



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

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

March 3, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

37-13406
MARGARET JANE FOGWELL
PO BOX 1359
KETCHUM ID 83340

RE: Domestic and/or Stockwater Rights in Reporting Area 16, Basin 37
Snake River Basin Adjudication (SRBA)

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 basin 37 (the Big Wood River drainage area). 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 basin 37 will be recommended in a later process.

Note that you have 180 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 county courthouses in Hailey, Fairfield, Gooding, Shoshone, Mountain Home, 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 as recommended after the 180-day objection period. 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,

Karl J. Dreher
Director

Enclosures

AJ5855NP
6036

IDAHO DEPARTMENT OF WATER RESOURCES
INDIVIDUAL LISTING FROM DIRECTOR'S REPORT
OF WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: March 3, 1999
PAGE: 1

RIGHT NUMBER: 37-13406

NAME AND ADDRESS: MARGARET JANE FOGWELL
PO BOX 1359
KETCHUM ID 83340

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

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

PRIORITY-DATE: 06/30/1974

POINT OF DIVERSION T05N R17E S36 SENENW Within BLAINE County

PURPOSE AND

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

PLACE OF USE: DOMESTIC Within BLAINE County
T05N R17E S36 NENW

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. RP003600000110A

NOTICE OF DIRECTOR'S REPORT REPORTING AREA 16, BASIN 37 FOR SMALL DOMESTIC AND STOCK WATER RIGHTS

INTRODUCTION

This is the Idaho Department of Water Resources' (IDWR) Director's Report for your small domestic and/or stock water right claimed in the Snake River Basin Adjudication (SRBA). The quantity allowed for each small domestic or stock water right is up to 13,000 gallons per day. An additional Director's Report for irrigation and all other state law based claims in your reporting area will be filed with the court at a later date.

IDWR is providing individual reports like this one to all claimants of small domestic and stock water rights in your area. A complete copy of the Director's Report, listing all of these small domestic and stock water rights claimed under both state and federal law, is available at the SRBA courthouse in Twin Falls and the locations listed on the third page of this notice. Copies of the report can be made, but you may be charged for copying and mailing.

The following instructions and definitions are designed to help you understand this report.

INSTRUCTIONS FOR REVIEWING YOUR OWN WATER RIGHT

The description of your right which is enclosed is only the Director's recommendation to the SRBA Court on your water right. The Court will decide how it will decree your water right. You are free to agree or disagree with the Director's recommendation. If you agree with the Director's recommendation you do not need to do anything, pending further notice as described below. If you disagree with the Director's recommendation, you need to file an objection as described below.

INSTRUCTIONS FOR REVIEWING THE WATER RIGHTS OF OTHERS

The complete Director's Report contains recommendations to the SRBA Court on your water right and all other small domestic and stock water rights in your area. The Court will decide how it will decree all water rights. The Director's recommendations in the full report are listed in two sections of the report:

- 1) **List of Recommended Water Rights** -- Water right recommendations are listed alphabetically by source and then chronologically by priority date within each source.
- 2) **List of Claims Recommended to Be Disallowed** -- Water rights recommended to be disallowed are listed numerically by water right number. A short statement of the reason for IDWR's recommendation for disallowance is provided.

Also included in the complete Director's Report are descriptions of the United States' claims for domestic and stockwater under federal law. The Director does not investigate these claims and

makes no recommendation whether they should be granted or not. Sometimes the United States claims one right under both federal and state law. These are called "dual based" claims.

If you want to review someone else's water right you need to look at the complete Director's Report, which is available at the SRBA courthouse in Twin Falls and the locations listed on the third page of this notice. Copies of the report can be made, but you may be charged for copying and mailing.

INSTRUCTIONS FOR TAKING A WATER RIGHT CLAIM TO COURT

What do I do if I disagree with a recommendation or a federal water right claim?

If you disagree with any element of the recommendation for your water right or anyone else's water right and want to be heard in court, file an objection with the SRBA Court. Objections must be made on the standard objection form available from any IDWR office or from the SRBA Court.

Your objection must be received by the SRBA Court on or before **September 10, 1999**.

What do I do if someone else objects to my water right recommendation?

If someone files an objection to your water right, or anyone else's water right, you may file a response to that objection. Responses to objections must be made on the standard response form available from any IDWR office or from the SRBA Court.

Your response must be received by the SRBA Court on or before **January 10, 2000**.

