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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)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
) Water Right 75-10277

NAME AND ADDRESS: SHIRLEY HITESMAN
STANLEY L HITESMAN
RT1 BOX 220A
SALMON, ID 83467

SOURCE: GROUNDWATER

QUANTITY: 0.05 CFS

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

PRIORITY DATE: 12/31/1910

POINT OF DIVERSION: T21N R22E S29 NENW Within Lemhi County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Domestic 1 HOME	01-01 TO 12-31	0.05 CFS

PLACE OF USE: Domestic Within Lemhi County
T21N R22E S29 NENW

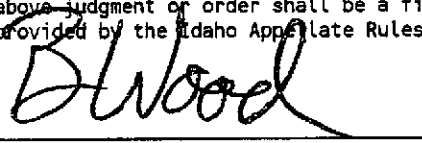
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

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. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.


Barry Wood
Administrative District Judge
Presiding Judge of the
Snake River Basin Adjudication

WATER RIGHT NO.	NAME	OWNER	PRIORITY	DATE	STG/STS	SOURCE	USE DESC	SYSTEM
75-10277	HITESMAN, STANLEY L	C		12/31/1910	J/	GROUNDWATER	DOMEST	AJ
	HITESMAN, SHIRLEY	C						
A75-10277	HITESMAN, STANLEY L	C		12/31/1910	J/	GROUNDWATER	DOMEST	AJ
	HITESMAN, SHIRLEY	C						

Fee Paid.
update AILWR
Leases don't match.
File to Garrick for further handling.
Alicia Lopez
12.7.01

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

RECEIVED

AUG 31 2001

Department of Water Resources
Eastern 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 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
75-10277	pd				

RECEIVED
SEP 18 2001

Department of Water Resources

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) Shirley + Stanley L. Hitesman
RT1 Box 220A Salmon ID 83467
4. New Owner/Claimant(s) Becky A. Krause
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address PO Box 1313
- City, State and ZIP Code Salmon ID 83467
- New Telephone Number (208) 756-4466
5. Date you acquired the property 5/26/99

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)
(include title if applicable)

Becky A. Hause

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 QC Date 8-31-01 Fee 25
 Receipted by QC Date 8-31-01 Receipt No. E02 7071
 Processed by _____ AJ Date _____ WR _____ Date _____

Warranty Deed

For Value Received

STANLEY L. HITESMAN AND SHIRLEY HITESMAN, husband and wife

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

BECKY A KRAUSE, a single person

whose current address is

PO BOX 1313
SALMON, ID 83467

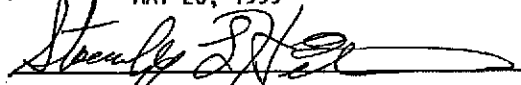
the grantee, the following described premises, in LEMHI County Idaho, to wit:

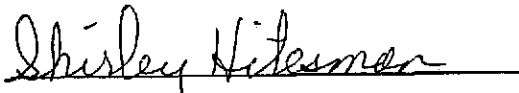
SEE ATTACHED EXHIBIT "A"

DO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, her heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee, that they are the owners in fee simple of said premises; that they are free from all incumbrances

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

Dated: MAY 26, 1999


STANLEY L. HITESMAN


SHIRLEY HITESMAN

STATE OF IDAHO, COUNTY OF LEMHI
On this 26th day of MAY, 19 99
before me, a notary public in and for said State, personally appeared

STANLEY L. HITESMAN AND SHIRLEY
HITESMAN

known to me to be the persons whose names are
subscribed to the within instrument, and acknowledged to me that
they executed the same.


LAURIE M. SANTEE Notary Public
Residing at SALMON, Idaho
Comm. Expires 6-19-2001

COMMITMENT FOR TITLE INSURANCE
CONTINUATION

SCHEDULE C

File Number: 6-8387-C

Commitment Number: _____

A PARCEL OF LAND LOCATED IN THE SW1/4NW1/4 SECTION 29, TOWNSHIP 21 NORTH, RANGE 22 EAST, BOISE MERIDIAN, LEMHI COUNTY, STATE OF IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID SECTION 29, A DISTANCE OF 1326.91 FEET ON A BEARING OF SOUTH 0 DEGREES 20' 42" EAST ALONG THE SECTION LINE TO THE NORTHWEST CORNER OF THE SW1/4NW1/4; THENCE NORTH 89 DEGREES 45' 29" EAST, 50.00 FEET TO A POINT ON THE EASTERLY RIGHT OF WAY OF U.S. HIGHWAY NO. 93 AND THE REAL POINT OF BEGINNING:

THENCE NORTH 89 DEGREES 45' 29" EAST, 317.73 FEET;

THENCE SOUTH 0 DEGREES 20' 42" EAST, 24.0 FEET;

THENCE SOUTH 89 DEGREES 45' 29" WEST, 317.73 FEET TO THE POINT ON SAID EASTERLY RIGHT OF WAY;

THENCE NORTH 0 DEGREES 20' 42" WEST, 24.0 FEET ALONG SAID RIGHT OF WAY TO THE REAL POINT OF BEGINNING.

Page 2

CONTINUATION

Commitment

Reorder Form No 111119

COMMITMENT FOR TITLE INSURANCE

SCHEDULE C

File Number: 6-8387-C

The land referred to in this Commitment is described as follows:

A PARCEL OF LAND LOCATED IN THE SW1/4NW1/4 SECTION 29, TOWNSHIP 21 NORTH, RANGE 22 EAST, BOISE MERIDIAN, LEMHI COUNTY, STATE OF IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID SECTION 29, A DISTANCE OF 1,326.91 FEET ON A BEARING OF SOUTH 0 DEGREES 20' 42" EAST ALONG THE SECTION LINE TO THE NORTHWEST CORNER OF THE SW1/4NW1/4; THENCE NORTH 89 DEGREES 45' 29" EAST, 50.00 FEET TO A POINT ON THE EASTERLY RIGHT-OF-WAY OF U.S. HIGHWAY NO. 93 AND THE REAL POINT OF BEGINNING:

THENCE NORTH 89 DEGREES 45' 29" EAST, 317.73 FEET;

THENCE SOUTH 0 DEGREES 20' 42" EAST, 317.48 FEET;

THENCE SOUTH 89 DEGREES 45' 29" WEST, 317.73 FEET TO A POINT ON SAID EASTERLY RIGHT-OF-WAY;

THENCE NORTH 0 DEGREES 20' 42" WEST, 317.48 FEET ALONG SAID RIGHT-OF-WAY TO THE REAL POINT OF BEGINNING. . .

AND ALSO:

A PARCEL OF LAND LOCATED IN THE SW1/4NW1/4, SECTION 29, T. 21 N., R. 22 E., B.M., LEMHI COUNTY, STATE OF IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID SECTION 29, A DISTANCE OF 1,644.39 FEET ON A BEARING OF S. 0 DEGREES 20' 42" EAST ALONG THE SECTION LINE; THENCE N. 89 DEGREES 45' 29" EAST, 50.00 FEET TO A POINT ON THE EASTERLY RIGHT-OF-WAY OF U.S. HIGHWAY NO. 93 AND THE REAL POINT OF BEGINNING;

THENCE N. 89 DEGREES 45' 29" E., 220.24 FEET;

THENCE S. 0 DEGREES 43' 39" E., 203.51 FEET;

THENCE S. 89 DEGREES 45' 22" W., 221.60 FEET TO A POINT ON SAID EASTERLY RIGHT-OF-WAY OF U.S. HIGHWAY NO. 93;

THENCE N. 0 DEGREES 20' 42" W., 203.51 FEET TO THE REAL POINT OF BEGINNING. . .

EXCEPTING THEREFROM:

MEMORANDUM

DATE: December 7, 2001
TO: File 75-10277
FROM: KARI LYNN TOWNSEND
RE: Telephone conversation

Becky Krause phoned for status on the change of ownership that she sent to IDWR in August.

Review of the ownership change paperwork showed a mis-match on the legal description of the property vs. the decree. I telephoned Ms. Krause and explained this to her. She offered to go to the Lemhi County Assessor's office and see what their records show.

Ms. Krause met with Bud at Lemhi Assessor's office and he telephoned me to discuss the discrepancy. The assessor's records show Ms. Krause in SWNW of T21N, R22E, S29. The decree shows the same T,R,S, but NENW. Bud stated that the NENW is currently owned by Roy Hoffman and was previously owned by Jack Helm.

I left a phone message for Becky Krause telling her that I would take this file to our Department attorneys and they would contact her and help her make arrangements to contact the court regarding this error.