

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A37-07764

Date Received: 10/18/1988

Receipt No: M001617

Received By: _____

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

1. Name: JOAN DUGGAN 208-788-2881
Address: P.O. BOX 434
HAILEY ID 83333

2. Date of Priority: FEB 16, 1979

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
01N	19E	18	SE	SE	SW		BLAINE

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.
IRRIGATION	04/01	11/01	0.200		
DOMESTIC	01/01	12/31	0.020		

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

8. Total consumptive use is 24.7 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
01N	19E	18	SE	SW		IRR	9.9

MICROFILMED

FEB 24 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	9.9
					Total Acres	9.9

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:
NONE

14. Remarks:
OWNERSHIP CHANGE 11/19/91 BY JG.

15. Basis of Claim: PERMIT

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 _____

MICROFILMED
FEB 24 1993

SD-33

Last Name: TRAGER

STATE

S	O						
E	W	Water	Priority		Total	Use	
L	N	Right No.	Date	Source	Diversion	Code	Desc

TRAGER							
KENNETH B.,	C	A37-07764	02/16/1979	GROUNDWATER	0.220	01 IRR	
						43 DOMEST	

(Enter=Continue)

(GOLD7=This Query)

(MENU _____)

MICROFILMED
FEB 24 1993



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

RECEIVED
NOV 08 1991

DATE OF CLOSING: Aug 30, 1991

LEGAL DESCRIPTION OF PROPERTY: Township 01N Range 19E Department of Water Resources
Section 18, SE 1/4 of SW 1/4 of 1/4 Govt. Lot BM
Lot 7723, Block, , Subdivision/Townsite
If you have additional legal descriptions, please attach separate sheet.

RECEIVED

NOV 13 1991

Department of Water Resources
Southern Region Office

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☐ Water Right Number(s) Assigned by IDWR: 37-07764

☐ Name and Address of Former Owner/Claimant(s)(Seller): Kenneth B. Trager Jr.
P.O. Box 249

☐ New Owner/Claimant (Purchaser): Bellevue, Id 83313
JOAN DUGGAN

☐ New Mailing Address: P.O. Box 434
Hailey, IDAHO 83333

☐ New Telephone Number: (208) 788-2881

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes X no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

☐ Attach proof of ownership, describe proof attached:

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☐ Signature of New Owner/Claimant(s): Joan Duggan Date 10-26-91

☐ Signature of Former Owner/Claimant(s): Kenneth B. Trager Jr. Date 9-3-91

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 11/19/91 By: E

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: 11/19/91 By: E

Claim Numbers of Split, if any:

MICROFILMED

FEB 24 1993

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A37-07764
Date Received: 10/18/1988
Receipt No: MO01617
Received By: AD

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: KENNETH B., JR. TRAGER
Address: BOX 249
BELLEVUE, ID 83313 208-788-2819

2. Date of Priority: FEB 16, 1979

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01N	19E	18	SE	SE	SW		BLAINE

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.
IRRIGATION	04/01	11/01	0.200		
DOMESTIC	01/01	12/31	0.020		

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

8. Total consumptive use is 24.7 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
01N	19E	18	SE	SW		IRR	9.9
Section Acres							9.9

A37-07764

Page 1

Date: 10/18/88

MICROFILMED
FEB 24 1993

10. Place of Use: Continued

Total Acres 9.9

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: PERMIT

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: 1

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): K. B. Tramm Date: Oct 18 '88
Kenneth B. Tramm Date: Oct 18-88

State of Idaho)
County of Blaine) SS.