What do I do if I want to participate in the court case on someone else's water right?

If you want to be involved in the court case on any water right in the Director's Report, you must file either an objection or a response by the dates listed above.

What happens if there are no objections to a water right?

After the deadline for filing objections, IDWR will file a list of all water right recommendations with no objections. The SRBA Court will hear the uncontested recommendations on **November 12, 1999**, at 10:00 A.M. at the SRBA Courthouse. Partial decrees will be issued following this hearing.

How will I know about the proceedings on water right recommendations to which objections were filed?

A notice will be mailed to you for court dates on your water right or for those where you filed an objection or a response. You will not receive notice of court dates on any other water right recommendations. Additional information regarding domestic and stockwater claims in your area can be found on the SRBA Web Site at www.srba.state.id.us.

Note: The SRBA Court publishes a monthly Docket Sheet listing all objections and responses filed. It does not list court dates for individual water right cases, but provides general information helpful to all participants in the SRBA. The Docket Sheet is available at your county courthouse and all IDWR offices, or you may subscribe by contacting the SRBA Court or IDWR. The annual subscription fee is \$7.50. The Docket Sheet is also available on the SRBA Web Site at www.srba.state.id.us.

CHANGES OF ADDRESS OR OWNERSHIP DURING THE SRBA COURT CASE

You must contact your regional IDWR office with your address change or if the ownership of your water right changes. Failure to notify IDWR may result in the loss of your water rights.

ADDITIONAL INFORMATION

If you have questions about the SRBA, public information brochures are available at any IDWR office. Maps and aerial photography of this reporting area, as well as assistance in using the maps and the photography, are available at the IDWR southern region office in Twin Falls. You are also welcome to call IDWR at any of its offices or the SRBA Court. You may also want to consider contacting an attorney to assist you.

**Snake River Basin Adjudication
District Court**
253 Third Avenue North.
P.O Box 2707
Twin Falls, Idaho 83303-2707
(208) 736-3011

Idaho Department of Water Resources
1301 North Orchard
Box 83720
Boise, Idaho 83720-0098
(208) 327-7906
(800) 451-4129

**Idaho Department of Water Resources
Western Region**
2735 Airport Way
Boise, Idaho 83705-5082
(208) 334-2190

**Idaho Department of Water Resources
Northern Region**
1910 Northwest Blvd., Suite 210
Coeur d'Alene, ID 83814-2615
(208) 765-1450

**Idaho Department of Water Resources
Southern Region**
1341 Fillmore, Suite 200
Twin Falls, Idaho 83301-3380
(208) 736-3033

**Idaho Department of Water Resources
Eastern Region**
900 North Skyline, Suite A
Idaho Falls, Idaho 83402-3653
(208) 525-7161

Blaine County Courthouse
1st & Croy St.
Hailey, ID 83333
(208) 788-5525

Camas County Courthouse
501 Solider Rd.
Fairfield, ID 83327
(208) 764-2242

Gooding County Courthouse
624 Main St.
Gooding, ID 83330
(208) 934-4221

Lincoln County Courthouse
111 W. B St.
Shoshone, ID 83352
(208) 886-7641

Elmore County Courthouse
150 S. 4th E.
Mountain Home, ID 83647
(208) 587-2131

DEFINITIONS OF THE ELEMENTS OF YOUR WATER RIGHT

RIGHT NUMBER: Your water right is identified by a number assigned by IDWR. The first two digits identify IDWR's administrative basin number, for example, 37.

NAME AND ADDRESS: Your name and address should appear here. IDWR will use the most recent name and address in their records for the water right.

SOURCE: The name and/or type of the source where you divert your water. For example: "groundwater," "unnamed spring," "Common Creek."

QUANTITY: The amount of water recommended in either cubic feet per second (cfs) and/or the volume of water in acre feet per year (AFY). Each of these small domestic and/or stock water claims is not to exceed 13,000 gallons per day.

PRIORITY DATE: The date used to determine the priority of your right in relation to other rights using water from the same source.

POINT OF DIVERSION: The legal location where you divert water from its source; generally described as 1/4 1/4 sections down to a 40-acre tract, or smaller. Other legal descriptions that might be used are: government lots, block, subdivision, parcel numbers, townsite names, mining claim information, homestead entry surveys and other survey information.

Legal locations for instream flow claims are marked with a beginning point and an ending point.

