

RECEIVED

NOV 22 2005

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

Department of Water Resources

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
12-16678					

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) PAUL Schut
ARLO, IDAHO
4. New Owner/Claimant(s) DANNY Billet AND Dennis Billet
 Name Connector (Check one): ☒ and, ☐ or, ☐ and/or
- New Mailing Address 48430 WEST 85TH
- City, State and ZIP Code LANCASTER, CA. 93536
- New Telephone Number () 661 945-1249 OR 942-1200
5. Date you acquired the property 7-15-05

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)

Sammy Billet
Dennis J. J.

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 <i>MM</i>	Date <i>11-22-05</i>	Fee <i>\$25.00</i>	
Receipted by _____	Date _____	Receipt No. <i>C079707</i>	
Processed by _____	AJ Date _____	WR _____	Date _____

COPY

231711

WARRANTY DEED

For Value Received, PAUL H. SCHUT, Grantors, do hereby grant, bargain, sell and convey unto DANNY BILLET, a married man, dealing with his sole and separate property, and DENNIS BILLET, an unmarried man, as Joint Tenants, whose current address is: 48430 W. 85th, Lancaster, CA 93536

the following described premises in Custer County, Idaho, to-wit:

A parcel of land located SE¼, Section 3, Township 14 North, Range 19 East, Boise Meridian, Custer County, Idaho, more particularly described as follows:

Commencing at the South Quarter Corner of said Section 3 from which the Southwest Corner of said section bears South 89°35'24" West, 2630.95 feet, the Basis of Bearing of this description, run thence North 89°44'57" East along the southerly boundary of said section a distance of 1310.40 feet to the Southwest Corner of SE¼SE¼ of said section and the POINT OF BEGINNING;
Thence North 08°23'07" West, a distance of 1268.54 feet to a point on the centerline of Challis Creek; thence the following courses and distance along said centerline:
South 86°29'40" East, 98.39 feet; South 58°38'59" East, 69.70 feet;
North 89°12'31" East, 90.55 feet; North 62°15'58" East, 22.89 feet;
South 80°55'32" East, 46.47 feet; South 59°23'28" East, 32.01 feet;
North 83°55'50" East, 35.65 feet; South 60°34'35" East, 62.40 feet;
South 54°38'24" East, 56.63 feet; North 89°34'53" East, 22.38 feet;
thence South 00°26'05" East, a distance of 659.85 feet; thence North 89°34'56" East, a distance of 553.72 feet to a point of the westerly right of way of U.S. Highway 93; thence South 12°14'30" West along said right of way, a distance of 493.54 feet to a point on the southerly boundary of said Section 3; thence South 89°44'57" West along said boundary a distance of 769.41 feet to THE POINT OF BEGINNING, as shown by the Record of Survey filed May 28, 2002, as instrument No. 224944, records of Custer County, Idaho.

TO HAVE AND TO HOLD the said premises, 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 of said premises; that they are free from all encumbrances

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

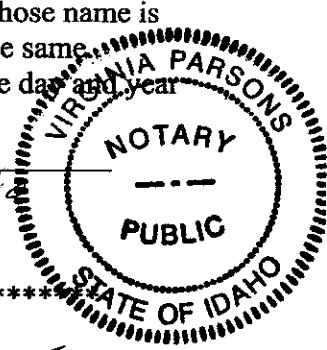
Dated: Paul H. Schut 7-7-05
PAUL H. SCHUT

STATE OF Idaho) ss.
COUNTY OF Battle)

On this 7 day of July In the year 2005, before me, a Notary Public in and for said State, personally appeared PAUL H. SCHUT, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year in this certificate first above written.

Virginia Parsons
Notary Public for the State of Idaho
Residing at: Quincy, Idaho
Commission Expires: 4-6-07



STATE OF IDAHO, COUNTY OF CUSTER
I hereby Certify that this instrument was filed for record at the request of CCT, at 20 minutes past 10 o'clock A M, this 12th day of July, 2005 in my office, and duly recorded in Book _____ of Satisfactions, at Page _____

Ethel M. Peck
Ex-Officio Recorder
BY: Ruth Brunken
Deputy

Fees: \$ 3.00
Mail to: CCT

Water Resources Field Services

1571 N. 1100 E.

Terreton, ID 83450

208-663-4667

Explanation of Split Analysis Water Rights 72-00016A and 72-00019C January 12, 2004

Split Recommendation

Split analysis of water rights 72-00016A and 72-00019C

Parcel	Owner	72-00016A		72-00019C	
		acres	cfs	acres	cfs
A	Hale	4.9	0.076	0.8	0.028
B	York	7.8	0.121		
C	Shaul	8.3	0.128		
D	Nelson			6.2	0.213
E	Schut <i>Billet</i>			14.7	0.505
F	Chivers			12.8	0.441
Tax 7811	Nelson			6.5	0.224

