

A
81.7

81.7

C
10.3

C
2.9

A
20.0

C
15.3

N

#8
Sec 18
Twp 6 S R 31
well 800' deep

Drill A
open 1/2

E-12

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

RECEIVED

MAR 30 2005

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
<u>35-7287</u>					

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts. \$25 -
- 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)

Schriber Farm Partnership

- X4. New Owner/Claimant(s)

Harold J. Klassen *

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

New Mailing Address

2054 S 2950 W

City, State and ZIP Code

Aberdeen, Id. 83210

New Telephone Number

208 397-4785

5. Date you acquired the property

12-19-04

* JOAN E. KLASSEN

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)

[Signature]

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 JG Date 3-30-05 Fee \$25-
 Received by JG Date 3-30-05 Receipt No. E 030724
 Processed by _____ AJ Date _____ WR _____ Date _____

AFTER RECORDING MAIL TO:

Harold J. Klassen and Joan E. Klassen
2935 West 2050 South
Aberdeen, ID 83210

WARRANTY DEED

File No.: 103302-P (mb)

Date: December 07, 2004

For Value Received, Parcel 1: Len-Michael Cattle, Inc.
Parcel 2: Michael D. Schritter, not individually, but as trustee of The Spousal Trust created by The Lenard A. Schritter and Nadine M. Schritter Living Trust dated October 17, 1996, as to an undivided 1/2 interest; and Nadine Schritter, also known as Nadine M Schritter, as to an undivided 1/2 interest, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto Harold J. Klassen and Joan E. Klassen, husband and wife, hereinafter called the Grantee, whose current address is 2935 West 2050 South, Aberdeen, ID 83210, the following described premises, situated in Bingham County, Idaho, to-wit:

PARCEL 1:

2054 S 2950 W
Aberdeen, ID 83210. HJC JK

TOWNSHIP 6 SOUTH, RANGE 31, E.B.M., BINGHAM COUNTY, IDAHO

SECTION 18: NW1/4SE1/4, EXCEPT BEGINNING AT THE NW CORNER OF THE NW1/4SE1/4 OF SAID SECTION 18, AND RUNNING THENCE EAST 638 FEET; THENCE SOUTH 373 FEET; THENCE WEST 638 FEET; THENCE NORTH 373 FEET TO THE POINT OF BEGINNING.

PARCEL 2:

TOWNSHIP 6 SOUTH, RANGE 31 E.B.M., BINGHAM COUNTY, IDAHO

Exhibit "A"

Real property in the County of Bingham, State of Idaho, described as follows:

PARCEL 1:

TOWNSHIP 6 SOUTH, RANGE 31, E.B.M., BINGHAM COUNTY, IDAHO

SECTION 18: NW $\frac{1}{4}$ SE $\frac{1}{4}$, EXCEPT BEGINNING AT THE NW CORNER OF THE NW $\frac{1}{4}$ SE $\frac{1}{4}$ OF SAID SECTION 18, AND RUNNING THENCE EAST 638 FEET; THENCE SOUTH 373 FEET; THENCE WEST 638 FEET; THENCE NORTH 373 FEET TO THE POINT OF BEGINNING.

PARCEL 2:

