

02/26/2001

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

RIGHT NUMBER: 37-13405

NAME AND ADDRESS: CLYDE L MOLYNEUX
TERESA MOLYNEUX
PO BOX 174
HAILEY, ID 83333

SOURCE: GROUND WATER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 12/31/1940

POINT OF DIVERSION: T01S R22E S18 LOT 4 NESWSW Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	1-01 12-31	0.04 CFS
DOMESTIC	1-01 12-31	0.02 CFS

PLACE OF USE:

STOCKWATER Within BLAINE County
T01S R22E S18 LOT 4 SWSW
DOMESTIC Within BLAINE County
T01S R22E S18 LOT 4 SWSW

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.

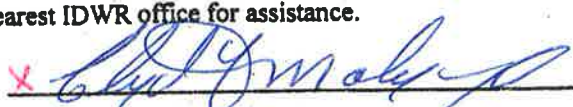
EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

PARCEL NO. 01S220185410A STOCKWATER, 3 HORSES

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.

RECEIVED
FEB 23 2001
Department of Water Resources
Snake River Region

1. Water Right or Adjudication Claim No(s): 37-13405
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 John + Kristy Molyneux
Rt 1, Box 190 Bellevue ID 83313
4. New Owner/Claimant(s) Clyde Molyneux Teresa Molyneux
Name Connector (Check one): ☒ and, ☐ or, ☐ and/or
New Mailing Address P.O. Box 174
City, State and ZIP Code Hailey ID 83333
New Telephone Number (208) 788-4060
5. Date you acquired the property 12-18-00
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) 

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.

copy

QUITCLAIM DEED

For Value Received John I. Molyneux and Kristy M. Molyneux, husband and wife, hereinafter called the Grantor, do hereby convey, release, remise and forever quit claim unto Clyde L. Molyneux and Teresa L. Molyneux, husband and wife, whose address is P.O. Box 174, Hailey, Idaho 83333, hereinafter called the Grantee, the following described premises situated in Blaine County, ID, to-wit:

all of the Grantor's interest in and to the property described in Exhibit "a" Attached.

together with their appurtenances.

Instrument # 446308

HAILEY, BLAINE, IDAHO

2000-12-26

02:15:00 No. of Pages: 2

Recorded for: KRISTY MOLYNEUX

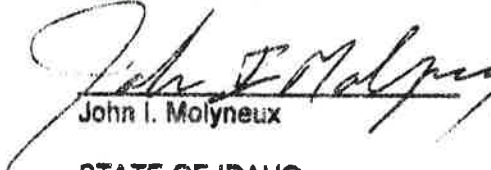
MARSHA RIEMANN

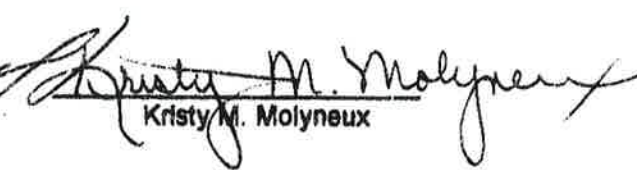
Fee: 6.00

Ex-Officio Recorder Deputy

Index to: WTVQICORP DEED

Dated December 18, 2000


John I. Molyneux


Kristy M. Molyneux

STATE OF IDAHO
County of Blaine

On this 18 day of December, 2000, before me, a Notary Public in and for said State, personally appeared John I. Molyneux and Kristy M. Molyneux, known or identified to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.


Notary Public
Residing at: *Boise*
Commission Expires: *2-21-2003*



EXHIBIT A

Township 1 South, Range 22 East., Boise Meridian, Blaine County, Idaho

Section 18: Lot 4 EXCEPT a strip of land 40 feet wide, being 40 feet on the Southerly side of the following described center line of said Highway as surveyed and shown on the official plat of the Idaho Central (Carey-Lava Lake) F.A.P. 231 Highway Survey on file in the office of the Department of Public works of the State of Idaho, and lying over and across Lot 4 Section 18 Township 1 South, Range 22 East, Boise Meridian. Beginning at station 182+93 of the Highway survey, which station is a point on tangent approximately 1320 feet north from Southwest corner of Section 18, Township 1 South, Range 22 East, Boise Meridian;
Thence running North 39 43' East 1277.00 feet to a station 195.70 of said survey, which station is a point on tangent approximately 1320 feet north and 1277 feet east from southwest corner of Section 18, Township 1 South, Range 22 East, Boise Meridian.

