

Trager to Querner

MICROFILMED
 449 24 2004



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 74-14690b.dxf
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 S20nr24e.shp
 T20n24e.shp
 Quad IndexQuadcov.shp



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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
 APR 22 2002
 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
74-628C	AJ	✓			
74-628F	AJ	✓			
74-628H	AJ	✓			
74-14690					

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) Doug K + Lisa K TRAYER
1438 Hwy 28 Salmon ID 83467
4. New Owner/Claimant(s) DAVID M +/or SHAWNIE S QUERNER
 Name Connector (Check one): ☐ and, ☐ or, ☒ and/or
- New Mailing Address 2187 Pinecrest Drive
 City, State and ZIP Code Corona California 92882
 New Telephone Number (99) 736-1136
5. Date you acquired the property 7-30-2001

① No claim to 74-628C (parcels do not match)
 AJ process complete
 RBrown 3/21/03

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Eastern Region

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>74-628C 74-628F 74-628H</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>.63 cfs</u>	<u>21 acres</u>
Stock		
Domestic		
Other		
Total	<u>.63 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) David Guernsey
(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 \$25.00 *
 Receipted by PAC 91 Date 2-12-04 Receipt No. C012676
 Processed by _____ AJ Date _____ WR _____ Date _____

* Check was for \$50.00 - Need to refund \$25.00

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RECORDED

7/31/01 @

3:36 PM

INST. # 247785

WARRANTY DEED

For value received, Lisa K. Trager and Douglas K. Trager, husband and wife, the Grantors, do hereby grant, bargain, sell and convey unto David M. Querner and Shawnie S. Querner, husband and wife, whose current address is 2187 Pinecrest Drive, Corona, California 92882, the Grantees, the following described real property, in Lemhi County, Idaho, to wit:

See Exhibit "A"

SUBJECT TO, all easements, rights of way, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record and the payment of accruing taxes as agreed to by the parties.

TO HAVE AND TO HOLD, the said real property, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said real property; the said real property is free and clear from all encumbrances. The said Grantors will warrant and defend the real property from all lawful claims whatsoever.

DATED this ____ day of July, 2001

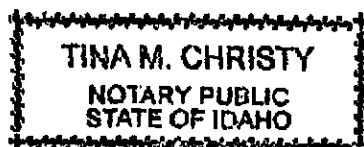
Lisa K. Trager
Lisa K. Trager, Grantor

Douglas K. Trager
Douglas K. Trager, Grantor

STATE OF IDAHO)
) ss.
County of Lemhi)

On this 30th day of July, 2001, before me the undersigned, a Notary Public in and for the State of Idaho, personally appeared Lisa K. Trager and Douglas K. Trager, husband and wife, known to me to be the persons whose names are subscribed to the foregoing instrument and that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand the day and year first above written.



Tina M. Christy
NOTARY PUBLIC FOR IDAHO
Residing at: SALMON, ID
Commission expires: 2/6/2004

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**LEGAL DESCRIPTION
EXHIBIT 'A'**

A PARCEL OF LAND LOCATED IN SECTION 30 AND SECTION 31, T. 20 N., R. 24 E., BOISE MERIDIAN, LEMHI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SW CORNER OF SAID SECTION 30, FROM WHICH THE SE CORNER OF SAID SECTION BEARS S. 89° 23' 17" E., 5068.55 FT., THE BASIS OF BEARING OF THIS DESCRIPTION, RUN THENCE N. 78° 35' 17" E., A DISTANCE OF 2230.16 FT. TO A POINT AT AN EXISTING FENCE CORNER AND THE POINT OF BEGINNING;

THENCE N. 84° 13' 54" E., A DISTANCE OF 315.70 FEET TO A POINT IN THE CENTER OF THE LEMHI RIVER;

THENCE THE FOLLOWING COURSES AND DISTANCES ALONG SAID CENTERLINE;