PURPOSE OF USE: This report only deals with claims for small domestic and/or stock water uses, such as yours.

"Domestic right" means a right to the use of water for homes, organization camps, public campgrounds, livestock, and for any other purpose in connection with these uses, including irrigation of up to one-half acre of land.

"Stock water right" means a right to the use of water solely for livestock or wildlife.

PERIOD OF USE: The period of time during the year when you can use the water for your right.

PLACE OF USE: The legal location where you use your water right; generally described as 1/4 1/4 sections down to a 40-acre tract. Other legal descriptions that might be used are: government lots, block, subdivision, parcel numbers, townsite names, mining claim information, homestead entry surveys and other survey information.

BASIS OF CLAIM: The method that was used to establish your claim. Examples include prior decree, posted notice, beneficial use (historical) method, license, permit.

DUAL BASED CLAIMS: In some cases, the federal government has claimed one right under two theories: a state basis and a federal law basis. Both theories will be reported on one form for that single water right. In most cases, the priority dates are different and will be listed separately. The federal law basis is separately indicated in a box such as this:

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*****
*                                     *
*                                     *
*                                     *
*****
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IDWR does not investigate or make recommendations regarding federal law based claims.

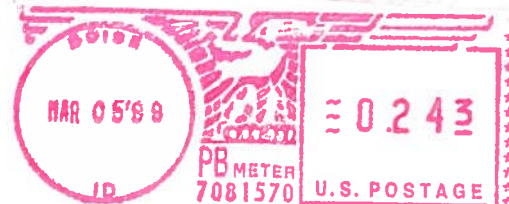
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098



ADDRESS SERVICE
REQUESTED

UNDELIVERABLE
AS ADDRESSED
FORWARDING
ORDER EXPIRED

PRESORTED
FIRST CLASS



IMPORTANT WATER RIGHT INFORMATION

LOE

RECEIVED

MAR 10 1999

Department of Water Resources

AJ5856NP

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

DATE: OCT-24-1997

PAGE: A-1706

RIGHT NUMBER: 37-13406

NAME & ADDRESS: MARGARET JANE FOGWELL
BOX 1359
KETCHUM ID 83340

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 06/30/1974

POINT OF DIVERSION: T05N R17E S36 SENENW Within BLAINE County

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

PLACE OF USE: DOMESTIC Within BLAINE County
T05N R17E S36 NENW

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

PARCEL NO. RP003600000110A

PROPERTY ALSO KNOWN AS LOT 11, BLOCK 3, LAKE CREEK SUB,
PROPERTY ALSO KNOWN AS 12 LAKE CR DR

Classified by: _____

Date: _____

D7-29-98

MH
11-3

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: A37-13406
Date Received: 5/30/1989
Receipt No: C007126
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MARGARET JANE FOGWELL 208-726-4718
Address: BOX 1359
KETCHUM, ID 83340

2. Date of Priority: JUN 30, 1974

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	17E	36	SE	NE	NW		BLAINE

5. Description of diverting works:
1 HP PUMP; 6" X 60'

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:
DOMESTIC - 1 HOUSEHOLD

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	17E	36	NE	NW		DOMEST	

11. Place of use in counties: BLAINE

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 _____

CLAIMANT'S NAME: Margaret Fogwell DATE: 1/25/91

COUNTY: Blaine

EMPLOYEE: Marci Sterling

Ms. Fogwell bought the property after the filing deadline for

Blaine County, so no late fee should be charged according

to ^{Adj.} Memo #2. Data-entry is complete.

MICROFILMED
MAR 01 1993



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

December 20, 1990

Margaret Fogwell
P.O. Box 1359
Ketchum, Idaho 83340

RE: Snake River Basin Adjudication (SRBA)
Blaine County - #A37-12427

Dear Ms. Fogwell:

We are writing in reference to the Notice of Claim to a water right which you submitted in April of 1989.

The previous owner of the property described on your claim, Robert S. Wright, submitted a Notice of Claim on January 3, 1989. The required information and fees were received at that time and the claim, #A37-12427, was processed.

Because we have not received a Change of Ownership form from you, the claim still lists Robert Wright as the current owner. If you wish to have this changed, please complete and return the Change of Ownership form which we are sending you. Because we have a copy of the warranty deed in our files, there is no need to provide proof of ownership.

