

BM 4836

Lendoy

57'30"

LEMHI PASS 14.4 MI.

8#9

30

29

28

BLM

A-1

5310

#10

28

Lemhi

VALLEY

32

33

31

(LEMHI NE)
(301-1 I)

T. 19 N.

T. 18 N.

Creek

BLM
MICROFILMED

SEP 25 1992

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SEP 25 2001

DELOB JC 6/21/00

RECEIVED

JUN 21 2000

Department of Water Resources
Eastern RegionSTATE 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.

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SEP 11 2000

1. Water Right No(s): A74 - 10230 & A74 - 01606B

Adjudication Claim No(s):

Department of Water Resources

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

Robert X. Charles and Jamie Charles

P.O. Box 34, Tendoy, ID 83468

4. New Owner/Claimant(s)

Charles and Paige Oeding

New Mailing Address

Name Connector (Check one): ☒ and, ☐ or, ☐ and/or
P.O. Box 71, Tendoy, ID 83468

City, State and ZIP Code

New Telephone Number

(208) 756-8481

5. Date you acquired the property

8-30-96

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 _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes _____ 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.

7. Signature of New Owner
or Claimant(s)Charles Oeding
Paige Oeding

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

8. 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..

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SEP 25 2001

Warranty Deed

For Value Received

ROBERT K. CHARLES AND JANIE CHARLES, HUSBAND AND WIFE

the grantors do hereby grant, bargain, sell and convey unto

CHARLES OEDING AND PAIGE OEDING, HUSBAND AND WIFE

whose current address is

7172 SAND HILL ROAD
FALLON, NV 89406

the grantee S, the following described premises, in LEMHI County Idaho, to wit:

SEE ATTACHED EXHIBIT "A"

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee S,
their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said
Grantee S, that they the owners in fee simple of said premises; that they are free from all incumbrances

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

Dated: AUGUST 30, 1996

Robert K. Charles
ROBERT K. CHARLES

Janie Charles
JANIE CHARLES

STATE OF IDAHO, COUNTY OF LEMHI
On this 30th day of AUGUST 1996
before me, a notary public in and for said State, personally appeared

ROBERT K. CHARLES
AND JANIE CHARLES

known to me to be the persons whose name S are
subscribed to the within instrument, and acknowledged to me that
they executed the same.

Garrett M. Sautter
Garrett M. SAUTTER
Notary Public
Residing at Salmon, Idaho
Comm. Expires 6-19-2001

State of Idaho)
County of Lemhi) SS No. 231030
This instrument was filed for record at the request
of Alliance Title
at 3:03 o'clock P.m. Aug. 30 1996
and duly filmed and indexed in the records of said
County

Alberta Wiedorn
Ex-Officio Recorder
By Gina L. Atkins Deputy
File 6-00
Return to Alliance Title

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SEP 25 2001

EXHIBIT "A"

A PARCEL OF LAND LOCATED IN THE SW4SE4 SECTION 29, AND NW4NE4 SECTION 32, T. 19 N., R. 24 E., B.M., LEMHI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID SECTION 29, A DISTANCE OF 2637.58 FEET ON A BEARING OF N. 89 DEGREES 54' 30" E., THENCE N. 00 DEGREES 33' 59" W. 381.84 FEET TO A POINT ON THE EASTERLY RIGHT OF WAY OF IDAHO STATE HIGHWAY NO 28 AND THE REAL POINT OF BEGINNING.

THENCE S. 10 DEGREES 31' 43" E. 1732.37 FEET ALONG SAID EASTERLY RIGHT OF WAY TO A POINT ON THE SOUTH BOUNDARY OF THE NW4NE4;

THENCE N. 89 DEGREES 52' 36" E. 470.67 FEET ALONG THE SOUTH BOUNDARY OF THE NW4NE4 TO A POINT ON THE WEST RIGHT OF WAY OF THE COUNTY ROAD;

THENCE N. 8 DEGREES 04' 10" W. 2670.90 FEET ALONG THE WEST RIGHT OF WAY OF THE COUNTY ROAD TO THE NORTH BOUNDARY OF THE SW4SE4;

THENCE S. 89 DEGREES 54' 36" W. 421.61 FEET TO THE NORTHWEST CORNER OF THE SW4SE4;

THENCE S. 0 DEGREES 33' 59" E. 941.65 FEET ALONG THE WEST BOUNDARY OF THE SW4SE4 TO THE REAL POINT OF BEGINNING.

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SEP 25 2001



SRBA PARTIAL DECREE 74-10230_h

Issued on 09-01-2000.

This is not an official copy.

Contact IDWR or the Court for a Certified Copy.

Choose Landscape Orientation when printing.

