



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. SKYLINE DR., SUITE A, IDAHO FALLS, ID 83402-1718

PHONE: (208) 525-7161 FAX: (208) 525-7177 WEB SITE: www.idwr.state.id.us

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

May 5, 2006

KENNETH & DOUGLAS SAKOTA
PO BOX 163
REXBURG ID 83440

RE: Notice of Change of Water Right Ownership (NCO) for 22-7225 and Notice
of Completed Administrative Proceeding (NCAP)

Dear Claimants:

On February 7, 2006, the Idaho Department of Water Resources (IDWR) received an NCO changing the right holder for the above referenced water right(s). Based on this NCO, IDWR water right records for the Snake River Basin Adjudication (SRBA) have been updated.

Furthermore, as directed by the SRBA Court, this office mailed a copy of the updated water right record(s) to each party listed on the enclosed NCAP. The intent of this mailing is to ensure each party has a current record of water right(s) as recorded in the SRBA.

Please feel free to contact me if you have any questions concerning this matter.

Respectfully,

Jennifer Crabtree
Technical Records Specialist

Enclosure

cc: Kiyoshi and Marie Sakota

**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

)

Water Rights: 22-7225

Case No. 39576

)

)

**NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING**

IDWR has completed the following Administrative proceeding:

☐ Address change

☒ Substitution of Party SAKOTA - SAKOTA

☐ I.C. § 42-222 transfer

☐ point of diversion ☐ place of use

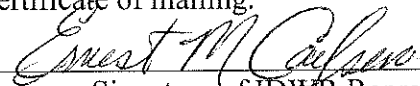
☐ period of use ☐ nature of use

☐ split of water right ☐ change in ownership

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: May 2, 2006



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on May 5, 2006, I mailed the original and copies of this form to the following persons, postage prepaid by regular mail and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls ID 83303-2707

2. One copy to:

Claimant/**Seller** for Substitution of Party or attorney of record:
KIYOSHI & MARIE SAKOTA
PO BOX 334
REXBURG ID 83440

3. One copy to:

Claimant/**Purchaser** for Substitution of Party, or attorney of record:
KENNETH & DOUGLAS SAKOTA
PO BOX 163
REXBURG ID 83440

4. One copy to:

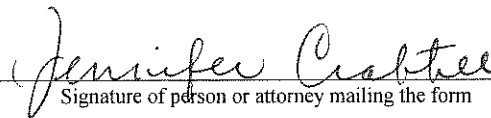
Each party in the subcase, or attorney of record
N/A

5. One copy each to:

Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449

6. One Copy to:

United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724


Signature of person or attorney mailing the form

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.

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
22-7225					

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) 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)

Kiyoshi Sakota & Marie Sakota
 P.O. Box 163, Rexburg, ID 83440

4. New Owner/Claimant(s)

Kenneth T. Sakota & Douglas K. Sakota
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

P.O. Box 163, Rexburg, ID 83440

City, State and ZIP Code

Rexburg, ID 83440

New Telephone Number

(208) 356-6562

5. Date you acquired the property

OK - ~~_____~~
 JC
 2-7-06

Needs
NEAF

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)

Kimeth T. Saketa
Douglas K Saketa

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 _____
 Received by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

January 12, 2006

To: State of Idaho, Department of Water Resources
From: Kenneth T. Sakota and Douglas K. Sakota
Subject: Notice of Change in Water Right Ownership # 22-7225

1. Former owners were Kiyoshi Sakota and Marie Sakota (parents).
2. On 12-31-1981 and 1-4-1982, Kiyoshi Sakota and Marie Sakota gift deed land (copies enclosed) to their children: Kenneth T. Sakota, Douglas K. Sakota, and Kiyoe Lorraine Kaneko.
3. 2004, Kiyoe Lorraine Kaneko passes away.
4. On 6-23-2005, Grant Deed from Kenichi David Kaneko as personal representative of the Estate of Kiyoe Lorraine Kaneko and as an individual to Kenneth Sakota and Douglas Sakota.