We recently discovered that the legal description which Mr. Wright gave for place of use, does not match the legal description you listed on your claim, nor does it agree with the property description given on the warranty deed which you sent to us. In order to have his apparent error corrected, we would ask that you obtain Mr. Wright's signature on the Change of Ownership form.

If you return the Change of Ownership form to our office with the required information, we will change the claim to indicate that you are now the owner of the property. If this is done, the claim and filing fees which you sent will not be necessary. To obtain a refund of your filing fees, please sign the Request For Withdrawal Of Claim and return it to this office.

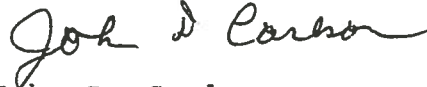
MICROFILMED

1993

Margaret Fogwell
December 20, 1990
Page 2 - Blaine County

Please do not hesitate to contact any office of the
Department, if you have any questions or concerns.

Yours truly,



John D. Carlson
Adjudication Supervisor

JDC:MS:sf:state:tf

Enclosures:

Change of Ownership

Request For Withdrawal Of Claim

MICROFILMED
MAR 01 1993

INTER-DEPARTMENT MEMO — 1

FROM

Danni Smith

DATE

12-12-90

TO

MICROFILMED

MAR 01 1993

SUBJECT

Blaine County, # A37-12427

Original filing by Robt. Wright still active.

No response from Margret. Foguell re: change of ownership.

* Recommend — refund to Foguell on receipt. # C007126
for \$25.00 & file this correspondence in
permanant file at Region



SIGNATURE

RECEIPT IS FROM THE STATE FILE
Idaho Department of Water Resources
Receipt Entry

Date: 12/12/90
Time: 10:57:00

Receipt No: C007126 AR No: _____ Date: 05/31/1989 Payoff Part of Acct? N
From: FOGWELL, MARGARET _____ Payment Type: CK CHECK Doc No: 1033 ____
Remarks: _____

