

fees: \$50
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\$100

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 2-10244
Date Received: 6/2/2004
Receipt No: C074061
Received By: *jm*

RECEIVED

JUN 02 2004

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

Department of Water Resources

1. Name of Claimant(s)

RONALD C YANKE

Phone: (208)342-8901

C/O RICHARD D HEATON ESQ
4414 S GEKELER LN
PO BOX 5405
BOISE ID USA 83705

LINDA L YANKE

Phone: (208)342-8901

C/O RICHARD D HEATON ESQ
4414 S GEKELER LN
PO BOX 5405
BOISE ID USA 83705

2. Date of Priority: 07/30/1969

3. Source: SNAKE RIVER

Trib. to: COLUMBIA RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
03S	01E	26	SW SW	OWYHEE	

5. Description of diverting works:

PUMP FROM SNAKE RIVER.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	10/31	5.19	

7. Total Quantity Appropriated is:
5.19 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
04S	01E	13	SW	NW		IRRIGATION	40
			NW	SW		IRRIGATION	40
			SW	SW		IRRIGATION	40
						Section Acres	120
04S	01E	14	SE	NE		IRRIGATION	18
			NE	SE		IRRIGATION	40
			SE	SE		IRRIGATION	40
						Section Acres	98
04S	01E	23	NE	NE		IRRIGATION	40
						Section Acres	40
04S	01E	24	NW	NW		IRRIGATION	40
						Section Acres	40
						Total Acres	298

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:

14. Remarks:

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 02-7046A.

15. Basis of Claim: License

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): Linda L. Yankee Date: 6/2/04
Linda L. Yankee Date: _____

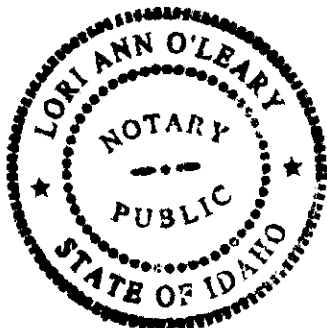
State of Idaho)
County of ADN) SS.

Subscribed and sworn (or affirmed) before me this 2nd
of June 2004.

Lori Ann O'Leary
Notary Public

Residing at Meridian, Idaho

My commission Expires 7/12/07



Instrument # 246350

MURPHY, OWYHEE, IDAHO

2004-01-06

10:14:05 No. of Pages: 3

Recorded for : RICHARD D HEATON

CHARLOTTE SHERBURN

Ex-Officio Recorder Deputy

Index to: DEED, SHERIFF'S

Fee: 9.00

SHERIFF'S DEED

THIS INDENTURE, made this 31st day of December, 2003 between GARY AMAN, Sheriff of Owyhee County, State of Idaho, and RONALD C. YANKE and LINDA L. YANKE, husband and wife, the purchasers.

WHEREAS, under and by that certain Decree of Foreclosure rendered by the District Court of the Third Judicial District of the State of Idaho, in and for the County of Owyhee, dated October 31, 2002 and filed on November 4, 2002 in a certain action then pending in said court, wherein RONALD C. YANKE and LINDA L. YANKE, husband and wife, were plaintiffs, and MARK A. COMSTOCK AND SHAUNA B. COMSTOCK, husband and wife, d.b.a. CASTLE CREEK DAIRY; CASTLE BUTTE FARMS LLC, an Idaho limited liability company; THE DEPARTMENT OF AGRICULTURE of the STATE OF IDAHO; KARL D. STEINER, an individual; JAY H. HULET, an individual; and the INTERNAL REVENUE SERVICE of the TREASURY DEPARTMENT of the UNITED STATES OF AMERICA were defendants, and of which said Decree, a copy, with an Order of Sale thereon filed November 13, 2002, was delivered to said Sheriff, for execution, it was, among other things, ordered, adjudged and decreed, that all and singular the mortgaged premises described in the complaint in said action, and specifically described in said Decree, be sold at public auction by said Sheriff, in the manner required by law, and according to the course and practice of said court; that any of the parties to said action might become the purchaser at such sale, and that said Sheriff execute the usual certificates and deeds to the purchaser, as required by law;