Summary: Kenneth T. Sakota and Douglas K. Sakota are the owners of Water Right # 22-7225.

C6 Post Register July 21, 2004

OBITUARIES from Page C2

Lorraine Kaneko

Kiyoe Lorraine Sakota Kaneko (Lorraine), 58, of Rexburg, Idaho, died sometime before June 19, 2004, along with her daughter, Laura Marie Kaneko.

She was born July 24, 1945, in

Rexburg to Kiyoshi and Marie Sakota.

She attended Rexburg schools and graduated in 1963 from

Madison High School as one

of the class valedictorians. In high school, she participated in Future Teachers of America, Commercial Club, Future Homemakers of America, the "Peppers" Pep Club and student council; was a Girls Federation officer; and was on the library and office staffs. She was honored as the October Student of the Month. She graduated from Ricks College in Rexburg with an associate's degree and graduated summa cum laude from Brigham Young University in Provo, Utah, with a bachelor's degree in elementary education.

She married Kenichi David Kaneko on Aug. 7, 1969, in the Idaho Falls LDS Temple. She taught school in Spanish Fork, Utah, while her husband was pursuing a master's degree in zoology at BYU. Because of her

husband's job, she lived in Cincinnati, Ohio, and Denver, Colo., before moving back to Rexburg.

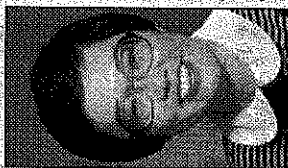
She was a member of The Church of Jesus Christ of Latter-day Saints and served in numerous callings, including her last calling on the stake Relief Society board at Ricks College.

A devoted wife and mother, Lorraine and David had one daughter, Laura Marie Kaneko.

Survivors include her husband; her mother, Marie Sakota of Rexburg; and two brothers, Ken and Doug Sakota, both of Bountiful, Utah.

Under the direction of the Sakota family, a memorial service for Lorraine and her daughter, Laura, will be at 1 p.m. Saturday, July 24, in the Rexburg LDS North Stake Center, 314 E. Second North in Rexburg, with Bishop Jay Artell Hepworth officiating. The family will visit with friends from 11:30 a.m. to 12:45 p.m. Saturday at the LDS North Stake Center.

Because of the ongoing investigation into the deaths of Lorraine and Laura, their burial date and grave site is unknown. In lieu of flowers, contributions may be made to the Laura and Lorraine Kaneko Memorial Scholarship Fund at the Bank of Commerce, 184 E. 200 North, P.O. Box 517, Rexburg, ID 83440, or at any Bank of Commerce branch in eastern Idaho.



Kaneko

GIFT DEED

THIS INDENTURE, Made and entered into this 31st day of December, 1981, by and between KIYOSHI SAKOTA and MARIE SAKOTA, husband and wife, of Route 2 Box 3, Rexburg, Idaho 83440, the parties of the first part, and KENNETH T. SAKOTA, a single person, of Route 2 Box 3, Rexburg, Idaho 83440; DOUGLAS K. SAKOTA, a single person, of Route 2 Box 3, Rexburg, Idaho 83440; and KIYOE LORRAINE KANEKO, a married person, of Route 2 Box 3, Rexburg, Idaho 83440, the parties of the second part,

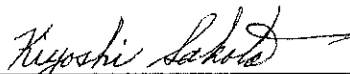
WITNESSETH:

That said parties of the first part, for and in consideration of the love and affection they hold for the parties of the second part, by these presents, do give, convey and confirm unto the said KENNETH T. SAKOTA, an undivided 24.87 percent interest; unto the said DOUGLAS K. SAKOTA, an undivided 24.87 percent interest; and unto the said KIYOE LORRAINE KANEKO, an undivided 24.87 percent interest, (which gift gives parties of the second part an undivided 74.603 percent interest) in and to the following described real property located in Madison County, State of Idaho, to-wit:

Beginning 1300 feet South of the Northeast corner of Section 18, Township 6 North, Range 40 East, Boise Meridian, and running thence South 1307 feet; thence West 160 rods; thence North 98 rods; thence East 2137 feet; thence South 310 feet; thence East 503 feet; thence East 503 feet to the place of beginning, containing 94.5 acres, more or less, less roads and rights-of-way, together with all water rights thereto belonging, which includes 6 shares of the capital stock of the Teton Island Canal Company.