NAME AND ADDRESS: JOHN E SELLS
PO BOX 34
TENDON, ID 83468

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 06/01/1935

POINT OF DIVERSION: T19N R24E S32 NWNWNE Within Lemhi County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
Domestic 1 HOME	01-01 TO 12-31	0.04 CFS

PLACE OF USE: Domestic Within Lemhi County

T19N R24E S32 NWNE

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.

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).

[Return to SRBA Home Page](#)

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SEP 25 2001

SRBA

DIRECTORS REPORT 74-10230

Return to SRBA Home Page

IWT072

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

Right Number: 74-10230

Name and Address: JOHN E SELLS
PO BOX 34
TENDON, ID 83468

Source: GROUNDWATER

Quantity: .04 CFS

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

Priority Date: 06-01-1935

Diversion Point: T19N R24E S32 NWNWNE Within Lemhi County

Purpose and Period of Use:	Purpose of Use	Period of Use	Quantity
	Domestic 1 HOME	01-01 TO 12-31	.04 CFS

Place of Use:	Domestic	Within Lemhi County
	T19N R24E S32 NWNWNE	

Other Provisions Necessary for Definition / Administration of this Water Right:

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

Explanatory Material: Basis of Claim - Beneficial Use

PARCEL NO. RP19N24E320004A

Return to SRBA Home Page



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

August 16, 2001

CHARLES OEDING
PAIGE OEDING
PO BOX 71
TENDON ID 83468

RE: Change of Ownership for Water Right 74-10230

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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SEP 25 2001

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A74-10230
Date Received: 7/09/1990
Receipt No: E014801
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JOHN E. SELLS
Address: P.O. BOX 34
TENDON, ID

208-756-2690

83468

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2. Date of Priority: JUN 01, 1935

OCT 10 2000

3. Source: GROUNDWATER

Trib. to: Department of Water Resources

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
19N	24E	32	NW	NW	NE		LEMHI

A7410230

5. Description of diverting works:
WELL, 25'

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		

7. Total Quantity Appropriated is:
0.040 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is

Acres Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC, 1 HOME

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
19N	24E	32	NW	NE		DOMEST	

11. Place of use in counties: LEMHI

A74-10230

Page 1

Date: 07/09/90

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DEC 15 1992

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____
My Commission Expires _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Identification No. 474-10230Date Received 8-8-90Receipt Number 6014801NOTICE OF CLAIM
TO A
WATER RIGHT

RECEIVED

JUL 6 1990

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day.

Department of Water Resources
Eastern District Office

Department of Water Resources

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) John E. Sells Phone (208) 756-2690Mailing Address P.O. Box 34, Tendoy, ID Zip 834682. Date of Priority (Only one per claim) 6/1/35 Month/Day/Year3. Source of water supply (Check one) (☒ Groundwater or Other () (a) _____

Name or kind of source

which is tributary to (b) _____

4. Location of point of diversion is: Township 19 N Range 24 ESection 32 NW 1/4 of NW 1/4 of NE 1/4, Govt. Lot _____ BM.County of Lemhi

Additional points of diversion if any: _____

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc.), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. Well 25

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)

For Domestic purposes from 1/1 Month/Day to 12/31 Month/Day amount .04 (cfs)

(Both dates are inclusive)

For _____ purposes from _____ to _____ amount _____

7. Total quantity claimed .04 (cfs)8. Total consumptive use claimed is de minimus9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) Domestic: 1-household

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SEP 25 2001

Well No. 10

10. Place of use is: Township: 24 N Range 24 E
Section 32, NW 1/4 of NE 1/4, Govt. Lot _____, B.M.,
for (Circle One) Domestic Stock Domestic and Stock
Additional places of use, if any _____

11. In which county (ies) are lands listed above as place of use located? _____

12. Do you own the property listed above as place of use? Yes ✓ No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
(x) None or _____

14. Remarks: _____

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree

Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understood the form entitled "How you will receive notice in the Snake River Basin Adjudication". (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of Attachments _____

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) John E. Sells Date 6/17/90

by Robert K. Charles Date _____

For Organizations: I do solemnly swear or affirm that I am _____

of _____ Title _____ that I have signed the foregoing

document in the space below as _____ Organization _____ of _____

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____ Date _____

Title and Organization _____

State of Idaho/or _____)

County of Lewhi)

SS.

NOTARIZATION REQUIRED FOR EACH CLAIM

Subscribed and sworn (or affirmed) before me this 7th day of June 19 90

SEAL

Notary Public [Signature]

Residing at Salmon, Idaho

My Commission Expires 4/8/92

Last Name Sells Ident No. _____

Copies: White-State, Yellow-Claimant

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DEC 15 1992

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SEP 25 2001

Well No. 10

BM 4836

LEHUCY

57'30"

LEMHI PASS 14.4 MI.

30

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28

BLM

A-1

5310

#10

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Le m h i

32

33

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VALLEY

(LEMHI NE)
(301-1 I)

T. 19 N.

T. 18 N.

Creek

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5 1992