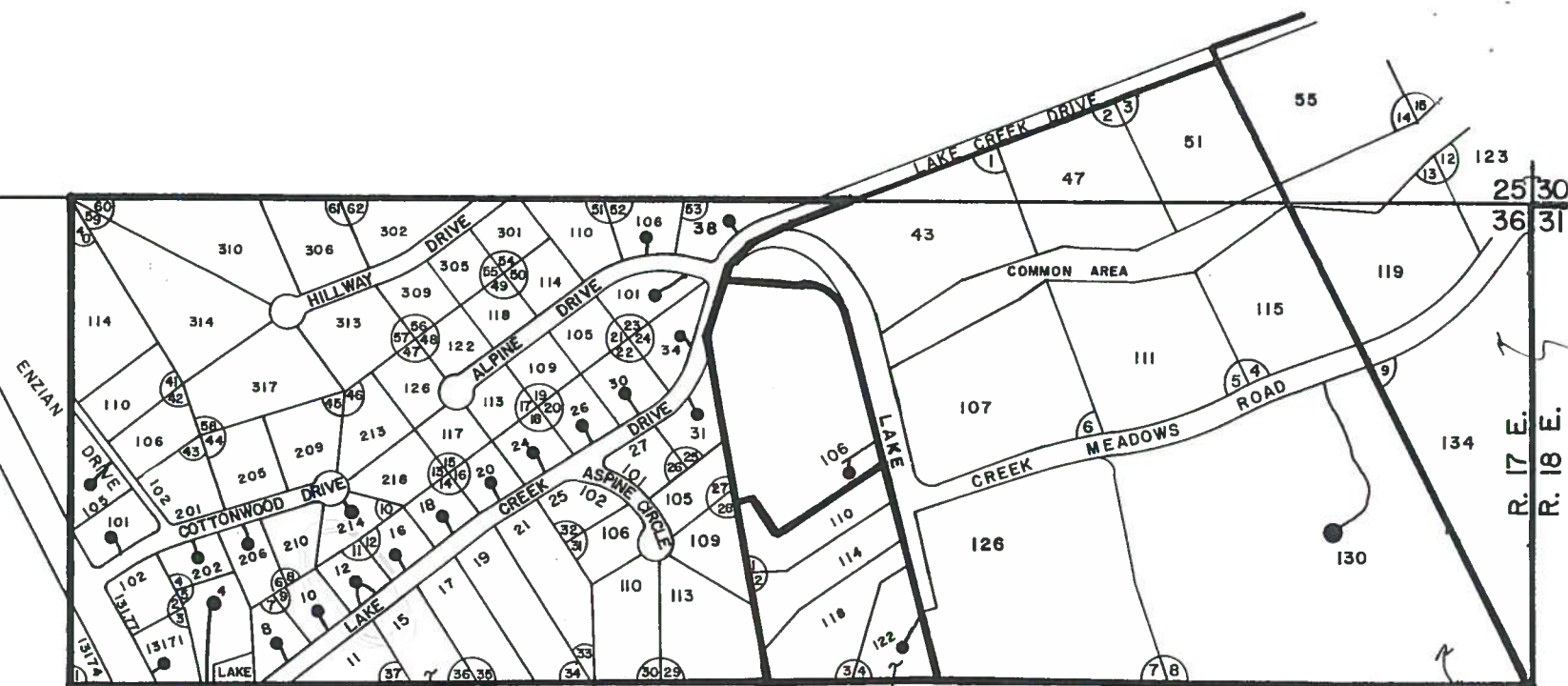
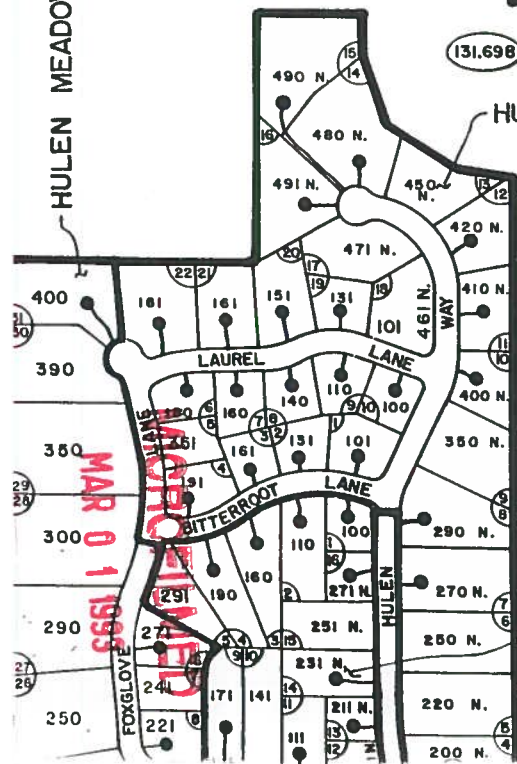
Description	Program	Acct	Class	Amount
ADJUDICATION FEE	410162	9337	6490	25.00
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Total Amount:				25.00

(ENTER=INQ) (GOLD1=ADD/PRINT) (GOLD2=CHANGE) (GOLD3=VOID) (GOLD5=LASER PRINT)
(GOLD6=PRINT 2ND COPY) (GOLD7=ENTER WR NOS) (GOLD8=CANCEL) (Menu_____)

MICROFILMED
MAR 0 1 1993

25
36

HULEN MEADOWS NO. 4 SUBDIVISION



HULEN MEADOWS NO. 2 SUBDIVISION

HULEN MEADOWS NO. 6 SUBDIVISION

T. 5 N.



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

*10/26/90
+ ext. (see attached)
+ refund
+ in db
A37-12427 still shows
prior owner.*

June 16, 1989

Margaret Fogwell
Box 1359
Ketchum Idaho 83340

Dear Mrs. Fogwell:

Thank you for your letter received in this office on May 30, 1989 regarding the Snake River Basin Adjudication.

After researching the matter described in your letter I was able to locate the original Notice of Claim to a water right in Blaine County filed by Mr. Robert S. Wright on January 3, 1989. The identification number on the claim is A37-12427 with a receipt #S005590. Attached is a copy of this claim, would you please review and verify that this claim corresponds with your recently purchased property and water right.

If this indeed is the original filing to your water right, please return to this office along with a letter and proof of purchase documentation, so we can do a change of ownership on this claim. Also, to obtain a refund of \$25.00 for receipt #C007126, please complete the attached "Request for Refund" form which will also withdraw the Notice of Claim to a water right that you submitted with your letter. Your original Notice of Claim and Request for Extension will be kept in our correspondence file in this office.

Thank you for your cooperation in this matter. If you have any further questions regarding this matter, please contact this office.

Yours truly,

Danni Smith

Danni Smith
Adjudication Records Mgr.

