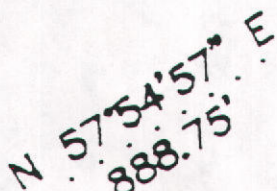
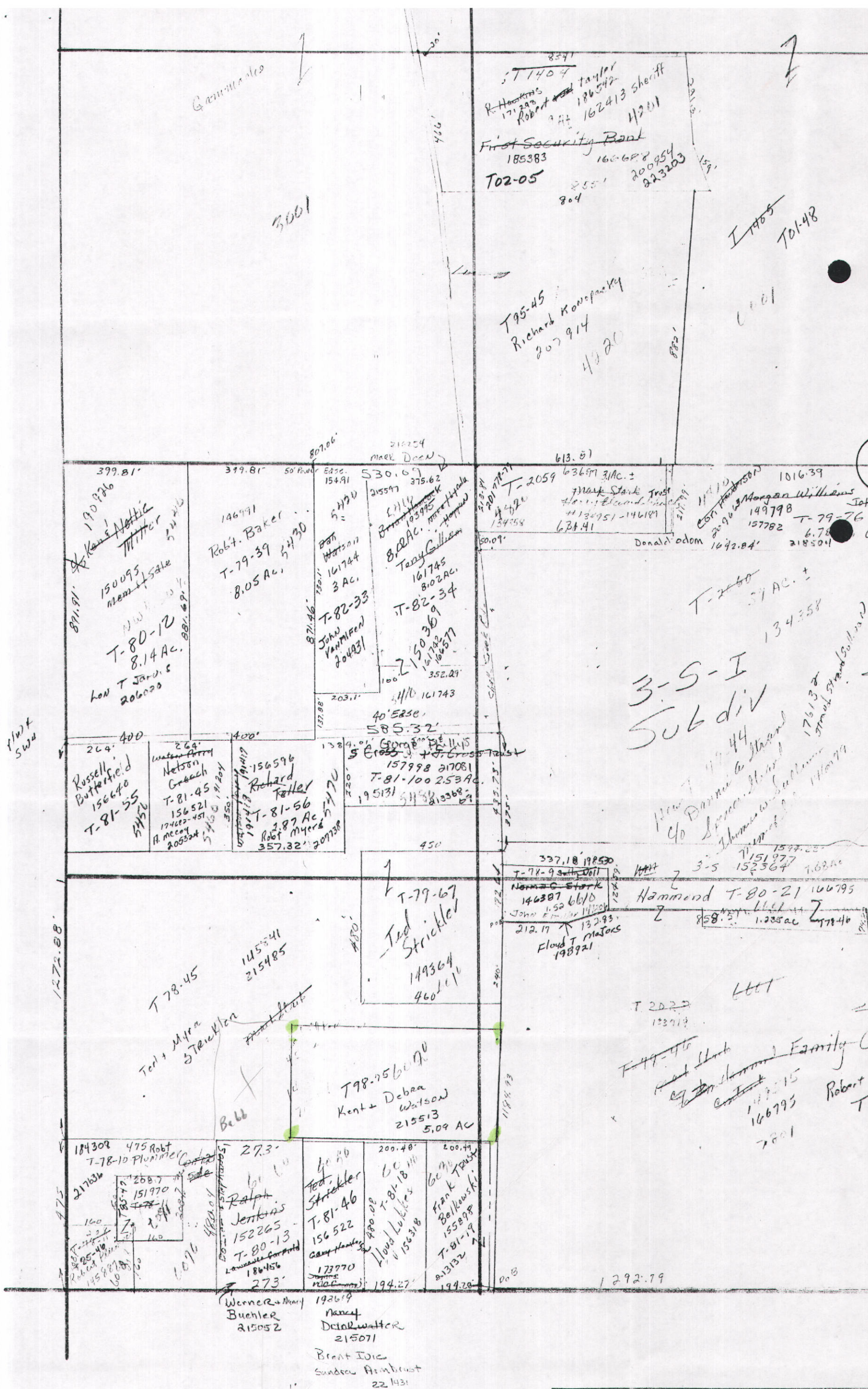


FOR TED STICKLER
OF SECTION 18, T. 14 N., R. 19 E., S. 1 N., C.



