESESE
Point(s) of Diversion: T12N R18E S35
Stage: BENEFICIAL USE
CUSTER County

Place of use Legal Description for: STOCKWATER		NE		NW		SW		SE	
NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSE
Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac
12N	18E	35	:						

Place of use Legal Description for: DOMESTIC		NE		NW		SW		SE	
NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSE
Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac
12N	18E	35	:						

POU County: CUSTER
Non-Irrigation Uses: DOMESTIC, 1 HOME (STOCKWATER, 200 COMS)
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. 12N18E353602
Dates: Exam Made Date: Verified Date: Objection Filed Date:
Misc: Water District Number: Field Inspection Flag: Presumption Flag:

AJ5809NP
No. R72-10372

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 01/17/97
PAGE: 20

Comments:

Date: 07/26/1993 User-ID: SMITH Subject: COPIED FROM REMARKS
A NEARBY HOME HAS ALSO FILED A CLAIM ON THIS WELL. A72-10367

OWNERSHIP CHANGE 3/9/92 BY JG.

Date: 02/06/1995 User-ID: SCLELLAN Subject: CHANGE OF ADDRESS
BY OWNER REQUEST.

Audit: 07/26/93 SMITH 02/06/95 SCLELLAN 03/30/95 POST-STD 01/14/97 D&S-DSHA

in name of this claimant...

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: A72-10372
Date Received: 1/ 4/1990
Receipt No: S010832
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GERALD D HERRICK 208-336-9819
Address: 2027 SILVER CREEK LANE
BOISE ID 83706

Name: KATHRYN S HERRICK 208-336-8719
Address: 2027 SILVER CREEK LANE
BOISE ID 83706

2. Date of Priority: OCT 1, 1960

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
12N	18E	35	SE	SE	SE		CUSTER

5. Description of diverting works:
WELL AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		
STOCKWATER	01/01	12/31	0.070		

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/1 HOUSE S/200 COWS

MICROFILMED
DEC 04 1996

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
12N	18E	35	SE	SE		DOMEST	
			SE	SE		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:

A NEARBY HOME HAS ALSO FILED A CLAIM ON THIS WELL. A72-10367

OWNERSHIP CHANGE 3/9/92 BY JG.

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____

_____ Date: _____

NOTICE : CHANGE OF ADDRESS

Gerald D. and Kathryn S. Herrick have moved.... effective February 1, 1994.
The new address is...

**2027 SILVER CREEK LN.
BOISE, IDAHO 83706**

RECEIVED

JAN 30 1995

Department of Water Resources
Southern Region

RE: CHANGE OF OWNERSHIP SRBA CLAIM NOS. A72-04010, A72-04011, A72-04012, A72-04013, A72-04014, A72-04015, A72-04016, A72-04017, A72-04018, A72-04019, A72-04020, A72-04021, A72-04022, A72-04023, A72-04024, A72-04025, A72-04026, A72-04027, A72-04028, A72-04029, A72-04030, A72-04031, A72-04032, A72-04033, A72-04034, A72-04035, A72-04036, A72-04037, A72-04038, A72-04039, A72-04040, A72-04041, A72-04042, A72-04043, A72-04044, A72-04045, A72-04046, A72-04047, A72-04048, A72-04049, A72-04050, A72-04051, A72-04052, A72-04053, A72-04054, A72-04055, A72-04056, A72-04057, A72-04058, A72-04059, A72-04060, A72-04061, A72-04062, A72-04063, A72-04064, A72-04065, A72-04066, A72-04067, A72-04068, A72-04069, A72-04070, A72-04071, A72-10223 & A72-10224

DEAR MR. & MRS. HERRICK,

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,



STEVE CLELLAND
Water Resource Agent

ENC:

1-27-95

THANKS STEVE...

NOTE DHA NEW ADDRESS !!