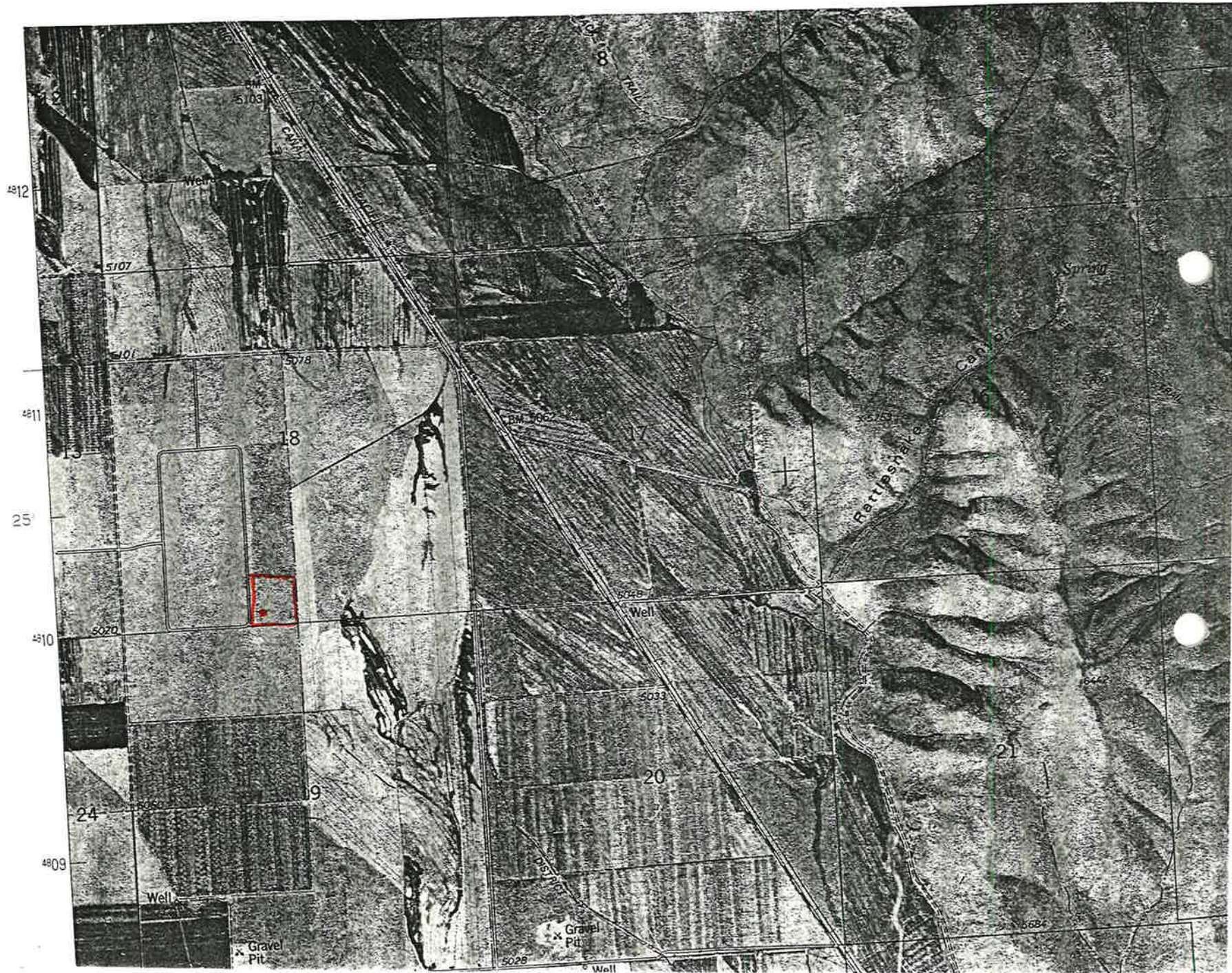
Subscribed and sworn (or affirmed) before me this 18th day
of Oct. 19 88

Al D. Merrill
Notary Public

Seal

Residing at Kimberly, Id
My Commission Expires 6/30/99

TIN R19E



MICROFILMED
FEB 24 1993

COPY

DISTRICT COURT - IDAHO
TWIN FALLS
FILED

2008 FEB 8 PM 12:33

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

In Re SRBA

Subcase No. 37-7764

Case No. 39576

**NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING**

IDWR has completed the following Administrative proceeding: **SUBSTITUTION OF PARTY**

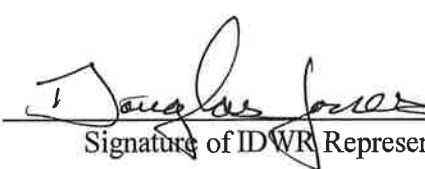
Does the change in "ownership" result in a splitting of the water right claimed? ☐ Yes ☒ No

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

Dated:

1/22/08


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 2/6, 2008, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