$$= 300$$


T 14 N

५

RECEIVED

NOV 23 2001

Department of Water Resources
Southern Region

72-04180 F

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

RECEIVED

DEC 06 2004

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
72-16621					
72-16619					

RECEIVED
 DEC - 7 2004
 DEPARTMENT OF
 WATER RESOURCES

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)

Chuck & Teresa Babb
2553 Challis Cr Rd Challis ID 83226

4. New Owner/Claimant(s)

x Katharine A Foster

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

New Mailing Address

x PO Box 86

City, State and ZIP Code

x Challis ID 83226

New Telephone Number

x (208) 879-6203

5. Date you acquired the property

x 10/28/04

SUPPORT DATA

IN FILE # 72-16619

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>72-16621</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>yes</u>	<u>2.19 acres</u>
Stock	<u>-</u>	<u>See attached</u>
Domestic	<u>-</u>	<u>Survey plat</u>
Other	<u>-</u>	
Total	<u>0.090 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 <u>72-16619</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>yes</u>	<u>2.19 acres</u>
Stock	<u>-</u>	<u>See attached</u>
Domestic	<u>-</u>	<u>Survey plat</u>
Other	<u>-</u>	
Total	<u>0.050 cfs</u>	

7. Signature of New Owner(s) or Claimant(s)
(include title if applicable)

Katherine Forster

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 [Signature] Date 12/16/04 Fee 25.00 + \$26.00
 Received by [Signature] Date 12/16/04 Receipt No. 5027204 and C076592
 Processed by [Signature] AJ Date WR Date

*1-31-05

WARRANTY DEED

For Value Received CHARLES RUSSELL BABB AND TERESA KAYE BABB, husband and wife, the Grantors, do hereby grant, bargain, sell and convey unto KATHARINE A. FORSTER, the Grantee, whose current address is P.O. Box 86, Challis, Idaho 83226, the following described premises, in Custer County, Idaho, to-wit:

A portion of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 16, Township 14 North, Range 19 East, Boise Meridian, Custer County, Idaho, described as follows:

Beginning at the Southwest corner of Section 16, Township 14 North, Range 19 East, Boise Meridian, (as evidenced by Corner Perpetuation and Filing Record #154508 dated June 28, 1980) and running thence North 57°54'57" East, 888.75 feet to the Southeast corner of Parcel B (also the northwest corner of Parcel 1, Record of Survey by Insight, Inc. Dated 8-29-80) which is the TRUE POINT OF BEGINNING for this description; thence North 00°36'30" East, 350.00 feet; thence North 89°23'30" West, 273.00 feet; thence South 00°36'30" West, 350.00 feet; thence South 89°23'30" East, 273.00 feet to the TRUE POINT OF BEGINNING.

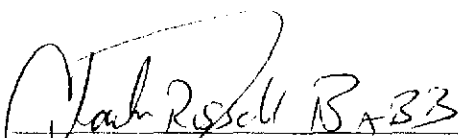
SUBJECT TO:

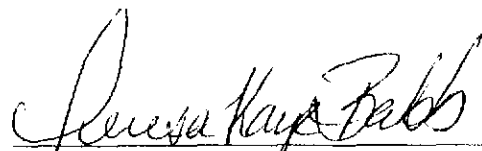
A 15.0 foot wide road easement along the Northerly boundary of the above described property. A 20.0 foot wide utility easement parallel to and 15.0 feet South of the Northerly boundary of the above described property.

As shown by the Record of Survey filed December 30, 1998, as instrument No. 217312, records of Custer County, Idaho.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, her heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee, that they are the owners in fee simple of said premises; that they are free from all encumbrances excepting therefrom all covenants, conditions and restrictions of record and all easements of sight and of record as recorded in the records of Custer County, Idaho and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: This 28 day of October, 2004.


CHARLES RUSSELL BABB


TERESA KAYE BABB

STATE OF IDAHO)

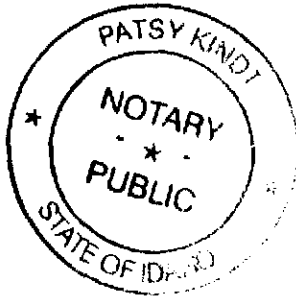
: ss

County of: Custer)

On this 28 day of
October, 2004, before
 me, a Notary Public, per-
 sonally appeared Charles
Russell Babb and
Teresa Kaye Babb
 known or identified to me to
 be the person(s) whose name(s)
 are subscribed to the within
 instrument, and acknowledged to
 me that he executed the same.