Enclosures:

Claim #A37-12427
Receipt #C007126
Request for Refund

MICROFILMED
MAR 01 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: A37-12427
Date Received: 1/03/1989
Receipt No: S005590
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ROBERT S. WRIGHT 208-726-4785
Address: 12 LAKE CREEK DR. BOX 2044
KETCHUM, ID 83340

2. Date of Priority: JUN 30, 1974

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	18E	19	NW	SE			BLAINE

5. Description of diverting works:
60'X6" WELL

6. Water is used for the following purposes:

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

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum

9. Non-irrigation uses:
D/1 HOUSE

COPY

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	18E	19	NW	SE		DOMEST	

11. Place of use in counties: BLAINE

A37-12427

Page 1

Date: 05/31/89

MICROFILMED
MAR 01 1993

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 _____

RECEIVED

MAY 30 1989

Margaret Fogwell
Box 1359
Ketchum, Idaho 83340
726-4718

Department of Water Resources

Dear Mr. Shaw,

I am requesting an extension to file an adjudication claim beyond the 90 days allowed because when I purchased my house on January 13, 1989 (notice copy of warranty deed attached to application), it was my understanding that the previous owners had already filed for the water rights. In fact it was part of our agreement that the claim be made, and I was furnished with the attached copy of his application ass assurance that the calim was indeed made.

After settling into the house I set out to change the name on the claim and discovered that there was no record of the claim - meaning either that the claim was lost or was never made in the first place. I strongly suggest it was the latter, since the former owner probably saw no reason to pay money for a claim he was about to give up.

I did receive notice of the deadline extension, but believing all was taken care of, I unfortunately disregarded it. Had I known he had not filed the claim, I would have been able to file within the extended deadline, but thinking all was taken care of, I didn't even rush into changing the name.

I am asking you to please waive the extra \$50 fee I would now need to pay due to the seller's dishonesty. He has left the state and I have little chance of being reimbursed.

If there is any other documentation or information I can provide for you to help you in your decision, please write or call me at the above address.

Thank you for your consideration.

Sincerely,

Margaret Fogwell

Margaret Fogwell

Dave - I found &
ran this copy. Do
you want a letter
or let Don refund
& respond?

Danne

MICROFILMED

MAR 01 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

Identification No. A37-13406
Date Received 5/30/89
Receipt Number C007126

NOTICE OF CLAIM
TO A
WATER RIGHT

RECEIVED
MAY 30 1989

RECEIVED
APR 24 1989

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

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

Department of Water Resources
Southern Region Office

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) MARGARET JANE FOGWELL Phone (208) 726-4718

Mailing Address Box 1359, Ketchum, ID Zip 83340

2. Date of Priority (Only one per claim) 6/30/74 Month/Day/Year

3. Source of water supply (Check one) ☒ Groundwater or Other () (a) _____

Name or kind of source

which is tributary to (b) _____

4. Location of point of diversion is: Township 5N Range 17E

Section 36 SE 1/4 of NE 1/4 of NW 1/4, Govt. Lot _____, BM.,

County of BLAINE

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. 1 HP PUMP; 6" x 60'

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

For DOMESTIC purposes from JAN 1 ^{Month/Day} to DEC 31 ^{Month/Day} amount .04 ^(cfs)

(Both dates are inclusive)

For _____ purposes from _____ to _____ amount _____

7. Total quantity claimed .04 (cfs)

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) DOMESTIC - 1 HOUSEHOLD

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MAR 01 1993

10. Place of use is: Township: 5N Range 17E
Section 36, NE 1/4 of NW 1/4, Govt. Lot _____, B.M.,

County of BLAINE 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? BLAINE

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 ()

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)

Number of Attachments 1 (DEED)

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

Signature of Claimant (s) Margaret Jane Fogwell Date 4/4/89

Date _____

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

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

Signature of Authorized Agent _____ Date _____

Title and Organization _____

State of Idaho/or _____)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this 6th day of April 1989

SEAL

Notary Public B. J. Fogwell

Residing at Blaine County

My Commission Expires 12/12/93

Last Name FOGWELL Ident No. _____

Copies: White-State, Yellow-Claimant

WARRANTY DEED

For Value Received

ROBERT WRIGHT and DEBORAH WRIGHT, husband and wife
 Hereinafter called the grantor, hereby grants, bargains, sells and conveys unto

MARGARET JANE FOGWELL, an unmarried woman
 whose address is: P.O. Box 1359, Ketchikan, ID 83340

Hereinafter called the grantee, the following described premises, in Blaine County, Idaho,
 to-wit:

Lot 11, Block 3, LAKE CREEK SUBDIVISION, Blaine County, Idaho,
 according to the official plat thereof recorded in Book 1 of Plats,
 page 17, records of Blaine County, Idaho.

