

STATE OF IDAHO  
IDAHO DEPARTMENT OF WATER RESOURCES

RECEIVED

APR 17 2000

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Department of Water Resources  
Southern Region

Please print or type. Attach pages with additional information. Instructions are on the back of this page.  
Incomplete forms will be returned.

RECEIVED

VW

APR 21 2000

Department of Water Resources

1. Water Right No(s).: See attached schedule.
- Adjudication Claim No(s).: \_\_\_\_\_
2. The following REQUIRED information must be submitted with this form:
  - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.  
AND
  - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)  
OR
  - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant: Ralph F. Schnell and Hazel Schnell  
PO Box 122, Rogerson, ID 83302
4. New Owner/Claimant(s): JR Simplot, Trustee for JR Simplot Revocable Trust  
Name Connector (Check one): ☐ and ☐ or ☐ and/or  
New Mailing Address: 999 Main St., Suite 1300  
City, State and ZIP Code: Boise, Idaho 83702  
New Telephone Number: (208) 834-2231
5. Date you acquired the property: April 14, 2000
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres you irrigate 1005 Number and type of stock 1500 Cattle

Diversion rate in CFS 1509 Number of homes Two Other uses \_\_\_\_\_

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

Signature of New Owner  
or Claimant(s)

SIM PLOT TRUST

BY Jim D.

AGENT

(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)

7. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

SUPPORT DATA

See file 47-07749 for support documentation IN FILE # 117-2327

## SCHNELL RANCH WATER RIGHTS

| Water Right<br>Number | Priority        | Stage          | Source       | Description      | Diversion<br>Rate |
|-----------------------|-----------------|----------------|--------------|------------------|-------------------|
| 47-11280              | May 30, 1950    | Decreed        | unnamed      | Stockwater       | 0.20              |
| 47-11281              | January 1, 1900 | Decreed        | unnamed      | Stockwater       | 0.20              |
| 47-11283              | January 1, 1900 | Decreed        | unnamed      | Stockwater       | 0.20              |
| 47-11284              | June 8, 1987    | Decreed        | unnamed      | Stockwater       | 0.20              |
| 47-11285              | May 12, 1950    | Decreed        | unnamed      | Stockwater       | 0.20              |
| 47-11295              | June 1, 1900    | Decreed        | unnamed      | Stockwater       | 0.20              |
| 47-11296              | June 5, 1950    | Beneficial Use | unnamed      | Stockwater       | 0.20              |
| 47-11298              | June 6, 1980    | Beneficial Use | unnamed      | Stockwater       | 0.20              |
| 47-11299              | May 6, 1966     | Decreed        | unnamed      | Stockwater       | 0.20              |
| 47-11301              | August 7, 1978  | Beneficial Use | unnamed      | Stockwater       | 0.20              |
| 47-11302              | June 5, 1964    | Decreed        | unnamed      | Stockwater       | 0.20              |
| 47-11303              | May 5, 1968     | Decreed        | unnamed      | Stockwater       | 0.20              |
| 47-11306              | August 8, 1945  | Decreed        | unnamed      | Stockwater       | 0.20              |
| 47-11307              | June 1, 1970    | Beneficial Use | unnamed      | Stockwater       | 0.20              |
| 47-11309              | July 7, 1940    | Decreed        | Big Creek    | Stockwater       | 0.20              |
| 47-11311              | May 23, 1950    | Decreed        | unnamed      | Stockwater       | 0.20              |
| 47-11382              | August 13, 1965 | Decreed        | Ground Water | Domestic         | 0.04              |
|                       |                 |                |              | Stockwater       | 0.23              |
| 47-11384              | August 13, 1954 | Decreed        | Ground Water | Domestic         | 0.04              |
|                       |                 |                |              | Stockwater       | 0.09              |
| 47-02236              | April 26, 1946  | License        | unnamed      | Irrigation       | 1.30              |
| 47-07122              | June 14, 1971   | License        | Ground Water | Irrigation       | 6.00              |
|                       |                 |                |              | Stockwater       | 0.12              |
| 47-02327              | January 5, 1960 | Decreed        | unnamed      | Stockwater       | 0.02              |
| 47-07749              | August 17, 1981 | License        | Ground Water | Irrigation       | 3.79              |
| 47-08002              | May 29, 1985    | License        | Ground Water | Stockwater       | 0.40              |
|                       |                 |                |              | Fish Propagation | 1.50              |
| 47-08250              | August 21, 1990 | Permit         | Ground Water | Irrigation       | 4.00              |
|                       |                 |                |              | Stockwater       | 0.23              |

