

No Color
Documents
In File

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

1997 OCT -3 PM 5:05

Water Right 72-10410

DISTRICT COURT-SRBA
TWIN FALLS CO. IDAHO
FILED _____

NAME & ADDRESS: TED STRICKLER
MYRA STRICKLER
PO BOX 191
CHALLIS ID 83226

SOURCE: GROUNDWATER

QUANTITY: 0.06 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 06/01/1959

POINT OF DIVERSION: T14N R19E S16 SWSW Within CUSTER County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS
	STOCKWATER	Non-Irrigation Season	0.02 CFS

PLACE OF USE: DOMESTIC Within CUSTER County
T14N R19E S16 SWSW

STOCKWATER Within CUSTER County
T14N R19E S16 SWSW

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

DATED: OCT - 3 1997


DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

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.

DATED: OCT - 3 1997


DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Water Right 72-10410

State of Idaho
County of Twin Falls ss.
I hereby certify the foregoing to be a
full, true and correct copy of the
original on file in the above entitled
action.

ROBERT S. FORT
CLERK OF THE DISTRICT
By _____
Deputy Clerk

PAGE 1
SEP-12-1997
FIFTH JUDICIAL DISTRICT
MICROFILMED
AUG 26 2002
TWIN FALLS COUNTY IDAHO



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

March 28, 2002

TED STRICKLER
MYRA STRICKLER
PO BOX 191
CHALLIS ID 83226

RE: Change of Ownership for Water Right 72-10410

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,

for Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosure

cc: James R. Bennetts
PO Box 36
Challis, ID 83226-0036

MICROFILMED

AUG 25 2002

RECEIVED

FEB 27 2002

JAMES R. BENNETTS

ATTORNEY AT LAW

P.O. Box 36

CHALLIS, IDAHO 83226-0036

TELEPHONE

(208) 879-4488

FAX

(208) 879-4248

February 22, 2002

IDAHO DEPARTMENT OF WATER RESOURCES

ATTN: KARILYNN TOWNSEND

PO BOX 83720

BOISE ID 83720-0098

PHONE: (208) 327-7941

RE: Status of Water Right 72-10410

Dear Ms. Townsend:

I represent Deb and Kent Watson and I am enclosing a letter sent to Jeanie Robertson of IDWR on November 21, 2001.

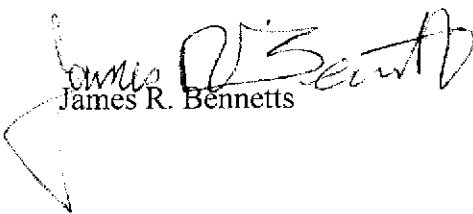
Ms. Robertson called us on November 27, 2001 to let us know she agreed that the water right should be in Ted Strickler's name and not in Mr. and Mrs. Watson's. She said would send the information on to the state office and that you would be handling the suggested changes.

We would appreciate an update on this matter at your convenience. You can contact me at:

James R. Bennetts
P.O. Box 36
Challis, Idaho 83226
(208) 879-4488

Thank you.

Very truly yours,


James R. Bennetts

JRB:m

Enclosure

cc. Deb & Kent Watson

MICROFILMED

AUG 28 2002

Robertson, Jean

From: Robertson, Jean
Sent: Monday, November 26, 2001 12:24 PM
To: Townsend, KariLynn
Subject: some ownership change problems/questions in Basin 72

Hi KariLynn,

I got a letter from an attorney in Challis that states an ownership change I made several years ago on a D & S right was incorrect. (Now they tell me!) Anyway, I guess I **never should have changed Strickler to Watson on right 72-10410**. (There were some other rights involved which I split and they are correct, it's just that the D&S shouldn't have gone to the Watsons.) I checked the data base and it looks like that right was partially decreed before any of this happened, so the court's records still show Strickler. I guess we just need to correct the WR database. The claim still shows Strickler, but that really doesn't matter, I guess. So would you like me to send this letter to you so you can make the correction? I will give him a call to let him know we are working on it, but you can send out the confirmation letter when you have finished?

Then while I was researching this, I discovered that the WR database shows Nancy Drinkwalter as the current owner of 72-4180E and that the right is Active. (She actually owned part D and then sold to Ivie & Armbrust. The AJ recommendation is correct and IWATERS shows Ivie & Armbrust for part D, but I don't think it has been partially decreed yet.)

Part E has actually been split to F (Strickler) & G ((Watson). Both the claim and recommendation show it to be split. So I think the WR should be a See Remarks, or something, showing the splits and take Drinkwalter off.

Hope this makes sense to you! Give me a call if you have any questions and let me know if you want this letter regarding 72-10410.