S. 04° 49' 34" E., 334.43 FT.; S. 29° 21' 01" E., 239.71 FT.;

S. 16° 54' 56" E., 297.25 FT. TO A POINT ON THE NORTHERLY RIGHT-OF-WAY OF 17 MILE ROAD;

THENCE N. 84° 36' 52" W., ALONG SAID RIGHT-OF-WAY A DISTANCE OF 964.64 FT. TO A POINT IN AN EXISTING FENCE LINE;

THENCE THE FOLLOWING COURSES AND DISTANCES ALONG SAID FENCE LINE:

N. 00° 02' 14" E., 97.16 FT.; N. 16° 00' 06" E., 50.62 FT.;

N. 29° 00' 56" E., 169.55 FT.; N. 42° 36' 05" E., 264.32 FT.;

S. 43° 23' 35" E., 50.68 FT.; N. 82° 56' 10" E., 20.84 FT.;

N. 21° 38' 21" E., 50.88 FT.; N. 19° 36' 22" W., 31.19 FT.;

N. 13° 43' 52" E., 52.41 FT.; N. 27° 09' 37" E., 137.50 FT. TO THE POINT OF BEGINNING.

ALSO INCLUDING:

A PARCEL OF LAND LOCATED IN THE SW1/4 SECTION 30, NW1/4 SECTION 31, T. 20 N., R. 24 E., BOISE MERIDIAN, LEMHI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SW CORNER OF SAID SECTION 30 FROM WHICH THE SE CORNER OF SAID SECTION 30 BEARS S. 89° 23' 17" E., 5068.55 FT., THE BASIS OF BEARING OF THIS DESCRIPTION. RUN THENCE S. 89° 23' 17" E., ALONG THE SOUTHERN BOUNDARY OF SAID SECTION 30 A DISTANCE OF 1134.52 FT.; THENCE N. 00° 36' 43" E., A DISTANCE OF 520.13 FT. TO A POINT ON THE EASTERLY RIGHT-OF-WAY OF STATE HIGHWAY 28, AND THE POINT OF BEGINNING:

THENCE N. 84° 01' 52" E., A DISTANCE OF 599.62 FT.;

THENCE S. 57° 39' 01" E., A DISTANCE OF 363.32 FT.;

THENCE S. 41° 01' 36" W., A DISTANCE OF 58.93 FT.;

THENCE S. 24° 29' 40" W., A DISTANCE OF 30.95 FT.;

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Parcel #1
74-628F

Parcel #2
74-628H

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THENCE S. 02° 52' 45" W., A DISTANCE OF 146.55 FT.;
THENCE S. 42° 36' 05" W., A DISTANCE OF 171.45 FT.;
THENCE S. 29° 00' 56" W., A DISTANCE OF 169.55 FT.;
THENCE S. 16° 00' 06" W., A DISTANCE OF 50.62 FT.;
THENCE S. 00° 02' 14" W., A DISTANCE OF 97.16 FT. TO THE NORTHERLY
RIGHT-OF-WAY OF THE 17 MILE ROAD;
THENCE N. 84° 36' 52" W., ALONG SAID RIGHT-OF-WAY, A DISTANCE OF
168.59 FT. TO THE EASTERLY RIGHT-OF-WAY OF STATE HIGHWAY 28;
THENCE 463.29 FT. ALONG A CURVE TO THE LEFT HAVING A CHORD OF
N. 30° 28' 24" W., 463.17 FT., A DELTA OF 04° 35' 33", A RADIUS OF 5780.00
FT.;
THENCE N. 32° 46' 11" W. ALONG SAID HIGHWAY RIGHT-OF-WAY A
DISTANCE OF 423.73 FT. TO THE POINT OF BEGINNING.