\*S.S.O. Mailed Assignment of Permit  
form to Ramona Co. address  
on back of ownership change form.  
R.T.

## WARRANTY DEED

FOR VALUE RECEIVED, RALPH F. SCHNELL and HAZEL A. SCHNELL, husband and wife (together "the Grantor"), hereby grant, bargain, sell, and convey unto J.R. Simplot, as Trustee of the J.R. Simplot Self-Declaration of Revocable Trust, established by written instrument dated December 21, 1989, and registered in the Fourth Judicial District of the State of Idaho, Ada County, as No. 3T-788, ("Grantee"), whose current address is 999 Main Street, P.O. Box 27, Boise ID 83707, the following described real property situated in Twin Falls County, Idaho, to-wit:

See attached **EXHIBIT A** for legal description of real property

TOGETHER with all improvements, water, water rights, ditches, ditch rights, easements, hereditaments and appurtenances thereto.

Except for and subject to those rights, easements, restrictions, zoning restrictions, land use regulations and other applicable rules and regulations as appear of record or by use upon the premises. And except taxes due and accruing for the year 2000 and succeeding years.

RESERVING UNTO GRANTOR, GRANTOR'S HEIRS, SUCCESSORS AND ASSIGNS, THE FOLLOWING DESCRIBED EASEMENT:

An easement located in Section 17, Township 14 South, Range 16 E., B.M., Twin Falls County, Idaho, said easement being for the use and maintenance of an existing buried domestic water line, the spring that feeds it and the appurtenances for both, said easement being encompassed by the following described boundary;

COMMENCING at the Northeast corner of said Section 17, from which the East one-quarter (E1/4) corner of said Section 17 bears South 00° 04' 38" West, 2649.28 feet;

THENCE South 00° 04' 38" West along the East boundary of the NE1/4 of said Section 17 for a distance of 300 feet;

THENCE South 89° 59' 52" West parallel with the North boundary of the NE1/4 of said Section 17 for a distance of 861.77 feet to the TRUE POINT OF BEGINNING.

**THENCE** South  $07^{\circ} 57' 05''$  East for a distance of 3593.24 feet;

**THENCE South 79° 00' 00" East for a distance of 55.54 feet;**

**THENCE South 11° 00' 00" West for a distance of 100.00 feet;**

**THENCE North 79° 00' 00" West for a distance of 100.00 feet;**

**THENCE North 11° 00' 00" East for a distance of 100.00 feet;**

**THENCE** South  $79^{\circ} 00' 00''$  East for a distance of 2.17 feet;

THENCE North 07° 57' 05" West for a distance of 3585.09 feet to a point on a line that is parallel with and 300.00 feet South of the North boundary of the NE1/4 of said Section 17;

THENCE North 89° 59' 52" East parallel with the North boundary of the NE1/4 of said Section 17 for a distance of 40.29 feet to the TRUE POINT OF BEGINNING.

Excluding that portion of the described easement that lies within the right-of-way boundaries of Highway U.S. 93.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, its successors and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that it is the owner in fee simple of said premises; that said premises are free from all encumbrances except as hereinabove set forth and that Grantor will warrant and defend the same from all lawful claims whatsoever.

