



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

May 2, 2005

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

SALLY A FIDDYMENT
PO BOX 208
CHALLIS ID 83226

RE: Change in Ownership Water Right No. 72-7045

Dear Ms. Fiddymment:

The Department of Water Resources acknowledges receipt of your Notice of Change in Water Right Ownership, which was filed in June 2003. Upon further review, we have found that the water right indicated is not currently an active water right. The water right was made inactive because it was not claimed in the Snake River Basin Adjudication action (SRBA).

Due to the status of the water right we will be unable to process your change in ownership at this time. Enclosed are the change in ownership form and supporting documentation submitted. If you wish, you may pursue the option of filing a late claim with the SRBA court, in order to retain the water right. If you would like to look into this option further, you will need to contact the SRBA court or the Adjudication Section of our Department.

Sincerely,

A handwritten signature in black ink, appearing to read 'Kandice L. McDermott', is written over the typed name.

Kandice L McDermott
Records Analyst

/klm

Enclosures

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

RECEIVED

JUN - 6 2003

RECEIVED

JUN 05 2003

Department 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 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
72.7045					

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)

4. New Owner/Claimant(s)

X Sally Fuddment
Name Connector (Check one): [] and, [] or, [] and/or

New Mailing Address

PO Box 208

City, State and ZIP Code

Challis ID 83226

New Telephone Number

() 208-874-5915

5. Date you acquired the property

9/18/98

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) _____

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 <u>[Signature]</u>	Date <u>6/5/03</u>	Fee _____	
Received by _____	Date _____	Receipt No. _____	
Processed by _____ AJ	Date _____	WR _____	Date _____

A.P. No.
Escrow No. 2000-28438-DEC
R.P.T.T. \$31.20

WHEN RECORDED MAIL TO:
Sally A Fiddymment

0221143

Custer County Reg. of.

Custer County Title

Time 2:00 P M Date 6/14/00

Ethel M. Peck, Clerk

James J. Mangis Deputy

GRANT, BARGAIN and SALE DEED

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged,

Jack M. McVicker

do(es) hereby GRANT, BARGAIN and SELL to

Sally A Fiddymment, an unmarried woman as her sole and separate property
the real property situate in the County of Custer, State of ~~Nevada~~ ^{IDAHO - DM.}, described as follows:

SEE ATTACHED EXHIBIT "A" MADE A PART HEREOF

TOGETHER with all tenements, hereditaments and appurtenances, including easements and water rights, if any, thereto belonging or appertaining, and any reversions, remainders, rents, issues or profits thereof.

Date 6/13/00

Jack M. McVicker
Jack M. McVicker

STATE OF IDAHO
COUNTY OF CUSTER

ss.

On this 13th day of June in the year
2000, before me, a Notary Public, personally appeared
Jack

known or identified to me to be the person whose name
subscribed to the within instrument, and acknowledged to
me that he executed the same.

Patsy Kindt
Notary Public
Residing at Challis, Idaho
Commission Expires 3/12/2004

June 13, 2000, by

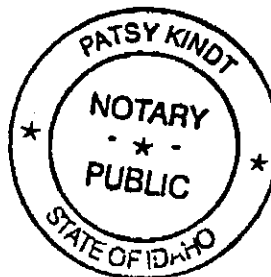


EXHIBIT "A"

TRACT I:

A fraction of the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 28, Township 14 North, Range 19 E.B.M., Custer County, Idaho, West of the Challis Creed Road, described as: Beginning at the W $\frac{1}{4}$ corner of said Section 28; thence N. 35°45' E. 855.10 feet; thence N. 0°03' W. 196.5 feet; thence N. 51°27' E. 369.77 feet to the TRUE POINT OF BEGINNING, which is also the SW corner of the land described in the Deed to Ada Gossi, a widow, recorded August 25, 1971, as Instrument No. 131759, records of Custer County, Idaho; thence S. 0°04' E. 212.51 feet to a point on the North line of the land described in the Deed to Charles Crank, et.ux., recorded May 27, 1971, as Instrument No. 130975, records of Custer County, Idaho; thence N. 86°20' E. along said North boundary line 374.95 feet; thence N. 22°37'32" W. 205.52 feet, more or less, to a point N. 89°56'00" E. of the True Point of Beginning; thence S. 89°56'00" W. 295.42 feet to the TRUE POINT OF BEGINNING. EXCEPT: A fraction of SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 28, Township 14 North, Range 19 E.B.M., further described as: Commencing at the W $\frac{1}{4}$ corner of Section 28, a distance of 855.10 feet on a bearing N. 35°45' E.; thence N. 0°03' W. 196.5 feet; thence N. 51°27' E. 369.77 feet to the REAL POINT OF BEGINNING. Thence S. 0°04' E. a distance of 120.00 feet; thence N. 62°22'50" E. a distance of 259.42 feet; thence S. 89°56' W. for a distance of 230.00 feet and also the Point of Beginning.

TRACT II:

A fraction of the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 28, Township 14 North, Range 19 E.B.M., Custer County, Idaho, West of the Challis Creek Road, beginning at the W $\frac{1}{4}$ corner of said Section 28; thence N. 35°45' E. 855.10 feet; thence N. 0°03' W. 196.5 feet; thence N. 51°27' E. 369.77 feet; thence N. 89°56' E. 295.42 feet to the TRUE POINT OF BEGINNING; thence continuing N. 89°56' E. 116.5 feet, more or less, to a point on the West boundary of the JR White tract as described in Deed #131149 to Justin Richard White, et.ux., recorded June 25, 1970, records of Custer County, Idaho; thence S. 03°05' E. 48 feet, more or less; thence S. 23°38' E. 49.8 feet; thence S. 16°20' W. 105.5 feet, more or less; thence S. 86°20' W. 30 feet, more or less; thence N. 22°37'32" W., 205.52 feet, more or less, to the TRUE POINT OF BEGINNING.

(Continued)

TRACT III:

An easement for ingress and egress to the above described property across the following described burdened parcel also owned by Grantors, to-wit: That parcel of land in the SW^{1/4} of Section 28, Township 14 North, Range 19 E.B.M., Custer County, Idaho, described as: Beginning at a point which bears N. 35°45' E. 855.1 feet from the quarter section corner between Sections 28 and 29, Township 14 North, Range 19 E.B.M.; thence N. 86°20' E. 636.8 feet; thence N. 16°20' E. 208.7 feet; thence S. 86°20' W. 695.8 feet; thence S. 0°03' E. 196.5 feet to the REAL AND TRUE POINT OF BEGINNING. Said easement is 25 feet wide commencing at the NE corner of the burdened parcel and runs West along the Northern boundary of the burdened parcel for a distance of 225 feet.

Scale = 20

N 89° 56' E
1320.5

SWNW
See Inside

RAYMOND DALE E. AND
DON R. GOSSI

SWNW

2/1
3/1
4/1
5/1
6/1
7/1

14/1
17/1
18/1
19/1
20/1
14/1

NWSW

2/1
3/1
20/5

N 0-3° W
320.1

13/1
144405
error in POB

W 111° W

①

CITY LIMITS

T. 988
Raymond Goss
Dale E & Don
R. Gossi

7.08 AC

36-173

Deed No. 12635

T-1718-2-33 AC
Dale E Gossi, Don R 2/1
Gossi & William E Cobbley
Gossi 36-173 Deed #12635

CITY LIMITS

T-1551
RAYMOND, DALE
E AND DON R
GOSSI
6.41 AC
36-173

CENTRAL IDAHO
ROD & GUN
CLUB INC.

CITY LIMITS

1320.1

416

272

S

30-300

①

581° 04' 10" E 217.99

515° 41' W 300

516° 02' W 441

516° 20' W 516.2

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