

04/28/2006

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

RIGHT NUMBER: 75-27 **R**

NAME AND ADDRESS: MICHAEL L BROCE
195 WILLIAMS CREEK RD
SALMON ID 83467

COLLEEN K BROCE
195 WILLIAMS CREEK RD
SALMON ID 83467

SOURCE: WILLIAMS CREEK

TRIBUTARY: SALMON RIVER

QUANTITY: 0.090 CFS

PRIORITY DATE: 05/01/1886

POINT OF DIVERSION:

T20N R21E S11 NENE Lot 1 Within LEMHI County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
4/01 11/01

QUANTITY
0.090 CFS

PLACE OF USE: IRRIGATION Within LEMHI County

T20N R21E S12 NWNE 3.00

3 ACRES TOTAL

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A • Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177 • Web Site: www.idwr.idaho.gov

EASTERN REGION

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

September 18, 2007

PAUL & JULIE MOODY
195 WILLIAMS CREEK RD
SALMON ID 83467

RE: Notice of Change of Water Right Ownership (NCO) for 75-27R and Notice of Completed Administrative Proceeding (NCAP)

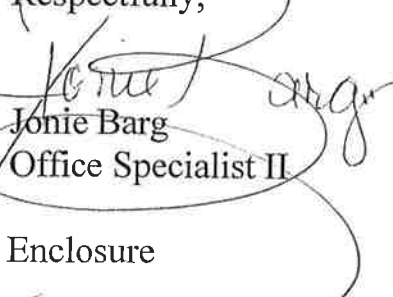
Dear Sir/Madam:

On September 06, 2007 the Idaho Department of Water Resources (IDWR) received an NCO changing the right holder for the above referenced water right(s). Based on this NCO, IDWR water right records for the Snake River Basin Adjudication (SRBA) have been updated.

Furthermore, as directed by the SRBA Court, this office mailed a copy of the updated water right record(s) to each party listed on the enclosed NCAP. The intent of this mailing is to ensure each party has a current record of water right(s) as recorded in the SRBA.

Please feel free to contact me if you have any questions concerning this matter.

Respectfully,


Jonie Barg
Office Specialist II

Enclosure

cc: MICHAEL & COLLEEN BROCE

SCANNED

OCT 11 2007

CERTIFICATE OF MAILING

I certify that on October 12, 2007, I mailed the original and copies of this form to the following persons, postage prepaid by regular mail and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls ID 83303-2707

2. One copy to:

Claimant/Seller for Substitution of Party or attorney of record:
Michael & Colleen Broce
195 Williams Creek Rd
Salmon ID 83467

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:
Paul & Julie Moody
195 Williams Creek Rd
Salmon ID 83467

4. One copy to:

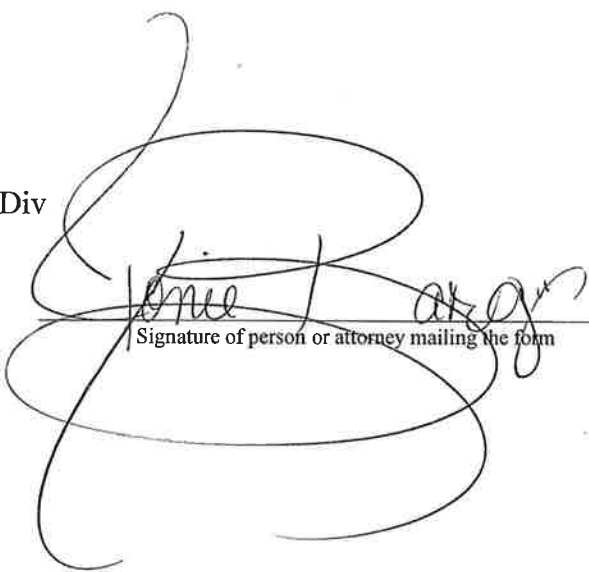
Each party in the subcase, or attorney of record

5. One copy each to:

Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449

6. One Copy to:

United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724



Signature of person or attorney mailing the form

09/18/2007

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

RIGHT NUMBER: 75-27R

NAME AND ADDRESS: PAUL MOODY
195 WILLIAMS CREEK RD
SALMON ID 83467

JULIE MOODY
195 WILLIAMS CREEK RD
SALMON ID 83467

SOURCE: WILLIAMS CREEK

TRIBUTARY: SALMON RIVER

QUANTITY: 0.090 CFS

PRIORITY DATE: 05/01/1886

POINT OF

DIVERSION: T20N R21E S11 NENE Lot 1 Within LEMHI County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

4/01 11/01

0.090 CFS

PLACE OF USE: IRRIGATION in LEMHI County

T20N R21E S12 NWNE 3.00

3 ACRES TOTAL

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

This right is renumbered from former right 75-27I.