RECEIVED

JAN 30 1995

Department of Water Resources
Southern Region

A Herrick

MICROFILMED

A72-10372 DEC 04 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: **A72-10372**
Date Received: 1/ 4/1990
Receipt No: S010832
Received By: _____

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

1. Name: GERALD D. HERRICK 208-336-9819
Address: 2170 GOSSAMER LN.
BOISE ID 83706

Name: KATHRYN S. HERRICK 208-336-8719
Address: 2170 GOSSAMER LN.
BOISE ID 83706

2. Date of Priority: OCT 1, 1960

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
12N	18E	35	SE	SE	SE		CUSTER

5. Description of diverting works:
WELL AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		
STOCKWATER	01/01	12/31	0.070		

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/1 HOUSE S/200 COWS

MICROFILMED

MAR 19 1993

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
12N	18E	35	SE	SE		DOMEST	
			SE	SE		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:

A NEARBY HOME HAS ALSO FILED A CLAIM ON THIS WELL. A72-10367

OWNERSHIP CHANGE 3/9/92 BY JG.

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

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

HOLLAND & HART
ATTORNEYS AT LAW

DENVER
DENVER TECH CENTER
COLORADO SPRINGS
ASPEN
BILLINGS
BOISE
CHEYENNE
JACKSON
WASHINGTON, D.C.

SUITE 1400
WEST ONE PLAZA
BOISE, IDAHO 83702-7714
MAILING ADDRESS
P.O. BOX 2527
BOISE, IDAHO 83701-2527

TELEPHONE (208) 342-5000
FACSIMILE (208) 343-8869

Murray D. Feldman

March 2, 1992

RECEIVED
MAR 3 1992

Department of Water Resources

Idaho Department of Water Resources
Statehouse Mail
Boise, ID 83720-9000

RECEIVED

MAR 05 1992

Attn: Adjudication Bureau

Department of Water Resources
Southern Region Office

Re: Notice of Change of Water Right Ownership

Dear Adjudication Bureau:

Enclosed please find two Notice of Change of Water Right Ownership forms covering Water Right Nos. A72-0244A, A72-0245, A72-00246, A72-00247, A72-02035, A72-04089, A72-04090, A72-07170, A72-10378, A72-10372, and A72-10367.

As indicated on the enclosed form, the new owners and claimants of these rights are Gerald and Kathryn Herrick by virtue of their purchase of the property to which the rights are appurtenant, as evidenced by the enclosed Warranty Deed.

Please contact me if you have any questions about these Notice of Change of Water Right Ownership forms.

Sincerely,

HOLLAND & HART

Murray D. Feldman
Murray D. Feldman

MDF:cd

Enclosures

cc: Mr. Gerald Herrick
Mr. Jed Morrison

MICROFILMED

MAR 19 1993



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

DATE OF CLOSING: Aug. 26, 1991

RECEIVED
MAR 05 1992
Department of Water Resources
Southern Region Office

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.
See attached legal description 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) A72-10378, A72-10372, A72-10367
Assigned by IDWR:

[] Name and Address of Former Owner/Claimant(s)(Seller): First Interstate Bank of Arizona, N.A.
Trustee of Mildred (Carlisle) Cowart Trust
P.O. Box 350, Tucson, AZ 85702

[] New Owner/Claimant (Purchaser): Gerald D. Herrick and Kathryn S. Herrick

[] New Mailing Address: 2170 Gossamer Lane
Boise, ID 83706

[] New Telephone Number: (208) 336 - 8719

[] Does the change in ownership result in a splitting of the water right owned/claimed? yes x 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 for property listed above.

(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) Daniel D. Herrick Date 2-24-92
Kathryn S. Herrick Date 2-24-92

[] 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: 3/2/92 By: LC

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: 3/9/92 By: LC

Claim Numbers of Split, if any:

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

MICROFILMED
MAR 19 1993

COPY

RECEIVED

MAR 08 1992

DEPARTMENT OF LAND RECORDS
SOUTHERN REGION OFFICE

WARRANTY DEED

For value received, GERALD MARTIN and SHARON L. MARTIN, husband and wife; BARBARA CURBY, a single woman; DORIS LONG, a single woman; JAMES B. MARTIN, a single man; and ROBERT C. MARTIN and MONIE MARTIN, husband and wife, the Grantors, do hereby grant, bargain, sell and convey unto GERALD D. HERRICK and KATHRYN S. HERRICK, husband and wife whose address is 2170 East Gossamer, Boise, Idaho, the Grantees, the following described premises, to-wit:

TRACT I: Township 11 North, Range 18 East, Boise Meridian, Custer County, Idaho

Section 1: Lot 4

Section 2: Lots 1, 7 and 8

Township 12 North, Range 18 East, Boise Meridian, Custer County, Idaho

Section 35: SE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$

Section 36: Lots 5 and 6

TRACT II: Township 11 North, Range 18 East, Boise Meridian, Custer County, Idaho

Section 11: Lots 6 and 7

Section 14: NW $\frac{1}{4}$ NW $\frac{1}{4}$, Lots 2, 3 and 4

including all water rights appurtenant thereto.