Patsy Kindt
 Notary Public for Idaho

Residing at Challis
 Commission Expires 3/24/10



STATE OF IDAHO, COUNTY OF CUSTER

I hereby certify that this instrument was filed for
 record at the request of CCT
 at 01 minutes past 4
 o'clock 8 .M., this 28th day of Oct
 2004, in my office.

Ethel M Beck

Ex-Officio Recorder

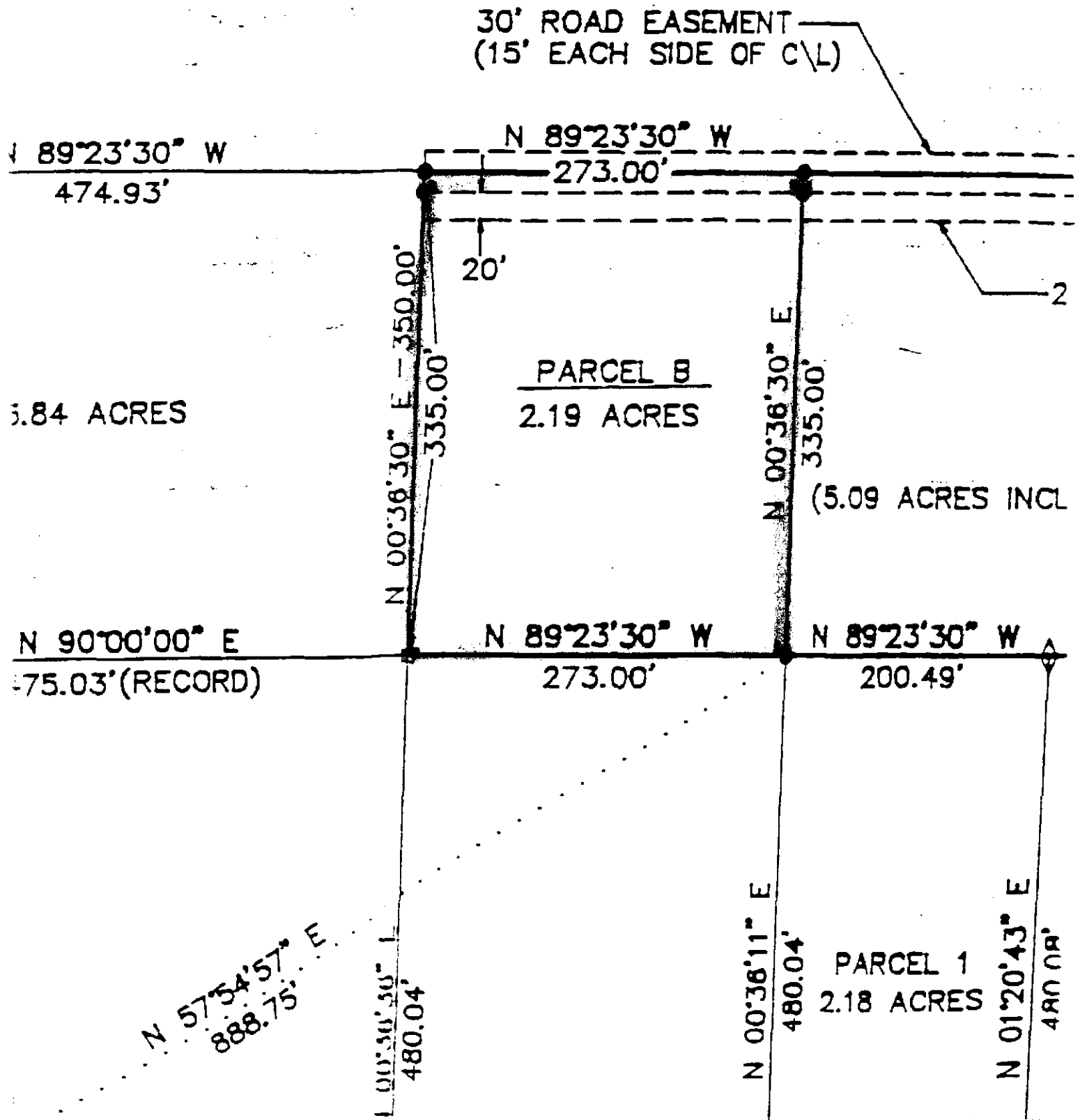
BY

Betsy Doughty
 Deputy

Fee: \$ 6.00Mail to: CCT

(208) 879-6203

FOREIGN
OF SECTION 16, T. 14 N.



