

00-11-01



TOWNSHIP 36 RANGE 2 E

MICROFILMED
SEP 25 2001

OMAS MELERO

1/28 INT

DANIEL MELERO

Lot 1
21.35 ac

Nez Perce Tribe

T# 1796

Sween

T# 1905
DON + KRISTY WILSON
90% SAMUEL + DAPHNY GLISWOLD
10% RAY + ALICE FISHER
RAY + Pamela Fisher

Fred.
JONES

T# 1345

TAX NO 1904

T# 1345

RONALD
CAREY

T# 1874

CAREY, TAMMY

ROS. ANN
THORNBERY

RONI

T# 1871

JAMES
ANDERSON

T# 1872

ROBERT & SANDRA
SCHLOSS

CH & VIRGINIA
KETCHAM

23

1

SECTION 23, TOWNSHIP 55 NORTH, RANGE 2 EAST
BOISE MERIDIAN, CLEARWATER CO.
IDaho 1983

85°
 23
 N 31° 03' 41" W
 1536.04'
 LOT 1
 ROAD
 1105.10'
 416.12'
 LOT 2
 23
 300.34'
 N 89° 30' 36" E
 1322.95'
 201.63'
 465.80'
 3637.48'
 664.97'
 664.98'
 58° W
 32° W
 MIC
 SEP

107.11'
S 58° 51' 36" E
180.72
S 72° 50' 26" E
515.12'
S 65° 33' 41" E
S 73° 2'
COUNT

UPPER
FORDS
CREEK

650'-
00° 45' 39" W 1156.24'

16' 10"

26.18 ACRES

732

REC'D
FILED
AT
EX-OFFICE
CLERK
FEE:

34.71	16° 27' 33"	68.94	S33° 56' 35" W	68.71	240.00	23.8733
36.99	12° 25' 03"	73.69	S48° 22' 53" W	73.54	340.00	16.8517
—	—	52.83	S58° 34' 23" W	52.79	380.00	15.0778