TO HAVE AND TO HOLD the 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 said premises are free from all encumbrances, and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: August 26, 1991

GRANTORS:

Gerald Martin
GERALD MARTIN

STATE OF Florida)
County of Polk) ss.

On this 26th day of August, 1991, before me,
Elaine Rhoades, a notary public for said State,
personally appeared ROBERT C. MARTIN and MONIE MARTIN, known or
identified to me to be the persons who executed the 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.

Elaine Rhoades
Notary Public
Residing at: Haines City, FL.
My Commission Expires: _____

NOTARY PUBLIC, STATE OF FLORIDA
MY COMMISSION EXPIRES: MAR. 21, 1992
BONDED THRU NOTARY PUBLIC UNDERWRITERS

14933

COPY
NOT TO BE RECORDED

Sharon L. Martin
SHARON L. MARTIN

Barbara Curby
BARBARA CURBY

Marie Long
DORIS LONG

James B. Martin
JAMES B. MARTIN

Robert C. Martin
ROBERT C. MARTIN

Monie Martin
MONIE MARTIN

STATE OF Florida)
County of _____) : ss.

On this _____ day of _____, 1991, before me,
_____, a notary public for said State,
personally appeared GERALD D. HERRICK and KATHRYN S. HERRICK,
known or identified to me to be the persons who executed the
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.

Notary Public
Residing at: _____
My Commission Expires: _____

STATE OF Florida)
County of Polk) : ss.

On this 26th day of August, 1991, before me,
Elaine Rhoades, a notary public for said State,
personally appeared GERALD MARTIN and SHARON L. MARTIN, known or
identified to me to be the persons who executed the 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.

Elaine Rhoades
Notary Public
Residing at: Gaines City, FL.
My Commission Expires: _____

NOTARY PUBLIC, STATE OF FLORIDA.
MY COMMISSION EXPIRES: MAR. 21, 1992.
BONDED THRU NOTARY PUBLIC UNDERWRITERS.

STATE OF Florida)
County of Polk) : ss.

On this 26th day of August, 1991, before me,
Elaine Rhoades, a notary public for said State,
personally appeared BARBARA CURBY, known or identified to me to
be the person who executed the instrument, and acknowledged to me
that she 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.

Elaine Rhoades
Notary Public
Residing at: Gaines City, FL.
My Commission Expires: _____

NOTARY PUBLIC, STATE OF FLORIDA.
MY COMMISSION EXPIRES: MAR. 21, 1992.
BONDED THRU NOTARY PUBLIC UNDERWRITERS.

STATE OF Florida)
County of Polk) ss.

On this 26th day of August, 1991, before me,
Elaine Rhoades, a notary public for said State,
personally appeared DORIS LONG, known or identified to me to be
the person who executed the instrument, and acknowledged to me
that she 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.

Elaine Rhoades
Notary Public
Residing at: Haines City, FL.
My Commission Expires: _____

NOTARY PUBLIC, STATE OF FLORIDA;
MY COMMISSION EXPIRES: MAR. 21, 1992;
BONDED THRU NOTARY PUBLIC UNDERWRITERS;

STATE OF Florida)
County of Polk) ss.

On this 26th day of August, 1991, before me,
Elaine Rhoades, a notary public for said State,
personally appeared JAMES B. MARTIN, known or identified to me to
be the person who executed the instrument, and acknowledged to me
that he 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.

Elaine Rhoades
Notary Public
Residing at: Haines City, FL.
My Commission Expires: _____

NOTARY PUBLIC, STATE OF FLORIDA;
MY COMMISSION EXPIRES: MAR. 21, 1992;
BONDED THRU NOTARY PUBLIC UNDERWRITERS;

STATE OF Florida)
County of Polk) ss.