Receipt Details for ID C076592

Status	Adjustment Type	Version
		2

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
1/31/2005 1:46:28 PM	1/31/2005 2:31:07 PM	STATE	\$25.00	Check
Payer		FORSTER, KATHARINE		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
3359			
Card Expiration Date	Credit Card Transaction #		

Comment Ownership Change

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$25.00	OWNERSHIP CHANGES/SECURITY INTERESTS	56140	0229	21		1155

Refund(s):

Amount	Payee	Date	Document Number
--------	-------	------	-----------------

Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
--------------	-----------------	--------------	--------	------

Print Report

2001.11

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

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

RECEIVED
DEC 06 2001
Department of Water Resources
Southern Region

1. Water Right Number(s) 72-04179, 72-04180 and all other appurtenant water

Adjudication Claim Number(s) 72-32P

RECEIVED

DEC - 7 2001

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 on file with the county.)

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant(s) TED R STRICKLER

PO BOX 191, CHALLIS ID 83226

4. New Owner/Claimant(s) CHARLES RUSSELL BABB AND/OR TERESA KAYE BABB

Name connector (Check one): ☐ AND, ☐ OR, ☐ AND/OR

New Mailing Address PO Box 559

City, State and ZIP Code CHALLIS ID 83226

New Telephone Number (208) 879 - 5706

5. Date you acquired the property _____

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 you portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres actually irrigated 2.19 Number and type of stock _____

Pro rata with _____

Diversion rate in CFS remaining acreage Number of homes 1 Other uses _____

cubic feet per second

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

7. Signature of New Owner/Claimant(s)

Charles Russell Babb
Teresa Kaye Babb

NOV 18 2001

Date 11-29-01

Date 11/29/01

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

8. For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

Receipt #5024471--\$110⁰⁰--12.7.01

72-04180 F

COPY
WARRANTY DEED

FOR VALUE RECEIVED, TED R. STRICKLER, a single man, Grantor, does hereby Grant, Bargain, Sell and Convey unto CHARLES RUSSELL BABB and TERESA KAYE BABB, husband and wife, Grantees, whose address is P.O. Box 559, Challis, Idaho 83226, all of Grantor's interest, in and to the following described premises, in Custer County, Idaho, to-wit:

A portion of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 16, T. 14 N., R. 19 E., B.M. Custer County, Idaho, described as follows:

Beginning at the Southwest Corner of Section 16, T. 14 N., R. 19 E., B.M. (As evidenced by Corner Perpetuation and Filing Record #154508 dated June 28, 1980), and running thence N57°54'57"E 888.75 feet to the southeast corner of Parcel B (also the northwest corner of Parcel 1, Record of Survey by Insight, Inc. dated 8-29-80) which is the **TRUE POINT OF BEGINNING** for this description:

thence N00°36'30"E 350.00 feet;

thence N89°23'30"W 273.00 feet;

thence S00°36'30"W 350.00 feet;

thence S89°23'30"E 273.00 feet to the **TRUE POINT OF BEGINNING**.

Parcel B contains 2.19 acres.

SUBJECT TO a 15.0 feet wide roadway and access easement south of, adjacent to and along the northerly boundary of the above parcel.

ALSO SUBJECT TO a 20.0 feet wide utility easement parallel to and 15.0 feet south of the northerly boundary of the above parcel.

AND ALSO SUBJECT HOWEVER TO THE FOLLOWING RESTRICTIONS
AND CONDITIONS which shall be in place and enforceable perpetually:

1. The lands may not be divided into separate parcels of less than two (2) acres in size.
2. All wells, septic tanks and drainfield lines shall not be set in place within 50 feet of any property line (lot line or parcel boundary).
3. All residences shall be set on a permanent foundation, completely supporting all parts of the exterior walls. Any residence or dwelling shall be of standard type construction. Homes classified or referred to as mobile shall not be used for permanent residency. Modular homes, as generally defined, must have the appearance of being "stick built" and no improvement used as a residence on

MICROFILMED

NOV 18 2002

72-04180 E

the premises shall be less than 20 feet wide (the shortest dimension). All eaves must extend beyond on the walls at least 14 inches. No bright or shiny roof surface or wall surface material shall be allowed.