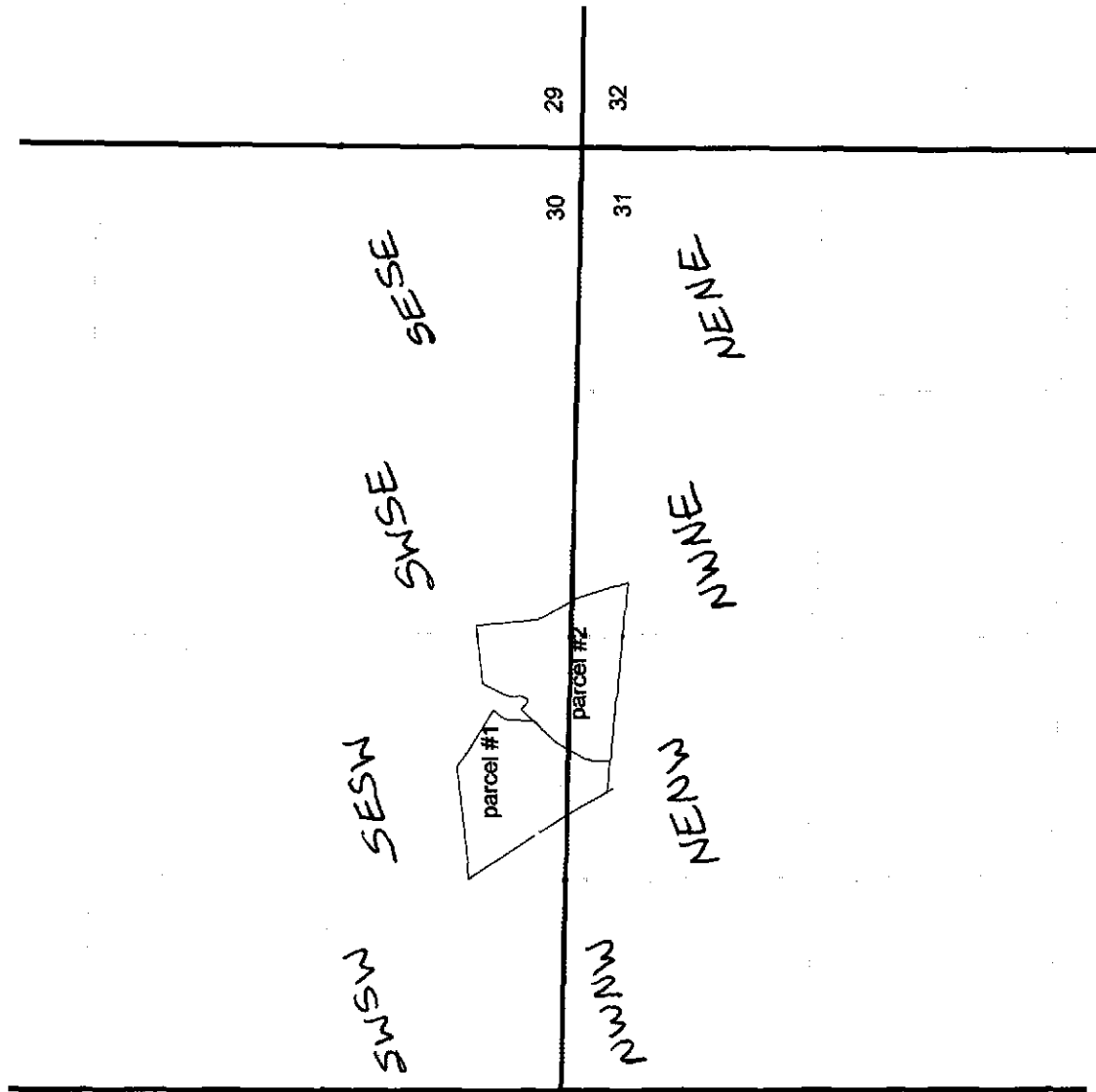
SUBJECT TO: A 30 FT. WIDE EASEMENT FOR INGRESS AND EGRESS,
WEST FROM THE FOLLOWING DESCRIBED LINE:
COMMENCING AT THE SW CORNER OF SAID SECTION 30, RUN THENCE
N. 85° 28' 10" E., A DISTANCE OF 1990.45 FT. TO THE POINT OF
BEGINNING;
THENCE THE FOLLOWING COURSES AND DISTANCES ALONG SAID
LINE;
S. 42° 36' 05" W., 171.45 FT.; S. 29° 00' 56" W., 169.55 FT.;
S. 16° 00' 06" W., 50.62 FT.; S. 00° 02' 14" W., 97.16 FT. TO THE NORTHERLY
RIGHT-OF-WAY OF 17 MILE ROAD.

