

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

5/23/2023

Water Right 75-69N *After Split*

Owner Type **Name and Address**
Current Owner JACQUELINE D ERNEST
 PO BOX 132
 CARMEN, ID 83462

Current Owner ROBERT M ERNEST
 PO BOX 132
 CARMEN, ID 83462
 (208) 756-8045

Priority Date: 5/1/1888

Basis: Decreed

Status: Active

Source			Tributary	
CARMEN CREEK			SALMON RIVER	
Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	04/01	10/31	0.010 CFS	
	Total Diversion		0.010 CFS	

Source and Point(s) of Diversion:

CARMEN CREEK L3(NENW) Sec. 2, Twp 22N, Rge 22E, LEMHI County

Place Of Use:

IRRIGATION within LEMHI County

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
22N	22E	2							0.5										0.5

POU Total Acres: 0.5

Conditions of Approval:

1. E56 The rights listed below are limited to the irrigation of a combined total of 0.5 acres in a single irrigation season. Combined Right Nos.: 75-69N, 75-70N, 75-10061Y and 75-10062W.
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.
3. X35 Right 75-69N shall not exceed a total diversion rate of 0.002 cfs.

Comments:

4 jbaily 5/23/2023 Ownership Change
Water right 75-69N was split into 75-69N and 75-15075.

Idaho Department of Water Resources



Legend

-  POU 75-15075, 75-15076, 75-15077, 75-15078
-  POU 75-69N, 75-70N, 75-10061Y, 75-10062W After Split
-  Parcels
-  Township/Range
-  Sections
- QQ

PLANNED
MAY 28 2023

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

4/14/2023

Water Right 75-69N *Before Split*

Owner Type **Name and Address**
Current Owner JACQUELINE D ERNEST
 PO BOX 132
 CARMEN, ID 83462

Current Owner ROBERT M ERNEST
 PO BOX 132
 CARMEN, ID 83462
 (208) 756-8045

Priority Date: 5/1/1888

Basis: Decreed

Status: Active

Source
CARMEN CREEK

Tributary
SALMON RIVER

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	04/01	10/31	0.008 CFS	
	Total Diversion		0.008 CFS	

Source and Point(s) of Diversion:

CARMEN CREEK L3(NENW) Sec. 2, Twp 22N, Rge 22E, LEMHI County

Place Of Use:

IRRIGATION within LEMHI County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
22N	22E	2											1.7						1.7

POU Total Acres: 1.7

Conditions of Approval:

1. E56 The rights listed below are limited to the irrigation of a combined total of 1.7 acres in a single irrigation season. Combined Right Nos.: 75-69N, 75-70N, 75-10061Y and 75-10062W.
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.

SCANNED

75-69N
MAY 23 2023

Idaho Department of Water Resources



Legend

-  POU 75-69N, 75-70N, 75-10061Y, 75-10062W Before Split
-  Parcels
-  Township/Range
-  Sections
- QQ

SCANNED

JUN 23 2023

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APR 13 2023

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP
Department of Water Resources
Eastern Region

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column. If the water right is leased to the Water Supply Bank, check "Yes". If you are not sure if the water right is leased to the Water Supply Bank, see #7 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
75-69N	Yes ☒	Yes ☐		Yes ☐	Yes ☐
75-70N	Yes ☒	Yes ☐		Yes ☐	Yes ☐
75-10061Y	Yes ☒	Yes ☐		Yes ☐	Yes ☐
75-10062W	Yes ☒	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Robert M and Jacqueline D Ernest
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): ALAN L and JEAN M FENNEL
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or

PO BOX 132

Mailing address

CARMEN

City

ID

State

83462

Zip

(805) 689-8964 / (805) 865-4174

Telephone

jeansteffora@gmail.com

Email

4. If the water rights and/or adjudication claims were split, how did the division occur?
- ☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
- ☒ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.
5. Date you acquired the water rights and/or claims listed above: _____
6. Do you own the land identified as the water right place of use? Yes ☐ No ☐
- ☐ If no, attach evidence that written notice of the change of water right ownership has been delivered to the landowner of record.
7. This form must be signed and submitted with the following **REQUIRED** items:
- ☒ A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
- ☒ Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
- ☒ Filing fee (see instructions for further explanation):
- ☐ \$25 per *undivided* water right.
- ☐ \$100 per *split* water right.
- ☐ No fee is required for pending adjudication claims.
- ☐ If water right(s) are leased to the Water Supply Bank AND there are multiple owners, a Lessor Designation form is required.
- ☐ If water right(s) are leased to the Water Supply Bank, the individual owner or designated lessor must complete, sign and submit an IRS Form W-9.