On this 26th day of August, 1991, before me,
Elaine Rhoades, a notary public for said State,
personally appeared ROBERT C. MARTIN and MONIE MARTIN, known or
identified to me to be the persons who executed the 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.

Elaine Rhoades
Notary Public
Residing at: Gaines City, FL.
My Commission Expires: _____

NOTARY PUBLIC, STATE OF FLORIDA
MY COMMISSION EXPIRES: MAR. 21, 1992
BONDED THRU NOTARY PUBLIC UNDERWRITERS

14933

LEGAL DESCRIPTION OF PROPERTY

New Owners/Claimants: Gerald D. Herrick and Kathryn S. Herrick

TRACT I: Township 11 North, Range 18 East, Boise Meridian,
Custer County, Idaho

Section 1: Lot 4

Section 2: Lots 1, 7 and 8

Township 12 North, Range 18 East, Boise Meridian,
Custer County, Idaho

Section 35: $SE\frac{1}{4}SE\frac{1}{4}$, $S\frac{1}{4}NW\frac{1}{4}$, $N\frac{1}{4}SW\frac{1}{4}$

Section 36: Lots 5 and 6

TRACT II: Township 11 North, Range 18 East, Boise Meridian,
Custer County, Idaho

Section 11: Lots 6 and 7

Section 14: $NW\frac{1}{4}NW\frac{1}{4}$, Lots 2, 3 and 4

18252

MICROFILMED

MAR 19 1993

SD-33

Last Name: ARIZONA

STATE

S	First	O	Water	Priority		Total	Use
E	Name	W	Right	Date	Source	Diversion	Code
L		N	No.				De

ARIZONA, N.A.

1ST INTERST.	C	A72-10378	06/01/1970	GROUNDWATER	9.000	01 IRR
1ST INTERST.	C	A72-10367	10/01/1960	GROUNDWATER	0.070	04 STOC
1ST INTERST.	C	A72-10372	10/01/1960	GROUNDWATER	0.070	43 DOMI
						04 STOC

(Enter=Continue)

(GOLD7=This Query)

(Menu ____)

MICROFILMED

MAR 19 1993

SD-0604-2 Township: 12N		Range: 18E		Section: 35		Tract:		Lot:	
S	L	Water	Name	O	S	Max #	Records		
E	O			W	T	Priority	Use		
L	Tract	Right No.	Last, First	N	AC	G	Date	Code	De
---	---	-----	-----	---	---	---	-----	---	---
---	NWSE	A72-00245	COWART, MILDRED M. (CAR	C	13	D	04/01/1884	01	IRR
---	SESE	A72-00246	GRAHAM, RICHARD	O					
---	SESE	A72-00246	GINI, ANDREA	O	7	D	04/01/1880	01	IRR
---	SESE	A72-00247	COWART, MILDRED M. (CAR	C					
---	SESE	A72-00247	GINI, ANDREA	O	7	D	04/01/1884	01	IRR
---	SESE	A72-10367	COWART, MILDRED M. (CAR	C					
---	SESE	A72-10367	ARIZONA, N.A., 1ST INT	C		J	10/01/1960	43	DOM
---	SESE	A72-10367	ARIZONA, N.A., 1ST INT	C		J	10/01/1960	04	STO
---	SESE	A72-10372	ARIZONA, N.A., 1ST INT	C		J	10/01/1960	43	DOM
---	SESE	A72-10372	ARIZONA, N.A., 1ST INT	C		J	10/01/1960	04	STO
---	SESE	A72-10372	ARIZONA, N.A., 1ST INT	C		J	10/01/1960	43	DOM
---								04	STO

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

MICROFILMED
MAR 19 1993

HOLLAND & HART
ATTORNEYS AT LAW

DENVER
DENVER TECH CENTER
COLORADO SPRINGS
ASPEN
BILLINGS
BOISE
CHEYENNE
JACKSON
WASHINGTON, D.C.