TOWNSHIP 6 SOUTH, RANGE 31 E.B.M., BINGHAM COUNTY, IDAHO

SECTION 18: SW $\frac{1}{4}$ SE $\frac{1}{4}$, EXCEPT BEGINNING AT THE S $\frac{1}{4}$ CORNER OF SAID SECTION 18, MONUMENTED BY A RAILROAD SPIKE; THENCE N. 00°33'41" W. ALONG THE WEST LINE OF THE SE $\frac{1}{4}$ OF SAID SECTION 18, AND ALSO ALONG THE CENTER LINE OF 2950 WEST ROAD 410.18 FEET; THENCE N. 89°40'49" E. 30.00 FEET TO A POINT ON THE EASTERLY RIGHT-OF-WAY OF SAID 2950 WEST ROAD, MONUMENTED BY A $\frac{1}{2}$ INCH REBAR AND A PLASTIC CAP MARKED PLS 843; THENCE CONTINUING N. 89°40'49" E. 299.54 FEET TO A $\frac{1}{2}$ INCH REBAR AND PLASTIC CAP MARKED PLS 843; THENCE S. 01°07'00" E. 379.96 FEET TO A POINT ON THE NORTHERLY RIGHT-OF-WAY OF 2100 SOUTH ROAD, MONUMENTED BY A $\frac{1}{2}$ INCH REBAR AND PLASTIC CAP PLS MARKED 843; THENCE CONTINUING S. 01°07'00" E. 30.00 FEET TO A POINT ON THE SOUTH LINE OF SAID SECTION 18 AND ON THE CENTERLINE OF SAID 2100 SOUTH ROAD; THENCE S. 89°38'12" W. ALONG THE SOUTH LINE OF SAID SECTION 18, AND THE CENTERLINE OF SAID 2100 SOUTH ROAD 333.52 FEET TO THE TRUE POINT OF BEGINNING.

... EXCEPT BEGINNING AT THE S 1/4 CORNER ...
 MONUMENTED BY A RAILROAD SPIKE; THENCE N. 00°33'41" W. ALONG THE ...
 THE SE 1/4 OF SAID SECTION 18, AND ALSO ALONG THE CENTER LINE OF 2950 WEST ROAD
 410.18 FEET; THENCE N. 89°40'49" E. 30.00 FEET TO A POINT ON THE EASTERLY RIGHT-OF-
 WAY OF SAID 2950 WEST ROAD, MONUMENTED BY A 1/2 INCH REBAR AND A PLASTIC CAP
 MARKED PLS 843; THENCE CONTINUING N. 89°40'49" E. 299.54 FEET TO A 1/2 INCH REBAR
 AND PLASTIC CAP MARKED PLS 843; THENCE S. 01°07'00" E. 379.96 FEET TO A POINT ON
 THE NORTHERLY RIGHT-OF-WAY OF 2100 SOUTH ROAD, MONUMENTED BY A 1/2 INCH
 REBAR AND PLASTIC CAP PLS MARKED 843; THENCE CONTINUING S. 01°07'00" E. 30.00
 FEET TO A POINT ON THE SOUTH LINE OF SAID SECTION 18 AND ON THE CENTERLINE OF
 SAID 2100 SOUTH ROAD; THENCE S. 89°38'12" W. ALONG THE SOUTH LINE OF SAID
 SECTION 18, AND THE CENTERLINE OF SAID 2100 SOUTH ROAD 333.52 FEET TO THE TRUE
 POINT OF BEGINNING.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and
 zoning ordinances and use regulations and restrictions of record, and payment of accruing present year
 taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the
 Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said
 Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all
 encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations,
 restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant
 and defend the same from all claims whatsoever.

