

RECEIVED

NOV 07 2005

Department of Water Resources

November 3, 2038

State of Idaho
Department of Water Resources
322 East Front Street
P.O. Box 83720
Boise, ID 37720-0098

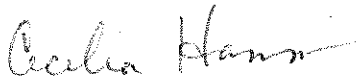
RE: Snake River Basin Adjudication (SRBA)
Notice of Claim to a Water Right #3-2055B

Dear Sally Sherman:

Enclosed is an affidavit from Eldo W. and June Lindsey concerning the pump and well location, which is on Lot #3 of said property.

If there are any questions concerning our property lines please give me a call at (208) 549-1031.

Sincerely,



Cecelia Hamm

October 3, 2005
E.W. Lindsey
P.O. Box 1473
Fallon, NV 89406

To Any and All Concerned;

Concerning Irrigation Pump and Well on property of Jeffrey and Cecilia Hamm - formerly my (the undersigned, property) known by the address of 725 County Rd 70, Weiser ID.

The pump and well location is Lot # 3 of said property.

The agreement being when we (June and I) bought this from a Mary Starkman, that the pump was on could be used by Mr. Nollenberger and by us.

As there was a flimsy wire to run the pump attached somewhere at the Nollenberger residence (I know not where) I elected to put in my own power supply in 1996. For two reasons, Mr Nollenberger was already trying to make me pay for using my road that I put in, and to take down the fence I had put in on my propbety, of which I had to get Mr. Bokides (Attorney at Law) to write Mr. Nollenberger to refrain from any more letter writing to me (the undersigned) and if he had any more to say for Mr. Nollenberger to write to him first. Needless to say that was the end of Mr. Nollenbergers letter writing to me.

As for the use of the pump, I had an electrician to wire in the pump to the transformer Idaho Power installed at my request and expense (of which Mr. nollenberger was not involved whatsoever, monetarily or otherwise.) He was notified of all we did and we had a gate put in so he could come to the pump and do his irrigating. (of which he never used it to irrigate)

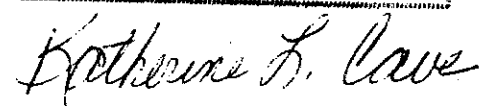
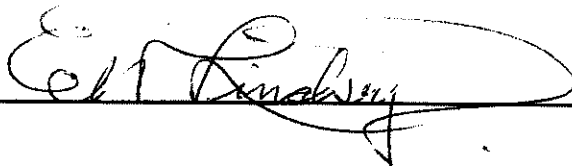
We took the flimsy wire from the pump, put it on Mr. Nollenbergers side of my fence.

Mr. Nollenberger never paid for any electricity or repairs made to the pump and well in the 10 plus years we owned the property, as I had the pump overhauled once, and the pipe to the river redone 3 (three) times.

As the original agreement stated Mr. Nollenberger would furnish the electricity and I would repair the pump. But after the letter writing I did not trust Mr. Nollenberger to keep his word and I had planted the property, Lots one, two, and three in pasture hay. I had gated pipe put in and the irrigation system in working order.

During the 10 (ten) plus years the irrigation was in operation while we lived there, June 1st 1994 to November 5th 2005, Mr. Nollenberger never used this system and he at present has no right to the pump or well. I personally called the Irrigation System and explained this to them 2 to 3 years ago. They told me that he had water rights to the river but not to my pump. If he wanted to put in a new system that was up to him.

E.W. Lindsey



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
3-2058B					

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

1/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) Eldo + June Lindsey
1951 Bafford Lane, Fallon, Nevada 89406
4. New Owner/Claimant(s) Jeffery G or Cecelia F. Hamm
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 725 County Rd 70
 City, State and ZIP Code Weiser, ID 83672
 New Telephone Number (208) 549-1031
5. Date you acquired the property November, 03, 2004

COPY

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)

Jeff D. Ihm
Cecilia F. Hamon

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 _____ Date _____ Fee _____
 Receipted by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

COPY

W10784

WARRANTY DEED

195476

For Value Received

E.W. LINDSEY aka ELDO W. LINDSEY and JUNE V. LINDSEY, husband and wife

does hereby **GRANT, BARGAIN, SELL AND CONVEY** unto

JEFFREY G. HAMM AND CECELIA F. HAMM, husband and wife

whose current address is 725 COUNTY ROAD 70
WEISER, ID 83672

the following described premises, to-wit:

IN WASHINGTON COUNTY, IDAHO:

SEE ATTACHED EXHIBIT "A"

Instrument # 195476

WEISER, WASHINGTON, IDAHO

2004-11-04

02:57:00 No. of Pages: 3

Recorded for : AMERITITLE

SHARON WIDNER

Ex-Officio Recorder Deputy

Index to: DEED

Fee: 9.00

Sharon Widner

Together with all water, water rights, ditches and ditch rights appurtenant thereto and in anywise belonging.

