

06/07/2006

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

RIGHT NUMBER: 75-4121D

NAME AND ADDRESS: ROBERT W ROWLAND
BOX 4328
BURBANK CA 91505

SOURCE: SALMON RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.280 CFS

PRIORITY DATE: 09/09/1915

POINT OF DIVERSION:

T24N R21E S34 SWSE Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	04/01 11/01	0.010 CFS
IRRIGATION	04/01 11/01	0.270 CFS

PLACE OF USE: IRRIGATION Within LEMHI County

T24N R21E S27	SWSE	12.00	T24N R21E S27	SESE	1.00
T24N R21E S34	NWNE	0.30			

STOCKWATER Within LEMHI County

T24N R21E S27	SWSE	T24N R21E S27	SESE
T24N R21E S34	NWNE		

13.3 ACRES TOTAL

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

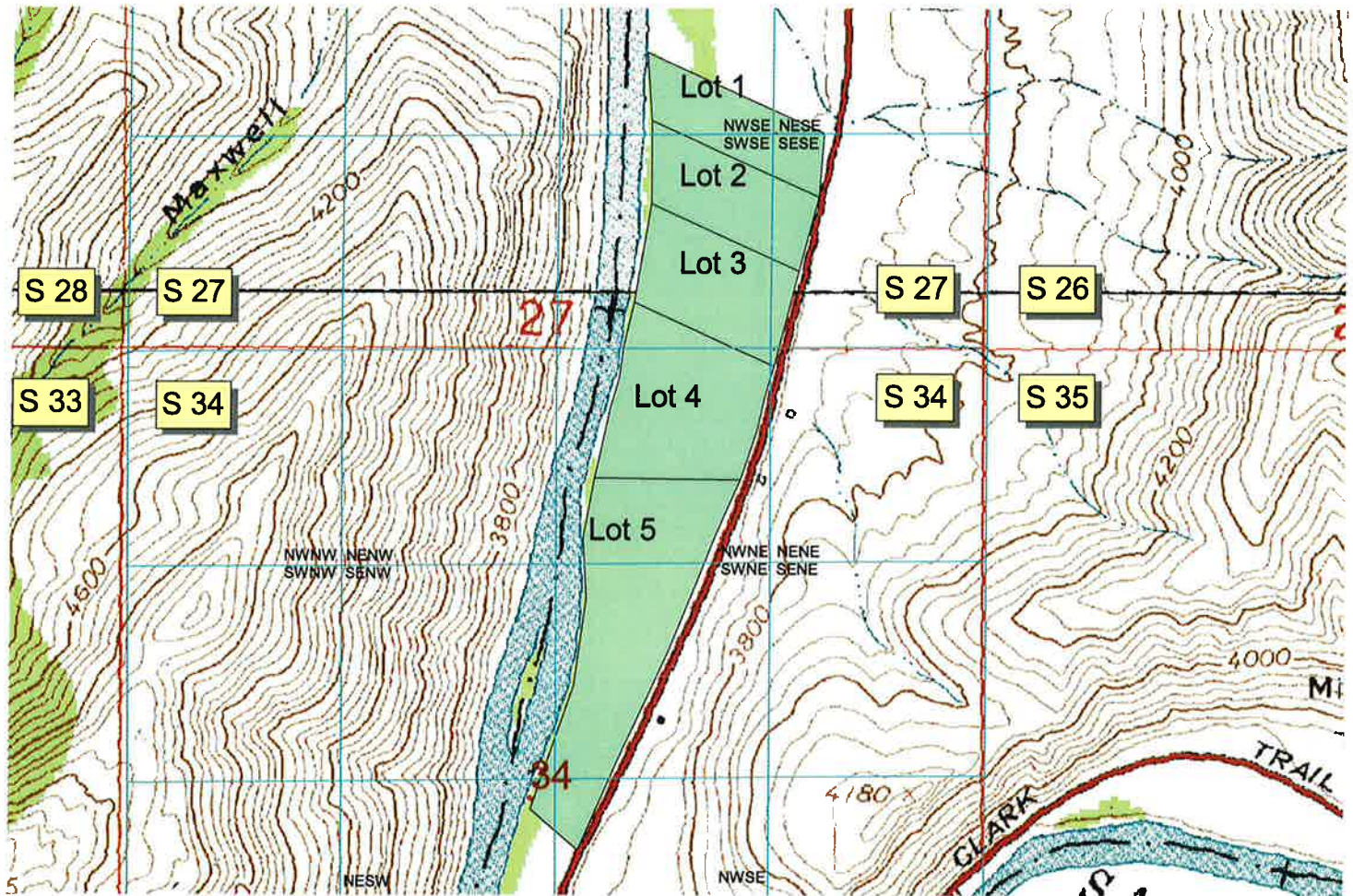
This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

Property is within Homestead Entry Survey No. 101.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

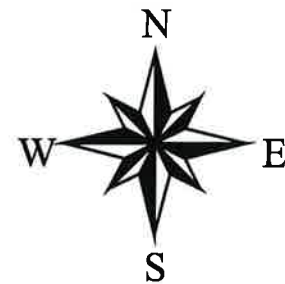
Idaho Department of Water Resources

Holcomb Division No. 2



0 1320 Feet

Township 24N Range 21E
Sections 27 and 34



Prepared Using Metes And
Bounds Description From
Subdivision Plat, Overlaid
On USGS Map



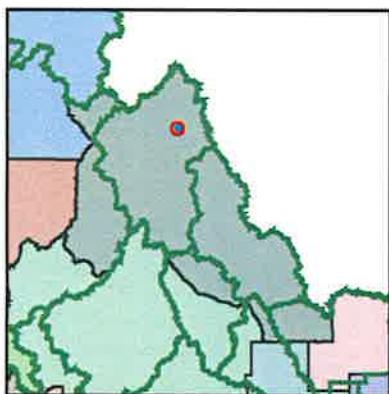
Idaho Department of Water Resources

Adjudication Claim:

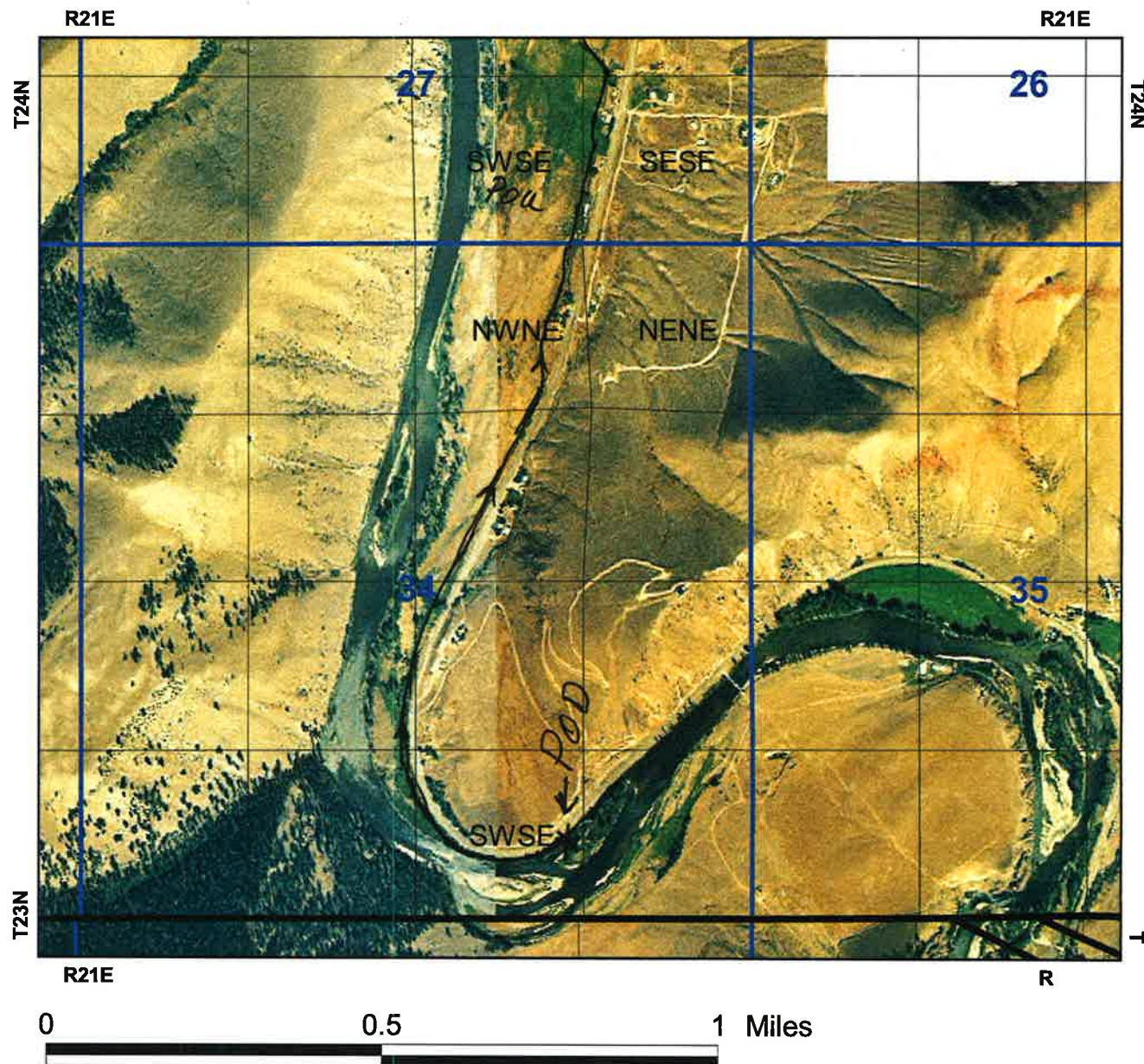
75-4121D

Legend

-  Townships
-  PLS Sections
-  Quarter Quarters



Lemhi County
IDWR Basin 75



Prepared by R. Brown
On Sunday, March 5, 2006
1987/88 Aerial Photography

Owner: **ROBERT W ROWLAND**

NOTE: Only one owner is listed. There may or may not be more than this in the IDWR database.



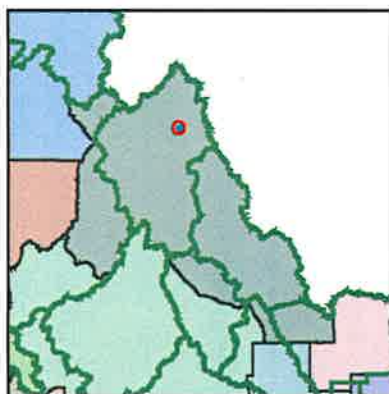
Idaho Department of Water Resources

Adjudication Claim:

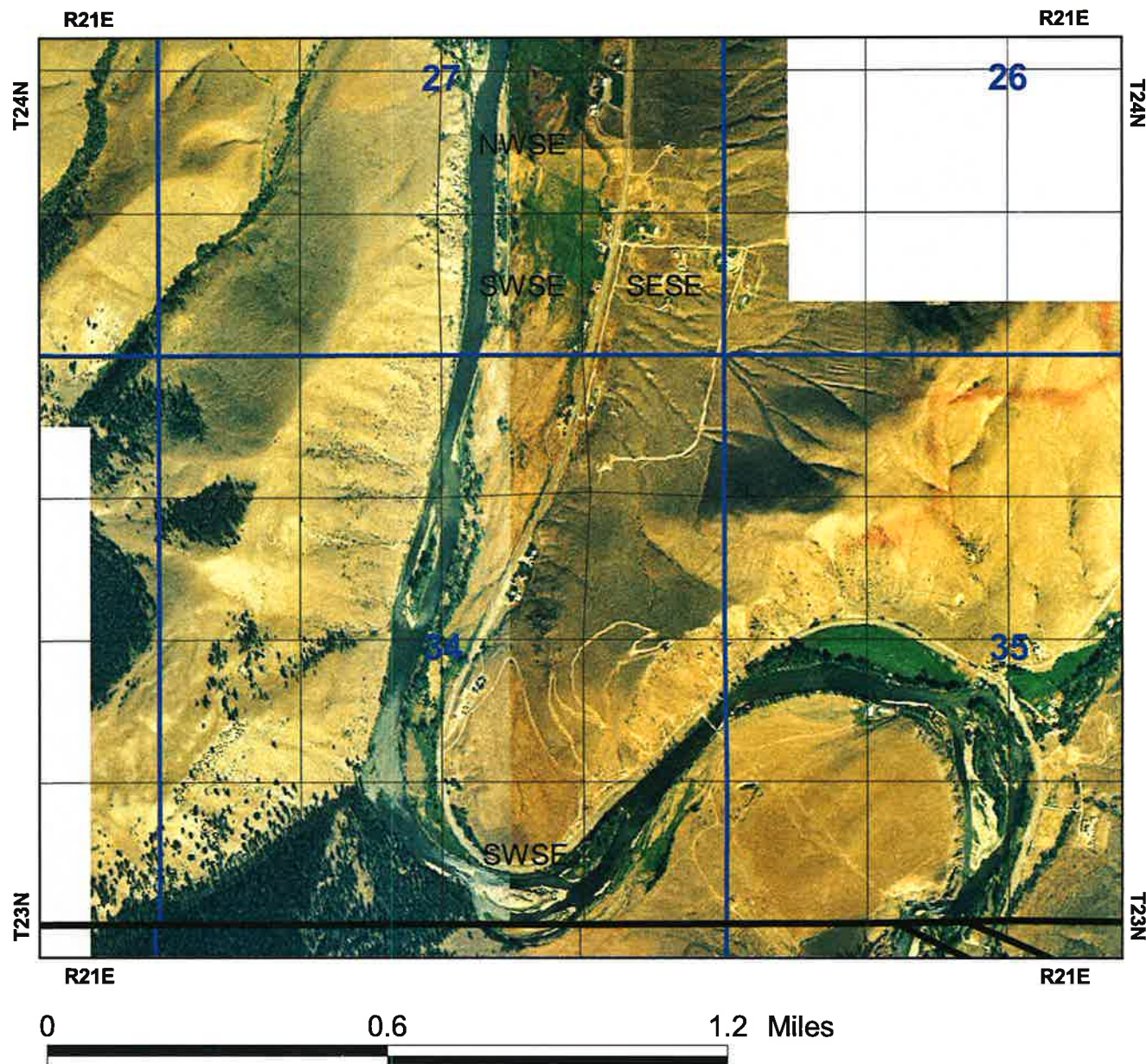
75-4121F

Legend

-  Townships
-  PLS Sections
-  Quarter Quarters



Lemhi County
IDWR Basin 75



Prepared by R. Brown
On Sunday, March 5, 2006
1987/88 Aerial Photography

Owner: **ROBERT W ROWLAND**

NOTE: Only one owner is listed. There may or may not be more than this in the IDWR database.