8. Signature: Alan L Fennell Owner 4-10-23
Signature of new owner/claimant Title, if applicable Date
- ALAN L FENNEL
Print name
- Signature: Jean M Fennell 4-10-23
Signature of new owner/claimant Title, if applicable Date
- JEAN M FENNEL
Print name

Received by JB Date 4/13/2023 For IDWR Office Use Only: Receipt No. 5049074 Receipt Amt. \$400.-

Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing W-9 received? Yes ☐ No ☐

Name on W-9 _____ Approved by JB/MH Processed by JB Date 5/23/2023

SUPPORT DATA
IN FILE # 75-69N

MAY 23 2023



Lemhi County, Idaho Parcel Information System

PIN: RP22N22E023605

Site Address: 392 CARMEN CREEK RD
Site Zipcode: 83462
Homeowner Name: FENNELL, ALAN
Homeowner Address: PO BOX 132,
Homeowner City: CARMEN
Homeowner State/ZIP: ID, 83462
Land Categories: |34|12|
Lat and Long of center: 45.2676535460516, -113.829211762517
Deed(s): 20190802, 317070 WD, 316771 SS, , ,

Assessed Values

Land: 39937
Improvement(s): 395996
Total: 435933

Taxing Districts

City:
Fire: LEMHI FIRE
Highway: LEMHI COUNTY ROAD & BRIDGE
Library: LEMHI COUNTY LIBRARY
School: SALMON SCHOOL #291
Sewer:
Sewer&Water:
Urban Renewal:
Water:
Watershed:

THIS MAP/DATA IS FOR INFORMATIONAL PURPOSES ONLY. LINES SHOWN ARE APPROXIMATE AND ARE NOT TO BE USED TO DETERMINE PROPERTY BOUNDARIES FOR CONSTRUCTION OF FENCES, DRIVEWAYS, ROADS OR STRUCTURES OF ANY TYPE. THE COUNTY IS NOT RESPONSIBLE FOR ANY INACCURACIES WITH THIS DATA.

SCANNED

MAY 23 2023



Ernest Property Split

Printed on 10 / 3 / 2022
© Lemhi County, Idaho

SCANNED

MAY 23 2023

WARRANTY DEED

Alliance Title & Escrow Corp. Order No.: 440928

FOR VALUE RECEIVED

Jacqueline Delores Ernest, an unmarried woman

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Alan Fennell and Jean Fennell, husband and wife

whose current address is

**392 Carmen Creek Road
Carmen, ID 83462**

the grantee(s), the following described premises, in Lemhi County, Idaho, TO WIT:

**A fraction of the SW1/4NW1/4 of Section 2, Township 22 North, Range 22 East,
Boise Meridian, Idaho, more particularly described as follows, to-wit:**

**Commencing at the Northwestern corner of said Section 2,
Run Thence South 32°29' East, 1200.6 feet;
Thence South 43°43' West 79.0 feet;
Thence South 08°55' West 412.87 feet to the point of beginning and the Northerly
corner of the tract of land herein described:
Continuing thence South 8°55' West 335.7 feet;
Thence South 54°53' East 412.88 feet, more or less, to a point on the Northwesternly
Right-of-Way line of the Lemhi County Road;
Thence Northeasterly along said Right-of-Way line 301.77 feet;
Thence North 54°53' West 571.96 feet to the point of beginning.**

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated: 8/6/19

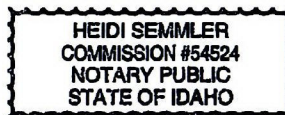
Delores
Jacqueline Delores Ernest
Jacqueline Delores Ernest

State of Idaho } ss
County of Lemhi }

On this 1st day of August ¹⁸~~July~~, 2019, before me, Heidi Semmler, a Notary Public in and for said state, personally appeared Jacqueline Delores Ernest, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within Instrument and acknowledged to me that he/she/they executed same.

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

Heidi Semmler
Heidi Semmler
Notary Public for the State of Idaho
Residing at: Salmon
Commission Expires: May 19, 2021



Dated: 8/6/19

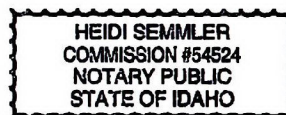
Jacqueline Delores Ernest
Jacqueline Delores Ernest

State of Idaho } ss
County of Lemhi }

On this 1st day of August, 2019, before me, Heidi Semmler, a Notary Public in and for said state, personally appeared Jacqueline Delores Ernest, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within Instrument and acknowledged to me that he/she/they executed same.