1. Original to:

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

2. Copies to:

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

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

Michael Marlow
Natasha Marlow
PO Box 211
Hailey ID 83333

Joan Duggan
PO Box 434
Hailey ID 83333



Signature of person or attorney mailing the form

01/16/2008

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

RIGHT NUMBER: 37-7764

NAME AND ADDRESS: MICHAEL H MARLOW
PO BOX 211
HAILEY ID 83333

NATASHA MARLOW
PO BOX 211
HAILEY ID 83333

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.200 CFS
28.20 AFY

PRIORITY DATE: 02/16/1979

POINT OF
DIVERSION:

T01N R19E S18 SESESW Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 11/01	0.180 CFS 27.60 AFY
DOMESTIC	01/01 12/31	0.020 CFS 0.60 AFY

PLACE OF USE: IRRIGATION in BLAINE County

T01N R19E S18 SESW 9.20

DOMESTIC same as IRRIGATION

9.2 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 - License



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 1341 Fillmore Street, Suite 200 • Twin Falls, Idaho 83301-3380
Phone: (208) 736-3033 • Fax: (208) 736-3037 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

February 6, 2008

MICHAEL MARLOW
NATASHA MARLOW
PO BOX 211
HAILEY ID 83333

RE: SRBA Claim(s) 37-7764

Dear Claimant:

Please find the enclosed copy of the Notice of Completed Administrative Proceeding, which the department has filed with the SRBA Court regarding the above referenced claims. You have received this notice pursuant to SRBA Court Administrative Order 11 requiring IDWR to report to the court and interested parties any pending changes to adjudication claims in basins for which a Director's Report has been filed with the court.

Please contact this office if you have any questions about the notice or the administrative process.

Sincerely,

Trish Fawcett
Technical Records Specialist

cc: Joan Duggan
PO Box 434
Hailey ID 83333

RECEIVED

APR 09 2007

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

DEPT. OF WATER RESOURCES
SOUTHERN REGION

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 IDWR will produce new water right number(s) for the split(s).

Water Right No(s)	Adjudication Claim No(s)	Split(s)	Water Right No(s)	Adjudication Claim No(s)	Split(s)
37-7764					

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 on file with the county Planning and Zoning or Recorder's Office).
- OR**
- D. 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 or equivalent **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)

Joan Duggan P.O. Box 434 Hailey, ID 83333
81 Freedom loop Bellevue, Idaho 83313

4. New Owner/Claimant(s)

Michael H. Marlow / Natasha Marlow

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

New Mailing Address

P.O. Box 211

City, State and ZIP Code

Hailey

New Telephone Number

(208) 920-1591 (cell)
208 988-9891 (home)

SCANNED
4/11/2008

5. Date you acquired the property

11-27-06

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in line 1, then skip this line and go to line 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 (you may copy this page, if 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 will not be split, skip this area and proceed to line 7)		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Water Right and/or Adjudication Claim Number _____		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number _____		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number _____		
Irrigation		
Stock		
Domestic		
Other		
Totals		

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.

7. Signature(s) of New Owner(s) or Claimant(s)

 OWNER
 (title if applicable)

 (title if applicable)

IT IS IMPORTANT TO FILE THIS COMPLETED FORM AT THE APPROPRIATE IDWR OFFICE, WITH PAYMENT OF THE FILING FEE AND THE OWNERSHIP DOCUMENT(S), AS REFERRED TO IN LINE 2.

For IDWR Office Use Only:

Received by  Date 4/9/07
 Receipted by  Date 4/10/07
 Processed by _____ AJ Date _____

Receipt Amt. \$25 + \$75
 Receipt No. 8029398 7/11/07 5029595
 WR _____ Date _____

WARRANTY DEED

FOR VALUE RECEIVED

William Dennis Duggan and Richard Ryan Duggan, Successor Trustees of the Kathleen Joan Duggan Living Trust Dated April 18, 2006

the Grantor, hereby grants, bargains, sells, conveys and warrants unto

Michael H. Marlow and Natasha Marlow, husband and wife

the grantee, whose current address is PO Box 927, Ketchum, ID 83340

the following described premises, to wit:

See "Exhibit A" attached hereto

Parcel Number: 01N19018105P A

SUBJECT TO: Current General Taxes, a lien in the process of assessment, not yet due or payable. Easements, restrictions, reservations, provisions of record, and assessments, if any.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that it is the owner in fee simple of said premises, that said premises are free from all encumbrances and that he will warrant and defend the same from all lawful claims whatsoever.