Len-Michael Cattle, Inc., an Idaho Corporation

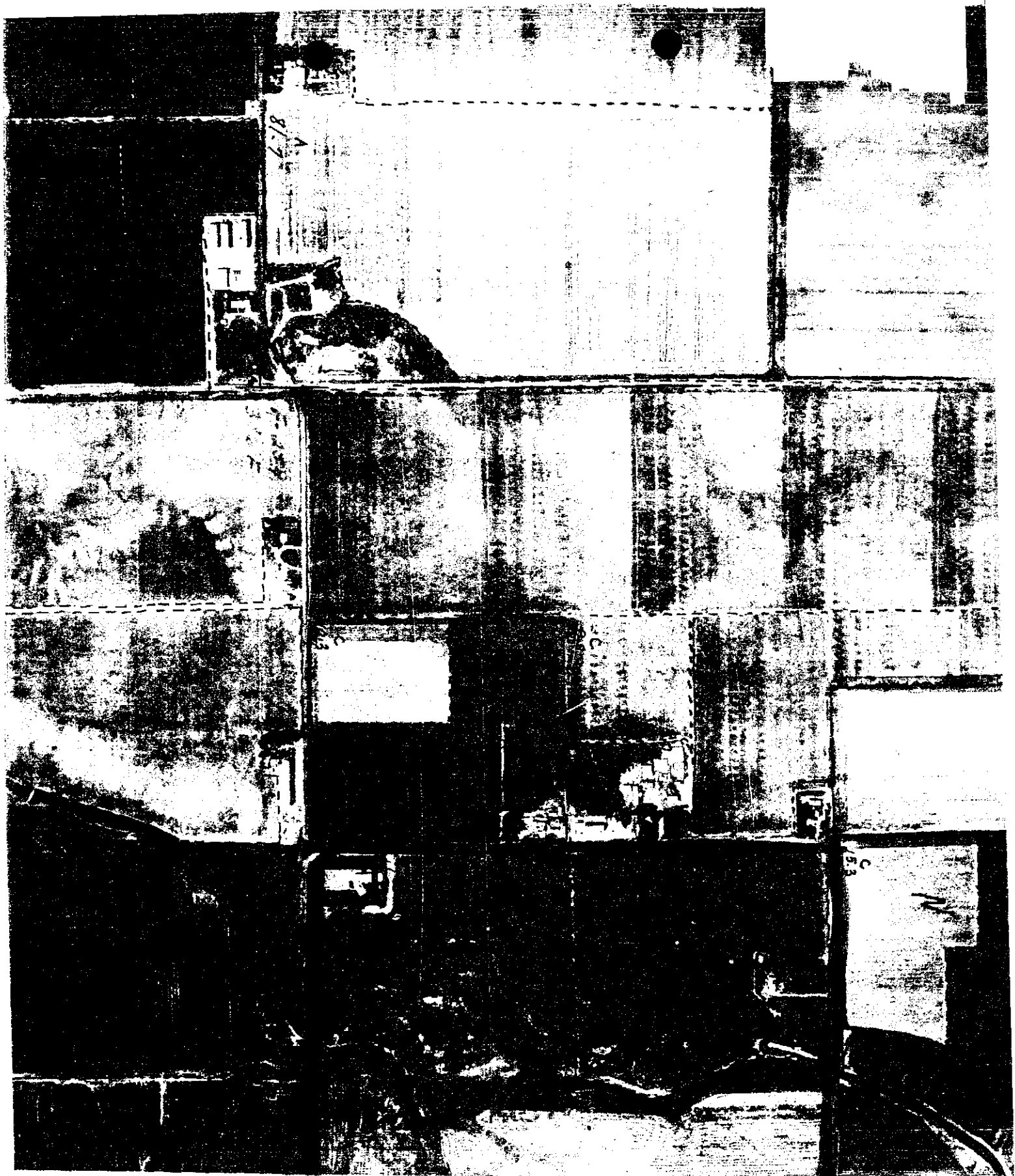
The Spousal Trust created by The Lenard A
 Schritter and Nadine M Schritter Living Trust

Michael Schritter *PM*
 By: Michael Schritter, .

Michael D Schritter *Trustee*
 Michael D Schritter, Trustee

X Nadine M. Schritter
 Nadine M. Schritter

ry X Lenard R. Schritter
 aka: by Lenard R Schritter, as attorney in
 fact
 as attorney in fact



2002 FEB 15 PM 3:21
DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED _____

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

ORDER OF PARTIAL DECREE

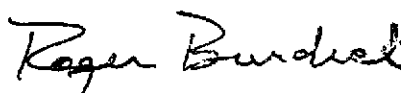
For Water Right 35-07287

On November 29, 2001, a *Special Master's Report and Recommendation* was filed for the above water right. No Challenges were filed to the *Special Master's Report and Recommendation* and the time for filing Challenges has now expired.

Pursuant to I.R.C.P. 53(e)(2) and *SRBA Administrative Order 1*, Section 13f, this Court has reviewed the Findings of Fact and Conclusions of Law contained in the *Special Master's Report* and wholly adopts them as its own.