Idaho Department of Water Resources

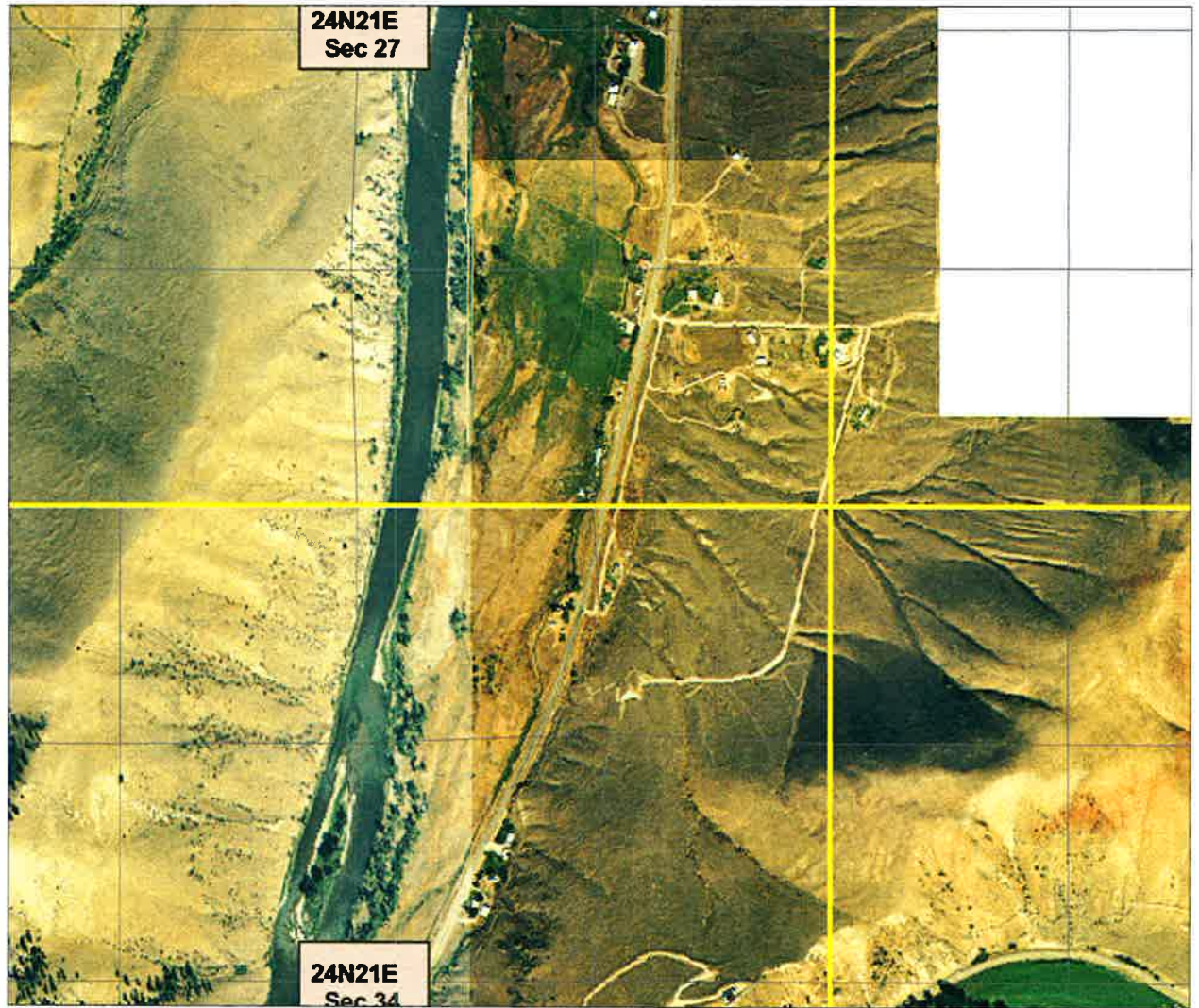


Adjudication Claim Number: **75-4121 D**



Legend

-  Section Lines
-  24N21E GCDB
-  23N21E GCDB

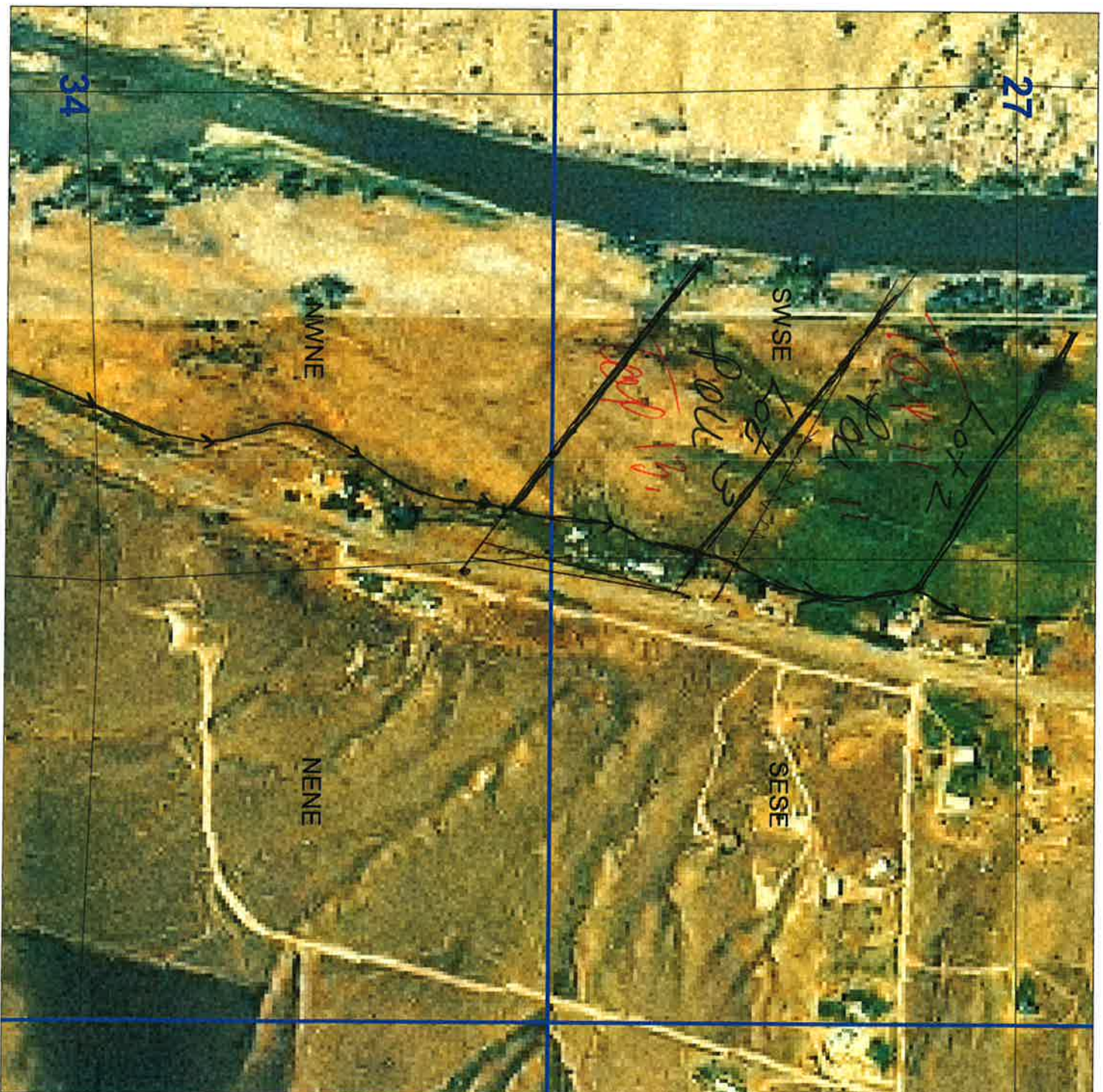


Prepared by M. Van Bussum
On Tuesday, May 10, 2005
1991 Aerial Photography

0 0.4 0.8 Miles

A scale bar with markings for 0, 0.4, and 0.8 miles.

75-4121D



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

CLAIM NO(s).

A75-04121D A75-04121F

1. ☒ No Change NAME IS SAME

☐ NEW OWNER:

818-802-0356

☐ No Change ADDRESS

☒ NEW ADDRESS: P.O. Box 4328 Burbank, CA 91503

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.: _____

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:

0.02 cfs/acre
75-4121 0.05 cfs Stock

ACDEF
0.01 cfs of stock
total, 0.05 cfs

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: _____

FIELD EXAMINER:

	Print Name _____
	Signature _____



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

December 23, 1999

Robert W. Rowland
914 N Avon
Burbank, California 91505

RECEIVED

JAN 31 2000

Department of Water Resources
Eastern Region

Re: Signed Claim A75-04121D

Dear Mr. Rowland:

I am working on the change of ownership for the water rights associated with the land you have purchased in Salmon, Idaho. According to the documents I have, you have purchased Lot 2 and Lot 3 of the Holcomb Division No. 2.

The original water right on the Holcomb Division was right 75-04121. Idaho is in the process of a General Adjudication of all water rights tributary to the Snake River. In that Adjudication, all "old" water rights must be newly claimed, examined, recommended, and finally decreed by the court. We are in the midst of this long process.

In investigating your change of ownership, I discovered that original right 75-04121 has not been entirely claimed in the Adjudication.

A former owner of Lots 1 and 2 filed claim A75-04121B for part of the original right. Based on the documentation I have, I plan to split that claim proportionally between Lot 1 and Lot 2, and change the ownership of the portion appurtenant to Lot 2 to your name. It may take a few days for the notification of this split and change of ownership to reach you.

However, the portion of the original right 75-04121 appurtenant to Lot 3 needs a signed Claim Form and payment of fees to be properly filed. Please review the attached forms and maps. If you believe they fairly represent your claim to a water right for Lot 3, please return the forms with a notarized signature and fees. The fees are:

Claim Fee	\$50.00
Acreage Fee	\$13.30
Late Fee	<u>\$50.00</u>
Total	\$113.30

This will complete the filing of your claims. The next step of the Adjudication will be investigation by Idaho Department of Water Resources, probably in the year 2003. Later, you will have an opportunity to address errors or disagreements, first informally with the department and then formally with the court, if necessary. If all goes well you will receive a decree on your water right sometime in 2004 or 2005.

Please call me at (208) 525-7161 if you have questions or concerns.

Sincerely,



Bryce A. Contor

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

DELOG-BC 12/14/99
 DELOG-BC 12/15/99
 OK BAC 12/22/99
 RECEIVED

Please print or type. Attach pages with additional information. Instructions are on the back of this page. **NOV 26 1999**
 Incomplete forms will be returned.

Department of Water Resources
 Eastern Region