Dated: November 17, 2006

Kathleen Joan Duggan Living Trust Dated
April 18, 2006

By William Dennis Duggan
William Dennis Duggan, Successor Trustee

By Richard Ryan Duggan
Richard Ryan Duggan, Successor Trustee

STATE OF California)
COUNTY OF Los Angeles) ss.

On this 17 day of November, 2006, before me, the undersigned, a Notary Public, in and for said State, personally appeared William Dennis Duggan known to me, and ~~on the basis of satisfactory evidence~~ and/or identified to me, to be the Successor Trustee of The Kathleen Joan Duggan Living Trust Dated April 18, 2006, the Trust that executed the within instrument and acknowledged to me that he/she/they executed the same on behalf of said Trust.

WITNESS MY HAND AND OFFICIAL SEAL.

Heike Andrea Thiel
Notary Public
Resides at: 8028 Agnew Ave. LA. CA 90045
My commission expires: 10/7/08



WARRANTY DEED

FOR VALUE RECEIVED

William Dennis Duggan and Richard Ryan Duggan, Successor Trustees of the Kathleen Joan Duggan Living Trust Dated April 18, 2006

the Grantor, hereby grants, bargains, sells, conveys and warrants unto

Michael H. Marlow and Natasha Marlow, husband and wife

the grantee, whose current address is PO Box 927, Ketchum, ID 83340

the following described premises, to wit:

See "Exhibit A" attached hereto

Parcel Number: 01N19018105P A

SUBJECT TO: Current General Taxes, a lien in the process of assessment, not yet due or payable. Easements, restrictions, reservations, provisions of record, and assessments, if any.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that it is the owner in fee simple of said premises, that said premises are free from all encumbrances and that he will warrant and defend the same from all lawful claims whatsoever.

Dated: November 17, 2006

Kathleen Joan Duggan Living Trust Dated
April 18, 2006

By _____
William Dennis Duggan, Successor Trustee

By Richard Ryan Duggan
Richard Ryan Duggan, Successor Trustee

STATE OF California
COUNTY OF Orange) ss.

On this 17 day of November, 2006, before me, the undersigned, a Notary Public, in and for said State, personally appeared Richard Ryan Duggan known to me, and/or identified to me on the basis of satisfactory evidence, to be the Successor Trustee of The Kathleen Joan Duggan Living Trust Dated April 18, 2006, the Trust that executed the within instrument and acknowledged to me that he/~~she~~/they executed the same on behalf of said Trust.

WITNESS MY HAND AND OFFICIAL SEAL.

Susan W. Manrow
Notary Public

Resides at: 537 Newport Center Dr.
My commission expires: Newport Beach, CA 92660
14341071



EXHIBIT "A"

TOWNSHIP 1 NORTH, RANGE 19 EAST, BOISE MERIDIAN, BLAINE COUNTY, IDAHO:

Section 18: A portion of the SE¼SW¼ described as follows:
 BEGINNING at the south one-quarter corner of said Section 18;
 Thence South 89°30'38" West, 655.533 feet;
 Thence North 0°33'12" West, 658.666 feet;
 Thence North 89°34'03" East, 655.734 feet;
 Thence South 0°32'10" East, 658.015 feet to the POINT OF BEGINNING. (TL 4723)

Together with an easement to be appurtenant to the land first above described, for roadway purposes and to provide rights of ingress and egress, which easement is described as follows:

Township 1 North, Range 18 East, Boise Meridian, Blaine County, Idaho
Section 13: A parcel of land more particularly described as follows:

Commencing at an iron pin marking the Southeast corner of said Section 13, Thence North 0°27'55" West, 1,231.22 feet along the East boundary of said Section 13 to an iron pin marking the REAL POINT OF BEGINNING;

Thence Continuing North $0^{\circ}27'55''$ West, 60.00 feet along said East boundary to an iron pin;
Thence South $89^{\circ}32'05''$ West, 1,325.65 feet to an iron pin on the East boundary of U.S.
Highway No. 93;

Thence South 0°59'45" East, 60.00 feet along said Highway boundary to an iron pin;
Thence North 89°32'05" East, 1,325.10 feet to the Real Point of Beginning.

