

11/20/2006

**NOTICE OF ERROR
REPLY**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: 12/13/2006

Water right number: 75-13996

SHEILA NAFUS
201 VISTA OESTE
TUCSON AZ 85704
Telephone Number: (602)544-0033

STEVE NAFUS
201 VISTA OESTE
TUCSON AZ 85704
Telephone Number: (602)544-0033

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

☐ I AGREE with this proposed recommendation: no changes need to be made.

DATE: _____ SIGNATURE: _____

Please print your name: _____

IDWR Regional Office, 7600 Mineral Drive, Suite 100, Coeur D' Alene, ID 83815, 2087622800

12/20/2006

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

RIGHT NUMBER: 75-13996

NAME AND ADDRESS: SHEILA NAFUS
201 VISTA OESTE
TUCSON AZ 85704

STEVE NAFUS
201 VISTA OESTE
TUCSON AZ 85704

SOURCE: CARMEN CREEK

TRIBUTARY: SALMON RIVER

QUANTITY: 0.039 CFS

PRIORITY DATE: 05/01/1882

POINT OF DIVERSION:

T22N R22E S9 SWNWSW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.039 CFS

PLACE OF USE: IRRIGATION in LEMHI County

T22N R22E S08 SESW 11.00

11 ACRES TOTAL

Right Nos. 75-13996 and 75-14340 are limited to the irrigation of a combined total of 11 acres in a single irrigation season.

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

11/20/2006

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

RIGHT NUMBER: 75-13996
NAME AND ADDRESS: SHEILA NAFUS
201 VISTA OESTE
TUCSON AZ 85704

STEVE NAFUS
201 VISTA OESTE
TUCSON AZ 85704

SOURCE: CARMEN CREEK TRIBUTARY: SALMON RIVER
QUANTITY: 0.028 CFS
PRIORITY DATE: 05/01/1882
POINT OF DIVERSION: T22N R22E S9 SWNWSW Within LEMHI County
PURPOSE AND PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/01 10/31	0.028 CFS
PLACE OF USE:	<u>IRRIGATION in LEMHI County</u>		
	T22N R22E S08	SESW 11.00	
	11 ACRES TOTAL		

Right Nos. 75-13996 and 75-14340 are limited to the irrigation of a combined total of 11 acres in a single irrigation season.

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

11/16/2006

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

RIGHT NUMBER: 75-13996
NAME AND ADDRESS: SHEILA NAFUS
201 VISTA OESTE
TUCSON AZ 85704

STEVE NAFUS
201 VISTA OESTE
TUCSON AZ 85704

SOURCE: CARMEN CREEK TRIBUTARY: SALMON RIVER

QUANTITY: 0.028 CFS 4039

PRIORITY DATE: 05/01/1882

POINT OF DIVERSION:

T22N R22E S9 SWNWSW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.028 CFS

PLACE OF USE: IRRIGATION in LEMHI County

T22N R22E S08 SESW 11.00

11 ACRES TOTAL

Right Nos. 75-13996 and 75-14340 are limited to the irrigation of a combined total of 11 acres in a single irrigation season.

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EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed



Idaho Department of Water Resources

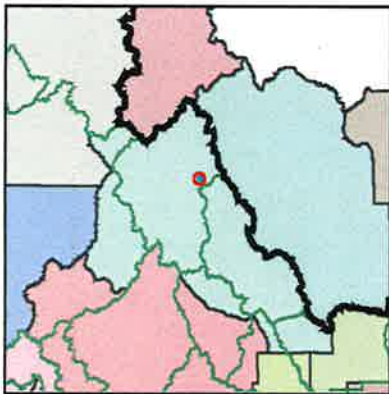
SRBA Recommendation:

75-13996

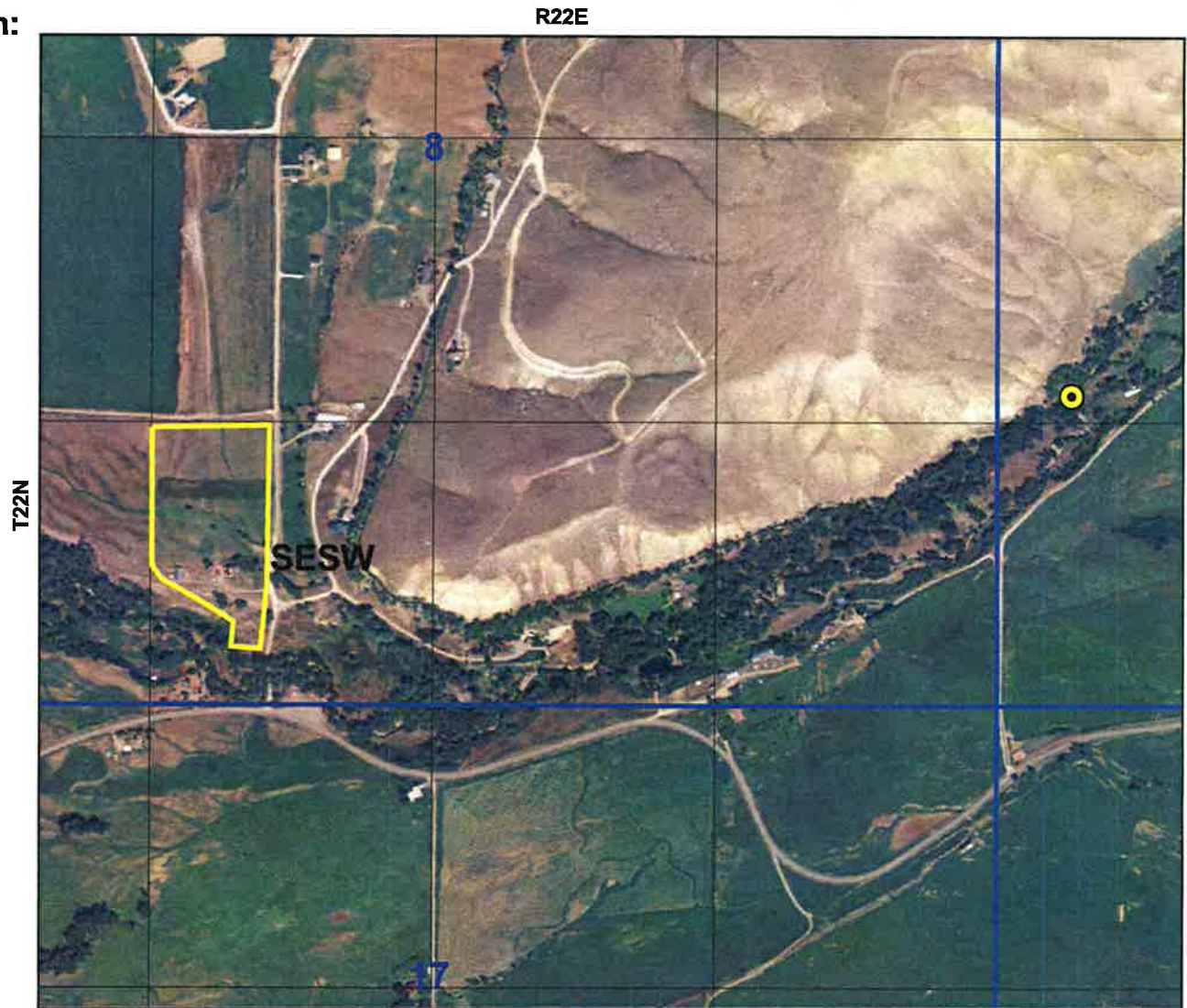
(Irrigation)