SUITE 1400
WEST ONE PLAZA
BOISE, IDAHO 83702-7714
MAILING ADDRESS
P.O. BOX 2527
BOISE, IDAHO 83701-2527

TELEPHONE (208) 342-5000
FACSIMILE (208) 343-8869

Murray D. Feldman

March 2, 1992

RECEIVED
MAR 3 1992

Department of Water Resources

Idaho Department of Water Resources
Statehouse Mail
Boise, ID 83720-9000

RECEIVED

MAR 03 1992

Department of Water Resources
Southern Region Office

Attn: Adjudication Bureau

Re: Notice of Change of Water Right Ownership

Dear Adjudication Bureau:

Enclosed please find two Notice of Change of Water Right Ownership forms covering Water Right Nos. A72-0244A, A72-0245, A72-00246, A72-00247, A72-02035, A72-04089, A72-04090, A72-07170, A72-10378, A72-10372, and A72-10367.

As indicated on the enclosed form, the new owners and claimants of these rights are Gerald and Kathryn Herrick by virtue of their purchase of the property to which the rights are appurtenant, as evidenced by the enclosed Warranty Deed.

Please contact me if you have any questions about these Notice of Change of Water Right Ownership forms.

Sincerely,

HOLLAND & HART

Murray D. Feldman
Murray D. Feldman

MDF:cd

Enclosures

cc: Mr. Gerald Herrick
Mr. Jed Morrison

MICROFILMED

MAR 19 1993

STATE

First
Name

Water
Right No.

Source

Use	Code	Des
-----	------	-----

ARIZONA, N.A.

1ST INTERST. C A72-10367

1ST INTERST. C A72-10372

(Enter=Continue)

MICROFILMED

SD-0604-2 Township: 12N Range: 18E Section: 35			Tract:		Lot:		
S	L	STATE	O	S	Max # Records		
E	O	Name	W	T	Priority	Use	
L	Tract T	Right No.	N	AC	G	Date	Code De
---	---	-----	---	---	---	---	---
---	NWSE	A72-00245	COWART, MILDRED M. (CAR	C	13	D	04/01/1884 01 IRF
---	SESE	A72-00246	GRAHAM, RICHARD	O	7	D	04/01/1880 01 IRF
---	SESE	A72-00247	COWART, MILDRED M. (CAR	C	7	D	04/01/1884 01 IRF
---	SESE	A72-10367	GINI, ANDREA	O			
---	SESE	A72-10367	COWART, MILDRED M. (CAR	C		J	10/01/1960 43 DOM
---	SESE	A72-10367	ARIZONA, N.A., 1ST INT	C		J	10/01/1960 04 STC
---	SESE	A72-10372	ARIZONA, N.A., 1ST INT	C		J	10/01/1960 43 DOM
---	SESE	A72-10372	ARIZONA, N.A., 1ST INT	C		J	10/01/1960 04 STC

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

MICROFILMED

MAR 19 1993

ACTION REQUIRED

FROM: Judy - Adj. Sec.

TO: Files: A72-0244A, A72-0245, A72-00246, A72-00247

A72-02035, A72-04089, A72-04090, A72-07170, A72-10378, A72-10372, A72-1036

March 10, 1992, I called Mr. Feldman concerning the above-referenced files for Change of Ownership. The Warranty Deed is not in the names of FIRST INTERSTATE BANK OF ARIZONA TRUSTEE OF MILDRED COWART TRUST signed by Mr. Jed Morrison. He said he would check into the matter and get back with me.

MICROFILMED

MAR 19 1993

HOLLAND & HART
ATTORNEYS AT LAW

DENVER
DENVER TECH CENTER
COLORADO SPRINGS
ASPEN
BILLINGS
BOISE
CHEYENNE
JACKSON
WASHINGTON, D. C.

SUITE 1400
WEST ONE PLAZA
BOISE, IDAHO 83702-7714
MAILING ADDRESS
P.O. BOX 2527
BOISE, IDAHO 83701-2527

TELEPHONE (208) 342-5000
FACSIMILE (208) 343-8869

Murray D. Feldman

March 10, 1992

RECEIVED

MAR 11 1992

DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

Idaho Department of Water Resources
Southern Region
2148 Fourth Avenue East
Twin Falls, ID 83301

Attn: Judy

Re: Notice of Change of Water Right Ownership for
Gerald and Kathryn Herrick

Dear Judy:

As discussed in our telephone conversation today, enclosed is a copy of a warranty deed documenting the transfer of the property currently owned by the Herricks from the Mildred M. Cowart Trust to Gerald and Sharon Martin, Barbara Curby, Doris Long, James Martin, and Monie and Robert Martin.