Section 19: Lot 4

AJ5856NP

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

DATE: OCT-24-1997

PAGE: A-1705

RIGHT NUMBER: 37-13405

NAME & ADDRESS: JOHN MOLYNEUX
KRISTY MOLYNEUX
RT 1 BOX 190
BELLEVUE ID 83313

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 12/31/1940

POINT OF DIVERSION: T01S R22E S18 LOT 4 (NESWSW) Within BLAINE County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.04 CFS
	DOMESTIC 1 HOME	01-01 12-31	0.02 CFS

PLACE OF USE: STOCKWATER Within BLAINE County
T01S R22E S18 Lot 4 (SWSW)

DOMESTIC Within BLAINE County
T01S R22E S18 Lot 4 (SWSW)

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. 01S220185410A
STOCKWATER, 3 HORSES

Claim proofread by: MH

Date: 11-3

D7-29-98

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: A37-13405
Date Received: 1/17/1991
Receipt No: S012959
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JOHN MOLYNEUX 208-788-2450
Address: RT. 1 BOX 190
BELLEVUE, ID 83313

OR
Name: KRISTY MOLYNEUX 208-788-2450
Address: RT. 1 BOX 190
BELLEVUE, ID 83313

2. Date of Priority: DEC 31, 1940

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01S	22E	18	NE	SW	SW	4	BLAINE

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.
STOCKWATER	01/01	12/31	0.040		
DOMESTIC	01/01	12/31	0.020		

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 HOME, STOCKWATER/3 HORSES

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	22E	18	SW	SW	4	STOCK	
			SW	SW	4	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):

Jahr Malper
Kristy Molynux

Date: 1-17-91

Date: 1-17-91

State of Idaho

County of Twain Falls

)
) SS.

Subscribed and sworn (or affirmed) before me this 17th day

of January 19 91

Steve Call
Notary Public

Seal

Residing at Twain Falls

My Commission Expires Dec 7, 1994

106697
JIM SPINNER, ESQUIRE
GREEN, SERVICE, GASSER & KERL
2043 E. Center
P.O. Box 4883
Pocatello, ID 83205
Telephone: (208) 232-4471
Telefax: (208) 232-1808

Attorneys for L.D. Fitzgerald, Trustee

STATE OF IDAHO
COUNTY OF BLAINE

I, MARY GREEN, EX-OFFICIO RECORDER IN AND FOR SAID
COUNTY AND STATE, DO HEREBY CERTIFY THAT THE
FOREGOING IS A FULL, TRUE AND CORRECT COPY OF THAT
CERTAIN INSTRUMENT OR RECORD IN MY OFFICE, AS
INSTRUMENT NO. 326697 Deed
RECORDS OF BLAINE COUNTY, STATE OF IDAHO.
WITNESS MY HAND AND OFFICIAL SEAL THIS 11th DAY
OF Jan., 1991.

BY Y. W. Leaver Mary Green
DEPUTY EX-OFFICIO RECORDER

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF IDAHO

In the Matter of:)
) CASE NO. 89-02355-7
WALTER L. PECK and)
DIANA R. PECK,) TRUSTEE'S DEED
)
Debtors.)
_____)

This Trustee's Deed to real property conveys all right, title and interest owned by L.D. Fitzgerald, as Trustee in Bankruptcy of the bankruptcy estate of Walter L. Peck and Diana R. Peck, Debtors.

WHEREAS, Trustee did file with the Court a Notice of Sale by Trustee on property described hereinafter, and did serve copies of said Notice upon all parties in interest as required by law, and thereafter, there being filed no objections to said Notice said property and the sale having been made pursuant to the terms and conditions set forth in said Notice and the Court now having entered its Order confirming the sale;

MICROFILMED

MAR 01 1993

(PARTIAL ONLY)

A37-00737B

326695

16027

QUITCLAIM DEED

For Value Received Walter L. Peck and Diana R. Peck

do hereby convey, release, remise and forever quit claim unto John I. Molyneux and
Kristy M. Molyneux,

whose current address is Route 1 Box 190, Bellevue, Idaho 83313

the following described premises, to-wit:

TOWNSHIP 1 SOUTH, RANGE 22 EAST, BOISE MERIDIAN.

SECTION 18: LOT 4 EXCEPT A STRIP OF LAND 40 FEET WIDE,
BEING 40 FEET ON THE SOUTHERLY SIDE OF THE FOLLOWING DESCRIBED
CENTER LINE OF SAID HIGHWAY AS SURVEYED AND SHOWN ON THE OFFICIAL
PLAT OF THE IDAHO CENTRAL (CAREY-LAVA LAKE) F.A.P. 231 HIGHWAY
SURVEY ON FILE IN THE OFFICE OF THE DEPARTMENT OF PUBLIC WORKS OF
THE STATE OF IDAHO, AND LYING OVER AND ACROSS LOT 4 SECTION 18,
TOWNSHIP 1 SOUTH, RANGE 22 EAST, BOISE MERIDIAN. BEGINNING AT
STATION 182+93 OF THE HIGHWAY SURVEY, WHICH STATION IS A POINT
ON TANGENT APPROXIMATELY 1320 FEET NORTH FROM SOUTHWEST CORNER
OF SECTION 18, TOWNSHIP 1 SOUTH, RANGE 22 EAST, BOISE MERIDIAN;

THENCE RUNNING NORTH 39°43' EAST 1277.00 FEET TO A STATION
195.70 OF SAID SURVEY, WHICH STATION IS A POINT ON TANGENT
APPROXIMATELY 1320 FEET NORTH AND 1277 FEET EAST FROM SOUTHWEST
CORNER OF SECTION 18, TOWNSHIP 1 SOUTH, RANGE 22 EAST, BOISE
MERIDIAN.

SECTION 19: LOT 4

together with their appurtenances.