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

Heidi Semmler
Heidi Semmler
Notary Public for the State of Idaho
Residing at: Salmon
Commission Expires: May 19, 2021



WARRANTY DEED

Alliance Title & Escrow Corp. Order No.: 440928

FOR VALUE RECEIVED

Jacqueline Delores Ernest, an unmarried woman

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Alan Fennell and Jean Fennell, husband and wife

whose current address is

**392 Carmen Creek Road
Carmen, ID 83462**

the grantee(s), the following described premises, in Lemhi County, Idaho, TO WIT:

**A fraction of the SW1/4NW1/4 of Section 2, Township 22 North, Range 22 East,
Boise Meridian, Idaho, more particularly described as follows, to-wit:**

**Commencing at the Northwestern corner of said Section 2,
Run Thence South 32°29' East, 1200.6 feet;
Thence South 43°43' West 79.0 feet;
Thence South 08°55' West 412.87 feet to the point of beginning and the Northerly
corner of the tract of land herein described:
Continuing thence South 8°55' West 335.7 feet;
Thence South 54°53' East 412.88 feet, more or less, to a point on the Northwesternly
Right-of-Way line of the Lemhi County Road;
Thence Northeasterly along said Right-of-Way line 301.77 feet;
Thence North 54°53' West 571.96 feet to the point of beginning.**

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

WARRANTY DEED

Alliance Title & Escrow Corp. Order No.:440928

FOR VALUE RECEIVED

Jacqueline Delores Ernest, an unmarried woman

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Alan Fennell and Jean Fennell, husband and wife

whose current address is

**392 Carmen Creek Road
Carmen, ID 83462**

the grantee(s), the following described premises, in Lemhi County, Idaho, TO WIT:

**A fraction of the SW1/4NW1/4 of Section 2, Township 22 North, Range 22 East,
Boise Meridian, Idaho, more particularly described as follows, to-wit:**

**Commencing at the Northwesterly corner of said Section 2,
Run Thence South 32°29' East, 1200.6 feet;
Thence South 43°43' West 79.0 feet;
Thence South 08°55' West 412.87 feet to the point of beginning and the Northerly
corner of the tract of land herein described:
Continuing thence South 8°55' West 335.7 feet;
Thence South 54°53' East 412.88 feet, more or less, to a point on the Northwesterly
Right-of-Way line of the Lemhi County Road;
Thence Northeasterly along said Right-of-Way line 301.77 feet;
Thence North 54°53' West 571.96 feet to the point of beginning.**

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

PERSONAL REPRESENTATIVE'S WARRANTY DEED

For value received, The Estate of Jacqueline Delores Ernest (deceased) Lemhi County Case No. CV30-21-162 acting by and through Personal Representative Robert Michael Ernest whose mailing address is 59 Fulton Road Salmon, ID 83467 ("Grantor") does hereby grant and convey unto David Paul Humes, Trustee of The Trust Agreement of David Paul Humes dated February 28, 2008 4442 Normanna Rd. Duluth, MN 55803 ("Grantee") the real property legally described as follows:

A fraction of the Southwest Quarter Northwest Quarter of Section 2, Township 22 North, Range 22 East, Boise Meridian, Lemhi County, Idaho, more particularly described as follows, to-wit: Commencing at the Northwestern corner of said Section 2, run thence South 32°29' East, 1200.6 feet; Thence South 43°43' West 79.0 feet; Thence South 08°55' West 748.57 feet to the point of beginning and the Northerly corner of the tract of land herein described: Continuing thence South 8°55' West, 102.23 feet; Thence South 14°02' East, 160.4 feet; Thence South 17°17' East, 153.4 feet; thence South 40°59' East, 128.0 feet, more or less, to a point on the Northerly Right-of-Way line of the Lemhi County Road; Thence Northeasterly along said Right-of-Way line 320.87 feet; Thence North 54°53' West 412.88 feet to the point of beginning.

Grantor does hereby convey to Grantee the above-described property in fee simple, with any & all improvements located on the property. Grantor covenants to grantee that the property is free from all other encumbrances excepting any covenants, conditions, restrictions of record and all easements of right and of record as recorded in Lemhi County, Idaho. Grantor shall warrant and defend the property from all lawful claims whatsoever.