Subject to Easements, Restrictions and Encumbrances of record.

302267
 Santiago Title Co., Inc.
 BLAINE CO. REQUEST
 OF: Deed
 89 JUN 13 PM 9 03
 MARY GREEN, CLERK
 FEES \$ 3.00

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee
 and to the Grantee's heirs and assigns forever. And the said Grantor does hereby
 covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises;
 that they are free from all incumbrances except as described above and that Grantor will warrant
 and defend the same from all lawful claims whatsoever.

Dated:

Robert Wright

Deborah Wright

STATE OF IDAHO

COUNTY OF BLAINE

STATE OF IDAHO COUNTY OF

MICROFILMED

MAR 01 1993

Date Received

RECEIVED
MAY 30 1989

State of Idaho
Department of Water Resources

REQUEST FOR EXTENSION OF TIME
TO FILE ADJUDICATION CLAIM(S)

Department of Water Resources

The Idaho Department of Water Resources will consider this form as a request that the claimant be granted an additional period of time in which to file claim(s) beyond the 90 days allowed by Section 42-1409(10), Idaho Code.

Margaret Jane Fogwell
Name of Claimant

P.O. Box 1359
Post Office Address

Ketchum, Idaho 83340
City, State, Zip Code

Blaine
County(s) where Place of Use is located

10/26/1988
Date Claim Originally Due

Identify water right(s) for which extension is requested
State reason(s) why an extension of time is requested:

see attached note -

Claimant requests an extension to 31, 1989.

Margaret Fogwell
signature

owner
Title

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

The above request for extension of time is hereby
_____ granted _____ denied,
and the filing deadline extended to _____, 19____.

Signed this _____ day of _____, 19____.

Director or his designated agent

MICROFILMED

MAY 8 1993

WATER RIGHT NUMBER - A37-13406

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (D) NUMBER -

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

+ - FIRST NAME - - +

+ - - - - ADDRESS - - - - - +

*** C - CURRENT OWNER ***
FOGWELL

MARGARET JANE

1 - BOX 1359

2 -

3 -

CITY- KETCHUM

STATE- ID ZIP- 83340

PHONE - 208-726-4718

+ - - PRIORITY DATE - - +
06/30/1974

+ - - - REGION - - - +
17 SOUTHERN

+ - - - STAGE - - - +
J - BENEFICIAL USE

+ - - - STATUS - - - - +

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

+ - - - - TRIBUTARY - - - - - +

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

05N 17E 36 SE NE NW (13) BLAINE

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

43 - DOMESTIC 01/01 12/31 0.040

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

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

05N 17E 36 NE NW 43 DOMESTIC (13) BLAINE

+ - - DIVERSION MEANS - 1 HP PUMP; 6" X 60'

+ - - NON-IRRIGATION USE - DOMESTIC - 1 HOUSEHOLD

+ - - OTHER RIGHTS FOR SAME USE - NONE

12 Lake Cr. Dr.

+ - - - - REMARKS - - - - - +
Lot 11 Blk 3 Lake Creek Sub NO REMARKS FOUND.

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

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

+ - - - - DECREE PLAINTIFF - - - +

+ - - - - DECREE DEFENDANT - - - +

+ - DECREE DATE - +
00/00/0000

+ - - AUDIT FIELDS - 01/25/91 STERLING

MICROFILMED
NOV 29 1996

PREFIX TRANSLATION: ADJUDICATION CLAIM

[illegible]

RP003600000110A

DATA ENTRY
ENTERED 10-31-93 RS
CHECKED 2/4/94 AD

"Verified By"

Topo Map/Ortho-PQ
ASCS Map
Watermaster Records
NAPP Photos
Field Exam
Other (See Remarks)
☒ County Records
Witness Statement
Project Records
IDWR Records

PROOF
JAN 07 1992

VERIFIED
FEB 16 1992

CERTIFIED
FEB 27 1992
WATER EXAMINER