Dated:

Walter L. Peck
WALTER L. PECK

Diana R. Peck
DIANA R. PECK

STATE OF IDAHO, COUNTY OF BLAINE

On this 1st day of October, 1990,
before me, a notary public in and for said State, personally
appeared Walter L. Peck
Diana R. Peck

known to me to be the person who name
subscribed to the within instrument, and acknowledged to
me that executed the same.

Henry A. Russell
Notary Public

Residing at Hailey, Idaho
Comm. Expires 3/28/96

STATE OF IDAHO
COUNTY OF BLAINE

I, MARY GREEN, EX-OFFICIO RECORDER IN AND FOR SAID
COUNTY AND STATE, DO HEREBY CERTIFY THAT THE
FOREGOING IS A FULL, TRUE AND CORRECT COPY OF THAT
CERTAIN INSTRUMENT OR RECORD IN MY OFFICE, AS
INSTRUMENT NO. 326695, DEED,
RECORDS OF BLAINE COUNTY, STATE OF IDAHO.
WITNESS MY HAND AND OFFICIAL SEAL THIS 11th DAY
OF JAN, 1991.

BY Henry A. Russell DEPUTY
Mary Green EX-OFFICIO RECORDER

MICROFILMED

MAR 01 1993

Furnished by the AMERICAN LAND TITLE CO., Pocatello, Idaho

WATER RIGHT NUMBER - A37-13405 PREFIX TRANSLATION: ADJUDICATION CLAIM OLD (D) NUMBER -
+ - - - - - LAST NAME - - - - - + + - FIRST NAME - - + + - - - - - ADDRESS - - - - - +

*** C - CURRENT OWNER ***
MOLYNEUX JOHN 1 - RT. 1 BOX 190
2 -
3 -
CITY- BELLEVUE STATE- ID ZIP- 83313
PHONE - 208-788-2450
MOLYNEUX KRISTY 1 - RT. 1 BOX 190
2 -
3 -
CITY- BELLEVUE STATE- ID ZIP- 83313
PHONE - 208-788-2450

+ - - PRIORITY DATE - - + + - - - REGION - - - + + - - - STAGE - - - + + - - - STATUS - - - - +
12/31/1940 17 SOUTHERN J - BENEFICIAL USE
+ - - - - - SOURCE - - - - - + + - - - - - TRIBUTARY - - - - - +
GROUNDWATER

+ - - - - - POINT OF DIVERSION - - - - - +
TWN RNG SEC TRACT LOT RFLG COUNTY STREAM INDEX (BLANK IF NO INDEX CODE)
01S 22E 18 NE SW SW 4 (13) BLAINE

+ - - - - - WATER USE - - - - - +
CODE DESCRIPTION PERIOD FROM PERIOD TO DIVERSION RATE DIVERSION VOLUME
04 - STOCKWATER 01/01 12/31 0.040
43 - DOMESTIC 01/01 12/31 0.020

+ - 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
01S 22E 18 SW SW 4 04 STOCKWATER (13) BLAINE
01S 22E 18 SW SW 4 43 DOMESTIC (13) BLAINE

+ - - DIVERSION MEANS - WELL AND PUMP
+ - - NON-IRRIGATION USE - DOMESTIC/1 HOME, STOCKWATER/3 HORSES
+ - - OTHER RIGHTS FOR SAME USE - NONE

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

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

MICROFILMED
NOV 29 1996

WATER RIGHT NUMBER - A37-13405

PREFIX TRANSLATION: ADJUDICATION CLAIM

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

+ - - - - DECREE PLAINTIFF - - - + + - - - - DECREE DEFENDANT - - - + + - DECREE DATE - +
00/00/0000

+ - - AUDIT FIELDS - 01/18/91 CLELLAND

+ - - - - COMMENTS - - - - -
NO COMMENTS FOUND

+ - - - - ADJUDICATION RIGHTS DATES AND FLAGS AREA - - - - -

COURT REPORT FILING	- 00/00/0000	FIELD INSPECTION MADE	- 00/00/0000	CIVIL CASE NUMBER	- 39576
OBJECTION FILED DATE	- 00/00/0000	FIELD INSPECTION FLAG	-	OLD CASE NUMBER	-
RESPONSE FILED DATE	- 00/00/0000	VERIFIED DATE	- 00/00/0000	OLD JUDICIAL DISTRICT	-
CLAIM RECEIVED DATE	- 01/17/1991	LAST AMENDED DATE	- 00/00/0000	TEMPORARY RIGHT	- P
PROOF DUE DATE	- 00/00/0000	PROOF MADE DATE	- 00/00/0000	WATER DISTRICT	- 37U
LICENSED DATE	- 00/00/0000	RECEIPT NUMBER	- S012959	FEDERAL/STATE INDICATOR	- S
CLAIMS TAPE ERROR FLG	-	POU OWNERSHIP FLAG	- Y	PRESUMPTION FLAG	-
FEE EXEMPT FLAG	-	NAME CONNECTOR	- OR	NOTICE OF ERROR FLAG	-

015220185410 A

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

"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

VERIFIED
FEB 16 1992

CERTIFIED
FEB 20 1992
WATER EXAMINER