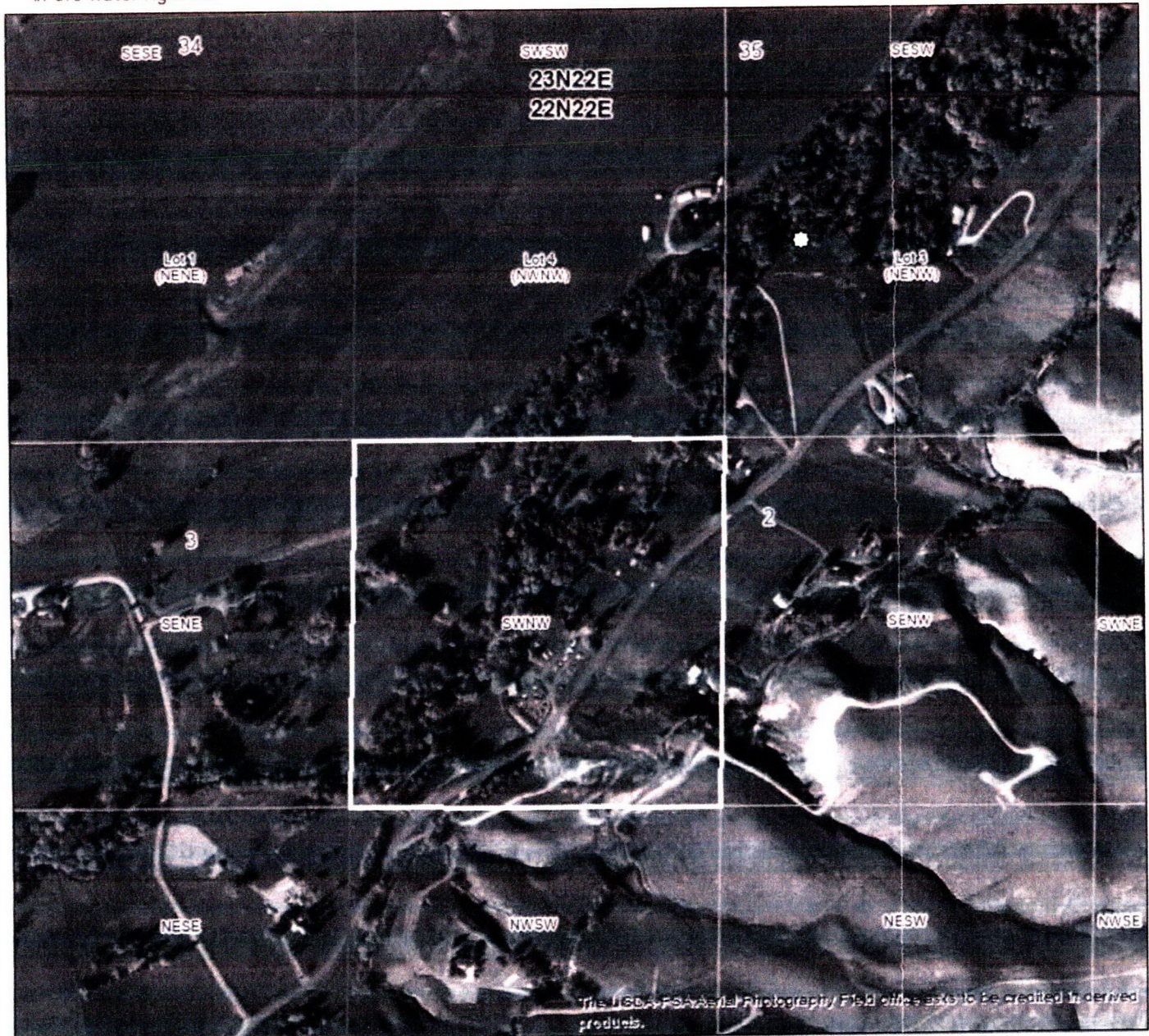
State of Idaho
Department of Water Resources

Water Right

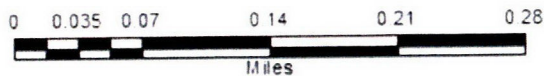
75-69N

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file



Date created: 5/29/2002



Legend

- Point of Diversion
- Place of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters



Scanned

MAY 23 2023

IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT REPORT

9/29/2022

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 75-69N

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JACQUELINE D ERNEST
Current Owner	ROBERT M ERNEST
	PO BOX 132
	CARMEN, ID 83462
Attorney	RIGBY ANDRUS & RIGBY LAW PLLC
	25 N 2ND E
	REXBURG, ID 83440-1618
	2083563633
Original Owner	THOMAS PALMER
Priority Date:	05/01/1888
Basis:	Decreed
Status:	Active

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

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.008 CFS	
Total Diversion			0.008 CFS	

Location of Point(s) of Diversion:

CARMEN CREEK | NENW Lt 3 | Sec. 02 | Township 22N | Range 22E | LEMHI County

Place(s) of use:

Place of Use Legal Description: IRRIGATION LEMHI County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
22N	22E	2		SWNW	1.7									

SCANNED

MAY 23 2023

Total Acres: 1.7

Conditions of Approval:

1. E56 The rights listed below are limited to the irrigation of a combined total of 1.7 acres in a single irrigation season. Combined Right Nos.: 75-69N, 75-70N, 75-10061Y and 75-10062W.
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.

