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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)
PARTIAL DECREE PURSUANT TO
Case No. 39576)
I.R.C.P. 54(b) FOR
Water Right 85-10084

NAME AND ADDRESS:

~~MAGDALENE E SCHNIDER~~ *Ronald & Debra Schnider*
RT 1 BOX 142
COTTONWOOD, ID 83522

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 12/31/1915

POINT OF DIVERSION: T31N R01E S03 SESW Within Idaho County

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

PLACE OF USE:	Stockwater		Within Idaho County
	T32N R01E S03	SESW	
	Domestic		Within Idaho County
	T32N R01E S03	SESW	

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
Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

ACTION CHECKLIST

Subcase No.:

[illegible]

Form 12-1000-1001 (Rev. 1-99) **RECEIVED**

STATE OF IDAHO

RECEIVED

JUN - 5 2001

DEPARTMENT OF WATER RESOURCES

JAN 23 2001

Department of Water Resources

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Department of Water Resources

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, 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
85-10084					

2. The following **REQUIRED** information must be submitted with this form: /

- A. The appropriate **FILING FEE**. See instructions for fee amounts. *Fee received. Thank you.*
- 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) are 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)

Marglene C Schneider (DECEASED)
Rt 1 Box 142 -

4. New Owner/Claimant(s)

Ronald or Debra Schneider
Name Connector (Check one): ☐ and, ☒ or, ☐ and/or

New Mailing Address

Rt 1 Box 142

City, State and ZIP Code

Cottonwood, ID 83622

New Telephone Number

(208) 962-7772

5. Date you acquired the property

4-27-95 8-15-97

Ronald Schneider

Debra Schneider

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 _____		
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	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

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 _____		
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	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

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

See front of form

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 J. Massi
 Received by J. Massi
 Processed by _____

Date 1-23-01
 Date 1-23-01
 Date _____

Fee \$25.00
 Receipt No. 0051986
 WR _____ Date _____

WATER RIGHT NO.	NAME	OWNER	PRIORITY	DATE	STG/STS	SOURCE	USE DESC	SYSTEM
85-10084	SCHNIDER, MAGDALENE C	C		12/31/1915	J/	GROUNDWATER	DOMEST STOCK	AJ
A85-10084	SCHNIDER, MAGDALENE C	C		12/31/1915	J/	GROUNDWATER	DOMEST STOCK	AJ

Fee paid .

update AJ/WP files.

Info request letter mailed

Kari Lynn

2.22.01

Ron Schneider phoned. I told him we need proof of ownership. Sent him the escrow instructions that we can't use and the receipt for filing fee. He will send required support documentation.

Kari Lynn

6.12.01

AJ Closed letter 2 NO. per Garrick D. 6.21.01

Garrick will contact Ron Schneider & explain procedure for approaching Court to correct difference of township between PD+PU.

Kari Lynn

6.21.01

346780

NOTICE OF SALE

COMPUTER ☒
INDEXED ☒
TRACTED ☒
FILMED ☒
ASSESSOR ☒

WE, THE UNDERSIGNED, hereby certify that we have entered into a contract concerning the real property, described as follows:

For legal description see Exhibit A attached hereto and made a part hereof.

Said Deed is being held by SELLER, and notice is hereby given that title to the property is encumbered by the above described contract. Tax notices are to be sent to the BUYERS.

SELLER:

Magdalene C. Schnider
MAGDALENE C. SCHNIDER

BUYERS:

Ronald L. Schnider
RONALD L. SCHNIDER

Debra G. Schnider
DEB. - G. SCHNIDER
Rt 1 Box 138
Cottonwood, Idaho 83522 ,

STATE OF IDAHO) ss.
County of IDAHO)

On this 17th day of March, 1989, before me a Notary Public, in and for the said state, personally appeared MAGDALENE C. SCHNIDER, RONALD L. SCHNIDER and ~~DEBRA~~ G. SCHNIDER, known or identified to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.