This right was renumbered to right 75-27R.

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OCT 11 2007

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

DEPT
Department of Water Resources
Eastern Region

SEP 06 2007

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Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
WR Deeded 75-10335 finished 9-17-06					
	75-27R				
	needs NCAP				

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts. \$25 -
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**. OK
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)
4. New Owner/Claimant(s)
- New Mailing Address
- City, State and ZIP Code
- New Telephone Number
5. Date you acquired the property

Mike and Colleen Broce
 195 Williams Creek Rd, Salmon, Id 83467
 Paul and Julie Moody
 Name Connector (Check one): ☒ and, ☐ or, ☐ and/or
 195 Williams Creek Road
 Salmon, Id 83467
 (208) 756-1932
 7-27-07

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AUG 03 2007

Department of Water Resources
Eastern Region
OCT 11 2007

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) ☒ [Signature]
(include title if applicable) ☒ [Signature]

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by <u>gc</u>	Date <u>9-6-07</u>	Fee <u>\$25-</u>
Receipted by <u>gc</u>	Date <u>9-6-07</u>	Receipt No. <u>E03321</u>
Processed by _____	AJ Date _____	WR _____ Date _____

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OCT 11 2007

9/04/07

P. 100 - PARCEL MASTER INQUIRY

12:08:17

PARCEL: RP 20N21E120002 A F1=SL

F9=MS

F12=RC F14=HO

F17=DD F19=SP

F24=LD

LEGAL DESCRIPTION

MOODY, PAUL A
& MOODY, JULIE RT-1724
12 20 21

195 WILLIAMS CK RD

ProVal Area Number 2

CODE AREA 21-0000 OWNER CD

PARC TYPE TV LOC CODE 4000

EFFDATE EXPDATE

PREV PARCEL

SALMON ID 83467
195 WILLIAMS CRK RD

CAT	RY	QUANTITY	UN	VALUE	HO MRKT	HO EXMP	CB MRKT	OTHER
12	2007	3493	AC	43581	28800	12849		
34	2007			173139	171410	76476		

TOTALS		3493		216720	200210	89325		
---------------	--	------	--	--------	--------	-------	--	--

ENTER NEXT PARCEL NUMBER RP

A

FKeys: F2=TX F3=Exit F5=SS F6=NM F7=LG
F8=CT F13=TM F18=HS F20=SrcH F22=EU

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OCT 11 2007

272511

CORPORATE DEED—LONG FORM

THIS INDENTURE, Made this 9th day of July in the year of our Lord two thousand seven and between CORPORATE RELOCATION SERVICES of County of Fairfax State of VIRGINIA the party of the first part, and Paul A. Moody and Julie R. Moody, husband and wife 195 Williams Creek Rd. Salmon, ID 83467 of County of Lemhi State of Idaho the party of the second part,

WITNESSETH, That the said party of the first part, for and in consideration of the sum of One DOLLARS, \$1.00 of the United States of America, to them in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, has granted, bargained and sold, and by these presents does grant, bargain, sell, convey and confirm unto the said party of the second part, and to their heirs and assigns forever, all the following described real estate, situated in Lemhi County State of Idaho, to wit:

Legal Description Attached and Made a Part Hereof

TOGETHER With all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all estate, right, title, and interest in and to the said property, as well in law as in equity, of the said party of the first part:

TO HAVE AND TO HOLD, All and singular the above mentioned and described premises, together with the appurtenances, unto the part ies of the second part, and to their heirs and assigns forever. And the said party of the first part, and their heirs, the said premises in the quiet and peaceable possession of the said party of the second part, their heirs and assigns, against the said party of the first part, and them, and against all and every person and persons whosoever, lawfully claiming or to claim the same shall and will WARRANT and by these presents forever DEFEND.

IN WITNESS WHEREOF, The said party of the first part has hereunto set hand and seal the day and year first above written.

SIGNED, SEALED AND DELIVERED IN PRESENCE OF

By Sue Hamilton
Sue Hamilton
Jenny Donahue
Jenny Donahue

CORPORATE RELOCATION SERVICES

X By: [Signature] Corporate Relocation Services, Inc.
 By Morris Real Estate Services, Inc.
 By Corporate Resolution,
 Sheryl J. Nash, Authorized Agent

X By: [Signature] [Seal]
 Corporate Relocation Services, Inc.
 By Morris Real Estate Services, Inc.
 By Corporate Resolution,
 Cory Wilhelmi, Authorized Agent

MR-CR-FS-92594

SCANNED

OCT 11 2007

272511

✓ STATE OF ILLINOIS } ss.
County of DuPage

On this 9th day of July, 2007, before me, a Notary Public in and for said State, personally appeared Sheryl J. Nash and Corv Wilhelmi known to me to be the Authorized Agents of the Corporation, and acknowledged to me that pursuant to a Resolution of the Board of Directors, he/she/they executed the foregoing in said Corporation name. IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.