Thanks,
Jeanie Robertson/Southern

72-10410 - Current ownership returned to Strickler
Watson deleted from ownership.
KariLynn
3.27.08

TELEPHONE
(208) 879-4488

JAMES R. BENNETTS
ATTORNEY AT LAW
P.O. Box 36
CHALLIS, IDAHO 83226-0036

RECEIVED

NOV 20 2001

FAX
(208) 879-4248

DEPARTMENT OF WATER RESOURCES

November 21, 2001

RECEIVED

NOV 23 2001

Department of Water Resources
Southern Region

Idaho Department of Water Resources
Attn: Jeanie Robertson
Southern Regional Office
1341 Fillmore St, Suite 200
Twin Falls ID 83301-3380
BUS. FAX: 208-736-3037
BUS. PHONE: 208-736-3033

RE: Kent and Debra Watson, Water Right #72-10410

Dear Ms. Robertson:

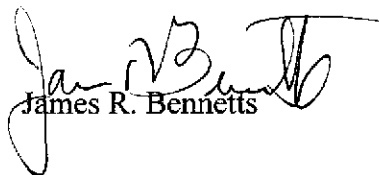
I have enclosed a copy of your printout on the above water right. I have also enclosed a copy of the county plat showing the ownership. After discussing this matter with the Watsons and with Ted Strickler (the adjoining property owner), it is their belief that the well and use of the water described on this right (domestic and stockwater use) all occur on the property owned by Strickler within the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 15, Township 14 North, Range 19 East, Boise Meridian, Custer County, Idaho.

Your inspection apparently revealed something different, as you show this right as appurtenant to the Watson tract within the same quarter-quarter of the section.

I am sorry for the delay in bringing this forth, however, the parties only recently discovered the error. The Watsons have requested that we attempt to correct what they believe to be a mistake in regard to the current status of the records.

Please check you inspection files and call if you have questions.

Very truly yours,


James R. Bennetts

JRB:m
enclosures
Cc. Debra and Kent Watson

MICROFILMED

AUG 26 2002



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

June 5, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREIER
DIRECTOR

KENT AND DEBRA WATSON
PO BOX 214
CHALLIS ID 83226

RECEIVED

NOV 23 2001

Department of Water Resources
Southern Region

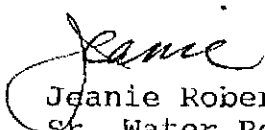
RE: SRBA CLAIM A72-00032M, A72-04179C, AND A72-04180E
(A72-10410)
STRICKLER/WATSON

Dear Mr. and Mrs. Watson:

Pursuant to the notification that you purchased a portion of the property to which the above referenced adjudication claims are appurtenant, the Department has split the original claims. Your portions have been renumbered to A72-00032Q, A72-04179F, and A72-04180G. (I have also transferred A72-10410, the domestic and stockwater right into your name.) Please find enclosed a copy of the computer generated claims noting the changes.

Please review the records and if you have any corrections or questions, feel free to give me a call at the office.

Sincerely,


Jeanie Robertson
Sr. Water Resource Agent

/jr
Enclosures:

Townsend, KariLynn

From: Robertson, Jean
Sent: Monday, November 26, 2001 12:24 PM
To: Townsend, KariLynn
Subject: some ownership change problems/questions in Basin 72

Hi KariLynn,

I got a letter from an attorney in Challis that states an ownership change I made several years ago on a D & S right was incorrect. (Now they tell me!) Anyway, I guess I **never should have changed Strickler to Watson on right 72-10410**. (There were some other rights involved which I split and they are correct, it's just that the D&S shouldn't have gone to the Watsons.) I checked the data base and it looks like that right was partially decreed before any of this happened, so the court's records still show Strickler. I guess we just need to correct the WR database. The claim still shows Strickler, but that really doesn't matter, I guess. So would you like me to send this letter to you so you can make the correction? I will give him a call to let him know we are working on it, but you can send out the confirmation letter when you have finished?

Then while I was researching this, I discovered that the WR database shows Nancy Drinkwater as the current owner of 72-4180E and that the right is Active. (She actually owned part D and then sold to Ivie & Armbrust. The AJ recommendation is correct and IWATERS shows Ivie & Armbrust for part D, but I don't think it has been partially decreed yet.)

Part E has actually been split to F (Strickler) & G (Watson). Both the claim and recommendation show it to be split. So I think the WR should be a See Remarks, or something, showing the splits and take Drinkwater off.

Hope this makes sense to you! Give me a call if you have any questions and let me know if you want this letter regarding 72-10410.

Thanks,
Jeanie Robertson/Southern

attorney letter
o/c (original)

not pulled to WR file
yet

WICRE FILE

11/26/01

Please note our P.O. Box[#]
is 650, not 214.

Thank you,

Melba Watson

Challis, Id. 83226

208-879-5914

RECEIVED

MAY 11 2001

Department of Water Resources

MICROFILMED

AUG 26 2002

Debbie Watson
Box 650
Challis, Idaho 83226



Dept. of Water Resources
Box 83720
Boise, Idaho 83720-0098

MICROFILMED
AUG 26 2002

83720+0098