Total by Water Right	21	0.325	41	1.411
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Documentation Relied Upon (copies attached)

1. Partial Decree 72-00016A
2. Partial Decree 72-00019C
3. IDWR aerial photo of quarter-section
4. Custer county tax-lot drawing
5. IDWR GIS Place of Use Presentation 72-00016A
6. IDWR GIS Place of Use Presentation 72-00019C
7. Record of Survey Map, Custer County 224944
8. Split analysis map, 72-00016A
9. Split analysis map, 72-00019C

Additional Documentation Attached

Deeds and legal descriptions for Parcels A, B, C, D, E, F. Applicant plans to attach deed for tax lot 7811.

Split analysis 72-00016A, 72-00019C

01/12/04 p. 1

[Signature]

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 72-00016A

NAME AND ADDRESS: LUCILLE WEBB
PAUL SCHUT
RT 1 BOX 474
ARCO, ID 83213

SOURCE: CHALLIS CREEK TRIBUTARY: SALMON RIVER
QUANTITY: 0.325 CFS
PRIORITY DATE: 05/01/1879
POINT OF DIVERSION: T14N R19E S04 SESESE (Rediversion) Within Custer County
S09 NWNENW
PURPOSE AND PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY
Irrigation 04-01 TO 10-31 0.325 CFS
PLACE OF USE: Irrigation T14N R19E S03 NESE 9.0 Within Custer County
SWSE 11.0
29.0 Acres Total

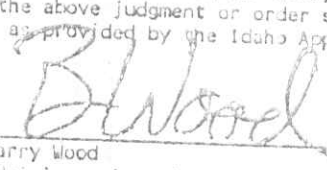
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF
WATER DISTRICT 72-C.

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

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 72-00019C

NAME AND ADDRESS:

LUCILLE WEBB
PAUL SCHUT
RT 1 BOX 474
ARCO, ID 83213

SOURCE:

CHALLIS CREEK

TRIBUTARY: SALMON RIVER

QUANTITY:

1.411 CFS

PRIORITY DATE:

05/01/1879

POINT OF DIVERSION:

T14N R19E S03

SWSWSE

Within Custer County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE
Irrigation

PERIOD OF USE
04-01 TO 10-31

QUANTITY
1.411 CFS

PLACE OF USE:

Irrigation
T14N R19E S03

NESE 2.0
SESE 25.0

Within Custer County
SWSE 14.0

41.0 Acres Total

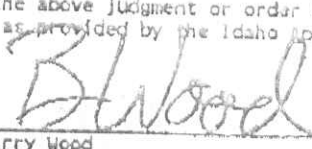
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF
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NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
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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

Cabin Creek Realty

From: "DUD SANDIE YORK" <budyork786@msn.com>
To: <cabinck@custotel.net>
Sent: Monday, July 11, 2005 9:08 PM
Subject: TO: LYNDIA HOGGAN RE: YORK PROPERTY

PASTURE LEASEE

Lynda, the split for the \$1,000 per year from Lyle Hutchison is based on the following:

93.26 acres divided by \$1,000 = \$10.72 per acre.

Arlene; 6.25 acres = 10.72 per acre = \$67.00. The remaining \$933 is split evenly between Paul, Carolyn, Mary, Mayanna, and me (\$186.60 each).

The last two years I have paid the water rights fee out of my own pocket, simply because I get the bill in the summer, and by December I forget to withhold the amount from the \$1,000 from Lyle. Last year the bill was for \$48.75, paid in March. However, there was a 52.47 credit on it, so the annual fee is about \$100. I haven't gotten a bill yet this year. I'm assuming that the bill will continue to come to me because I am listed as the Representative, and the water rights are still in Mom's name. When I get the bill, I will contact everyone for their share.

Also, about the water transfers, I sent in the water divisions that I had prepared about 2 years ago, along with the \$200 required fee, and they have gotten to it yet. The person I have been talking to at the Idaho Department of Water Resources is Kari Lynn Townsend (pronounced (Car-e)). I talked to Kari Lynn when I got the first offer, and she said it would be about another year before it was completed. When I got this last offer I called her again, and she said she will try to expedite getting the water transfers done. I will continue to keep in touch with her since I have been working it, and want to make sure that Mary and Mayanna get their water rights. The new owners may want to check with her just to be sure this is being done, and I will bring a copy of the paper work that has been sent in. Kari's phone number is 208-287-4800.

Let me know if there is anything else I should bring to the closing.

Sandie

7/12/05