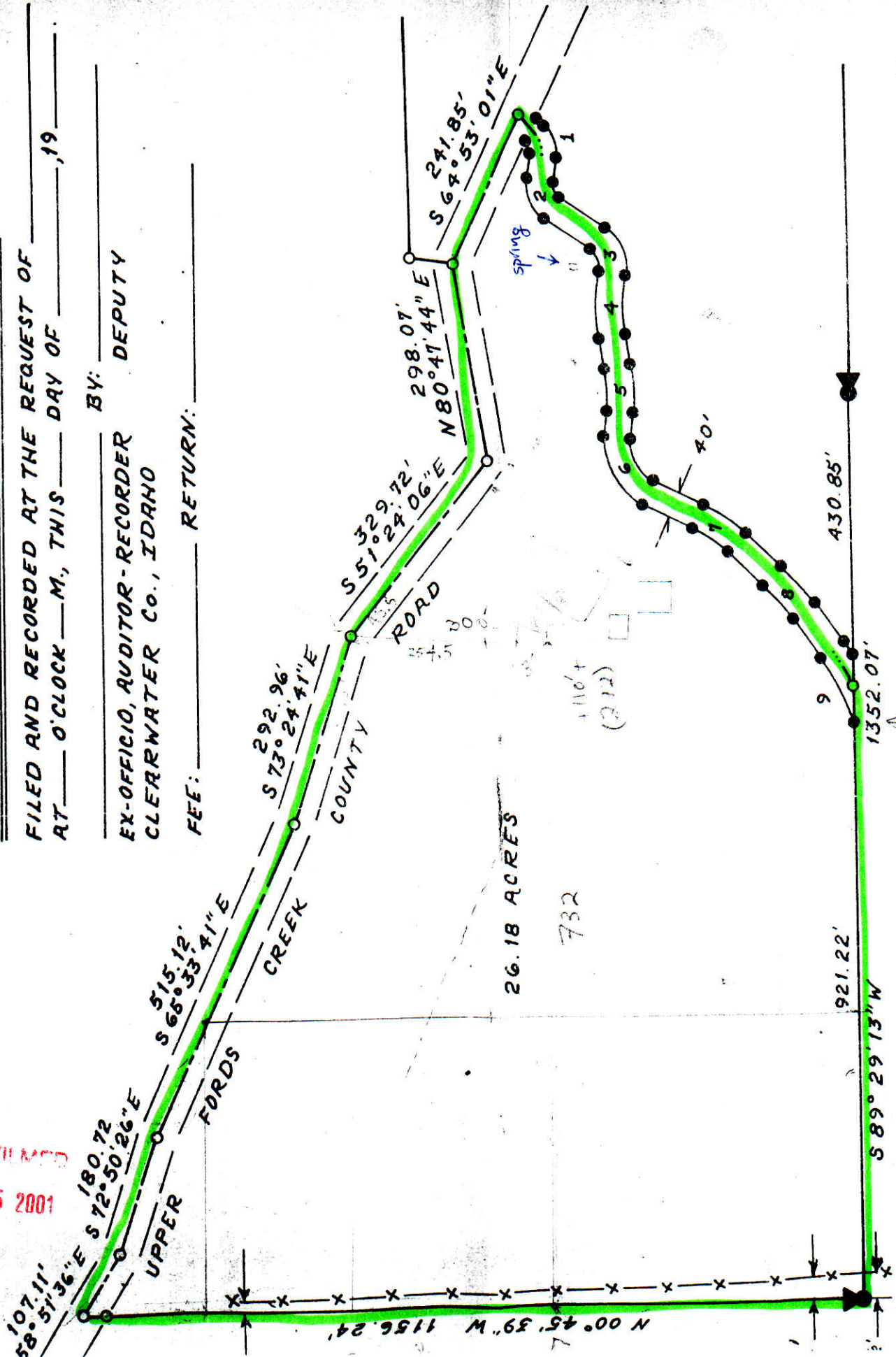
RECORDER'S CERTIFICATE

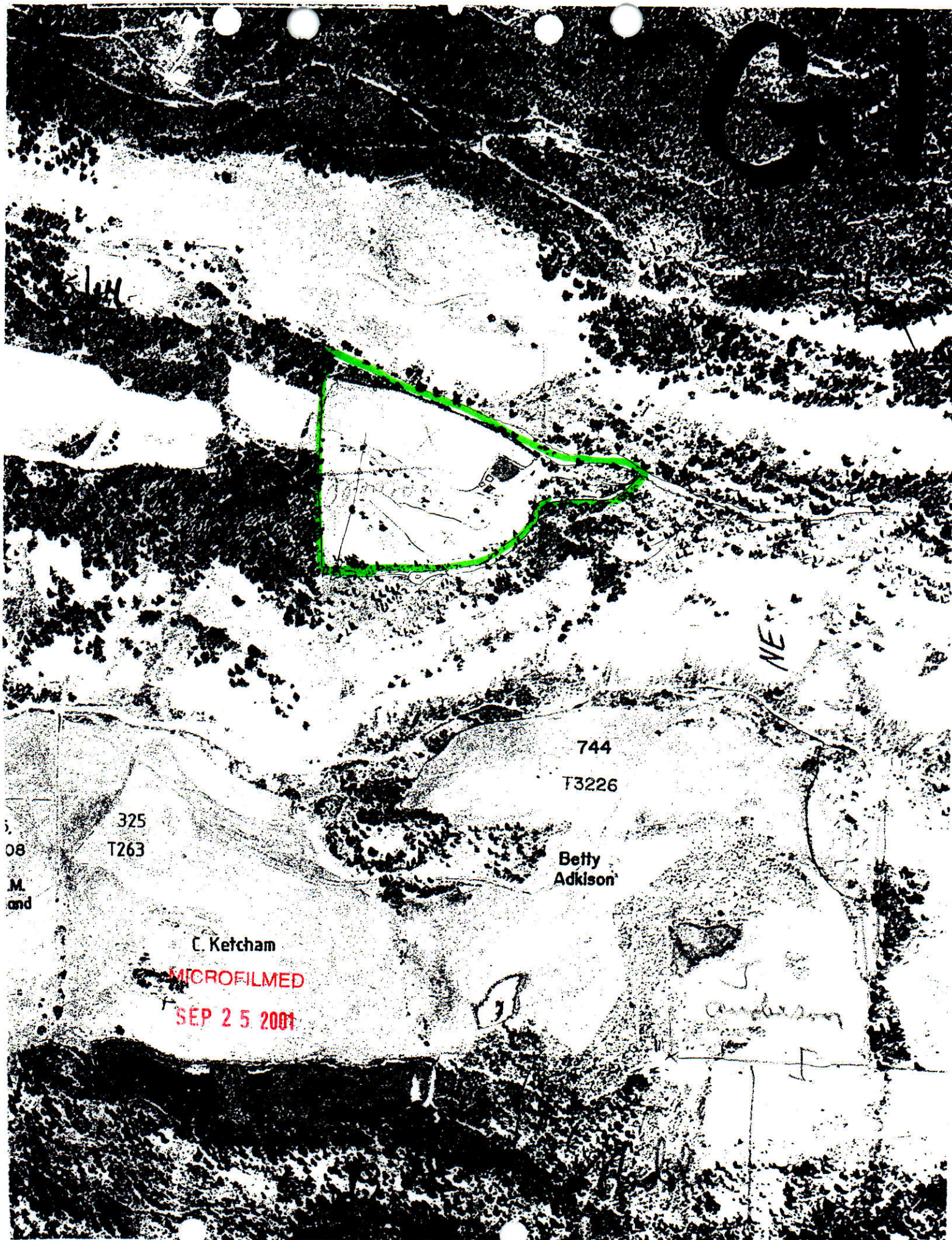
FILED AND RECORDED AT THE REQUEST OF _____
 AT _____ O'CLOCK — M., THIS _____ DAY OF _____, 19____

