

decreed

Memorandum

To: FILE 47-13797

CC:

From: CHERYL TIMM

Date: 03/14/00

Re: OWNERSHIP CHANGE, 47-13797

Investigation showed that Ownership Change form SUBMITTED 07/22/99 does not have full documentation. I had changed the ownership to Fenderson from Anderson Lumber Company on 8/9/99 without the complete documentation. Today I called the Twin Falls Assessor's office and the Record Clerk office. Apparently, there have been several ownerchanges and mortgages and there is no clear thread to be found over the phone. The new owners are named Sharky.

I have written a form letter to the Fendersons, requesting chain of ownership.

This claim is now SRBA decreed. I will set aside the claim until the documentation is received and then forward to State Office for completion.



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

SOUTHERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

March 21, 2000

PATRICK D FENDERSON
ADELE R FENDERSON
2440 VICTORIAN CT
TWIN FALLS ID 83301

RE: OWNERSHIP CHANGE FOR ADJUDICATION CLAIM A47-13797

Dear Claimant(s):

Thank you for returning the NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP form. Our records, however, show the claim to be in the name of ANDERSON LUMBER COMPANY. Since the documents you provided show a reconveyance to you, we need deeds on the chain of title from Anderson Lumber Company to Fenderson.

I hope that obtaining these documents won't prove too difficult, but should you have any questions in this matter, please feel free to give me a call at the office (736-3033).

Sincerely,

Cheryl Timm
Office Specialist SRBA

Enc: Self Addressed Envelope

CT:ct

RECEIVED

JUL 22 1999

Department of Water Resources
Southern RegionSTATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s).: _____
Adjudication Claim No(s).: 47-13797
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 _____
4. New Owner/Claimant(s) Patrick D or Adele R. Fenderson
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Mailing Address 2440 Victorian Ct
City, State and ZIP Code Twin Falls, ID 83301
New Telephone Number (208) 731-2845
5. Date you acquired the property 10/98
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) Patrick D Fenderson
(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.. o/c 8/9/99 cf

ORDER NO. REC 1522 / 3516
RE: PT NW NW 14-10-17

Twin Falls County, Idaho
Recorded for:
FIRST AMERICAN TITLE CO.
02:57pm Jun. 17, 1999
1999-011546
No. of Pages: 1 Fee: \$3.00
ROBERT S. FORT
Ex-Officio Recorder
Deputy: LP

DEED OF RECONVEYANCE

FIRST AMERICAN TITLE COMPANY, Trustee in the Deed of Trust executed by PATRICK D. FENDERSON AND ADELE R. FENDERSON, HUSBAND AND WIFE, recorded OCTOBER 27, 1998, as Instrument No. 1998019180, Mortgage records of TWIN FALLS COUNTY, Idaho, pursuant to the written request of the beneficiary, does hereby GRANT and RECONVEY unto the PARTIES ENTITLED THERETO, without warranty, all the estate and interest derived to it by or through said Deed of Trust, in the lands therein described.

The corporate name subscribed hereto is pursuant to a resolution authorizing the execution of this reconveyance duly adopted by its Board of Directors.

FIRST AMERICAN TITLE COMPANY

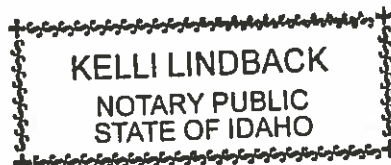
Dated: June 16, 1999

By: Mary Lou Panatopoulos
Mary Lou Panatopoulos
Vice-President

STATE OF IDAHO)
) ss
COUNTY OF TWIN FALLS)

On June 16, 1999, before me, a Notary Public in and for said State, personally appeared MARY LOU PANATOPOULOS, known to me to be the VICE-PRESIDENT of the corporation that executed the within instrument or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation 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.



Kelli Lindback
Notary Public for the State of Idaho
Residing at Twin Falls, Idaho
Commission expires: 1/11/2000

First American Title Company

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

Water Right Number - 47-13797

Prefix Translation: WATER RIGHT

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
FENDERSON

PATRICK D

1 - 2440 VICTORIAN CT
2 -
3 -

City- TWIN FALLS
Phone - 208-736-2845
1 - 2440 VICTORIAN CT
2 -
3 -

State- ID Zip- 83301

FENDERSON

ADELE R

City- TWIN FALLS
Phone - 208-736-2845

State- ID Zip- 83301

*** D - DIR RPT OWNER ***
ANDERSON LUMBER COMPANY

1 - PO BOX 168
2 -
3 -
City- TWIN FALLS
Phone - 208-733-2910

State- ID Zip- 833010168

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
02/28/1969 ERROR IN REGION J - BENEFICIAL USE

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GROUNDWATER

+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County

10S 17E 14 NE NW NW (83) TWIN FALLS

+ - - - - 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 Consumptive Use - + + - KW Usage - +
0.040 0.0

+ - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County

10S 17E 14 NW NW 43 DOMESTIC (83) TWIN FALLS

Total Acres:

+ - - Diversion Means - WELL, PUMP

+ - - Non-Irrigation Use - 1 HOUSE

+ - - Other Rights for Same Use - NONE

checked
6/29/94

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

Water right number - 47-13797

Prefix Translation: WATER RIGHT

+ - - - - Remarks - - - - - +

EXP T 00110143001

+ - - - - Old Water Right Numbers - - - - - +

No Old Water Right Numbers Found

+ - - - - 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.