The Martins, et al., were the grantors listed on the warranty deed granting the Custer County property to the Herricks which was previously submitted to Water Resources as evidence of the change in water rights ownership for Water Right Nos. A72-02448, A72-0245, A72-00246, A72-00247, A72-02035, A72-04089, A72-04090, A72-07170, A72-10378, A72-10372, and A72-10367.

As we discussed, this should complete the documentation required to complete the change in ownership of the water rights for IDWR's records. Please let me know if you have any questions or need additional information.

Sincerely,

HOLLAND & HART

Murray D. Feldman

MDF:cd
Enclosure

MICROFILMED

MAR 19 1993

1944/11

MARTIN
JAMES
AND
ROBERT C. MARTIN

- * MARRIED AS JOINT TENANCY 1/5TH INTEREST
- AN UNMARRIED WOMAN 1/5TH INTEREST
- AN UNMARRIED WOMAN 1/5TH INTEREST
- AN UNMARRIED MAN 1/5TH INTEREST
- * MARRIED AS JOINT TENANCY 1/5TH INTEREST

* Attached are Acceptance of Joint Tenancy forms.

"EXHIBIT A"

MICROFILMED
MAR 19 1993

ACCEPTANCE OF JOINT TENANCY

STATE OF _____
County of _____ } ss.

Gerald Martin

and

each being duly sworn, upon oath, for himself or herself and jointly, but not one for the other, deposes and says:

THAT I am one of the Grantees, Mortgagees or Beneficiaries named in that certain _____ of

Distribution

(Type of instrument)

which is dated _____, 19____

executed by _____ First Interstate Bank of Arizona, Trustee of the _____

dated September 25, 1987

Gerald Martin and Sharon L. Martin

to

as joint tenants with right of survivorship and not as a community property estate and not as tenants in common, and which instrument conveys the following-described property:

Tract #1 (approximately 363.70 acres)

Township 11 North, Range 18 East, Boise Meridian, Custer County, Idaho.

Section 1: Lot 4.

Section 2: Lots 1, 7 and 8.

Township 12 North, Range 18 East, Boise Meridian, Custer County, Idaho.

Section 35: SE 1/4 SE 1/4, S 1/2 NW 1/4, N 1/2 NW 1/4

Section 36: Lots 5 and 6

Tract #2 (approximately 208.71 acres)

Township 11 North, Range 18 East, Boise Meridian, Custer County, Idaho

Section 11: Lots 6 and 7.

Section 14: NW 1/4 NW 1/4, Lots 2, 3, 4. with all appurtenances.

THAT each of us individually and jointly asserts and affirms that it is our intention to acquire any interest we may have in said premises and in any proceeds under the terms of said instrument as joint tenants with right of survivorship and not as a community property estate and not as tenants in common

Dated: Dec. 5th, 1989.

Gerald Martin
Gerald Martin

Sharon L. Martin
Sharon L. Martin

Subscribed, sworn to and acknowledged before me on
December 5th, 1989, by
Gerald Martin
and Sharon L. Martin

William S. Hendon
My commission will expire: MAR 19 1993

ACCEPTANCE OF JOINT TENANCY

STATE OF _____
County of _____ ss.

Nonie Martin

Robert C. Martin

and

each being duly sworn, upon oath, for himself or herself and jointly, but not one for the other, deposes and says:

THAT I am one of the Grantees, Mortgagees or Beneficiaries named in that certain _____ deed and instrument
of Distribution _____ which is dated _____, 19⁸⁹
(type of instrument)
executed by _____ First Interstate Bank of Arizona, Trustee of the Robert C. Martin Trust

dated September 25, 1987

to

Nonie Martin and Robert C. Martin

as joint tenants with right of survivorship and not as a community property estate and not as tenants in common, and

which instrument conveys the following-described property:

Tract #1 (approximately 363.70 acres)
Township 11 North, Range 18 East, Boise Meridian, Blaine County, Idaho.
Section 1: Lot 4
Section 2: Lots 1, 7, and 8
Township 12 North, Range 18 East, Boise Meridian, Blaine County, Idaho.
Section 35: SE 1/4 SE 1/4, S 1/4 NW 1/4, N 1/4 SW 1/4
Section 36: Lots 5 and 6.