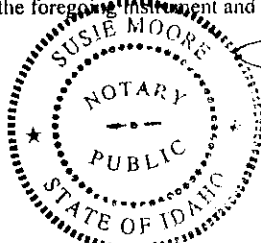
DATED:

*Ralph F. Schnell*  
RALPH F. SCHNELL

*Hazel A. Schnell*  
HAZEL A. SCHNELL

STATE OF IDAHO )  
 ) ss.  
County of Twin Falls

On this 26<sup>th</sup> day of January, 2000, before me a Notary Public for said State, personally appeared RALPH F. SCHNELL and HAZEL A SCHNELL, known or identified to me to be the persons whose names are subscribed to the foregoing instrument and acknowledged to me that they executed the same.



Notary Public for Idaho  
Residing at Twins Falls  
My Commission Expires: 11-28-2002

## EXHIBIT "A"

### Township 14 South, Range 15 East, Boise Meridian, Twin Falls County, Idaho

Section 1: SE $\frac{1}{4}$ SW $\frac{1}{4}$ ; SW $\frac{1}{4}$ SE

Section 11: All

Section 12: W $\frac{1}{4}$ NE $\frac{1}{4}$ ; SE $\frac{1}{4}$ ; W $\frac{1}{4}$

#### EXCEPT

A strip of land 100 feet wide, lying 50 feet on each side of the following described centerline;  
BEGINNING at a point on the Section line, 1799 feet, more or less, East of Section corner common to Sections 11, 12, 13 and 14, Township 14 South, Range 15 E., B.M., which point is Station 210+62 of "A" Lateral as located;

THENCE North 00°28' East 37.3 feet;

THENCE on a 20° curve to the right, 110 feet;

THENCE North 22°28' East, 238.5 feet;

THENCE on a 20° curve to the right, 120.8 feet;

THENCE North 46°38' East, 47.6 feet;

THENCE on a 30° curve to the right, 174.4 feet;

THENCE South 81°02' East 407.5 feet;

THENCE on a 40° curve to the left, 177.1 feet;

THENCE North 28°08' East, 171.6 feet;

THENCE on a 20° curve to the right, 189.2 feet;

THENCE North 65°58' East 2549 feet, to Station 252+85 which point is on the East section line of Section 12, Township 14 South, Range 15 E. B.M. and 763 feet, more or less, South of the East 1/4 corner of said Section 12, all situated in the S $\frac{1}{2}$  of said Section 12.

Section 13: All

Section 14: All

#### EXCEPT

BEGINNING at the Northwest corner of the SW $\frac{1}{4}$ NW $\frac{1}{4}$  of Section 14, Township 14 South, Range 15 E., B.M.;

THENCE South along the section line a distance of 505 feet more or less;

THENCE North 81°31' East, 80 feet;

THENCE North 8°29' West, 505 feet, more or less to the PLACE OF BEGINNING.

#### AND EXCEPT

A strip of land 100 feet wide lying 50 feet on each side of the centerline of "A" Lateral as located and described as follows:

BEGINNING at the Northwest corner of the SW $\frac{1}{4}$ NW $\frac{1}{4}$ , of said Section 14;

THENCE South along Section line a distance of 505 feet, more or less;

THENCE North 81°31' East, 30 feet to the POINT OF BEGINNING, which is PC Station 117+79.8 of

"A" Lateral as located;

THENCE on a 40° curve to the left from semi-tangent South 8°29' East, a distance of 200 feet;

THENCE South 88°29' East, 206.2 feet;

THENCE on a 40° curve to the left, 165 feet;

THENCE North 25°31' East, 449 feet;

THENCE North 37°01' East, 180 feet to a point on the North line of the SW $\frac{1}{4}$ NW $\frac{1}{4}$ , of said Section 14, 805 feet, more or less, East of the Northwest corner of the SW $\frac{1}{4}$ NW $\frac{1}{4}$  of Section 14, all situated in the SW $\frac{1}{4}$ NW $\frac{1}{4}$

#### AND ALSO EXCEPT

A strip of land 100 feet wide, lying 50 feet on each side of the following described centerline:

BEGINNING at Station 129+80 of "A" Lateral survey as located which point is on the South boundary line of the NW $\frac{1}{4}$ NW $\frac{1}{4}$  of Section 14 and 805 feet, more or less, East of the Southwest corner of said forty;

THENCE North 37°01' East, 224.9 feet;

THENCE on a 20° curve to the right, 310 feet;

THENCE South 80°59' East 1440.1 feet to Station 149+55 which station is a point on the East line of the NE $\frac{1}{4}$ NW $\frac{1}{4}$  of Section 14 and 1260 feet, more or less, South of the North 1/4 corner of Section 14, all lying in the N $\frac{1}{4}$ NW $\frac{1}{4}$

#### AND ALSO EXCEPT

A strip of land 100 feet wide, lying 50 feet on each side of the following described centerline:

BEGINNING at a point on the West boundary line of the NE $\frac{1}{4}$  of Section 14, 1260 feet, more or less, South of the North 1/4 corner of said Section 14, which point is Station 149+55 of "A" Lateral survey as located;

THENCE right, 190 feet;

THENCE South 42°59' East, 685.5 feet;

THENCE on a curve 40° curve to the left, 280.8 feet;

THENCE North 24°41' East, 693.3 feet;

THENCE on a 40° curve to the right 165 feet;

THENCE South 89°19' East, 220.5 feet;  
THENCE on a 50° curve to the left, 155.7 feet;  
THENCE North 12°51' East, 312 feet;  
THENCE on a 20° curve to the right, 110 feet;  
THENCE North 34°51' East, 708.6 feet;  
THENCE on a 50° curve to the right, 110.2 feet;  
THENCE North 89°58' East, 53 feet to Station 189+86, which point is on the east line of said Section 14, and 45 feet South of the Northeast corner, situated in the NE¼ of Section 14.

Section 23: W¼W¼; NE¼NW¼

Section 24: E¼; E¼W¼

Section 25: All

Section 26: E¼E¼; S¼NW¼; SE¼SW¼; SW¼SE¼

**EXCEPT**

A strip of land 200.00 feet wide, being 100.0 feet on each side of the following described centerline of highway as surveyed and shown on the official plat of Sawtooth Park F-FG 2391(4) Highway survey on file in the of Department of Highways of the State of Idaho and lying over and across the E¼NW¼ and the NW¼NE¼ of Section 35, the SW¼SE¼ and the NE¼SE¼ of Section 26, all in Township 14 South, Range 15 E., B.M.

BEGINNING at Station 645+90 of the said Highway Survey, which station is a point on tangent approximately 1670.0 feet east from the West Quarter corner of Section 35, Township 14 South, Range 15 E., B.M.;

THENCE running North 28°41' East, 4510.0 feet to Station 691+00 of said Survey, which Station is a point on tangent approximately 1320 feet South and 1468.0 feet West from the East quarter corner of Section 26;

ALSO BEGINNING at Station 693+89 of said Highway Survey, which Station is a point on tangent approximately 1070.00 feet South and 1320.0 feet west of the East Quarter corner of Section 26;

THENCE running North 28°41' East, 1219.0 feet to Station 706+08.0 of said survey, which station is a point on tangent approximately 767.0 feet west from the East Quarter corner of Section 26

**AND EXCEPT**

A strip of land 200.0 feet wide, being 100.0 feet on each side of the following described centerline of highway as surveyed and shown on the official plat of U.S. Highway 93-Project No. F-FG 2391(5) Highway Survey on file in the office of the Department of Highways of the State of Idaho and lying over and across the E¼NW¼ and the NW¼NE¼ of Section 35 and the S¼SE¼ and the NE¼SE¼ of Section 26, Township 14 South, Range 15 E., B.M.