Legend

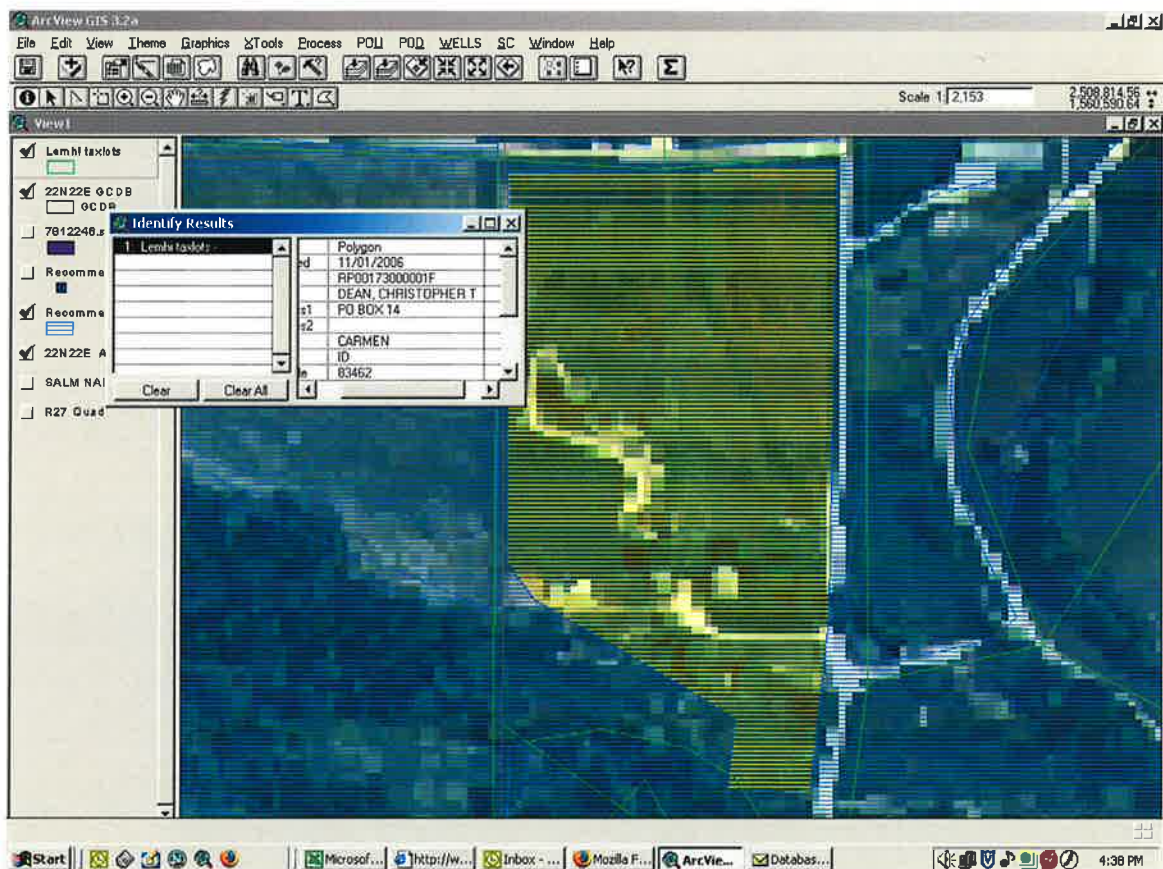
-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters

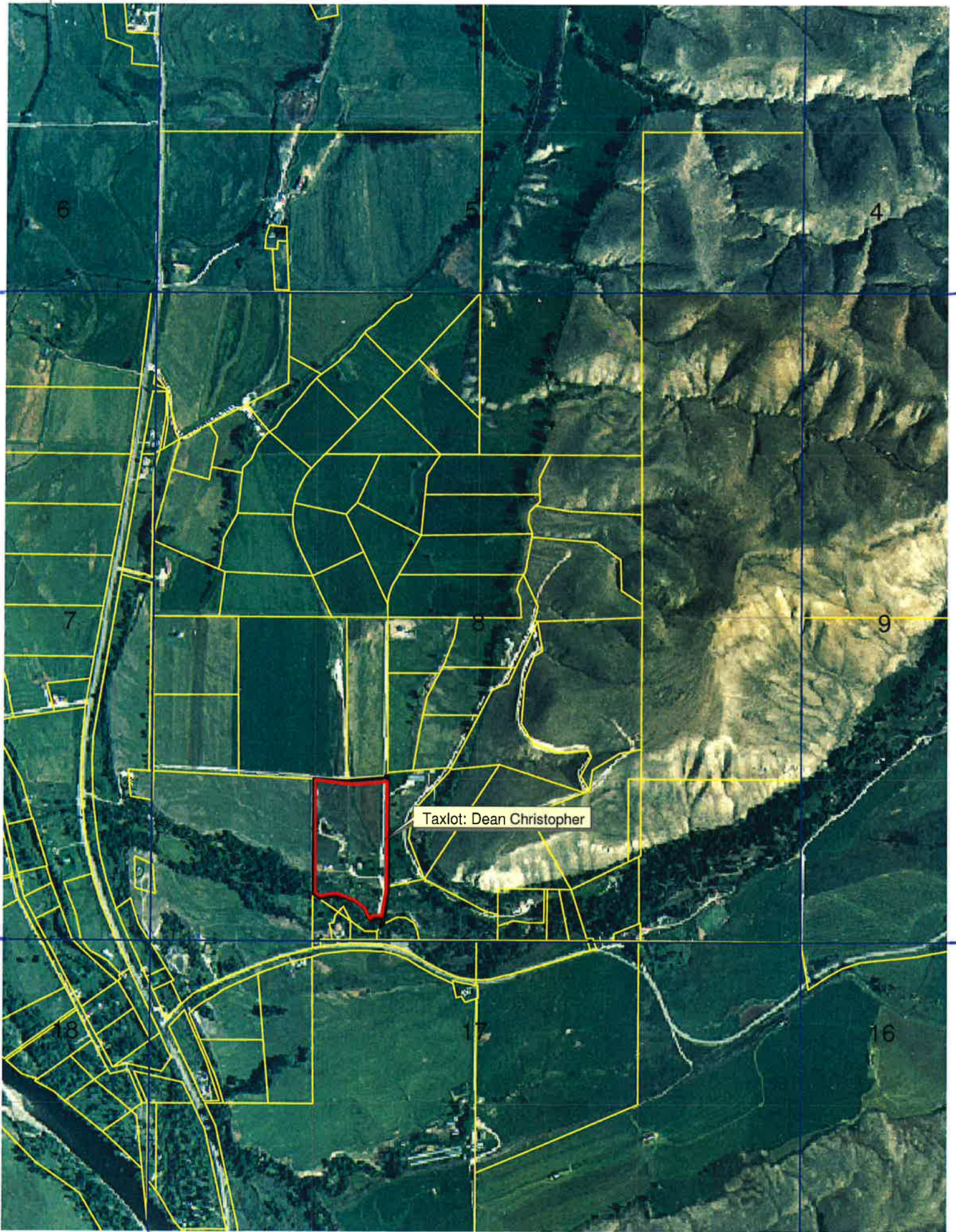


Lemhi County
IDWR Basin 75



Prepared by M. Ciscell
On Monday, November 20, 2006
2004 Aerial Photography





September 27, 2005

CHRISTOPHER DEAN
CYNTHIA DEAN
PO BOX 14
CARMEN, ID 83462

RECEIVED
N
Department of Water Resources

THE "NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP" FOR A75-13996
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.
- ☐ FILING FEE OF \$25.00 **PER WATER RIGHT NUMBER**

PLEASE ENCLOSE THE REQUESTED ITEM(S) AND RESUBMIT THE ENTIRE
PACKET TO OUR IDAHO FALLS OFFICE AT THE ADDRESS BELOW:

ID DEPT OF WATER RESOURCES
EASTERN DISTRICT OFFICE
ATTN JENNIFER CRABTREE
900 N SKYLINE DR., SUITE A
IDAHO FALLS, ID 83402-1718

Respectfully submitted,

Katy Jackson
Office Specialist 1
Eastern Region office

PROFILED

SCANNED
SEP 29 2005

Roxanne Brown

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

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

RECEIVED
 SEP 27 2005
 Department of Water Resources
 Eastern Region

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
A75-13996					

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- 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**.
- 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)

Steve & Sheila Nafus
201 Vista Oeste Tucson, AZ 85704

4. New Owner/Claimant(s)

Christopher & Cynthia Dean

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

PO Box 14

City, State and ZIP Code

Carmen, ID 83462

New Telephone Number

(208) 756-1359

5. Date you acquired the property

8 Sept 03

RECEIVED
 FEB 24 2006
 Department of Water Resources
SCANNED
 MAR 09 2006

WARRANTY DEED

For Value Received PHYLLIS L. HEMEON

the grantor , does hereby grant, bargain, sell and convey unto CHRISTOPHER T. DEAN AND CYNTHIA L. FRAZE DEAN, HUSBAND AND WIFE
90 LOS VERDES DRIVE, SAN LUIS OBISPO, CALIFORNIA 93401-0000

the grantee , the following described premises, in Lemhi County Idaho, towit:

SEE ATTACHED EXHIBIT "A"

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

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

Dated: AUGUST 29, 2003

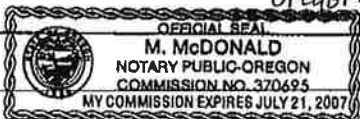
Phyllis L. Hemeon
PHYLLIS L. HEMEON

STATE OF ~~IDAHO~~ ^{Oregon} COUNTY OF ~~CLATSOP~~
On this 3RD day of September, 2003,
before me, a notary public in and for said State, personally appeared

Phyllis L. Hemeon

known to me to be the person whose name
subscribed to the within instrument, and acknowledged
to me that *M. McDonald* executed the same.

Residing at _____
Comm. Expires _____
Notary Public



STATE OF IDAHO, COUNTY OF

I hereby certify that this instrument was filed for record at the request of *Lemhi Title*

at *forty three* minutes past *two* o'clock p.m.,
this *8th* day of *Sept.*, 2003.
~~1st~~, in my office, and duly recorded in Book
of Deeds at page

Seri J. Norton
Ex-Officio Recorder

By *KB* Deputy.

Fees \$ *6.*
Mail to: _____

LEMHI TITLE & ABSTRACT — SALMON, IDAHO

INSTRUMENT NO. 255891

SCANNED
MAR 09 2006

255891

EXHIBIT A

All of Lot 1 of Antelope Hills Subdivision as recorded on September 22, 1983, in Book 5 at Page 60-1, in records of Lemhi County, being a fraction of the SW $\frac{1}{4}$, Section 8, T. 22 N., R. 22 E. B. M., County of Lemhi, State of Idaho.

Excepting therefrom the following:

Commencing at the Northwest corner of said Lot 1, and being the Real Point of Beginning:

Thence S. 89° 26' 45" E. 532.71 feet; thence S. 89° 41' 24" E., 1365.75 feet; thence S. 0° 06' 13" E., 1284.21 feet; thence S. 85° 29' 33" W., 349.93 feet; thence N. 89° 15' 43" W., 260.08 feet; thence N. 87° 05' 43" W., 1283.77 feet; thence N. 0° 10' 11" W., 1255.54 feet to the Real Point of Beginning.

Excepting Therefrom:

Commencing at the South Quarter corner of Section 8, T. 22 N., R. 22 E., B. M., a distance of 787.80 feet on a bearing of N. 89° 43' 28" W., along the South boundary of Section 8; thence N. 7° 16' 17" E., 97.22 feet to a Point on the South boundary of Lot 1 and being in the center of Carmen Creek and being the Real Point of Beginning. Thence N. 7° 16' 17" E., 79.36 feet to a point in the center of a creek channel; thence the following courses and distances along the center of said channel; S. 83° 05' 35" W., 42.04 feet; S. 61° 00' 58" W., 39.31 feet; N. 53° 33' 06" W., 53.05 feet; N. 8° 24' 05" W., 33.37 feet; N. 32° 19' 04" W., 65.72 feet; N. 58° 05' 37" W., 99.50 feet; N. 77° 27' 23" W., 142.73 feet to a point in the center of Carmen Creek; thence S. 80° 25' 47" W., 125.54 feet along the center of Carmen Creek; thence S. 54° 39' 48" E. 455.07 feet; thence East 100.00 feet to a point in the center of Carmen Creek; thence N. 42° 38' 34" E., 35.86 feet along the center of Carmen Creek to the Real Point of Beginning.

Excepting therefrom:

A parcel of land located in the SW $\frac{1}{4}$ of Section 8, T. 22 N., R. 22 E. Boise Meridian, Lemhi County, Idaho, more particularly described as follows:

Commencing at the SW corner of said Section 8, from which the West $\frac{1}{4}$ corner of Section 8 bears N. 00° 40' 30" W. a distance of 2652.58 feet, run thence S. 55° 20' 48" E. a distance of 2302.92 feet to the Point of Beginning.