Cathy A. Bisceglie
Notary Public for the State of Illinois
Residing at: DuPage County
Commission Expires: 9-6-2010

SCANNED

-OCT 11 2007

A PARCEL OF LAND LOCATED IN SECTION 12, TOWNSHIP 20 N., RANGE 21 E., BOISE
MERIDIAN, LEMHI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTH QUARTER CORNER OF SECTION 12, THENCE S. 89
DEGREES 50' E., 463.3 FEET ALONG THE NORTH LINE OF SAID SECTION 12 TO THE
POINT OF BEGINNING; THENCE CONTINUE S. 89 DEGREES 50' E., 589.0 FEET TO A
POINT ON THE WESTERLY RIGHT-OF-WAY LINE OF THE WILLIAMS CREEK COUNTY
ROAD; THENCE S. 26 DEGREES 57' W., 599.0 FEET ALONG SAID RIGHT-OF-WAY LINE;
THENCE N. 29 DEGREES 03' W., 612.7 FEET TO THE POINT OF BEGINNING.

State of Idaho) SS No. 272511
County of Lemhi)
This Instrument was filed for record at the request
of Lemhi Title
at 3:57 o'clock p.m. 7-26-2007
and duly filmed and indexed in the records of Lemhi
County Trent J. Morton
Ex-Officio Recorder
By Cynthia Cardon Deputy
Fee 9.00
Return to L.T.

RP00157000001A

RP001570000050

00192000002B

RP001570000030

RP00157000001A

RP001570000040

RP20N21E018401

RP001920000030

RP20N21E019003

RP20N21E018403

RP20N21E018402

RP20N21E120002

RP20N21E122402

RP20N21E120004

RP20N21E120001

RP20N21E124203

RP20N21E121205

RP20N21E121201

RP20N21E121203

RP20N21E121809

RP20N21E124204



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region, 1910 Northwest Blvd. Suite 210, Coeur d'Alene, Idaho 83814-2615

Phone: (208) 769-1450

Fax: (208) 769-1454

Web Site: www.idwr.idaho.gov

JAMES E. RISCH
Governor

KARL J. DREHER
Director

August 15, 2006

Michael & Colleen Broce
195 Williams Creek Road
Salmon, ID 83476

RE: 75-27R

Dear Mr. & Mrs. Broce:

The identification number of your water right 75-27I for irrigation water from Williams Creek has been changed to 75-27R.

Sincerely,

A handwritten signature in black ink, appearing to read 'Kenneth Knoblock', is written over a light blue horizontal line.

Kenneth Knoblock
Water Resources Agent

SCANNED

OCT 21 2006

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION SECTION
CLAIM VERIFICATION FIELD EXAM SHEET
(Use with the ECVR)**

CLAIM NO(s). 75-271

1. ☒ No Change NAME IS SAME
☐ NEW OWNER: _____
☐ No Change ADDRESS _____
☐ NEW ADDRESS: _____

2. ☐ No Change - DATE OF PRIORITY: Completed evidence submitted
☐ Incomplete - Claimant should be asked during the exam when was water first used and submit proof of date of priority.

Priority date, per claimant, is: _____
(If the priority date, based on your exam, seems questionable, explain below.)

3. ☒ No Change — SAME SOURCE
☐ Source is different than that claimed:

Source found: _____

4. ☒ No Change — POINT OF DIVERSION
☐ Point of diversion is different than the claim and/or new P/D's:
GPS Site Tag No.: A0017406 File # 923 P00W1

Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____ 1/4 _____
Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____ 1/4 _____

5. ☒ No Change - DESCRIPTION OF DIVERTING WORKS
☐ Incomplete description, list below:

headgate in creek, ditch to place of use

6. ☒ No Change - WATER USES
☐ Different uses, (list uses found):

Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____
Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____
Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____

7. ☒ No Change - TOTAL VOLUME

☐ Incomplete on claim, the total is, Amount _____ CFS _____ AFA

☐ Changes found, the new total is, Amount _____ CFS _____ AFA

8. ☒ No Change - NON-IRRIGATION USES:

☐ Changes Exam found:

Domestic # of homes: _____ Stock # _____ List types: _____

Additional comments: _____

9. ☒ No Change — PLACE OF USE: (If changed, list below.)

Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____
Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____
Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____
Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____

Remarks: (Comments pertinent to field examination) ☐ See additional attachment

☐ SYSTEM DIAGRAM INCLUDED

☐ NA

☒ Shown on GIS Layout

☐ CK IF IN OFFICE EXAM

DATE EXAM CONDUCTED: 9-26-05

FIELD EXAMINER:

Bob Foster

Print Name

Bob Foster

Signature