Tract #2 (approximately 208.71 acres)
Township 11 North, Range 18 East, Boise Meridian, Blaine County, Idaho.
Section 11: Lots 6 and 7.
Section 14: NW 1/4 NW 1/4, Lots 2, 3, 4.
With all appurtenances.

THAT each of us individually and jointly asserts and affirms that it is our intention to acquire any interest we may have

in said premises and in any proceeds under the terms of said instrument as joint tenants with right of survivorship and

not as a community property estate and not as tenants in common.

Dated: Dec. 5th, 1989

Nonie Martin
Nonie Martin

Robert C. Martin
Robert C. Martin

Subscribed, sworn to and acknowledged before me on
December 5th, 1989, by
Nonie Martin
and Robert C. Martin

[Signature]
Notary Public

My commission will expire: MAR 19 1993

1944
I hereby certify that this instrument was filed and recorded
and indexed in DEEDS

Witness my hand and official seal.

County Recorder

Deputy Recorder

Compared
Photostatic
Fee:

Idaho, As. 85762

781-002/RE1004776

SPECIAL

WARRANTY DEED

For the consideration of Ten Dollars, and other valuable considerations, First Interstate Bank of Arizona, N.A.,
Trustee of the Mildred M. Cowart Trust dated September 25, 1987.

do hereby state the Grantor, together one or more than one, conveys to

SEE ATTACHED "EXHIBIT A"

the following real property situated in Custer
County, Idaho, together with all rights and privileges

Idaho, together with all rights and privileges

RECEIVED

MAR 12 1990

Department of Water Resources
Southern Region Office

Tract #1 (approximately 363.70 acres)

Township 11 North Range 18 East, Boise Meridian, Custer County, Idaho.

Section 1: Lot 4.

Section 2: Lots 1, 7 and 8

Township 12 North Range 18 East, Boise Meridian, Custer County, Idaho.

Section 35: SE 1/4 SE 1/4, S 1/2 NW 1/4, N 1/2 SW 1/4

Section 36: Lots 5 and 6.

Tract #2 (Approximately 208.71 acres)

Township 11 North, Range 18 East, Boise Meridian, Custer County, Idaho.

Section 11: Lots 6 and 7.

Section 14: NW 1/4 NW 1/4, Lots 2, 3, 4

with all appurtenances.

STATE OF IDAHO
COUNTY OF CUSTER

194411-
This instrument was filed for record
at the request of First Interstate Bank
at 1:50 o'clock P.M. June 16, 1990
and duly filed and indexed in the Records of Custer
County

ETHEL M. PECK

Ex-Officio Recorder

By Ethel M. Peck Deputy

Fees 12.00

Subject to current taxes and other assessments, reservations in patents and all easements, rights of way, encumbrances,
liens, covenants, conditions, restrictions, obligations, and liabilities as may appear of record, Grantor warrants the title
only, as to the acts of the Grantor herein.

Dated this 5 day of JANUARY, 1990 First Interstate Bank of Arizona, N. A. as Trustee

By Jed Morrison
Jed Morrison, Trust Officer

By Thomas Richey
Thomas Richey, Trust Officer

STATE OF ARIZONA)
Pima) ss
County of XXXXXX)

On this the 5 day of January, 1990, before me, the undersigned officer
personally appeared Jed Morrison and

Thomas Richey, who acknowledged themselves to be Trust
Officer and Trust Officer of FIRST INTERSTATE BANK

ARIZONA, N.A., a national banking association, and as such officers being authorized so to do, executed the
foregoing instrument for the purpose therein contained, by signing the name of the association.