1. Water Right or Adjudication Claim No(s): A75-04121D
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 Marvin S. England
PO Box 723 Salmon ID 83467
4. New Owner/Claimant(s) Robert W. Rowland
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
 New Mailing Address 914 N. Avon
 City, State and ZIP Code Burbank CA. 91505
 New Telephone Number (818) 566-1341

RECEIVED

DEC 14 1999

Department of Water Resources
 Eastern Region

5. Date you acquired the property 9-30-99
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) [Signature]

Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign this 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.

Warranty Deed

For Value Received

MARVIN S. ENGLAND, a married man dealing with his sole and separate property,

the grantor, do hereby grant, bargain, sell and convey unto

ROBERT W. ROWLAND, a single man,

whose current address is

914 N. Avon, Burbank CA 91505

the grantee, the following described premises, in

Lemhi

County Idaho, to wit:

Lot 3 Holcomb Subdivison No. 2, Lemhi County, Idaho.

Together with water and water rights, ditch and ditch appurtenant thereto or used in connection therewith.

The above conveyance is made free and clear of all other encumbrances except: Rights of way and easements, reservation in Federal patents and state deeds, or other restrictions imposed by law, building and use restrictions of records, building and zoning regulations and ordinances of any governmental unit whether of sight or of record.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that he is the owner in fee simple of said premises; that they are free from all incumbrances

and that he will warrant and defend the same from all lawful claims whatsoever.

Dated: September 30, 1999


MARVIN S. ENGLAND

STATE OF IDAHO, COUNTY OF Lemhi--ss
On this day of Sept, 1999,
before me, a notary public in and for said State, personally appeared

MARVIN S. ENGLAND

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

Residing at SALMON, Idaho
Comm. Expires Notary Public

*Per Lemhi County
Clerk 756-2815 12/22/99
This was recorded
10/6/99
242312*

STATE OF IDAHO)
) ss.
County of Bonneville)

On this 15th day of Dec,
1988, before me, the undersigned a Notary Public in and for
said State, personally appeared Zoraida England, known to me
to be the person whose name appears upon the within
instrument and subscribed to said QUITCLAIM DEED in my
presence.

IN WITNESS WHEREOF, I have hereunto set my hand and
affixed my official seal the day and year in this certificate
above written.



[Signature]
Notary Public in and for the State of
Idaho, residing at Idaho Falls.
Commission expires: 2-15-93

STATE OF IDAHO, COUNTY OF LEMHI

I hereby certify that this instrument was filed for
record at the request of, Williams Legal Services, at
15 minutes past 11 o'clock A.M., this 19th day of
January, 1988, in my office, and duly recorded
in Book 114 of Deeds at page 172 AS
INST # 135178

[Signature]
Ex-Officio Recorder

[Signature]
Deputy

Fees \$ 6.00

Mailed to: Williams Legal Services
10 Gu
Idaho Falls, ID
83403

WARRANTY DEED

THIS INDENTURE, Made this 28th day of June
in the year of our Lord one thousand nine hundred and seventy nine between
BILLIE A. MOORE and BONNIE M. MOORE, husband and wife,
of Box 277, Salmon County of Lemhi State of Idaho
the parties of the first part and
MARVIN S. ENGLAND and GERALDA ENGLAND, husband and wife,
of Box 1343, Salmon County of Lemhi State of Idaho
the parties of the second part.