BY: _____ DEPUTY
 EX-OFFICIO, AUDITOR-RECORDER
 CLEARWATER CO., IDAHO

FEE: _____ RETURN: _____

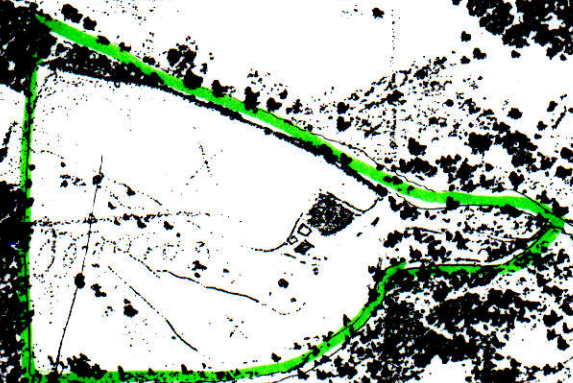
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 SEP 25 2001





6

slm



NE

325
T263

744
T3226

Betty
Adkison

C. Ketcham

MICROFILMED
SEP 25 2001

Anderson

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

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
84-07174					

RECEIVED

FEB 14 2001 *DS*

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)

Jim & Susan Caswell
3220 Upper Fords Creek Road, Orofino, ID 83544

4. New Owner/Claimant(s)

Ted & Karen Sween
Name Connector (Check one): ☒ and, ☐ or ☐

New Mailing Address

3220 Upper Fords Creek Rd.

City, State and ZIP Code

Orofino, ID 83544

New Telephone Number

(208) 476-3953

5. Date you acquired the property

November 28, 2000

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FEB 14 2001

185568

CLEARWATER LAND TITL

Filed and recorded at the request of
at 4:50 o'clock P.M. this 28 day of Nov 20 00
Robin Christensen By: *[Signature]*
Ex-Officio Auditor-Recorder
Clearwater County, Idaho
#9.00

Return:
CLEARWATER LAND TITLE

WARRANTY DEED

In consideration of the sum of Ten Dollars (\$10.00) and other good and valuable consideration, JAMES L. CASWELL and SUSAN A. CASWELL, husband and wife the Grantors, do hereby convey, grant and warrant unto TOD M. SWEEN and KAREN E. SWEEN, Grantees, whose address is 3220 Upper Fords Crk Rd, Ordline ID the following described real property situate in the County of Clearwater, State of Idaho, to-wit:

A tract of land located in the Northwest Quarter of the Northeast Quarter, and the Northeast Quarter of the Northwest Quarter of Section 23, Township 36 North, Range 2 East, Boise Meridian, Clearwater County, Idaho, more particularly described as follows:

Beginning at the Southwest corner of the Northeast Quarter of the Northwest Quarter of Section 23, Township 36 North, Range 2 East, Boise Meridian, Clearwater County, Idaho, said Northwest Sixteenth Corner being the real point of beginning; thence N 00°45'59" W 1156.24 feet along the West boundary of the Northeast Quarter of the Northwest Quarter of said Section 23 to a point on the centerline of Upper Fords Creek County road; thence S 58°51'36" E 107.11 feet along the centerline of said County road; thence S 72°50'26" E 180.72 feet along the centerline of said County road; thence S 65°33'41" E 515.12 feet along the centerline of said County road; thence S 73°24'41" E 292.96 feet along the centerline of said County road; thence S 51°24'06" E 329.72 feet along the centerline of said County road; thence N 80°47'44" E 298.07 feet along the centerline of said County road; thence S 64°53'01" E 241.85 feet along the centerline of said County road to the intersection of the centerline of a private access road; thence S 45°06'59" W 32.33 feet along the centerline of said private road; thence along a 133.3700 degree curve right an arc distance 37.32 feet, said curve right having a central angle of 49°46'16" with a chord of S 70°00'07" W 36.16 feet; thence N 85°06'45" W 38.46 feet along the centerline of said private road; thence along a 114.5917 degree curve left an arc distance of 52.13 feet, said curve left having a central angle of 59°44'26" with a chord of S 65°01'02" W 49.80 feet; thence S 35°08'49" W 73.46 feet along the centerline of said private road; thence along a 114.5917 degree curve right an arc distance of 59.80 feet, said curve right having a central angle of 68°31'46" with a chord of S 69°24'42" W 56.30 feet; thence along a 23.4964 degree curve left an arc distance of 100.07 feet, said curve left having a central angle of 23°30'46" with a chord of N 88°04'48" W 99.37 feet; thence S 80°09'49" W 42.92 feet along the centerline of a private road; thence along a 22.9183 degree curve right an arc distance of 63.10 feet, said curve right having a central angle of 14°27'39" with a chord of S 87°23'39" W 62.93 feet; thence N 85°22'32" W 45.42 feet along the centerline of said private road; thence along a 67.4067 degree curve left an arc distance of 102.23 feet, said curve left having a central angle of 68°54'40" with a chord of S 60°10'08" W 96.18 feet; thence S 25°42'48" W 72.75 feet