RECORDED
MAR 19 1993



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

12-Mar-1992 09:31

GERALD D. HERRICK
KATHRYN S. HERRICK
2170 GOSSAMER LN.
BOISE ID 83706

Re: Ownership Change for Adjudication Claim NO.(S): A72-10378,
A72-10372, A72-10367 & A72-0244A, A72-00245, A72-00246,
A72-00247, A72-2035, A72-04089, A72-04090, A72-07170

Dear Claimant(s):

Pursuant to 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 the computer record of the claim(s) noting the change in claimant.

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

Sincerely,

Judy Givens
Adjudication Secretary

/jg

Enclosures

MICROFILMED
MAR 19 1993

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A72-10372
Date Received: 1/04/1990
Receipt No: S010832
Received By: B. V. J.

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: 1ST INTERST.BANK OF ARIZONA, N.A. 602-792-5175
Address: TRUSTEE OF
MILDRED (CARLISLE)COWART TRUST
P.O. BOX 350
TUCSON, AZ 85702

2. Date of Priority: OCT 01, 1960

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
12N	18E	35	SE	SE	SE		CUSTER

5. Description of diverting works:
WELL AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		
STOCKWATER	01/01	12/31	0.070		

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/1 HOUSE S/200 COWS

A72-10372

Page 1

Date: 01/04/90

MICROFILMED
MAR 19 1993

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
12N	18E	35	SE	SE		DOMEST	
			SE	SE		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:
A NEARBY HOME HAS ALSO FILED A CLAIM ON THIS WELL. A72-10367

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 _____

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

Identification No. A72-10372 MHDate Received 1-2-89 1990Receipt Number 5010832

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

JAN 2 1990

Department of Water Resources
Southern Region (C-13)

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) First Interstate Bank of Arizona N.A. as Trustee of the Mildred M. (Carlisle) Court Trust Phone (602) 792-5175Mailing Address P.O. Box 350, Tucson, Arizona Zip 857022. Date of Priority (Only one per claim) 10/1/60 (est.) Month/Day/Year3. Source of water supply (Check one) ☒ Groundwater or Other () (a) _____
which is tributary to (b) _____ Name or kind of source4. Location of point of diversion is: Township 12 N Range 18 E
Section 35 SE 1/4 of SE 1/4 of SE 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. _____

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)
For Domestic (Mobile home) purposes from Yearlong to _____ amount _____ (cfs)
For Stockwater purposes from Yearlong to _____ amount _____
(Both dates are inclusive)

7. Total quantity claimed _____ (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) 8 people / 200 cows

MICROFILMED

MAR 19 1993

10. Place of use is: Township: 12N Range 18E
Section 35, SE 1/4 of SE 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: _____

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) _____ Date _____

_____ Date _____

For Organizations: I do solemnly swear or affirm that I am Jed Morrison, Trust Officer
of First Interstate Bank of Arizona, N.A., as Trustee, that I have signed the foregoing
document in the space below as Trust Officer of First Interstate Bank of Arizona, N.A., as Trustee
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Jed Morrison, T.O. Date 12/21/89
Title and Organization Trust Officer, First Interstate Bank of Arizona, N.A., as Trust

State of Idaho/or Arizona)

County of Pima)

SS.

NOTARIZATION REQUIRED FOR EACH CLAIM

Subscribed and sworn (or affirmed) before me this 26 day of December 19 89

SEAL

Notary Public Elna B Edwards

Residing at 227 S. Bella Vista, Tucson, Az. 85745

My Commission Expires My Commission Expires Oct. 31, 1993

Last Name Jed Morrison

Ident No. First Interstate Bank, of Az., N.A., Trust of
Copies: White-State, Yellow-Claimant

MICROFILMED

MAR 19 1993



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

Jan. 9, 1990

1ST INTERST BANK OF ARIZONA NA
TRUSTEE OF
MILDRED (CARLISLE) COWART TRUST
P O BOX 350
TUCSON AZ 85702

Dear Claimant(s):

A72-00244A
A72-00245
A72-00246
Re: A72-00247
A72-02035
A72-04089
A72-04090
A72-07170
A72-10367
A72-10372
A72-10378

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,

Judy Givens
Adjudication Secretary

/jg

Enclosures:

MICROFILMED

MAR 19 1993