Subject to all valid outstanding reservations, easements, rights-of-way, restrictions, dedications, mineral leases, mineral reservations and mineral conveyances of record.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said grantees heirs and assigns forever. And the said grantors does hereby covenant to and with the said grantees that they are the owners in fee simple of said premises; that they are free from all encumbrances, excepting reservations, easements, encumbrances, restrictions and rights of way appearing of record and/or existing and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: NOVEMBER 3, 2004*E.W. Lindsey*
E.W. LINDSEY*June V. Lindsey*
JUNE V. LINDSEY

STATE OF IDAHO, COUNTY OF WASHINGTON

On this 3 day of NOVEMBER, 2004, before me, a notary public in and for the said State, Personally appeared E.W. LINDSEY AND JUNE V. LINDSEY

known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

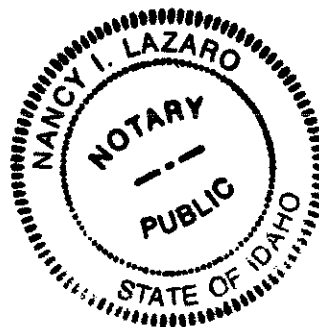
Nancy I. Lazaro
Notary PublicResiding at Weiser, Idaho
Comm. Expires 10/03/04

EXHIBIT "A"

A parcel of land situated in Government Lot 5 in Section 29, Township 11 North, Range 6 West of the Boise Meridian, Washington County, Idaho, more particularly described as follows:

Commencing at the northeast corner of said Government Lot 5; Thence West along the North boundary of said Government Lot 5 a distance of 924.00 feet; Thence South 0°17'00" East parallel to the East boundary of said Government Lot 5 a distance of 452.00 feet to the TRUE POINT OF BEGINNING; Thence continuing South 0°17'00" East parallel to the East boundary of said Government Lot 5 a distance of 280.00 feet; Thence West parallel to the North boundary of said Government Lot 5 a distance of 830.01 feet to the East side of the Snake River; Thence North 3°51'25" East along the East side of the Snake River a distance of 280.63 feet; Thence East parallel to the North boundary of said Government Lot 5 a distance of 809.74 feet to the TRUE POINT OF BEGINNING.

SUBJECT TO AND TOGETHER with a right-of-way for ingress and egress described as follows:

Beginning at a point 924 feet West of the Northeast corner of Lot 5, Section 29, Township 11 North, Range 6 West of the Boise Meridian; Thence South 0°17'00" East parallel to the East boundary of said Lot 5, 732.00 feet; Thence West parallel to the North boundary of said Lot 5, 24.00 feet; Thence North 0°17'00" West parallel to the East boundary of said Lot 5, 732.00 feet; Thence East along the North boundary of said Lot 5, 24 feet to the point of beginning.

ALSO:

A parcel of land situated in Government Lot 5, Section 29, Township 11 North, Range 6 West of the Boise Meridian, more particularly described as follows:

Commencing at the Northeast corner of said Government Lot 5; Thence West along the North boundary of said Government Lot 5 a distance of 924.00 feet; Thence South 0°17'00" East parallel to the East boundary of said Government Lot 5 a distance of 732.00 feet to the TRUE POINT OF BEGINNING; Thence continuing South 0°17'00" East parallel to the East boundary of said Government Lot 5 a distance of 290.00 feet; Thence West parallel to the North boundary of said Government Lot 5 a distance of 802.20 feet to the East side of the Snake River; Thence North 5°45'27" West along the East side of the Snake River a distance of 291.47 feet; Thence East parallel to the North boundary of said Government Lot 5 a distance of 830.01 feet to the TRUE POINT OF BEGINNING.

SUBJECT TO AND TOGETHER WITH a right-of-way for ingress and egress described as follows:

Beginning at a point 924 feet West of the Northeast corner of Lot 5, Section 29, Township 11 North, Range 6 West of the Boise Meridian; Thence South 0°17'00" East parallel to the East boundary of said Lot 5, 1022.00 feet; Thence West parallel to the North boundary of said Lot 5, 24.00 feet; thence North 0°17'00" West parallel to the East boundary of said Lot 5, 1022.00 feet; thence East along the North boundary of said Lot 5, 24 feet to the point of beginning.

SUBJECT TO a right-of-way for ingress and egress across the East 24 feet of the above described parcel, to benefit land situated South of the described parcel.

CONTINUED

EXHIBIT "A" CONTINUED

ALSO:

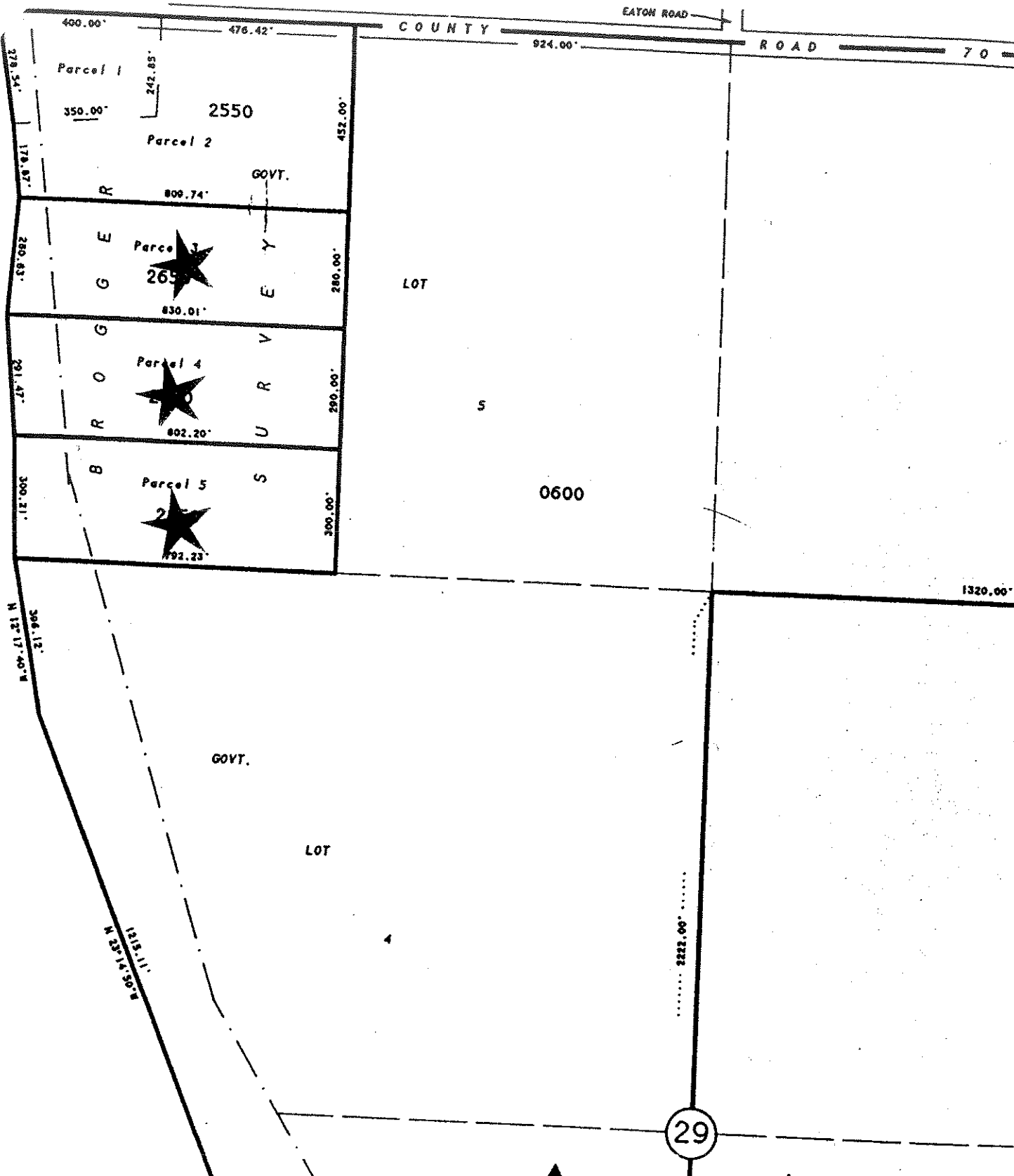
A parcel of land situated in Government Lot 5 in Section 29, Township 11 North, Range 6 West of the Boise Meridian, more particularly described as follows:

Commencing at the Northeast corner of said Government Lot 5; Thence West along the North boundary of said Government Lot 5 a distance of 924.00 feet; Thence South $0^{\circ}17'00''$ East parallel to the East boundary of said Government Lot 5 a distance of 1022.00 feet to the TRUE POINT OF BEGINNING; Thence continuing South $0^{\circ}17'00''$ East parallel to the East boundary of said Government Lot 5 a distance of 300.00 feet to the South boundary of said Government Lot 5; Thence West along the South boundary of said Government Lot 5 a distance of 792.23 feet to the East side of the Snake River; Thence North $2^{\circ}11'12''$ West along the East side of the Snake River a distance of 300.21 feet; Thence East parallel to the North boundary of said Government Lot 5 a distance of 802.20 feet to the TRUE POINT OF BEGINNING.

SUBJECT TO AND TOGETHER WITH a right-of-way for ingress and egress describe as follows:

Beginning at a point 924 feet West of the Northeast corner of Lot 5, Section 29, Township 11 North, Range 6 West of the Boise Meridian; Thence South $0^{\circ}17'00''$ East parallel to the East boundary of said Lot 5, 1022.00 feet; Thence West parallel to the North boundary of said Lot 5, 24 feet; thence North $0^{\circ}17'00''$ West parallel to the East line of said Lot 5, 1022.00 feet; Thence East along the North boundary of said Lot 5, 24 feet to the point of beginning.

FWL
Jee



T.11 N, R.6 W., B.M.
SECTION 29
NW $\frac{1}{4}$
SCALE 1"=660'

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N
COMPLIMENTS OF
AmeriTitle
THIS SKETCH IS FURNISHED
TO ASSIST IN PROPERTY
LOCATION AND THE COMPANY
DOES NOT GUARANTY

GOVT.