4. The described land shall be kept free of garbage, junk, unlicensed vehicles and debris. Storage areas are to be well screened by trees, shrubbery or wood fencing adequate to shield the area from the view of neighbors' property and the view of travelers who may pass by on adjacent roadways.
5. No commercial or industrial uses or businesses shall be allowed or shall be conducted on the premises. However, this restriction shall not prohibit activities for profit which can be conducted solely within the residence and which do not involve unusual noise, traffic or other disturbance within the neighborhood. As an example, weekly art classes for five or six people, if properly conducted, would be permissible activity, whereas the retail sale of antiques on a routine basis would not.
6. Grantees and/or successors shall be responsible for all fencing on the premises, adequate to comply with the fence code, laws or regulations of the State of Idaho. Grantees are to be in compliance of this restriction within one year after closing.
7. No hogs, goats or llamas will be kept or maintained on the premises.
8. Grantees are required to maintain the access road to their property at their own expense. If other parcels are divided and the road also provides access to these properties, all landowners will share proportionately on the cost to maintain the road. Grantor retains free use of the road for his agricultural use and purposes.

Together with all appurtenances and together with reasonable ditch access across the lands of Grantor to the Northwest of the described lands following the existing ditch course.

Any water rights acquired are conveyed without warranty. All water rights and ditch easements appurtenant to the above real property are included without limitation, subject however, to the Snake River Basin Adjudication currently in process.

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto the said Grantees, their successors, administrators and assigns forever. And the said Grantor does hereby covenant to and with the said Grantees, that he is the owner in fee simple of said premises; that it is free from all encumbrances save and excepting therefrom all covenants, conditions, easements and restrictions of record, as recorded in the records of Custer County, Idaho, and that he will warrant and defend the same from all lawful claims whatsoever.

NOV 18 2002

72-04180 F

$$= 300'$$


NOV 23 2001

72-04180 F

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 72-16619

WATER RIGHT NUMBER: 72-16619

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	TED STRICKLER PO BOX 191 CHALLIS, ID 83226 (208) 879-2578
Original Owner	MYRA STRICKLER PO BOX 191 CHALLIS, ID 83226 (208) 879-2578
Current Owner	CHARLES RUSSELL BABB PO BOX 559 CHALLIS, ID 83226 (208) 879-5706
Current Owner	TERESA KAYE BABB PO BOX 559 CHALLIS, ID 83226 (208) 879-5706

Priority Date: 05/01/1879

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
CHALLIS CREEK	SALMON RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	0.050 CFS	
<u>Total Diversion:</u>		0.050 CFS	

Location of Point(s) of Diversion

CHALLIS CREEK	NE1/4SW1/4SE1/4	Sec. 17, Twp 14N, Rge 19E, B.M.
CUSTER County	(Rediversion)	
CHALLIS CREEK	L10 (SW1/4NW1/4NW1/4)	Sec. 7, Twp 14N, Rge 19E, B.M.
CUSTER County		

Place of UseIRRIGATION Within CUSTER County

T14N R19E S16 SWSW 2.2

Total Acres: 2.2

Conditions of Approval:

1. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
2. C18 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. SECTION 42-1412(6), IDAHO CODE.

NOT RECORDED
NOV 18 2002

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 72-16619

3. M04 A MEASURING DEVICE AND LOCKABLE CONTROLLING WORKS OF A TYPE ACCEPTABLE TO IDWR SHALL BE PERMANENTLY INSTALLED AND MAINTAINED AS A PART OF THE DIVERTING WORKS.

Remarks:

1. Place of Use - Irrigation USE OF THIS RIGHT WITH RIGHT NO. 72-00032P IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 24 ACRES IN A SINGLE IRRIGATION SEASON.
2. General THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF WATER DISTRICT 72-C.
3. Explanatory THIS RIGHT IS A PART OF DECREED RIGHT NO. 72-00004A.
DIVERSION RATE OF THIS RIGHT IS 0.54 AS SET BY APPROVED TRANSFER NOS. 4299, 4300, 4301 & 4302.

Comments:

1. scurtis 7/8/2002 Created from Split
Comment: This right is a result of the splitting of Right 72-4180F by ownership change. 72-4180F was split into 72-16618 and 72-16619.