BEGINNING at Station 645+90 of the said Highway Survey, which station is a point on tangent approximately 1670.0 feet East from the West Quarter corner of Section 35;

THENCE running North 28°41' East, 1346.1 feet to Station 659+36.1 of said Survey, which station is a point of curvature;

THENCE 4115.9 feet with a 00°54' curve right, said curve having a central angle of 45°33' to Station 700+52.0, which station is a point on curve approximately 1295.0 feet North from the Southeast corner of Section 26, Township 14 South, Range 15 E., B.M.

Section 35: E¼NE¼; E¼NW¼; W¼NE¼

**EXCEPT**

A strip of land 200.00 feet wide, being 100.0 feet on each side of the following described centerline of highway as surveyed and shown on the official plat of Sawtooth Park F-FG 2391(4) Highway survey on file in the of Department of Highways of the State of Idaho and lying over and across the E¼NW¼ and the NW¼NE¼ of Section 35, the SW¼SE¼ and the NE¼SE¼ of Section 26, all in Township 14 South, Range 15 E., B.M.

BEGINNING at Station 645+90 of the said Highway Survey, which station is a point on tangent approximately 1670.0 feet east from the West Quarter corner of Section 35, Township 14 South, Range 15 E., B.M.;

THENCE running North 28°41' East, 4510.0 feet to Station 691+00 of said Survey, which Station is a point on tangent approximately 1320 feet South and 1468.0 feet West from the East quarter corner of Section 26;

ALSO BEGINNING at Station 693+89 of said Highway Survey, which Station is a point on tangent approximately 1070.00 feet South and 1320.0 feet west of the East Quarter corner of Section 26;

THENCE running North 28°41' East, 1219.0 feet to Station 706+08.0 of said survey, which station is a point on tangent approximately 767.0 feet west from the East Quarter corner of Section 26

**AND EXCEPT**

A strip of land 200.0 feet wide, being 100.0 feet on each side of the following described centerline of highway as surveyed and shown on the official plat of U.S. Highway 93-Project No. F-FG 2391(5) Highway Survey on file in the office of the Department of Highways of the State of Idaho and lying over and across the E¼NW¼ and the NW¼NE¼ of Section 35 and the S¼SE¼ and the NE¼SE¼ of Section 26, Township 14 South, Range 15 E., B.M.

BEGINNING at Station 645+90 of the said Highway Survey, which station is a point on tangent approximately 1670.0 feet East from the West Quarter corner of Section 35;  
THENCE running North 28°41' East, 1346.1 feet to Station 659+36.1 of said Survey, which station is a point of curvature;  
THENCE 4115.9 feet with a 00°54' curve right, said curve having a central angle of 45°33' to Station 700+52.0, which station is a point on curve approximately 1295.0 feet North from the Southeast corner of Section 26, Township 14 South, Range 15 E., B.M.

**Township 14 South, Range 16 East, Boise Meridian, Twin Falls County, Idaho**  
Section 7: Lots 2, 3, 4, 5, 6, 7, E½SW¼; W½SE¼; SE¼SE¼

EXCEPT

A strip of land 100 feet wide, lying 50 feet on each side of the following described centerline:  
Township 14 South, Range 16 East, Boise Meridian, Twin Falls County, Idaho  
Section 7: BEGINNING at a point on the section line 763 feet, more or less, South of the West quarter corner of Section 7, which point is station 252+85 of "A" lateral as located;  
THENCE North 65°58' East 89.4 feet;  
THENCE on a 20° curve to the left, 157.2 feet;  
THENCE North 34°32' East 422.7 feet;  
THENCE on a 20° curve to the right 80.8 feet;  
THENCE North 50°42' East 580.7 feet;  
THENCE on a 10° curve to the right, 210 feet;  
THENCE North 71°42' East 457.6 feet;  
THENCE on a 10° curve to the left, 180 feet, to Station 274+63.4 which point is on the last line of the SW¼NW¼ of Section 7 and 865 feet, more or less, South of the Northeast corner of said SW¼NW¼ of Section 7, all situated in the W½ of Section 7, Township 14 South, Range 16 E., B.M.

