

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 37-21494  
Date Received: 8/16/2005  
Receipt No:  
Received By:

**NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s)

JOHN A UMEK Phone: (208)837-4170  
PO BOX 19  
HAGERMAN ID 83332

PAGE UMEK Phone: (208)837-4170  
PO BOX 19  
HAGERMAN ID 83332

2. Date of Priority: 11/07/1887

3. Source: LOWER WADDINGTON SPRING Trib. to: STODDARD CREEK

4. Point of Diversion:

| Township | Range | Section | 1/4 of 1/4 of 1/4 Lot | County  | Type |
|----------|-------|---------|-----------------------|---------|------|
| 06S      | 13E   | 27      | NE SW NW              | GOODING |      |

5. Description of diverting works:

Lower Waddington ditch

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) A.F.A |
|------------|-------|-------|--------|------------|
| IRRIGATION | 03/15 | 11/15 | 0.03   |            |

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

37-21494

10/28/2005

| Township | Range | Section | 1/4 of 1/4 | Lot | Use           | Acres |
|----------|-------|---------|------------|-----|---------------|-------|
| 06S      | 13E   | 27      | NE         | SW  | IRRIGATION    | 1.5   |
|          |       |         |            |     | Section Acres | 1.5   |
|          |       |         |            |     | Total Acres   | 1.5   |

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:

14. Remarks:

Lot 4, Block 1, Malad Estates Subdivision

15. Basis of Claim: Posted Notice

**STATE OF IDAHO**  
**DEPARTMENT OF WATER RESOURCES**  
**NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP**

RECEIVED

OCT 27 2005

Department of Water Resources  
Southern Region

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<br>Right No(s) | Adjudication<br>Claim No(s) | Split | Water<br>Right No(s) | Adjudication<br>Claim No(s) | Split |
|----------------------|-----------------------------|-------|----------------------|-----------------------------|-------|
| 37-21494             |                             |       |                      |                             |       |
|                      |                             |       |                      |                             |       |
|                      |                             |       |                      |                             |       |
|                      |                             |       |                      |                             |       |
|                      |                             |       |                      |                             |       |

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) 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) | Kent Stowe                                                                                                             |
|                                                 | 59 Sunnyside Drive, Jerome, ID 83338                                                                                   |
| 4. New Owner/Claimant(s)                        | John A. Umek and Page Umek                                                                                             |
|                                                 | Name Connector (Check one): <input type="checkbox"/> and, <input type="checkbox"/> or, <input type="checkbox"/> and/or |
| New Mailing Address                             | P.O. Box 19                                                                                                            |
| City, State and ZIP Code                        | Hagerman, ID 83332                                                                                                     |
| New Telephone Number                            | (208) 837-4170                                                                                                         |
| 5. Date you acquired the property               | 09/08/05                                                                                                               |



State of Idaho

## DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE  
Governor

KARL J. DREHER  
Director

October 28, 2005

JOHN & PAGE UMEK  
PO BOX 19  
HAGERMAN ID 83332

Re: SRBA Claim #37-21494

Dear Mr. and Mrs. Umek,

Pursuant to the change in ownership request that has been submitted to the Department, we have changed the record of current ownership to you. Please find the enclosed copy of the computer record of the claim noting the change in claimants. Review this record and if there is an error, or you have any questions, please contact this office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Carrie Hahn'.

Carrie Hahn  
Office Specialist

Enc.

WARRANTY DEED

For Value Received

**KENT STOWE, a Married Man as His Sole and Separate Property**

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

**JOHN A. UMEK and PAGE UMEK, Husband and Wife**

the grantee(s), whose current address is

**P.O. BOX 19 , HAGERMAN, ID 83332**

the following described premises, to-wit:

**Lot 4 in Block 1 of MALAD ESTATES SUBDIVISION, Gooding County, Idaho, according to the plat thereof, recorded in the Office of the County Recorder of said County.**

TOGETHER WITH .03 CFS OF DEDICATED WATER, IDAHO DEPARTMENT OF WATER RESOURCES

**Instrument # 212867**

GOODING, GOODING, IDAHO

2005-09-08

04:04:51 No. of Pages: 1

Recorded for : GOODING TITLE

HELEN EDWARDS

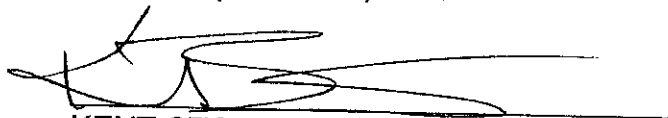
Fee: 3.00

Ex-Officio Recorder Deputy



TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), his/her/their heirs and assigns forever. And the said Grantor(s) do(es) hereby covenant to and with the said Grantee(s), that he/she/they are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that he/she/they will warrant and defend the same from all claims whatsoever.

Dated: September 6, 2005

  
KENT STOWE

STATE OF IDAHO

: ss

COUNTY OF TWIN FALLS

On This 6th day of September, in the year 2005, before me, a Notary Public in and for said State, personally appeared **KENT STOWE**, 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 the same.

WITNESS my hand and official seal.

  
Notary Public of Idaho  
Residing at Hagerman, Idaho  
Commission Expires: September 18, 2012