Michael P. Wasko
Notary Public, State of IDAHO,
Residing at Nezperce, therein.
My Commission expires: 7/9/92

RECEIVED

JUN 18 2001

Department of Water Resources

KARRI Lynn,

Hope this is what
you need -

WE ARE definitely
in 31a not 32 so
hope we can get
that straightened out -

Thanks,

Ron

NOTICE OF SALE

Michael P. Wasko
Attorney at Law
Nezperce, Idaho

Exhibit A

Township 31 N, R 1 E.B.M., Idaho County, Idaho
Section 3: S1/2 LESS Road

Township 31 N, R 1 E.B.M., Idaho County, Idaho
Section 4: E1/2SE1/4.

Filed and recorded at the request of Michael Wasko
at 2:24 o'clock P on the 11th day of April 1989

Steve E. Lehman
Ex-Officio Auditor and Recorder
Idaho County, Idaho

By _____
Deputy
Fee \$ 6.00

m/4 of 6

NOTICE OF SALE

Michael P. Wasko
Attorney at Law
Nezperce, Idaho

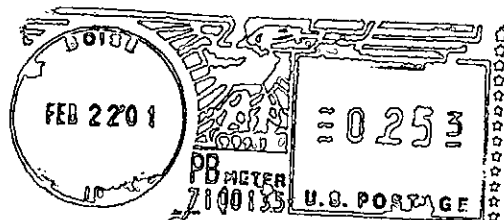
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

Return Service Requested

WA
RECEIVED

MAR 05 2001

Department of Water Resources



SCHN142 T635222022 1201 04 03/01/01
RETURN TO SENDER
SCHNIDER
TEMPORARILY AWAY
RETURN TO SENDER

637125-08000002



*Mail person
5.31.01
Ket*



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

February 22, 2001

RONALD SCHNIDER
DEBRA SCHNIDER
RT 1 BOX 142
COTTONWOOD ID 83522

RE: Change in Ownership of Water Right 85-10084

Dear Mr. & Mrs. Schnider:

The Department of Water Resources acknowledges receipt of your Notice of Change in Water Right Ownership.

Our review of your notice indicates that additional information is required before we can process the change. The information required is indicated below:

- ✓ **Signature**
- ✓ **Evidence of Water Right Ownership:** copy of Deed, Title Policy, Contract of Sale, or other legal document indicating your ownership of the property and/or water rights in question
- ✓ **Legal Description of Property**

I have enclosed the original Notice of Change in Water Right Ownership form so that you may complete the document by adding the necessary signature(s). Please return this document with the other required information as listed above.

Because the Department cannot process the ownership change without proper documentation, we will hold any action on your notice pending receipt of the necessary information. If we do not receive the necessary information within 30 days we will return your notice and all attachments and your notice will not be processed.

Please note that water right owners are required to report any change in water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage (<http://www.idwr.state.id.us>) on the Internet to obtain the proper forms and instructions.

If you have any questions regarding this matter, please call me at 208-327-7941.

Sincerely,

A handwritten signature in black ink, appearing to read "Kari Lynn Townsend". The signature is fluid and cursive, with a large, stylized initial "K".

Kari Lynn Townsend
Secretary

Enclosure



State of Idaho
DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615
(208) 769-1450

Fax (208) 769-1454

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

January 11, 2001

Ronald & Debra Schnider
Rt 1 Box 142
Cottonwood ID 83522

Re: Water Right 85-10084

Dear Mr. and Mrs. Schnider:

We have been notified that the ownership of the above referenced water right has change from Magdalene C. Schnider to you..

A Change of Water Right Ownership must be filed as a result of this. There is a \$25.00 fee associated with the change of ownership. We are enclosing the necessary form to accomplish this. Also enclosed is a self-addressed envelope for you to use in returning the form and the fee to the Department of Water Resources.

If you have any questions, please call our regional manager, Robert Haynes.

Sincerely,

A handwritten signature in cursive script that reads "Dianne Ball".

Dianne Ball
Administrative Assistant

Enc.

db