WITNESSETH, That the said parties of the first part for and in consideration of the sum
of TEN DOLLARS AND OTHER VALUABLE CONSIDERATIONS-----~~XXXXXXXX~~
lawful money of the United States of America.

to them in hand paid by the said
parties of the second part, the receipt whereof is hereby acknowledged, have granted, bar-
gained and sold and by these presents do grant, bargain, sell, convey and confirm unto the
said parties of the second part, and to their heirs and assigns forever, all of the following
described real estate, situated in County of Lemhi State
of Idaho, to-wit:

All of Lot No. Three (3) of Malcomb Subdivision No. Two (2),
Lemhi County, State of Idaho.

Together with all water and water rights, ditch and ditch
rights used in connection therewith.

The above conveyance is made free and clear of all other
encumbrances except: Rights of way and easements, reserva-
tions in Federal patents and State deeds, or other restric-
tions imposed by law, building and use restrictions of record,
building and zoning regulations and ordinances of any governmental
unit.

TOGETHER, With all and singular the covenants, conditions and appurtenances there-
unto in anywise appertaining, the possession and reversion, remainder and remaind-
ers, rents issues and profits thereof, and all estate, right, title and interest in and to the said
premises, as well in law as in equity, of the said parties of the first part.

TO HAVE AND TO HOLD, All and singular the above mentioned and described premises,
together with the appurtenances, unto the parties of the second part and to their heirs
and assigns forever and the said parties of the first part and their heirs the said prem-
ises in the quiet and peaceable possession of the said parties of the second part their heirs
and assigns against the said parties of the first part and their heirs, and against all and
every person and persons who or who ever, lawfully can thereafter claim the same shall and will
WARRANT and by these presents forever WARRANT.

Recorded at Request of:

WILLIAMS LEGAL SERVICES

Joseph L. Williams II
Peter J. Contos Jr.
560 3rd Street
Idaho Falls, ID 83403
(208) 522-8754 (208) 232-1425 (fax)

Return and Mail Tax Notices To:
Marvin S. England
Box 1124
Northfork, Idaho 83466

QUITCLAIM DEED

For value received I, Gerald England, Grantor, do hereby convey, release, remise and forever quitclaim unto, Marvin S. England, Grantee, all interest which Grantor might have, or hereafter might acquire (except by gift, inheritance, or purchase) in the real property in Lemhi County, Idaho, the following described premises, to-wit:

All of Lot No. Three (3) of Holcomb Subdivision No. Two (2), Lemhi County, State of Idaho. Together with all water and water rights, ditch and ditch rights used in connection herewith. The above conveyance is made free and clear of all other encumbrances except: Right of way and easements, reservations in Federal patents and State deeds, or other restrictions imposed by law, building and use restrictions of record, building and zoning regulations and ordinances of any governmental unit.

together with their appurtenances.

DATED this 1st day of 1988

1988

Gerald England
Gerald England

QUITCLAIM DEED - 1

WOMAN, STATED AND DELIVERED IN PRESENCE OF

45

-50-

day of

in the year 1979 , before me
a Notary Public

a Notary Public

BILLIE A. MOORE and BONNIE M. MOORE, husband and wife.

for \$1000 to be for person 5 whose name is subscribed to the within instrument

and acknowledged to me that _____

_____ WHEREOF I have hereunto set my hand and affixed my official seal the day

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the 20th day of

and ... in this ...
PUBLIC
... 1942

Notary Public for the State of Idaho
Residing at Salmon, Idaho

5

WARRANTY DEED

3

State of Idaho	County of Lemhi	SS.
----------------	-----------------	-----

1

12

1. *Chrysomelids* and *Curculionids* (1971-1972)

4

1

11. $\frac{1}{2}$ 11. 11

7

of 77 individuals: 14 females and 63 males.

100

52

10

By *Elizabeth C. ...*

2

Page 5 of 12

o) **Prüfung**

1

1



WARRANTY DEED

THIS INDENTURE, Made this 28th day of November
in the year of our Lord one thousand nine hundred and seventy eight, between
MAYNARD B. HOLCOMB and ESTHER L. HOLCOMB, husband and wife, and
WARREN M. HOLCOMB and LENORA HOLCOMB, husband and wife,
of North Fork, County of Lemhi, State of Idaho
the parties of the first part, and
BILLIE A. MOORE and BONNIE M. MOORE, husband and wife,

of Box 277, Salmon, County of Lemhi, State of Idaho
the parties of the second part.

WITNESSETH, That the said parties of the first part, for and in consideration of the sum
of TWENTY FOUR THOUSAND TWO HUNDRED TEN AND NO/100 (\$24,210.00) DOLLARS,
lawful money of the United States of America,

to them in hand paid by the said
parties of the second part, the receipt whereof is hereby acknowledged, have granted, bar-
gained and sold, and by these presents do grant, bargain, sell, convey and confirm unto the
said parties of the second part, and to their heirs and assigns forever, all of the following
described real estate, situated in County of Lemhi, State
of Idaho, to-wit:

All of Lot No. Three (3) of Holcomb Subdivision No. Two (2),
Lemhi County, State of Idaho.

Together with all water and water rights, ditch and ditch
rights used in connection therewith.

The above conveyance is made free and clear of all other
encumbrances except: Rights of way and easements, reservations
in Federal patents and State deeds, or other restrictions
imposed by law, building and use restrictions of record,
building and zoning regulations and ordinances of any
governmental unit.

TOGETHER, With all and singular the tenements, hereditaments and appurtenances there-
unto belonging or in anywise appertaining, the reversion and reversions, remainder and remaind-
ers, 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 parties of the first part their

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

IN WITNESS WHEREOF, The said parties of the first part have hereunto set their hands and seals the day and year first above written.
SIGNED, SEALED AND DELIVERED IN PRESENCE OF

Margaret Holcomb (Seal)
Warren M. Holcomb (Seal)
William M. Holcomb (Seal)
Esther L. Holcomb (Seal)

STATE OF IDAHO } ss.
COUNTY OF LEMHI }

On this 7th day of December in the year 1978, before me the undersigned, a Notary Public in and for said State, personally appeared WARREN M. HOLCOMB and MAYNARD B. HOLCOMB and ESTHER L. HOLCOMB, husband and wife, know to me to be the persons whose names are subscribed to the within 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 first above written.

Fred Shook
Notary Public for the State of Idaho
Residing at Salmon, Idaho

212573

NO.

WARRANTY DEED

TO

Date _____ 19 _____

STATE OF IDAHO } ss.
COUNTY OF LEMHI }

I hereby certify that this instrument was filed for record at request of Bill

Allen Jackson
at 31 minutes past 11
o'clock P.M. this 8 day
of November A.D. 19 78
in my office, and duly entered in Book _____

of _____ at page _____

Alberta Haddock
Ex-Officio Recorder

By Deanne Shook Deputy

Fee, \$ 9.50

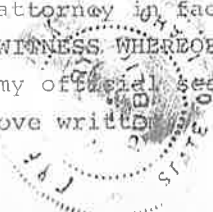
Maid to _____

STATE OF IDAHO

County of Lemhi--ss.