Dates:

Licensed Date:

Decreed Date: 01/31/2011

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector: And

Water District Number: 75D

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

SCANNED

MAY 23 2023

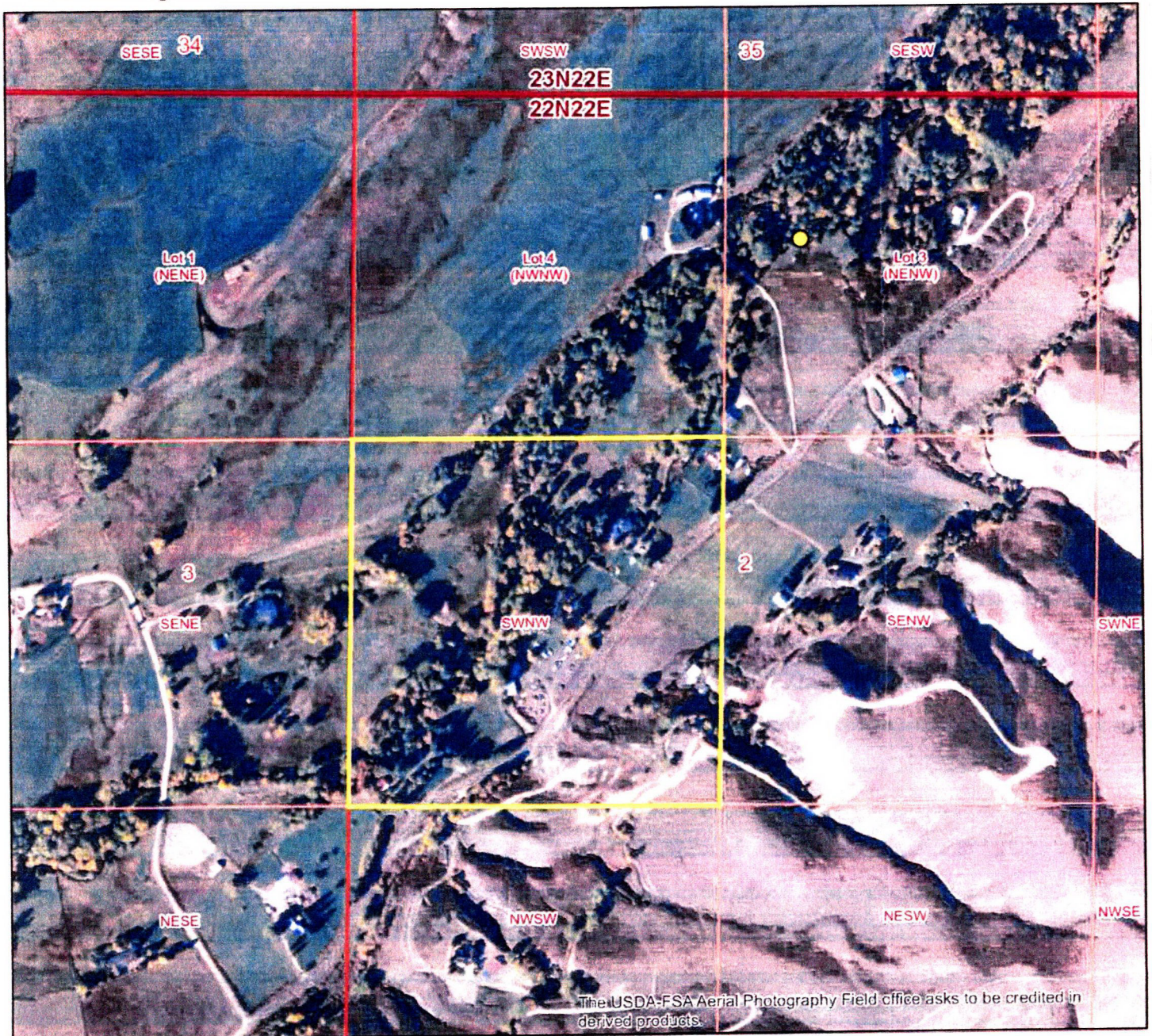
State of Idaho
Department of Water Resources

Water Right

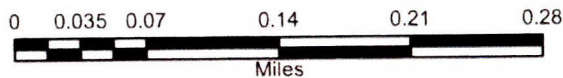
75-70N

IRRIGATION

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Date created: 9/29/2022



Legend

- Point of Diversion
- Place of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters



SCALED

MAY 23 2023

IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT REPORT

9/29/2022

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 75-70N

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JACQUELINE D ERNEST
Current Owner	ROBERT M ERNEST
	PO BOX 132
	CARMEN, ID 83462
Attorney	RIGBY ANDRUS & RIGBY LAW PLLC
	25 N 2ND E
	REXBURG, ID 83440-1618
	2083563633
Original Owner	THOMAS PALMER

Priority Date: 05/01/1892

Basis: Decreed

Status: Active

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

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.011 CFS	
Total Diversion			0.011 CFS	

Location of Point(s) of Diversion:

CARMEN CREEK | NENW Lt 3 | Sec. 02 | Township 22N | Range 22E | LEMHI County

Place(s) of use:

Place of Use Legal Description: IRRIGATION LEMHI County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
22N	22E	2		SWNW	1.7									

SCANNED

MAY 23 2023

Total Acres: 1.7

Conditions of Approval:

1. E56 The rights listed below are limited to the irrigation of a combined total of 1.7 acres in a single irrigation season. Combined Right Nos.: 75-69N, 75-70N, 75-10061Y and 75-10062W.
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Dates:

Licensed Date:

Decreed Date: 01/31/2011

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector: And

Water District Number: 75D

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

SCANNED

MAY 23 2023

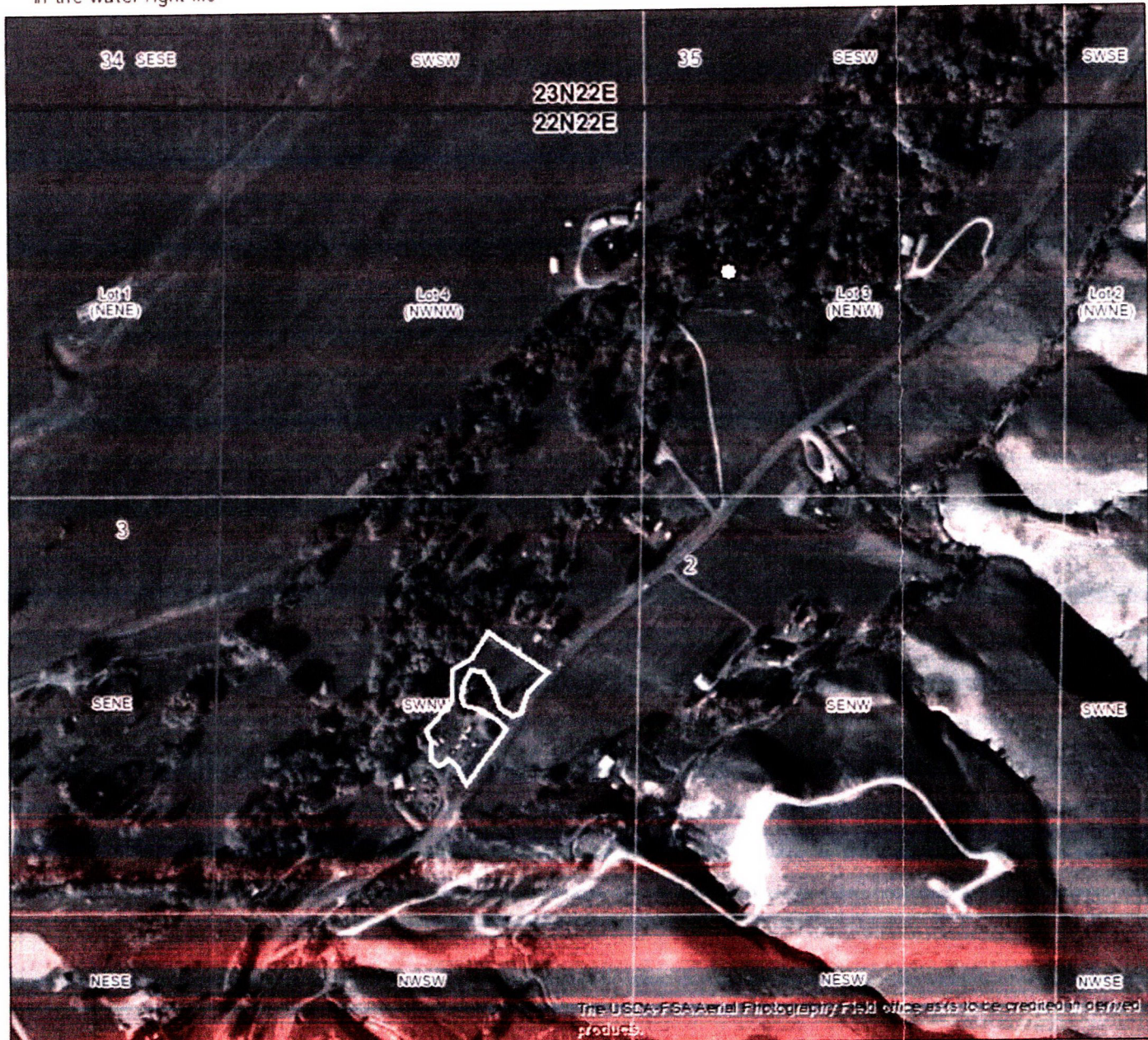
State of Idaho
Department of Water Resources

Water Right

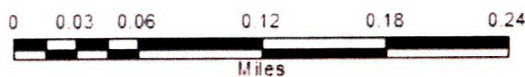
75-10061Y

IRRIGATION

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Date created: 8/29/2022



Legend

- Point of Diversion
- Place of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters



MAY 23 2023

IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT REPORT

9/29/2022

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 75-10061Y

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JACQUELINE D ERNEST
Current Owner	ROBERT M ERNEST PO BOX 132 CARMEN, ID 83462
Attorney	RIGBY ANDRUS & RIGBY LAW PLLC 25 N 2ND E REXBURG, ID 83440-1618 2083563633

Priority Date: 05/01/1875

Basis: Decreed

Status: Active

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

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.009 CFS	
Total Diversion			0.009 CFS	

Location of Point(s) of Diversion:

CARMEN CREEK | NWNENW | Sec. 02 | Township 22N | Range 22E | LEMHI County

Place(s) of use:

Place of Use Legal Description: IRRIGATION LEMHI County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
22N	22E	2		SWNW	1.7									

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MAY 23 2023

Total Acres: 1.7

Conditions of Approval:

1. 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.
2. E56 The rights listed below are limited to the irrigation of a combined total of 1.7 acres in a single irrigation season. Combined Right Nos.: 75-69N, 75-70N, 75-10061Y and 75-10062W.

Dates:

Licensed Date:

Decreed Date: 01/05/2011

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector: Or

Water District Number: 75D

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Combined Acres Limit: 1.7

Combined Volume Limit:

Combined Rate Limit:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

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MAY 23 2023

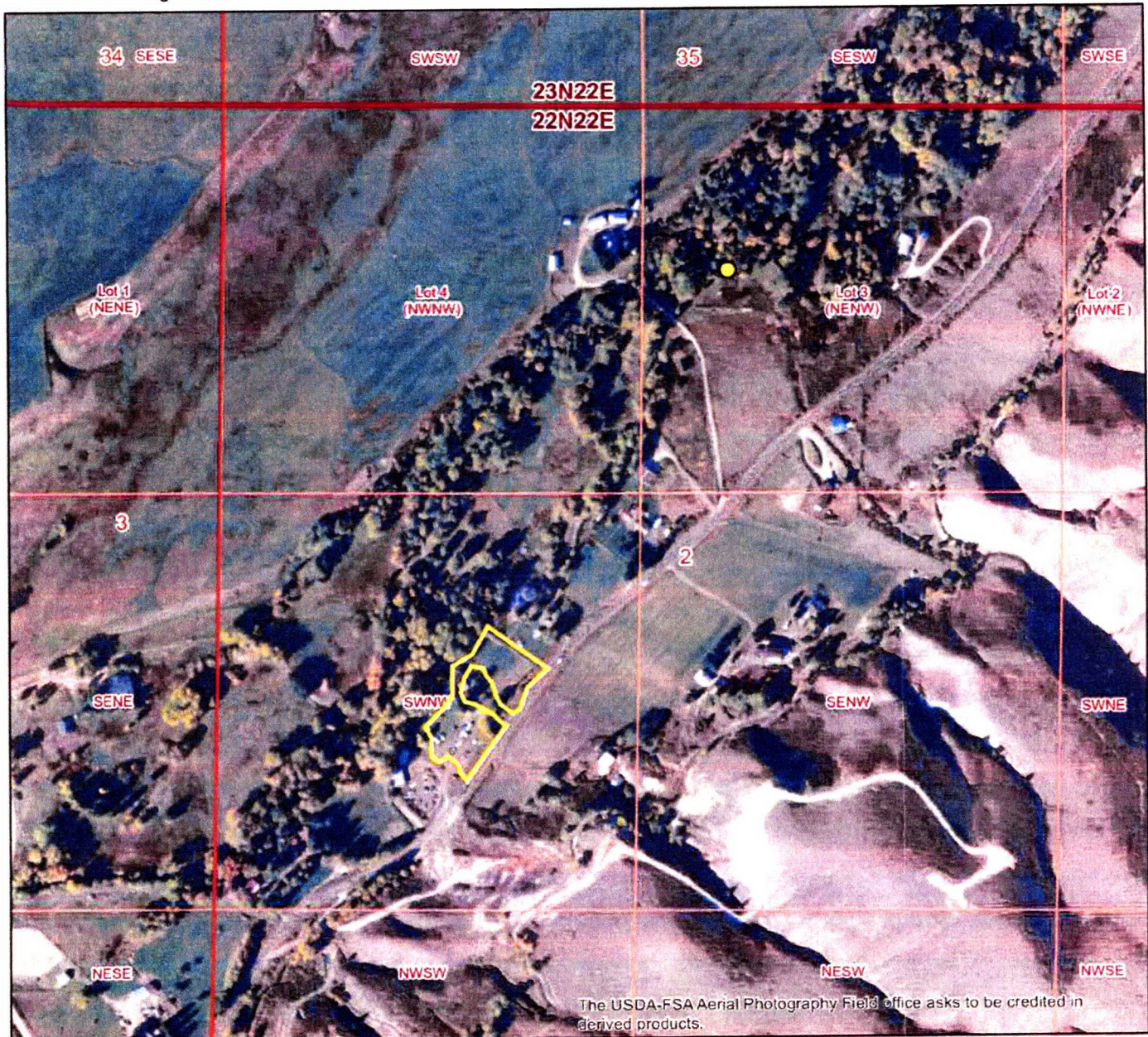
State of Idaho
Department of Water Resources