Dates and Other Information:

Decreed Date: 12/1/2000

Water District Number: 72C

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NOV 18 2002



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

February 4, 2005

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

KATHARINE A FORSTER
PO BOX 86
CHALLIS ID 83226

RE: Change of Ownership for Water Rights 72-16619 & 72-16621

Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water rights to you. The department has modified its records to reflect the changes in ownership and has enclosed computer-generated reports 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,

for Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosures

IAN 31 2005

To: IDWR
P.O. Box 83702
Boise, Idaho 83702 - 0098

January 28, 2005

From: Katharine Forster
2553 Challis Creek Road
Challis, Idaho 83226

Dear Ms. Townsend:

This past November, 2004 I submitted a request to have two water rights transferred from the name of Chuck and Teresa Babb into my name. The water right numbers are 72-16621 and 72-16619.

After our phone conversation today, I realized I made a mistake on my application. I am transferring both water rights into my name and am not splitting them. I am enclosing a check for an additional \$25.00 to pay for the transfer of WR 72-16621 into my name. The check I previously sent should cover the cost to have WR 72-16619 into my name (receipt number S027204).

I'm very sorry for any confusion I may have caused you. If you have any questions regarding this request or need more information, please call me at work (208-879-6203) or at home (208-879-6524).

Sincerely,



Katharine Forster

K Forster
Bx 86
Challis ID
83226

12/3/04

To: IDWR
1341 Filmore St; Suite 200
Twin Falls, Idaho 83301

From: Kate Forster
2553 Challis Creek Road
Challis, Idaho 83226

Dear Idaho Department of Water Resources:

This past November, I purchased property in Challis, Idaho that had a water right from Challis Creek (Custer County). With this letter, I would like to have the name on the water right transferred from the previous water right holder (Chuck and Teresa Babb) into my name. I have enclosed a copy of the Warranty Deed that shows I have purchased the property and a copy of the Platt Survey. I also have enclosed a check for \$25.00 to cover the application fee.

If you have any questions regarding this request or need more information, please call me at work (208-879-6203) or at home (208-879-6524).

Sincerely,

A handwritten signature in cursive script that reads "Kate Forster".

Kate Forster



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

November 4, 2002

CHARLES RUSSELL BABB
TERESA KAYE BABB
PO BOX 559
CHALLIS ID 83226

RE: Change of Ownership for Water Right 72-16619

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

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NOV 18 2002

Idaho Department of Water Resources Receipt

Receipt ID S024471

Payment Amount \$100.00 Date Received 12/7/2001 8:46:31 AM Region Southern Status ☐
Payment Type Check Check Number 13948

Payer CUSTER COUNTY TITLE

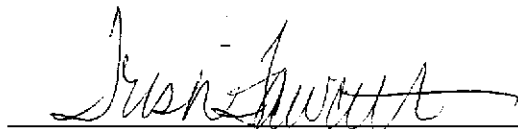
Comment owner change 72-4179E and 72-4180F *Expt*

Fee Detail

Amount Description

Fund FD PCA SO

\$100.00 OWNERSHIP CHANGES/SECURITY INTERESTS 0229 21 64140 1155



Signature Line (Dept. Representative)

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NOV 18 2002

Idaho Department of Water Resources Receipt

Receipt ID W029487

Payment Amount \$200.00 Date Received 7/22/2002 11:17:04 AM Region Western Status
 Payment Type Check Check Number 6051

Payer BABB, CHUCK OR TERESA

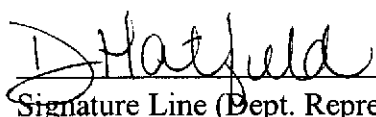
Comment CHANGE OF OWNERSHIP: 72-32P (SPLIT) \$100
CHANGE OF OWNERSHIP: 72-41B0F (SPLIT) \$100

Fee Detail

Amount Description

Fund FD PCA SO

\$200.00 OWNERSHIP CHANGES/SECURITY INTERESTS 0229 21 62140 1155



Signature Line (Dept. Representative)

Debbie Allen -

Please refund this \$200⁰⁰ fee to:

Charles &/or Teresa Babb

P.O. Box 559

Challis Id 83226

Monies to cover costs were received on receipts S024471 and C063702.

Thanks,
 Kari Lynn
 11.1.02

MICROFILMED

NOV 18 2002