AND WHEREAS, said Sheriff did, at the hour of 3:00 p.m., on December 19, 2002, after due public notice had been given, as required by the laws of this state, and the course and practice of said court, duly sell at public auction, in front of the courthouse in the County of Owyhee, Idaho, pursuant to said Decree, and the provisions of law, the premises in said Decree mentioned; at which sale the premises in said Decree, and hereinafter described, were fairly struck off to said RONALD C. YANKE and LINDA L. YANKE, husband and wife, for a judgment credit bid in the sum of \$67,476.18 plus Sheriff fees and costs of sale in the amount of \$369.07 for a total bid of \$67,845.25, they being the highest bidder, and that being the highest sum bidden for the same;

AND WHEREAS, said RONALD C. YANKE and LINDA L. YANKE, husband and wife, have paid to said Sheriff the Sheriff fees and costs of sale in the amount of \$369.07;

AND WHEREAS, said Sheriff thereupon made and issued the usual certificate, in duplicate, of said sale, in due form of law, and delivered one thereof to said purchaser,

INDEXED
SCANNED

and caused the other to be filed and recorded in the Recorder's office of the County of Owyhee, Idaho, on the 24th day of December, 2002, as Instrument No. 242022.

AND WHEREAS, more than one (1) year has elapsed since the date of said sale, and no redemption has been made of the premises so sold, as aforesaid, by or on behalf of said defendants, or by or on behalf of any other person;

NOW, said Gary Aman, Sheriff, in order to carry into effect the sale so made by him as aforesaid, in pursuance of said Decree of Foreclosure and in conformity to the statute in such case made and provided, and also, in consideration of the premises and the judgment credit bid in the sum of \$67,845.25, including Sheriff fees and costs of sale in the amount of \$369.07, so bidden by said purchasers, said RONALD C. YANKE and LINDA L. YANKE, husband and wife, and the receipt of which Sheriff fees are hereby acknowledged, has granted, bargained, sold and conveyed, and by these presents does grant, bargain, sell and convey unto said purchasers, and to their successors and assigns forever, the following described real property situate in the County of Owyhee, State of Idaho:

In Township 4 South, Range 1 East, B.M., Owyhee County, Idaho:

Section 13: SW1/4 NW1/4, W1/2 SW1/4

Section 14: SE1/4 SE1/4, NE1/4 SE1/4 lying East of Wees Road. A portion of S1/2 SE1/4 NE1/4 lying East of Wees Road described as follows: Beginning at the Southwest corner of SE1/4 NE 1/4; thence North along the West boundary of SE1/4 NE1/4 a distance of 469 feet to a point; thence Easterly along a line that lies parallel to the South boundary line of the SE1/4 NE1/4 to a point on the Section line between Sections 13 and 14; thence South along Section line a distance of approximately 469 feet to the Southeast corner of SE1/4 NE1/4; thence West along the South boundary line to the Point of Beginning.

Section 23: NE1/4 NE1/4

Section 24: NW1/4 NW1/4

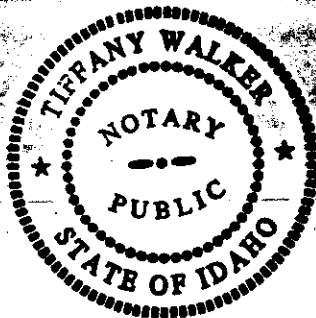
Together with all and singular the tenements, hereditaments, and appurtenances thereunto belonging, or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD, all and singular, the premises above mentioned and described, and hereby conveyed, or intended so to be, together with the appurtenances, to said RONALD C. YANKE and LINDA L. YANKE, husband and wife, their successors and assigns forever.



STATE OF IDAHO)
) ss.
County of Owyhee)

IN WITNESS WHERE, I have hereunto set my hand this 31st day of
December 2003.



Alfred Walker
Notary Public For State of Idaho
Residing at Murphy, Idaho
My Commission expires 5/1/07

YANKE MACHINE SHOP, INC.

110871

INVOICE	PO	DESCRIPTION		
2-10244	0.00	No. 2-10244 - 2-7046A	\$100.00	708.SRR

JUN 02 2004

\$100.00