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SEP 11 2001

1 along the centerline of said private road; thence along a 23.8733
2 degree curve right an arc distance of 68.94 feet, said curve right
3 having a central angle of 16°27'33" with a chord of S 33°56'35"
4 W 68.71 feet; thence S 42°10'21" W 79.00 feet along the
5 centerline of said private road; thence along a 16.8517 degree
6 curve right an arc distance of 73.69 feet, said curve right having
7 a central angle of 12°25'03" with a chord of S 48°22'53" W
8 73.45 feet; thence S 54°35'24" W 69.96 feet along the centerline
9 of said private road; thence along a segment of a 15.0778
10 degree curve right an arc distance of 52.83 feet, said curve
11 segment right having central angle of 07°57'58" with a chord of
12 S 58°34'23" W 52.79 feet; thence leaving the centerline of said
13 private road on a bearing of S 89°29'13" W at a distance of
14 921.22 feet more or less along the South boundary of the
15 Northeast Quarter of the Northwest Quarter of said Section 23
16 to the Real Point of Beginning.

17 SUBJECT TO that easement granted to Michael E. McNichols
18 and Nancy N. McNichols and Jack W. Fairley, a single man,
19 and Leslie J. Springsteen, for ingress and egress, recorded on
20 August 1, 1985, as Instrument No. 141719.

21 ALSO SUBJECT TO that easement for utilities granted to
22 Clearwater Power Company, recorded on October 24, 1985, as
23 Instrument No. 142464.

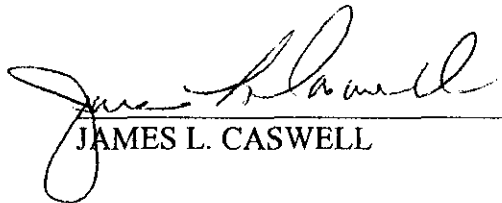
24 ALSO SUBJECT TO that easement granted to Clearwater
25 Power Company, recorded on October 29, 1999, as Instrument
26 No. 182737.

27 ALSO SUBJECT TO ALL matters, and any rights, easements,
28 interests or claims which may exist by reason thereof, disclosed
29 by an ALTA/ACSM survey by Cuddy & Associates on July 9,
30 1998, designated as Job No. 178592.

31 ALSO SUBJECT TO all other easements and restrictions of
32 record.

33 TO HAVE AND TO HOLD the said premises with their tenements, hereditaments,
34 appurtenances, issues and profits unto the said Grantees and the Grantees' successors and
assigns forever. And the Grantors do hereby covenant to and with the Grantees that they are
free from all encumbrances, except as above-described, and that the Grantors will warrant and
forever defend title thereto against all lawful claims and demands whatsoever.