Water Right

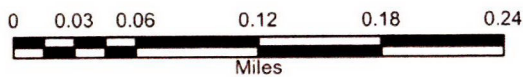
75-10062W

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



Date created: 9/29/2022



Legend

- Point of Diversion
- Place of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters



SCAN450

MAY 23 2023

IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT REPORT

9/29/2022

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 75-10062W

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JACQUELINE D ERNEST
Current Owner	ROBERT M ERNEST PO BOX 132 CARMEN, ID 83462
Attorney	RIGBY ANDRUS & RIGBY LAW PLLC 25 N 2ND E REXBURG, ID 83440-1618 2083563633

Priority Date: 05/01/1882

Basis: Decreed

Status: Active

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

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.004 CFS	
Total Diversion			0.004 CFS	

Location of Point(s) of Diversion:

CARMEN CREEK|NWNENW|Sec. 02|Township 22N|Range 22E|LEMHI County

Place(s) of use:

Place of Use Legal Description: IRRIGATION LEMHI County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
22N	22E	2		SWNW	1.7									

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MAY 23 2023

Total Acres: 1.7

Conditions of Approval:

1. 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.
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Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector: And

Water District Number: 75D

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Combined Acres Limit: 1.7

Combined Volume Limit:

Combined Rate Limit:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

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MAY 23 2023



Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls, ID 83402-1718

Phone: 208-525-7161 • Fax: 208-525-7177 • Email: easterninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

May 23, 2023

ALAN FENNEL
PO BOX 132
CARMEN ID 83462-0132

Re: Change in Water Right Ownership: 75-69 N (Split into 75-69 N and 75-15075), 75-70 N (Split into 75-70 N and 75-15076), 75-10061Y (Split into 75-10061Y and 75-15077), 75-10062W (Split into 75-10062W and 75-15078)

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of a portion of the above referenced water right(s) to you. The Department has modified its records based on the information received and has enclosed a computer-generated report for you.

Your portion of each water right(s) has a specified point of diversion, nature of use and place of use. If you plan to change the authorized point of diversion, nature of use, or place of use, including adding a new point of diversion, you must file an Application for Transfer of Water Right. If you do not plan to change any elements of your water right, then no further action is required at this time.

The portion of the water right retained by the original right holder retains the original water right number. The Department is sending the original right holder a copy of this letter and a computer-generated report showing the changes to the original water right.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing a Notice of Change in Water Right Ownership, the Department does not review the history of water use to determine if the right has been forfeited or deliberately abandoned through five years or more of non-use. To read more about water right forfeiture, including how to protect a water right from forfeiture, please see Idaho Code §§ 42-222 and 42-223.

Please note, water right owners are required to report any change of water right ownership and any change of mailing address to the Department within 120 days of the change. Reporting forms are available from any office of the Department, or from the Department's website.

If you have any questions concerning the enclosed information, please contact me at (208) 497-3787.

Sincerely,

Jonie Bailly
Technical Records Specialist 1

Enclosure(s)

cc: Jacqueline D Ernest
Robert Ernest
Water District 75 D

SCANNED

MAY 23 2023



Cami Ernest <cami.mike07@gmail.com>

Carmen Property Rights Split

1 message

Tanna Fullenkamp <tannafulenkamp@gmail.com>

Fri, Oct 21, 2022 at 3:16 PM

To: Cami Ernest <cami.mike07@gmail.com>, Mike Ernest <cami.mike@centurytel.net>

Mike and Cami,

Attached you will find two pdf's.

- 388 Carmen Creek (Property)

- 392 Carmen Creek (House).

-Buyers are responsible to sign, fill in additional personal information and submit a check to Idaho Department of Water Resources for \$100.00 per water right (4 total).

-Each Buyer will need to submit the signed document and a check for \$400.00 to

IDAHO DEPARTMENT OF WATER RESOURCES

900 N SKYLINE DR STE A

IDAHO FALLS, ID 83402-1718

To split the water rights and put them in their name.

Please let me know if you have any questions.

Thank you,

Tanna Fullenkamp

(208) 756-7282

tannafulenkamp@gmail.com**2 attachments****388 Carmen Creek.pdf**

3437K

**392 Carmen Creek.pdf**

3600K

SCANNED