On this 1st day of December, in the year 1978, before me, the undersigned, a Notary Public in and for said State, personally appeared WARREN M. HOLCOMB, known to me to be the person whose name is subscribed to the within instrument as the attorney in fact of LENORA HOLCOMB, and acknowledged to me that he subscribed the name of LENORA HOLCOMB thereto as principal, and his own name as attorney in fact.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

A circular notary seal for Fred Snodgrass, Notary Public for Idaho, with the commission expiration date of 12-31-80.
Fred Snodgrass
Notary Public for Idaho, residing at Salmon

To: A75-04121
A75-04121A
A75-04121B
A75-04121C
A75-04121D
Fr: Bryce A. Contor
Date: 12/23/1999
Re: Splits, Change of Ownership, Amended Claims

A75-04121 E
A75-04121 F
Bryce

History:

1. Original water right was a beneficial use claim for approximately 88 acres. From this claim, record A75-02141 was prepared. There is no corresponding signed claim. This water right covered basically the full extent of what is now Holcomb Division No. 2.
2. Claim A75-04121A was originally filed by Maynard and Ester Holcomb on what appears to be only Lot 5 of Holcomb Division No. 2, approximately 33 acres. In 1990, ownership was changed to Henry and Zelma Savage.
3. Claim A75-04121B was originally filed by Glen and Terry Goddard. The claim referenced Lots 1 and 2 of Holcomb Division No. 1. An October 1999 amended claim by Glen and Terry Goddard clarifies that this should be Lots 1 and 2 of Holcomb Division No. 2. However, the legal description claims only land in T24N R21E Section 27 SWSE. The attached map shows that Lots 1 and 2 actually extend also into the NESE, NWSE, SWSE, and SESE of section 27.
4. These two claims left the original water right underclaimed by about 30 acres.
5. In July of 1999, David and Vickie Neinke presented a change of ownership form and adequate documentation showing their purchase of Lot 4. I erroneously assumed that record A75-04121 represented an original adjudication claim and that splits A75-04121A and B had failed to distribute all of the original claim. Consequently, I created A75-04121C for Lot 4 and assigned it to Neinkes. I also created claim A75-04121D for Lot 3 and assigned it to Holcombs, who I thought had been the original claimants for the full original right.
6. In December of 1999, I looked at a change of ownership request from Robert Rowland, who presented documentation of a chain of title for Lot 3 from Holcombs to himself, with a request to change ownership of claim A75-02141D. I also found documentation in file A75-04121B that indicates Rowland is also now the owner of Lot 2, which would be part of claim A75-04121B.

Action Needed:

1. A75-04121A:

No action needed.

2. A75-04121B

Claim needs to be split to accommodate sale of Lot 2 to Rowland.

Lot 2 portion needs ownership changed to Rowland.

Both claims need to be amended to reflect correct legal description of POU.

→ A75-04121 E
→ A75-04121 F

3. A75-04121C

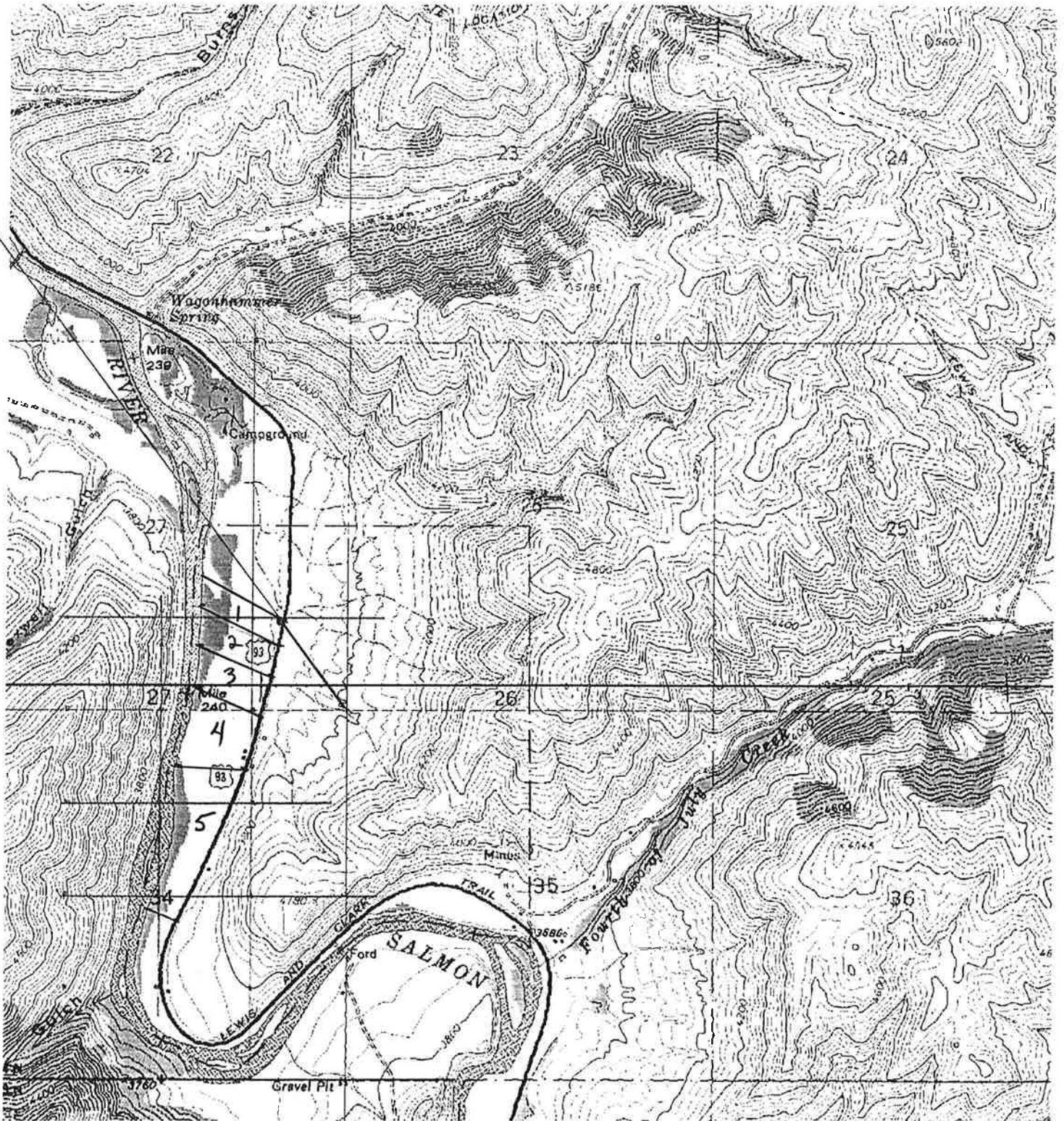
Neinke's need to sign a claim.

4. A75-04121D

Rowland needs to sign a claim.

Individual files contain copies of new or amended claims and correspondence I have sent out to accomplish these needed actions.

Idaho Department of Water Resources



Prepared from plat maps in file A75-04121 B 12/23/99 B. Conton



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

November 29, 1999

TO: ROBERT ROWLAND
914 N AVON
BURBANK CA 91505

THE "NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP" FOR A75-04121D HAS BEEN RETURNED FOR THE FOLLOWING ITEM(S):

☒ COPY OF DEED, TITLE POLICY, CONTRACT OF SALE, OR OTHER LEGAL DOCUMENT indicating your ownership of the property and water rights in question,

☒ LEGAL DESCRIPTION OF PROPERTY

☒ PLAT OF PROPERTY OR SURVEY MAP (usually on file with the county)

☐ USDA FARM SERVICE AGENCY (FORMERLY ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

PLEASE ENCLOSE THE REQUESTED ITEM(S) AND RESUBMIT THE ENTIRE PACKET TO THIS OFFICE AND WE WILL PROCESS YOUR CHANGE OF OWNERSHIP AS SOON AS POSSIBLE.