1 This Warranty Deed is executed this 27th day of November, 2000, by the Grantors
2 to the Grantees named above.
3

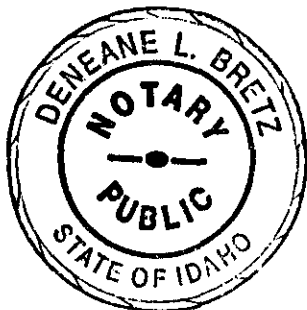
4
5 
6 JAMES L. CASWELL

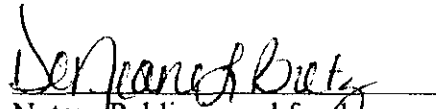
7 
8 SUSAN A. CASWELL

9 STATE OF IDAHO)
10)
11 County of Clearwater)

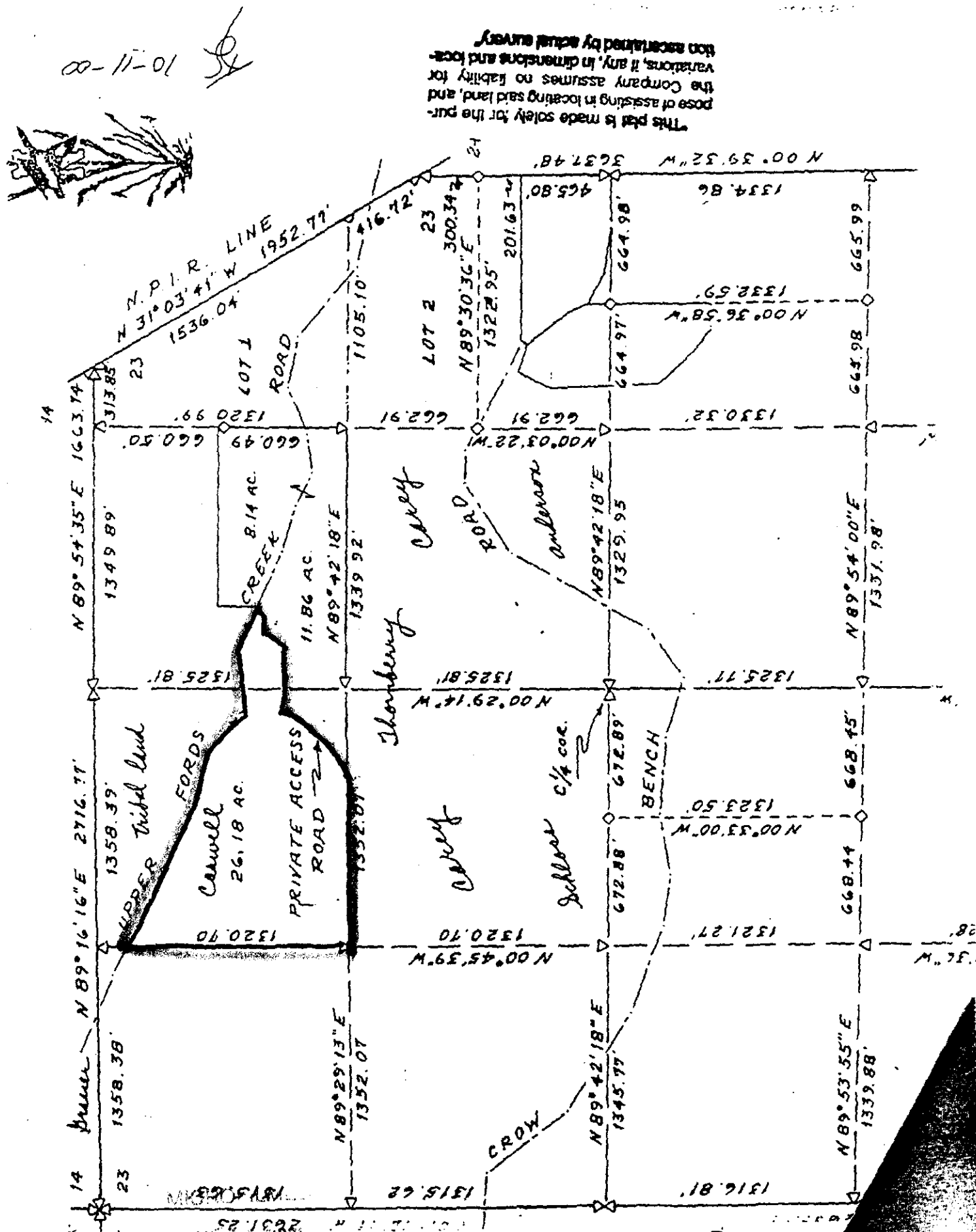
12 On this 27th day of November, 2000, before me, the undersigned, a Notary
13 Public in and for the State of Idaho, personally appeared JAMES L. CASWELL and SUSAN
14 A. CASWELL, known to me to be the persons whose names are subscribed to the within and
15 foregoing instrument and acknowledged to me that they executed the same.

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




Notary Public in and for the
State of Idaho, residing at
Orofino, therein.
My commission expires: 5/10/2005

00-11-01



OMAS
MICROFILM

 $\frac{1}{28} \text{ INT}$

DANIEL MELEIRO

Sween

lot 1
21.35 ac

Fred. Jones

TTH 1905
 DON + KRISTH WITHION
 90 SAMUEL + DONATHY GILSWOOD
 90 RAY + ALICE FISHER
 RAY + Pamela Fisher

1345

TAX 201904

#1345

RONALD
CAREY

$$\frac{1}{2}$$

JO. FANN
THORNTREE

RONALD

PL 81-874

7#1872

ROBERT & SANDRA
SCHLOSS

1871 #1

JAMES
ANDERSON

Row:

3909
H-1

СН и VIRGINIA
KETCHAM

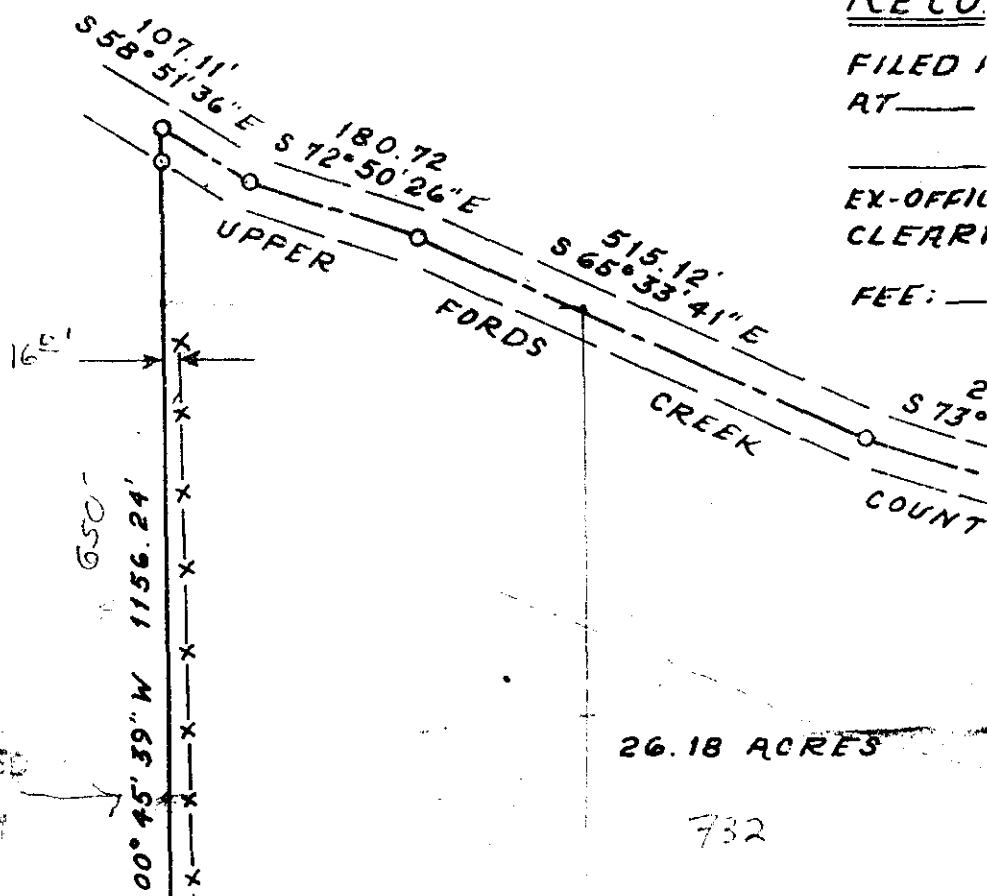
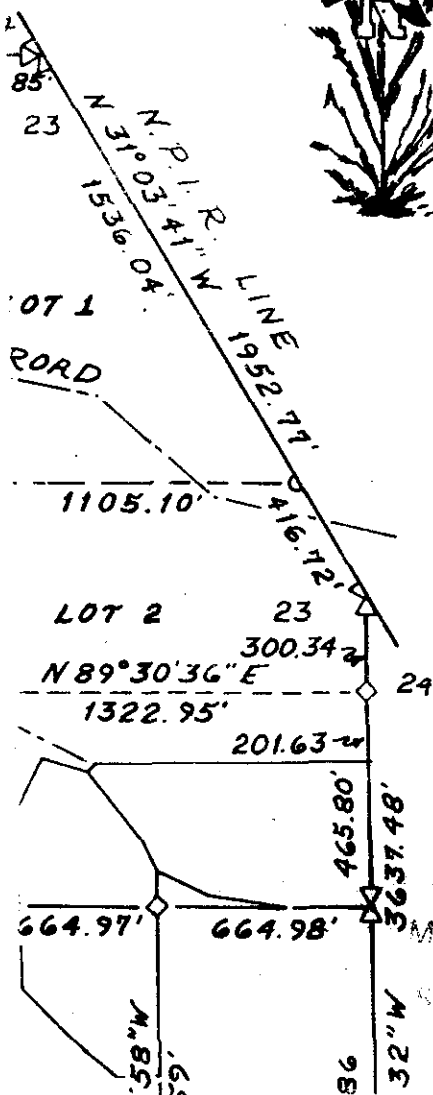
CAREY, TAMMY

23

1

SECTION 23, TOWNSHIP 55 NORTH, RANGE 2 EAST
BOISE MERIDIAN, CLEARWATER CO.
IDaho 1983

CURVE #	BEARING	DISTANCE	SEMI TANGENT	TANGENT	DELTA
INTERSECT				—	—
1	S 45° 06' 59" W	52.26	32.33	19.93	49° 46'
2	N 85° 06' 45" W	87.11	38.46	28.72	59° 44'
3	S 35° 08' 49" W	136.24	73.46	34.06	68° 31'
4	N 76° 19' 25" W	84.81	0.00	50.75	23° 30'
5	S 80° 09' 49" W	125.40	42.92	31.73	14° 29'
6	N 85° 22' 32" W	135.47	45.42	58.32	68° 55'
7	S 25° 42' 48" W	165.78	72.75	34.71	16° 29'
8	S 42° 10' 21" W	150.70	79.00	36.99	12° 25'
9	S 54° 35' 24" W	—	69.96	—	—