Thence S. 00° 06' 13" E. along the Westerly Right-of-way of an existing road a distance of 15.00 feet;

Thence S. 85° 29' 33" W. a distance of 325.0 feet;

Thence N. 85° 57' 51" W. a distance of 260.73 feet;

Thence N. 89° 15' 45" E. a distance of 260.08 feet;

Thence N. 85° 29' 33" E. a distance of 325.00 feet to the Point of Beginning.

SCANNED
MAR 11 2006



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. SKYLINE DR., SUITE A, IDAHO FALLS, ID 83402-1718

PHONE: (208) 525-7161 FAX: (208) 525-7177 WEB SITE: www.idwr.state.id.us

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

September 27, 2005

CHRISTOPHER DEAN
CYNTHIA DEAN
PO BOX 14
CARMEN, ID 83462

THE "NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP" FOR A75-13996
HAS BEEN RETURNED FOR THE FOLLOWING ITEM(S):

 X 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.

 FILING FEE OF \$25.00 **PER WATER RIGHT NUMBER**

PLEASE ENCLOSE THE REQUESTED ITEM(S) AND RESUBMIT THE ENTIRE
PACKET TO OUR IDAHO FALLS OFFICE AT THE ADDRESS BELOW:

ID DEPT OF WATER RESOURCES
EASTERN DISTRICT OFFICE
ATTN JENNIFER CRABTREE
900 N SKYLINE DR., SUITE A
IDAHO FALLS, ID 83402-1718

Respectfully submitted,

Katy Jackson
Office Specialist 1
Eastern Region office

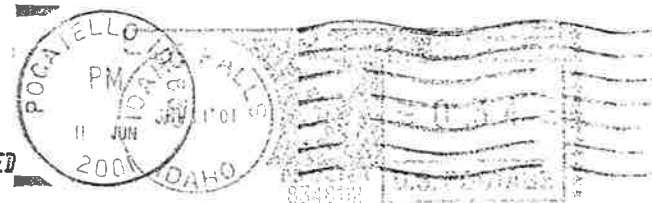
SCANNED
MAR 2006

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern District Office
900 N. Skyline Dr.
Idaho Falls, ID 83402-1718

Return Service Requested

RETURN TO SENDER NOT DELIVERABLE AS ADDRESSED

TUCSON, AZ 0614



75-13996

STEVE & SHEILA NAFUS
201 VISTA OESTE
TUCSON AZ 85704

phone # disconnected
JC 7/25/01





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

June 8, 2001

CHARLES & JEANNE HURST
21 AUSTIN RD
CARMEN ID 83462

RE: CHANGE IN OWNERSHIP FOR 75-10062F

Dear Mr. & Mrs. Hurst:

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:

75-10062F:

75-13996, 0.37 cfs, 18.8 acres, Nafus

75-13997, 0.08 cfs, 3.2 acres, Hurst

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,

A handwritten signature in cursive script that reads "Jennifer Crabtree".

Jennifer Crabtree
Technical Records Specialist

Enclosure

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

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
75-10062F		☒			

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- 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**.
- 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) Steve and Sheila Nafus
201 Vista Oeste Tucson, AZ 85704
4. New Owner/Claimant(s) Charles E +/or Jeanne R. Hurst
 Name Connector (Check one): ☐ and, ☐ or, ☒ and/or
- New Mailing Address #21 Austin Rd
- City, State and ZIP Code CARMEN ID 83462
- New Telephone Number (208) 756-3666
5. Date you acquired the property 9-24-1993

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 <u>75-10062F</u>		
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	<u>.08 cfs</u>	
Stock		
Domestic		
Other		
Total	<u>.08 cfs</u>	

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.