Therefore, IT IS ORDERED that water right 35-07287 is hereby decreed as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED February 4, 2002.



ROGER S. BURDICK
Presiding Judge
Snake River Basin Adjudication

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 35-07287

DISTRICT COURT-SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

FEB 15 2002

By _____ Clerk

Deputy Clerk

NAME AND ADDRESS: SCHRITTER FARM PARTNERSHIP
C/O LENARD SCHRITTER
BOX 449
ABERDEEN, ID 83210

SOURCE: GROUNDWATER

QUANTITY: 1.00 CFS
284.00 AFY

PRIORITY DATE: 03/26/1973

POINT OF DIVERSION: T06S R31E S18 NWSWSE Within Bingham County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-15	1.00 CFS 284.00 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY CONTINUE
TO AS LATE AS OCTOBER 31, PROVIDED OTHER ELEMENTS OF THIS RIGHT
ARE NOT EXCEEDED. THE USE OF WATER AFTER OCTOBER 15 UNDER THIS
REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED
EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE
DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

PLACE OF USE: Irrigation Within Bingham County
T06S R31E S18 NWSE 36.0 SWSE 35.0
71.0 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. 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.

Roger Burdick

Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

2002 FEB 15 PM 02:00
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

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)
_____)

CERTIFICATE OF MAILING

Water Right(s): 35-07287

CERTIFICATE OF MAILING

I certify that a true and correct copy of the PARTIAL DECREE
PURSUANT TO I.R.C.P. 54(b) for WATER RIGHT 35-07287 was mailed
on February 15, 2002, with sufficient first-class postage prepaid
to the following:

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

SCHRITTER FARM PARTNERSHIP
Represented by:
JEFFREY C. FEREDAY
PO BOX 2720
BOISE, ID 83701-2720
Phone: 208-388-1200

STATE OF IDAHO
Represented by:
NATURAL RESOURCES DIV CHIEF
STATE OF IDAHO
ATTORNEY GENERAL'S OFFICE
PO BOX 44449
BOISE, ID 83711-4449

DIANA DELANEY
Chief Deputy Clerk

CERTIFICATE OF MAILING

PAGE 1
02/15/02



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov

April 20, 2005

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

HAROLD J KLASSEN
JOAN KLASSEN
2054 S 2950 W
ABERDEEN ID 83210

RE: Change of Ownership for Water Right 35-7287

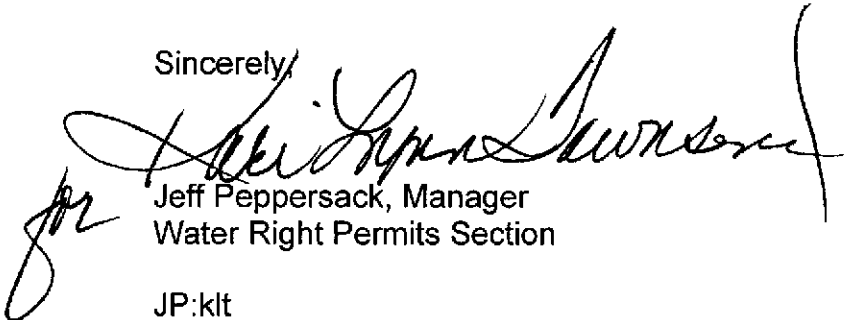
Dear Water Right Holder(s):

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.

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,



Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosure



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov

April 6, 2005

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

HAROLD J KLASSEN
JOAN E KLASSEN
2054 S 2950 W
ABERDEEN ID 83210

RE: Change in Ownership for Decreed Water Right 35-7287

Dear Mr. & Mrs. Klassen:

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 **Legal Description of Property** *The legal description included on the warranty deed that you provided is unclear. Please send a readable copy of the deed that includes a legal description.*

Because the Department cannot process the ownership change without proper documentation, we will hold any action on your notice pending receipt of the necessary information. If we do not receive the necessary information **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 208-287-4952.

Sincerely,

Kari Lynn Townsend
Secretary

KLT:k