Subject however, to a right-of-way for roadway purposes over a portion of the property first above described, which roadway is described as follows:

BEGINNING at a point which lies South $89^{\circ}30'38''$ West, 655.533 feet from the South one-quarter corner of said Section 18;

Thence North $0^{\circ}33'12''$ West, 658.666 feet;

Thence North $89^{\circ}34'03''$ East, 30.00 feet;

Thence South $0^{\circ}33'12''$ East, 609.613 feet;

Thence 15.504 feet along a curve left with a radius of 20.00 feet, a central angle of $44^{\circ}24'56''$, a tangent of 8.165 feet and a chord length of 15.119 which bears South $22^{\circ}44'40''$ East;

Thence 38.816 feet along a curve right which a radius of 50.00 feet, a central angle of $44^{\circ}28'46''$, a tangent of 20.445 feet and a chord length of 37.848 feet which bears South $22^{\circ}44'40''$ East;

Thence South 89°30'38" West, 50.00 feet to the Point of Beginning.

is also the
successor trustee

SCANNED
FEB 13 2008

OF IDAHO
MENT OF WATER RESOURCES

ore Street, Suite 200
Idaho 83301-3380

SERVICE REQUESTED

RECEIVED

FEB 11 2008

DEPT. OF WATER RESOURCES
SOUTHERN REGION

JOAN DUGGAN
PO BOX 434
HAILEY ID

8333330434 8001
83301@5259

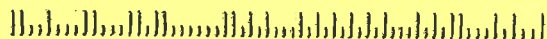


37-7764

NIXIE 837 DE 1 00 02/08/08

RETURN TO SENDER
ATTEMPTED - NOT KNOWN
UNABLE TO FORWARD

BC: 83301525930 *3014-07042-06-39



Resources
Bureau
3720
20-0098

FIRST CLASS



UNITED STATES POSTAL SERVICE
02 1M
0004230683
\$ 00.8
MAR 07 2
MAILED FROM ZIP CODE 68

RECEIVED
MAR 13 2007
DEPARTMENT OF
WATER RESOURCES

37-7764
REASON CHECKED
☐ Moved, Left No Address
☐ Unable To Forward
☐ Attempted - Not Known
☐ Unclaimed
☐ No Such Street
☐ Insufficient Address
☐ Refused
☐ No Such Number
AL _____

JOAN DUGGAN
PO BOX 434
HAILEY ID 83333

Init. _____

09/28/2005

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

RIGHT NUMBER: 37-7764

NAME AND ADDRESS: JOAN DUGGAN
PO BOX 434
HAILEY ID 83333

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.200 CFS
28.200 AFY

PRIORITY DATE: 02/16/1979

POINT OF DIVERSION:

T01N R19E S18 SESESW Within BLAINE County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 11/01

0.180 CFS

27.60 AFY

DOMESTIC

01/01 12/31

0.020 CFS

0.60 AFY

PLACE OF USE:

IRRIGATION Within BLAINE County

T01N R19E S18 SESW 9.2

DOMESTIC same as IRRIGATION

9.2 ACRES TOTAL

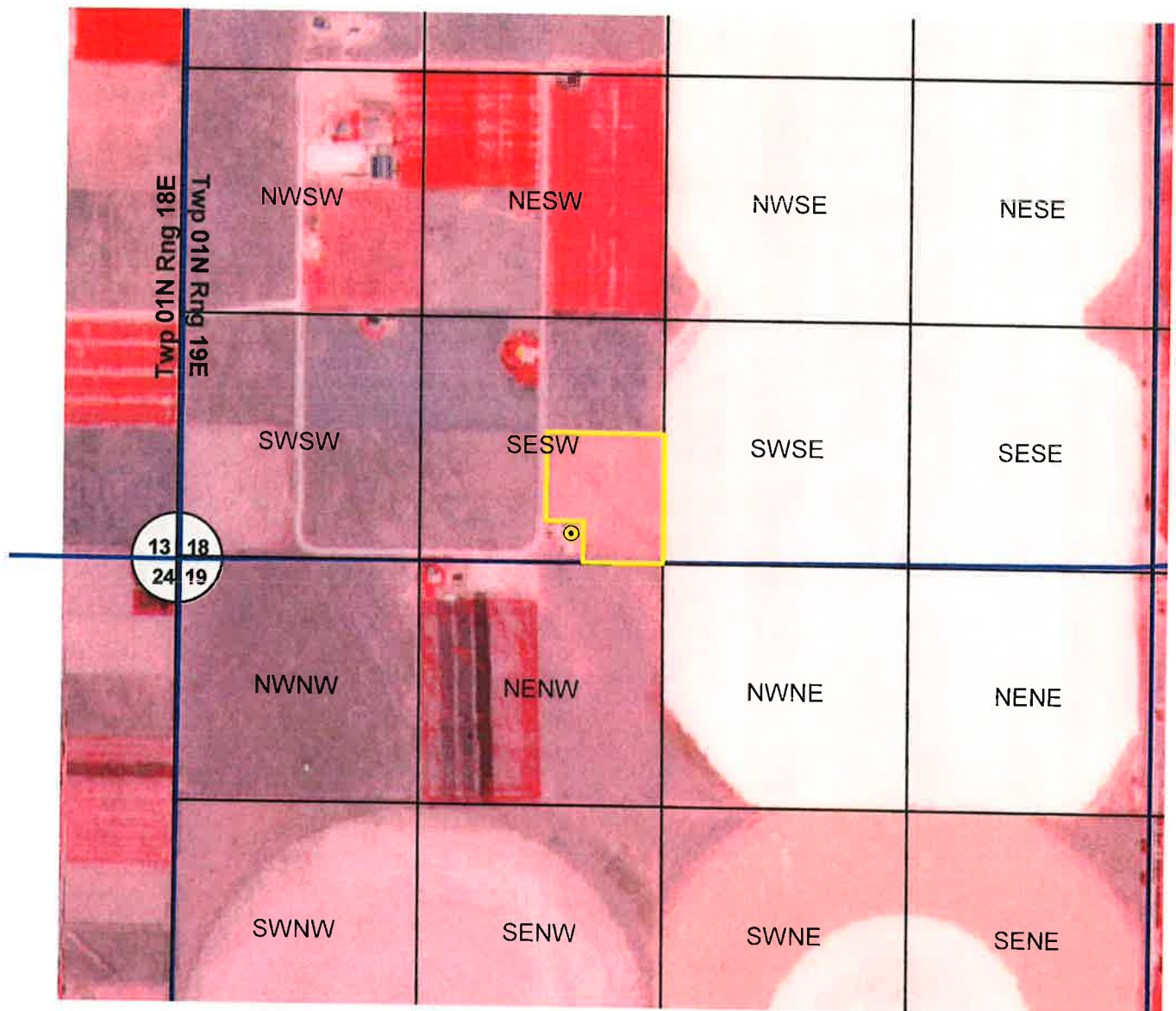
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

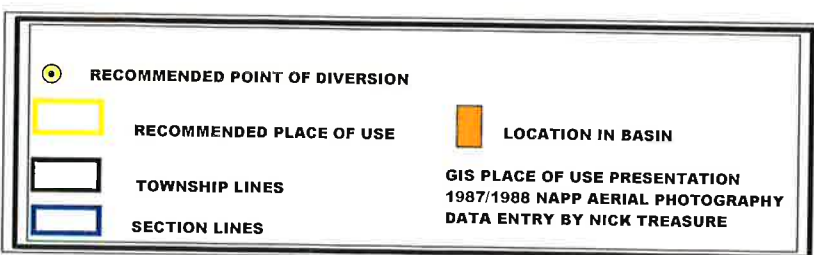
EXPLANATORY MATERIAL: BASIS OF CLAIM - License

VERIFIED BY 117

RECOMMENDED PLACE OF USE FOR 37-7764



PLACE OF USE
TWP 01N, RNG 19E, SEC 18
Data entry on September 28, 2005



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 37-07764

Priority: February 16, 1979 Amount: 0.20 CFS 28.2 AFA

This is to certify, that KENNETH B. TRAGER, JR.