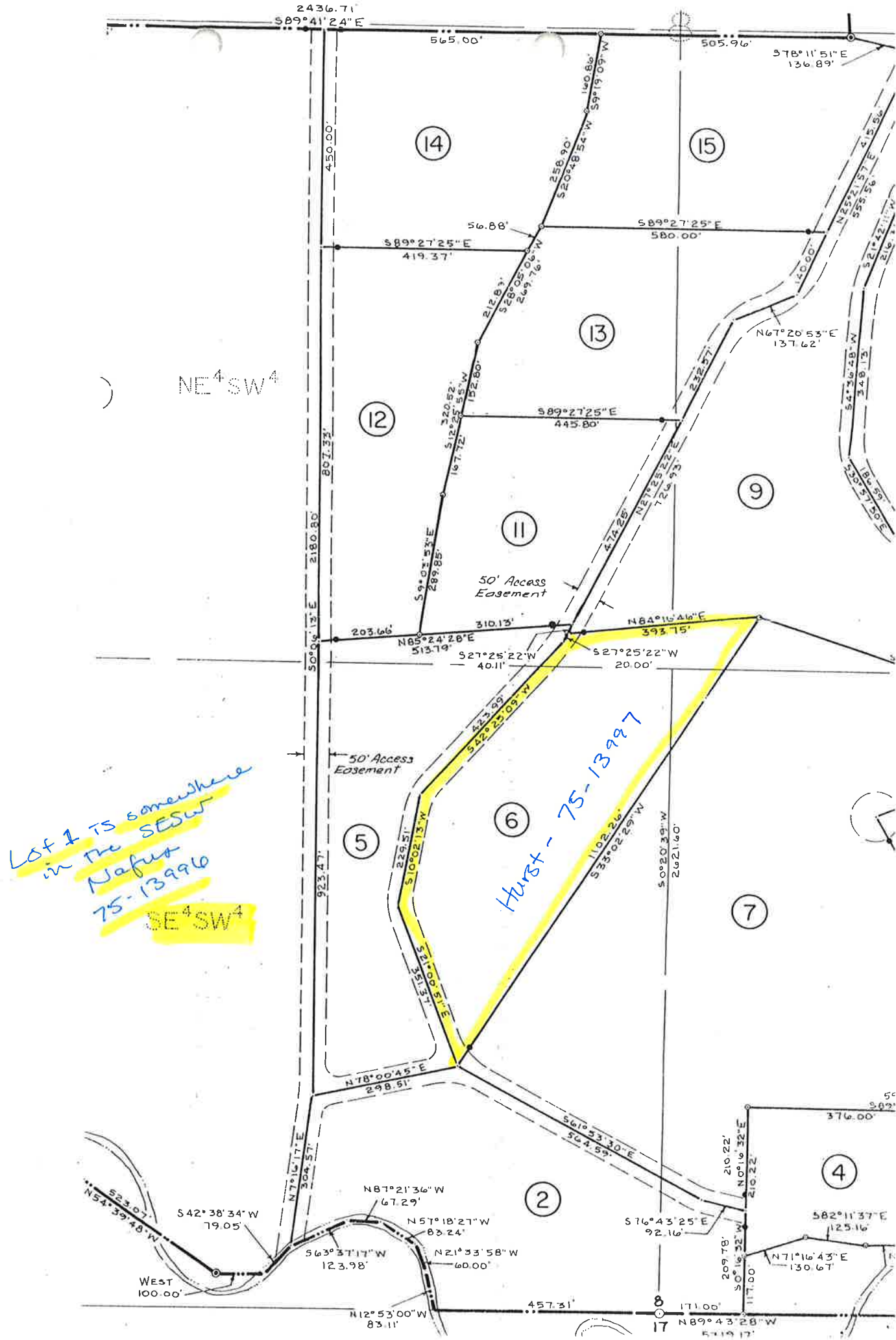
Signature of New Owner(s) or Claimant(s)
(include title if applicable)



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 _____	Date _____	Fee _____
Received by _____	Date _____	Receipt No. _____
Processed by _____ AJ	Date _____	WR _____ Date _____



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 75-13996
Date Received: 6/8/01
Receipt No:
Received By:

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s)

SHEILA NAFUS Phone: (602)544-0033

201 VISTA OESTE
TUCSON AZ USA 85704

STEVE NAFUS Phone: (602)544-0033

201 VISTA OESTE
TUCSON AZ USA 85704

2. Date of Priority: 05/01/1882

3. Source: CARMEN CREEK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
22N	22E	9	SW NW SW	LEMHI	

5. Description of diverting works:

HEADGATE, DITCH TO FLOOD & SPRINKLE IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	0.37	

7. Total Quantity Appropriated is:
0.37 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

A7513996



Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
22N	22E	8	SE	SW	IRRIGATION	18.8
					Section Acres	18.8
					Total Acres	18.8

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:

SPLIT FROM FORMER RIGHT 75-10062F

15. Basis of Claim: Decreed