AND EXCEPT

That portion of the SE¼SE¼ of Section 7, Township 14 South, Range 16 E., B.M., described as:  
BEGINNING at a point which is the corner common to Sections 7, 8, 17 and 18, Township 14 South, Range 16 E., B.M.;  
THENCE North for 141 feet;  
THENCE South 89°30' West for 610 feet;  
THENCE East for 600 feet to the corner common to Section 7, 8, 17 and 18, which is the POINT OF BEGINNING.

Section 8: NE¼SW¼; S½SW¼

Section 17: Lots 1 and 2, EXCEPT the north 300 feet of said Lots; S½NE¼; N¼SE¼; S¼SE¼; W¼ of Section northwest of railroad; 6.93 acres railroad right of way; W¼ of Section south and east of railroad.

Section 18: Lot 7, E½SW¼; W½SE¼

Section 19: All

Section 20: All

Section 26: NW¼; W½SW¼

Section 27: E½SE¼

Section 29: All

Section 30: N¼NE¼; NE¼NW¼; Lot 1

Section 32: E½

Section 33: W½

Section 34: E½

**Township 14 South, Range 17 East, Boise Meridian, Twin Falls County, Idaho**

Section 30: South 10 acres of Lot 3; all Lot 4; SE¼SE¼

Section 31: NE¼; E½W¼; Lots 1, 2, 3, 4; SW¼SE¼; N¼SE¼

**Township 15 South, Range 16 East, Boise Meridian, Twin Falls County, Idaho**

Section 3: All

Section 4: All

Section 5: Lots 1 and 2: S½NE¼; SE¼

Section 8: E½E¼

Section 9: All

Section 10: W½; W½E¼; E½NE¼; SE¼SE¼

Section 14: W½E¼; W½

Section 15: All

Section 17: E½

Section 20: E½

Section 21: All

Section 22:  $W\frac{1}{2}$ ;  $W\frac{1}{2}E\frac{1}{2}$ ;  $E\frac{1}{2}NE\frac{1}{2}$ ;  $NE\frac{1}{2}SE\frac{1}{2}$   
Section 23:  $NW\frac{1}{2}$ ;  $W\frac{1}{2}NE\frac{1}{2}$   
Section 27:  $NW\frac{1}{2}$ ;  $N\frac{1}{2}SW\frac{1}{2}$ ;  $NW\frac{1}{2}NE\frac{1}{2}$   
Section 28:  $W\frac{1}{2}$ ;  $NE\frac{1}{2}$ ;  $N\frac{1}{2}SE\frac{1}{2}$   
Section 29:  $E\frac{1}{2}$   
Section 33:  $N\frac{1}{2}NW\frac{1}{2}$

**Township 15 South, Range 17 East, Boise Meridian, Twin Falls County, Idaho**

Section 25: All  
Section 26:  $N\frac{1}{2}NE\frac{1}{2}$ ;  $SE\frac{1}{2}NE\frac{1}{2}$ ;  $SE\frac{1}{2}W\frac{1}{2}$   
Section 27:  $SE\frac{1}{2}NE\frac{1}{2}$ ;  $E\frac{1}{2}SE\frac{1}{2}$   
Section 34:  $E\frac{1}{2}NE\frac{1}{2}$ ;  $NE\frac{1}{2}SE\frac{1}{2}$   
Section 35:  $E\frac{1}{2}$ ;  $NW\frac{1}{2}$ ;  $N\frac{1}{2}SW\frac{1}{2}$

**Township 15 South, Range 18 East, Boise Meridian, Twin Falls County, Idaho**

Section 30:  $W\frac{1}{2}$   
Section 31:  $E\frac{1}{2}$ ;  $NW\frac{1}{2}$ ;  $N\frac{1}{2}SW\frac{1}{2}$