OF SURVEY

F NORTH, RANGE 2 EAST
CLEARWATER CO.
983

CURVE #	BEARING	DISTANCE	SEMI TANGENT	TANGENT	DELTA X	LENGTH	CHORD BRG.	CHORD	RADIUS	DEGREE
1	S 45° 06' 59" W	52.26	32.33	19.93	49° 46' 16"	37.32	S 70° 00' 07" W	36.16	42.96	133.3700
2	N 85° 06' 45" W	87.11	38.46	28.72	59° 44' 26"	52.13	S 65° 01' 02" W	49.80	50.00	114.5917
3	S 35° 08' 49" W	136.24	73.46	34.06	68° 31' 46"	59.80	S 69° 24' 42" W	56.30	50.00	114.5917
4	N 76° 19' 25" W	84.81	0.00	50.75	23° 30' 46"	100.07	N 88° 04' 48" W	99.37	243.85	23.4964
5	S 80° 09' 49" W	125.40	42.92	31.73	14° 27' 39"	63.10	S 87° 23' 39" W	62.93	250.00	22.9183
6	N 85° 22' 32" W	135.47	45.42	58.32	68° 54' 40"	102.35	S 60° 10' 08" W	96.18	85.00	67.4067
7	S 25° 42' 48" W	165.78	72.75	34.71	16° 27' 33"	68.94	S 33° 56' 35" W	68.71	240.00	23.8733
8	S 42° 10' 21" W	150.70	79.00	36.99	12° 25' 03"	73.69	S 48° 22' 53" W	73.54	340.00	16.8517
9	S 54° 35' 24" W	—	69.96	—	—	52.83	S 58° 34' 23" W	52.79	380.00	15.0778