P.O. BOX 249

BELLEVUE, ID 83313

has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated February 16, 1979, and has submitted proof to the Department of Water Resources on June 7, 1983, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of .220 cfs of water from a GROUNDWATER source and that a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
IRRIGATION	04/01 to 11/01	0.18 CFS	27.6 AFA
DOMESTIC	01/01 to 12/31	0.02 CFS	0.6 AFA
	Totals	0.20 CFS	28.2 AFA

LOCATION OF POINT(S) OF DIVERSION:

SESW, Sec. 18, Township 01N, Range 19E
BLAINE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
01N	19E	18	SESW	9.2		9.2

Total number of acres irrigated: 9.2

PLACE OF USE: DOMESTIC, same as IRRIGATION use

CONDITIONS/REMARKS:

1. The right to the use of water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. Domestic use is for 1 home.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 21st day of April, 1989.

MICROFILMED

Acting for the Director

MAY 12 1989

Kenneth B. Trager, Jr.

OF IDAHO
MENT OF WATER RESOURCES
ore Street, Suite 200
, Idaho 83301-3380

SERVICE REQUESTED

Department of Water Resources
Southern Region

RECEIVED
SEP 16 2004

37-7764
37-8558
37-21414
37-21415 726-4098
Southern
no

DUGGAN
PO BOX 434
HAILEY ID 83333

REASON CHECKED
☒ Moved, Left No Address
☐ Unable To Forward
☐ Attempted - Not Known
☐ Unclaimed
☐ No Such Street
☐ Insufficient Address
☐ Refused
☐ No Such



SD-36	Township: 01N	Range: 19E	Section: 18	Tract: SESW	Lot:
S	L	STATE	O	S	Max # Records 99
E	O	Water	Name	T	Priority Use
L	Tract T	Right No.	Last, First	N	AC G Date Code Desc
---	---	---	---	---	---
---		A37-07747	MC DOWELL, JAMES OLIVE	C	L 11/16/1978 01 IRR
---			MC DOWELL, MARY	C	43 DOMEST
---		A37-10696	KANTENWEIN, REID E.	C	J 06/19/1987 43 DOMEST
---			KANTENWEIN, KIMBERLY	C	01 IRR
---		A37-12670	GIBBS, PAUL B.	C	J 06/21/1984 43 DOMEST
---			GIBBS, L. EARLENE	C	04 STOCK
---	SESW	A37-07764	TRAGER, KENNETH B., JR	C	9 P 02/16/1979 01 IRR
---					43 DOMEST
---	SESW	A37-02345	CAHOON, GEORGE E.	O	40 02/12/1917 01 IRR
---			CAHOON, JOHN BOYD	O	43 DOMEST
---			SPLIT RIGHT	C	

(Enter=Continue)

(GOLD7=This Query)

(MENU _____)

MICROFILMED

FEB 24 1993



CECIL D. ANDRUS
Governor



19-Nov-1991 13:10

JOAN DUGGAN
P O BOX 434
HAILEY ID 83333

Re: Ownership Chang
KENNETH B. TRAG.

Dear Claimant(s):

Pursuant to the
property in which the
appurtenant, the Depa
owner as you requested
computer record of the

Please review the
questions, please feel

/jg

Enclosures

JRCES

1 (208) 736-3033

EITH HIGGINSON
Director

*Idaho Dept of Water Resources
Statehouse mail
Boise, Idaho 83720-9000*

MICROFILMED

FEB 24 1993

attention: adjudication Bureau nt

MICROFILMED

FEB 24 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

19-Nov-1991 13:10

JOAN DUGGAN
P O BOX 434
HAILEY ID 83333

Re: Ownership Change for Adjudication Claim NO.(S): A37-07764 -
KENNETH B. TRAGER JR.

Dear Claimant(s):

Pursuant to the notification that you presently own the property in which the above referenced Adjudication Claim is appurtenant, the Department has changed the record of the current owner as you requested. Please find enclosed a copy of the computer record of the claim noting the change in claimant.

Please review the record and if you have any corrections or questions, please feel free to call this office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Judy Givens'.

Judy Givens
Adjudication Secretary

/jg

Enclosures

MICROFILMED
FEB 24 1993