+ - - - Decree Plaintiff - - - + + - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

+ - - - - Comments - - - - - +

✓ Date: 08/09/1999 User Id: CTIMM Subject: OWNERSHIP CHANGE
08/09/99, CHANGED OWNERSHIP AS PER FORM 1409(6) AND DEED OF RECONVEYANCE REC'D 07/22/99. C.T.

+ - - Audit Fields - - +
08/09/99 CTIMM

+ - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing	- 08/14/1998	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	- 12/29/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- C004869	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- OR	Presumption Flag	-
				Notice of Error Flag	-

47-13797



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

SOUTHERN REGION

July 6, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

PATRICK FENDERSON
ADELE FENDERSON
2404 ADDISON AVE E
TWIN FALLS ID 83301

RE: ADJUDICATION CLAIM NOS. 47-13797

Dear Mr. and Mrs. Fenderson:

The Department has been notified by the previous owner that you are now current owner of the property to which the above referenced Adjudication Claims are appurtenant. In order to change our records to reflect you as owner, it will be necessary for you to complete the enclosed NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP form. Please complete it per the instructions on the back of the form, attach the required information (item 2) and return everything to me in the enclosed self-addressed envelope. I will then make the changes in our computer records and forward copies back to you. Thank you for your prompt attention to this matter and should you have any questions, please feel free to give me a call.

Sincerely,

A handwritten signature in cursive script, reading 'Trish Fawcett'.

Trish Fawcett
Technical Records Specialist

/tf
Enclosures

AJ5856NP

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

DATE: SEP-2-1997

PAGE: A-3062

RIGHT NUMBER: 47-13797

NAME & ADDRESS: ANDERSON LUMBER COMPANY
PO BOX 168
TWIN FALLS ID 83301-0168

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 02/28/1969

POINT OF DIVERSION: T10S R17E S14 NENWNW Within TWIN FALLS County

PURPOSE AND

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

PLACE OF USE: DOMESTIC Within TWIN FALLS County
T10S R17E S14 NWNW

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
T 00110143001

D
4-27-98

Claim proofread by: MH
Date: 9-18

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: A47-13797
Date Received: 12/29/1988
Receipt No: C004869
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ANDERSON LUMBER COMPANY 208-733-2910
Address: P.O. BOX 168
TWIN FALLS, ID 83301-0168

2. Date of Priority: FEB 28, 1969

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10S	17E	14	NE	NW	NW		TWIN FALLS

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

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10S	17E	14	NW	NW		DOMEST	

11. Place of use in counties: TWIN FALLS

A47-13797

Page 1

Date: 09/20/89

MICROFILMED
MAR 14 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 _____

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: A47-13797

Date Received: 11/25/1988

Receipt No: C004869

Received By: *[Signature]*

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ANDERSON LUMBER COMPANY 208-733-2910
Address: P.O. BOX 168
ROGERSON, ID 83302-0168

2. Date of Priority: FEB 28, 1969

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
10S	17E	14	NE	NW	NW		TWIN FALLS

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

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
10S	17E	14	NW	NW		DOMEST	

11. Place of use in counties: TWIN FALLS

A47-13797

Page 1

Date: 01/25/89

MICROFILMED
MAR 14 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 _____

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:

Ident. Number

Date Received

Receipt Number

39576

A47-13797

11-25-88

C004869

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. Filing fee \$25

RECEIVED

NOV 25 1988

Department of Water Resources
Southern Region Office

Please type or print clearly

1. Name of Claimant (s) Anderson Lumber Company Phone (208) 733-2910

Mailing Address P. O. Box 168 Zip 83302-0168

2. Date of Priority (Only one (1) per claim) February 1969

3. Source of water supply (a) ground water
which is tributary to (b) _____

4. Location of point of diversion is: Township 10 Range 17
Section 14, NE 1/4 of NW 1/4 of NW 1/4, Govt. Lot _____, B.M.,
County of Twin Falls

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. Well and Pump

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

(Both dates are inclusive)

For Domestic purposes from Jan 1 to Dec 1 amount 0.04 (cfs)

For _____ purposes from _____ to _____ amount _____

7. Total quantity claimed 0.04 (cfs)

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served; Stockwater: Type and number of livestock) 1-Domestic

MICROFILMED

MAR 14 1993

10. Place a "D" for domestic and "S" for stockwater use in the corresponding place of use below.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4			
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4
10	17	14						D										

11. In which county (ies) are lands listed above as place of use located? Twin Falls

12. Do you own the property listed above as place of use? Yes x 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.
_____ or None ()

14. Remarks: _____

15. Basis of Claim (check one) Beneficial Use x Posted Notice _____ License _____ Permit _____
Decree _____

If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

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 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 _____ Manager
of Anderson Lumber, Twin Falls Location, that I have signed the foregoing
document in the space below as Manager of Anderson Lumber Co
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Ronald Freeman

Title and Organization Manager Anderson Lumber Co Date 10/26/88

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

Subscribed and sworn (or affirmed) before me this 26 day of OCTOBER 19 88

SEAL

Notary Public Dennis R Brown

Residing at TWIN FALLS, IDAHO

My Commission Expires 6-19-92

Last Name _____ Ident No. _____

Copies White-State, Yellow-Claimant

MICROFILMED

MAR 14 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

Sept. 21. 1989

Re: A47-13797

ANDERSON LUMBER COMPANY
P O BOX 168
TWIN FALLS ID 83301-0168

Dear Claimant(s):

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 14 1993