**Township 16 South, Range 17 East, Boise Meridian, Twin Falls County, Idaho**

Section 1: Lots 1 and 2;  $S\frac{1}{2}NE\frac{1}{2}$ ;  $S\frac{1}{2}$   
Section 11:  $SE\frac{1}{2}NE\frac{1}{2}$ ;  $NE\frac{1}{2}SE\frac{1}{2}$   
Section 12:  $N\frac{1}{2}N\frac{1}{2}$

**Township 16 South, Range 18 East, Boise Meridian, Twin Falls County, Idaho**

Section 6: All  
Section 7:  $N\frac{1}{2}NE\frac{1}{2}$ ;  $NE\frac{1}{2}NW\frac{1}{2}$ ; Lot 1

ALL SUBJECT TO: Twin Falls Highway District right of way



State of Idaho

**DEPARTMENT OF WATER RESOURCES**

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE  
GOVERNOR

KARL J. DREHER  
DIRECTOR

April 17, 2000

Harry LeMoyne  
LeMoyne Realty  
PO Box 5225  
Twin Falls, ID  
83303

RE: Change of Ownership From Ralph Schnell to Simplot Revocable Trust

Dear Harry;

My preliminary review of this ownership change has found a discrepancy with Right 47-07122. Three wells serve this license, two of which are on land owned by Ron Pierce. Four licenses are served by these wells; 47-02365, 47-02424, 47-07071, and 47-07122. The combined pumping rate for the first three rights under Transfer 1834 is 12.62 cfs. Based on land ownership, Pierce owns the 12.62 cfs. When 7122 is added in, the combined rate is 17.21 cfs. So instead of the 6.00 cfs licensed under 7122, this right actually represents an additional rate of 4.59 cfs that is appurtenant the former Schnell property. This problem needs to be straightened out somehow, or the new owner should at least be aware of this limitation. If there was some other arrangement between Pierce & Schnell, we need to have a record of this for the SRBA review of these rights; there is no such information in the claim file now.

I sure don't want to mess up the deal between Ralph & Simplot, but thought that you should be aware of this situation.

Regards,

James E. Stanton  
Sr. Water Resource Agent

**RECORDING REQUESTED BY  
AND WHEN RECORDED MAIL TO:**

J. R. Simplot Self-Declaration of Revocable Trust  
P.O. Box 27  
Boise, ID83707

SPACE ABOVE THIS LINE FOR RECORDER'S USE

**WATER RIGHTS QUITCLAIM DEED**

**Hazel A. Schnell and Ralph Schnell**, wife and husband ( together "Grantor"), for good and valuable consideration, the receipt of which is hereby acknowledged, does hereby REMISE, RELEASE and forever QUITCLAIM, unto the **J. R. Simplot Self-Declaration of Revocable Trust, established by written instrument dated December 21, 1989, and registered in the Fourth Judicial District of the State of Idaho, Ada County, as No. 3T-788**, of 999 Main Street, Ste. 1300, Boise, Idaho 83702, ("GRANTEE"), and to Grantee's successors and assigns forever, all of Grantor's right title and interest in those certain water rights more particularly described as follows:

**State of Idaho Department of Water Resources Water Right Numbers: 47-11280, 47-11281, 47-11306, 47-2327, 47-8002**

TO HAVE AND TO HOLD all and singular the herein described water rights, together with their appurtenances unto the said Grantee, and its successors and assigns forever

IN WITNESS WHEREOF, Grantor has hereunto subscribed its name to this instrument this 25<sup>th</sup> day of January, 2005.

**Grantor:**

Hazel A. Schnell

Ralph Schnell

Hazel A. Schnell

Ralph Schnell

STATE OF IDAHO }  
COUNTY OF Twin Falls } ss.

On this 25<sup>th</sup> day of January, 2005, before me a notary public personally appeared Ralph Schnell and Hazel A Schnell, to me known to be to be the persons who executed the within instrument and acknowledged to me that they executed the same.

WITNESS my hand and official seal the day and year first above written

H F LeMoine  
Notary Public in and for the State of Idaho  
Residing at: Twin Falls  
Commission expires: 4-18-09