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

August 23, 1999

MAYNARD & ESTER HOLCOMB
PO BOX 797
NORTH FORK ID 83466

RE: CHANGE IN OWNERSHIP FOR A75-04121

Dear Mr. and Mrs. Holcomb:

The request for Change in Ownership for a portion of the above-referenced Notice(s) of Claim has been processed with the new Notice(s) reflecting you as one of the claimants.

Since the Change in Ownership involved just a portion of the Notice(s) of Claim, the right was split as follows:

A75-04121A, 1.98 cfs, 33 acres, Savage
A75-04121B, 1.26 cfs, 21 acres, Goddard
A75-04121C, 1.19 cfs, 19.9 acres, Neinke
A75-04121D, 0.85 cfs, 14.1 acres, Holcomb

Enclosed for your records is a typed Notice(s) reflecting your portion of the right. Review the Notice(s) and if you have other corrections or questions, please contact this office.

Respectfully submitted,

Jennifer Hoagland
Technical Records Specialist

Enclosure

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

DELOG EV 6/3/99
CK-BR-7/20/99
RECEIVED
JUN 03 1999

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

A75-04121

1. Water Right or Adjudication Claim No(s): A75-04121
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 William A. + Pamela McKnight
7561 Morgan Rd. Woodbridge MD. 21797
4. New Owner/Claimant(s) David S. + Vickie G. Nienke
Name Connector (Check one): ☐ and, ☐ or, ☒ and/or
New Mailing Address HC-10 Box 46B
City, State and ZIP Code North Fork ID 83466
New Telephone Number (208) 865-2487

5. Date you acquired the property 9-26-97

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 17.0 Number and type of stock _____

Diversion rate in CFS .34 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) [Signature]

Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign this 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.

7/28/99

A75-04121A
A7-04121B
A75-04121C
A75-04121D

As part of the
split of CPO I
changed Div. rate
on A
Bac

	CFs	acres
Original	5.28	88
A	1.98	33
B	1.26	21
C - Niede	1.19	19.9
D - Holcomb	0.85	14.1

Original claim
 $\frac{5.28}{88} = 0.06$ acre

Savage - A
 $\frac{1.32}{33} = 0.04$ acre

Gouldard - B
 $\frac{1.26}{21} = 0.06$

SCANNED

RECEIVED

JAN 31 2000

Department of Water Resources
Eastern Region

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: A75-04121D

Date Received: 5/15/1990

Receipt No: ~~X777777~~ IF 025551

Received By: B. Conter

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ROBERT W ROWLAND 818-566-1341
Address: 914 N AVON
BURBANK CA 91505

2. Date of Priority: SEP 9, 1915

3. Source: SALMON RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
24N	21E	34		SW	SE		LEMHI

5. Description of diverting works:
DAM & DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.850		
STOCKWATER	04/01	11/01	0.020		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/15 RANGE CATTLE, 5 HORSES

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
24N	21E	27	SW	SE		IRR	11.6
			SW	SE		STOCK	
			SE	SE		IRR	1.3

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
24N	21E	27	SE	SE		STOCK	
						Section Acres	12.9
		34	NE	NE		IRR	0.1
			NE	NE		STOCK	
			NW	NE		IRR	0.3
			NW	NE		STOCK	
						Section Acres	0.4
						Total Acres	13.3

11. Place of use in counties: LEMHI

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:

14. Remarks:

NOTE THERE IS ONLY ONE P.D. WHICH MAY EXTEND INTO SESE OF SEC. 34 ORIGINAL SPLIT OF A75-04121 DID NOT INCLUDE ALL OF ORIGINAL CLAIM. A75-04121C AND A75-04121D ASSIGN REMAINING PORTION. BAC 7/22/1999.

PLACE OF USE ALSO KNOWN AS HOLCOMB DIVISION NO 2 LOT NO 3.

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: 2

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~~ California

County of Los Angeles

)
) SS.
)

Subscribed and sworn (or affirmed) before me this 26th day

of January 19 2000

Diane Sfetku
Notary Public

Seal



Residing at Burbank, CA

My Commission Expires

8-30-02

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: A75-04121D
Date Received: 5/15/1990
Receipt No: X777777
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: MAYNARD HOLCOMB 208-865-2288
Address: PO BOX 797
NORTH FORK ID 83466

Name: ESTER L HOLCOMB 208-865-2288
Address: PO BOX 797
NORTH FORK ID 83466

2. Date of Priority: SEP 9, 1915

3. Source: SALMON RIVER Trib. to: SNAKE RIVER
SPLIT RIGHT

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
24N	21E	34	SW	SE			LEMHI

5. Description of diverting works:
DAM & DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.850		
STOCKWATER	04/01	11/01	0.020		

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

A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/15 RANGE CATTLE, 5 HORSES

A7504121D



10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
24N	21E	27	NE		SE		IRR	2.0
			NW		SE		IRR	7.0
			SW		SE		IRR	0.1
			SE		SE		IRR	5.0
							Section Acres	14.1
							Total Acres	14.1

11. Place of use in counties: LEMHI

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:

14. Remarks:

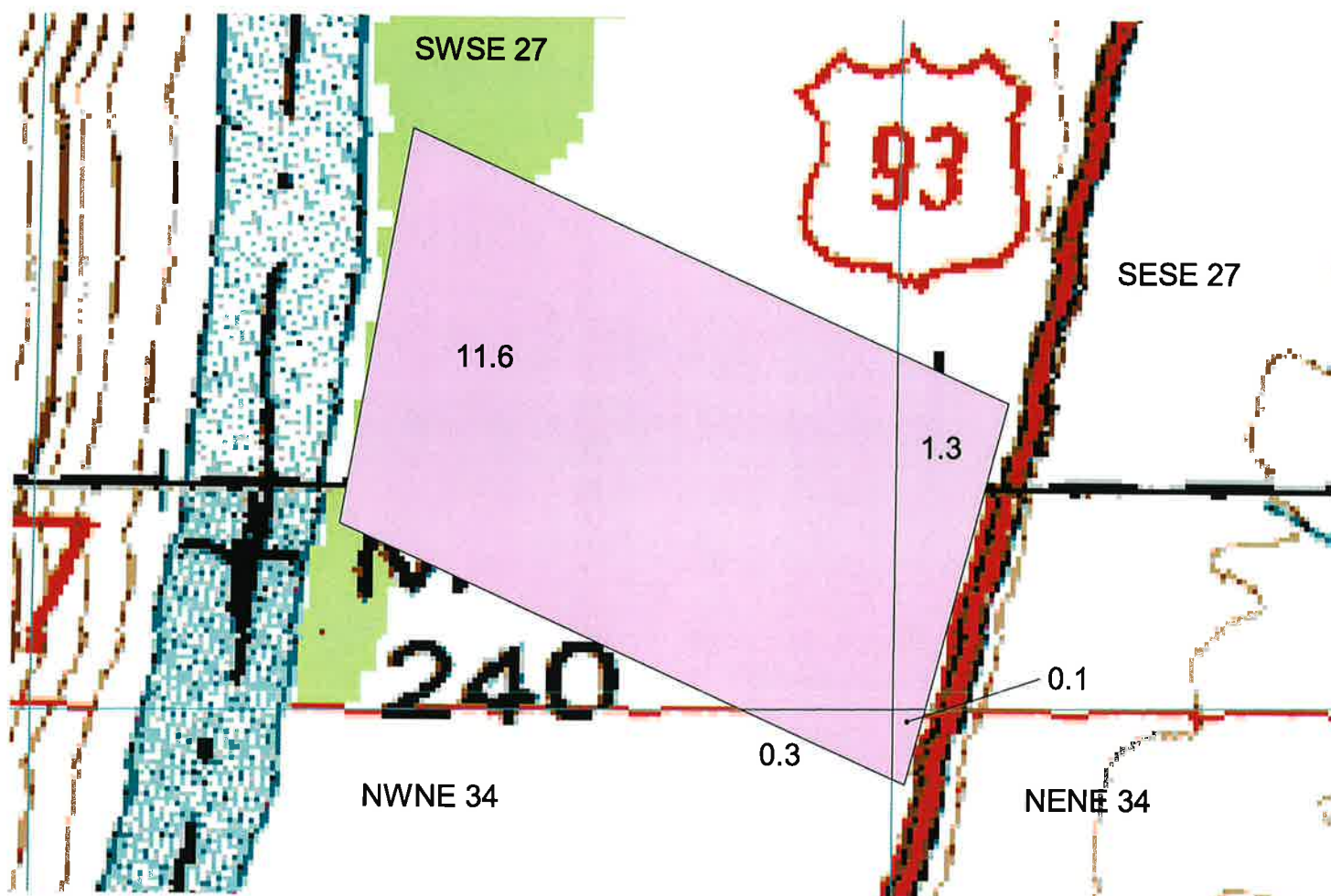
NOTE THERE IS ONLY ONE P.D. WHICH MAY EXTEND INTO SESE OF SEC. 34 ORIGINAL SPLIT OF A75-04121 DID NOT INCLUDE ALL OF ORIGINAL CLAIM. A75-04121C AND A75-04121D ASSIGN REMAINING PORTION. BAC 7/22/1999.

15. Basis of Claim: BENEFICIAL USE

Idaho Department of Water Resources

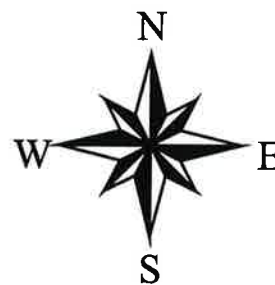
Holcomb Division No. 2

Lot 3



0 1320 Feet

Township 24N Range 21E

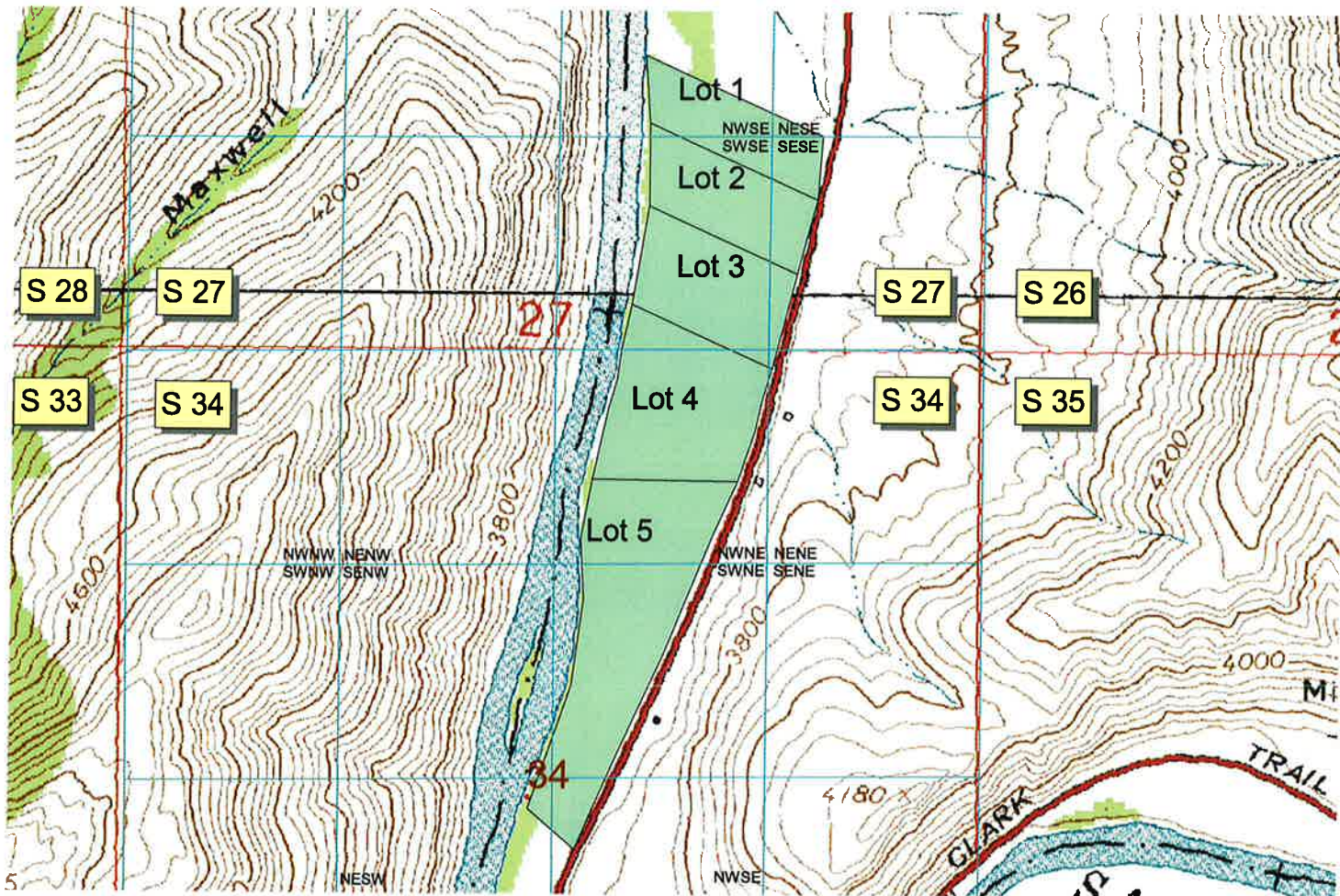


Prepared Using Metes And
Bounds Description From
Subdivision Plat, Overlaid
On USGS Map

GIS Illustration based on
1987/88 NAPP Photography
Prepared by Bryce A. Contor
December, 1999

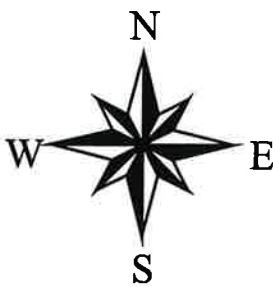
Idaho Department of Water Resources

Holcomb Division No. 2



0 1320 Feet

Township 24N Range 21E
Sections 27 and 34



Prepared Using Metes And
Bounds Description From
Subdivision Plat, Overlaid
On USGS Map