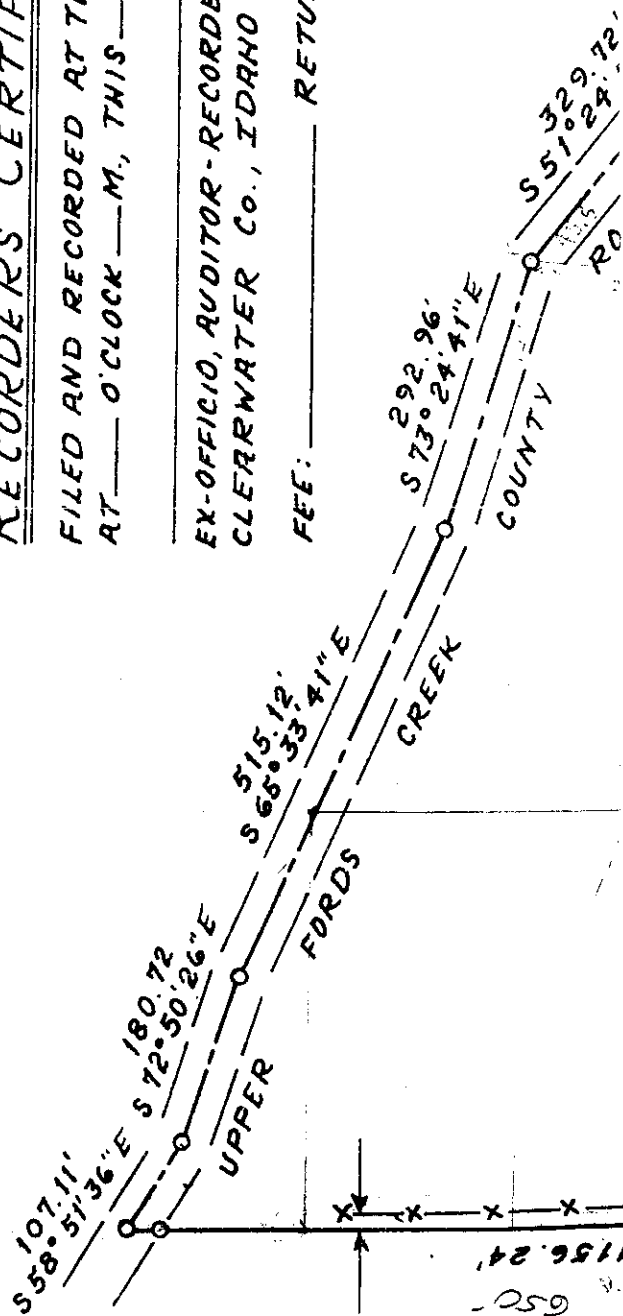
RECORDER'S CERTIFICATE

FILED AND RECORDED AT THE REQUEST OF

AT — O'CLOCK — M, THIS — DAY OF —, 19 —

BY: — DEPUTY
EX-OFFICIO, AUDITOR-RECORDER
CLEARWATER CO., IDAHO

FEE: — RETURN: —



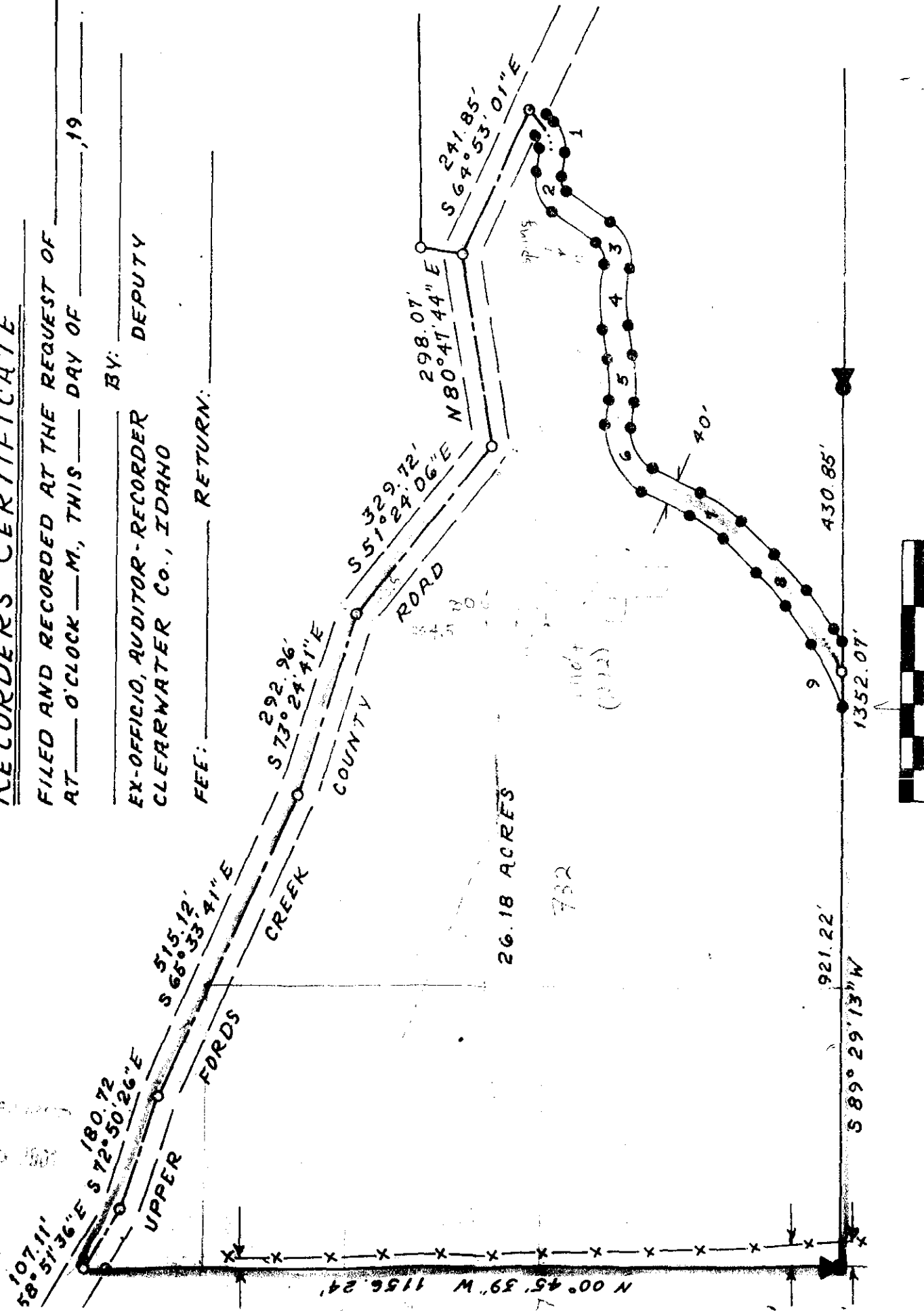
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36.99	12° 25' 03"	73.69	548° 22' 53" W	73.54	340.00	16.8517
—	—	52.83	558° 34' 23" W	52.79	380.00	15.0778

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BY: — DEPUTY
EX-OFFICIO, AUDITOR-RECORDER
CLEARWATER CO., IDAHO

FEE: — RETURN: —





C

NE

744

T3226

Betty
Adkison

325
T263

C. Ketcham

RECORDED

FILED

08
M.
and

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 84-07174

NAME AND ADDRESS: EDWARD O ROBINS
MRS EDWARD ROBINS
3220 UPPER FORDS CREEK RD
OROFINO, ID 83544

SOURCE: SPRING TRIBUTARY: SINKS
QUANTITY: 0.06 CFS
1.60 AFY

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

PRIORITY DATE: 07/01/1983

POINT OF DIVERSION: T36N R02E S23 NWNE Within Clearwater County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Stockwater	01-01 TO 12-31	0.02 CFS
			0.40 AFY
	Domestic 1 HOME	01-01 TO 12-31	0.04 CFS
			1.20 AFY

PLACE OF USE:	Stockwater		Within Clearwater County
	T36N R02E S23	NENW	
	Domestic		Within Clearwater County
	T36N R02E S23	NENW	

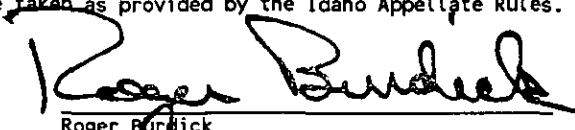
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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).

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.


Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

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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

September 18, 2001

TOD M SWEEN
KAREN E SWEEN
3220 UPPER FORDS CREEK RD
OROFINO ID 83544

RE: Change of Ownership for Water Right 84-7174

Dear Water Right Holder(s):

The department acknowledges receipt of your Notice of Change of Water Right Ownership for the above referenced water right. The department has modified its records to reflect the change and enclosed is 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 ownership, or change of mailing address 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/dg
Enclosure

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SEP 21 2001