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Trager to Querner

MICHAEL J. QUERNER
 2003 2 6 2003



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- T20n24e.shp
- Quad IndexQuadcov.shp



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2004
 1/14/2004

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)
Case No. 39576)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 74-14690

NAME AND ADDRESS: DOUGLAS K TRAGER
LISA TRAGER
RT 1 BOX 48C
SALMON, ID 83467

SOURCE: SPRING TRIBUTARY: SINKS
QUANTITY: 0.02 CFS

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

PRIORITY DATE: 04/10/1909

POINT OF DIVERSION: T20N R24E S30 NESEW Within Lemhi County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Stockwater	01-01 TO 12-31	0.02 CFS

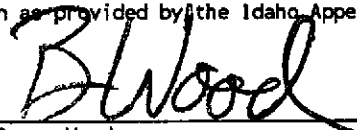
PLACE OF USE: Stockwater Within Lemhi County
T20N R24E S30 SESW

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

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FEB 24 2004



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

February 12, 2004

DAVID M QUERNER
SHAWNIE S QUERNER
2187 PINECREST DR
CORONA CA 92882

RE: Change of Ownership for Water Right 74-14690

Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water right to you. The department has modified its records to reflect the change in ownership and has enclosed a computer-generated report for your records. Also enclosed is a receipt for the \$50.00 filing fee. Because the required filing fee is \$25.00 you will receive a \$25.00 refund. The refund will be sent in approximately 6 to 8 weeks.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,

for 
Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosures

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Idaho Department of Water Resources Receipt

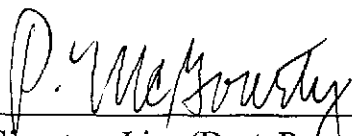
Receipt ID C072676

Payment Amount Date Received Region Status
Payment Type Check Number

Payer
Comment

Fee Detail

Amount	Description	Fund	FD	PCA	SO
\$50.00	OWNERSHIP CHANGES/SECURITY INTERESTS	0229	21	56140	1155


Signature Line (Dept. Representative)

DEBBIE ALLEN P. . .

PLEASE SEND A \$25.00 REFUND TO: DAVID M. QUERNER
SHAWNIE S. QUERNER
2187 PINECREST DR
CORONA, CA 92882

THE FEE IS ONLY \$25.00 PER WATER RIGHT AND THEY SENT \$50.00.

THANK YOU,

KARI LYNN T.
2-12-04

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FEB 24 2004



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

January 14, 2004

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

DAVID M QUERNER
SHAWNIE S QUERNER
2187 PINECREST DR
CORONA CA 92882

RE: Change in Ownership of Water Right 74-14690

Dear Mr. & Mrs. Querner:

The Department of Water Resources acknowledges receipt of your <Notice of Change in Water Right Ownership. Our review of your notice indicates that additional information is required before we can process the change. The information required is indicated below:

 X Filing Fee of \$25 per water right

Effective July 1, 2000, the legislature enacted House Bill No. 545 requiring a filing fee for a change in water right ownership. The fee is \$25 per water right, except for ownership changes resulting in the division of a water right, which is \$100 per water right. We have determined that the filing fee for your notice will be \$25.00.

Because the Department cannot process the ownership change without proper fees, we will hold any action on your notice pending receipt of the necessary fees. If we do not receive the necessary fees within 30 days we will return your notice and all attachments and your notice will not be processed.

Please note that water right owners are required to report any change in water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage (<http://www.idwr.state.id.us>) on the Internet to obtain the proper forms and instructions.

If you have any questions regarding this matter, please call me at 208-327-7941.

Sincerely,

Kari Lynn Townsend
Secretary

KLT:k

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FEB 24 2004