Together with the rents, issues and profits thereof, and the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining unto the said parties of the second part, and to their heirs and assigns forever.

IN WITNESS WHEREOF, The parties of the first part have hereunto set their hands and seals the day and year first above written.


KIYOSHI SAKOTA

Marie Sakota
MARIE SAKOTA

STATE OF IDAHO,
County of Madison.

)
ss.
)

On this 31st day of December, 1981, before me, the undersigned, a Notary Public in and for said State, personally appeared KIYOSHI SAKOTA and MARIE SAKOTA, known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the 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.

Jerry L. Sigby
Notary Public for Idaho
Residing at: Rexburg, Idaho
My Commission is for Life

RECORDED

State of Idaho }
County of Madison, } ss 192065

I hereby certify that the within instrument was
filed December 31
1981 at 4:10 P.M., and
recorded on Film 192065
Fee 4.00

by WILLIS H. GARNER, Recorder
Mary Lou Bell Deputy

At the request of
Kiyoshi Sakota
R#2 Box 3
Rexburg, ID 83440

INDEXED

Idaho

GIFT DEED

THIS INDENTURE, Made and entered into this 1st day of January, 1982, by and between KIYOSHI SAKOTA and MARIE SAKOTA, husband and wife, of Route 2 Box 3, Rexburg, Idaho 83440, the parties of the first part, and KENNETH T. SAKOTA, a single person, of Route 2 Box 3, Rexburg, Idaho 83440; DOUGLAS K. SAKOTA, a single person, of Route 2 Box 3, Rexburg, Idaho 83440; and KIYOE LORRAINE KANEKO, a married person, of Route 2 Box 3, Rexburg, Idaho 83440, the parties of the second part,

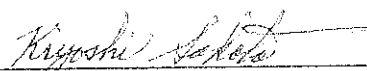
WITNESSETH:

That said parties of the first part, for and in consideration of the love and affection they hold for the parties of the second part, by these presents, do give, convey and confirm unto the said KENNETH T. SAKOTA, an undivided 8.47 percent interest; unto the said DOUGLAS K. SAKOTA, an undivided 8.46 percent interest; and unto the said KIYOE LORRAINE KANEKO, an undivided 8.46 percent interest, (which gift gives parties of the second part an undivided 25.397 percent interest) in and to the following described real property located in Madison County, State of Idaho, to-wit:

Beginning 1300 feet South of the Northeast corner of Section 18, Township 6 North, Range 40 East, Boise Meridian, and running thence South 1307 feet; thence West 160 rods; thence North 98 rods; thence East 2137 feet; thence South 310 feet; thence East 503 feet; thence East 503 feet to the place of beginning, containing 94.5 acres, more or less, less roads and rights-of-way, together with all water rights thereto belonging, which includes 6 shares of the capital stock of the Teton Island Canal Company.

Together with the rents, issues and profits thereof, and the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining unto the said parties of the second part, and to their heirs and assigns forever.

IN WITNESS WHEREOF, The parties of the first part have hereunto set their hands and seals the day and year first above written.


KIYOSHI SAKOTA

Marie Sakota
MARIE SAKOTA

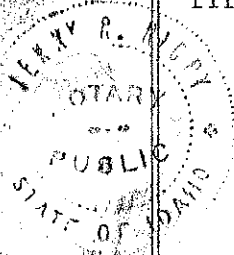
STATE OF IDAHO,
County of Madison.

)
SS.
)

On this 31st day of December, 1981, before me, the undersigned, a Notary Public in and for said State, personally appeared KIYOSHI SAKOTA and MARIE SAKOTA, known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the 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.

Jerry L. Lighty
Notary Public for Idaho
Residing at: Rexburg, Idaho
My Commission is for Life



RECORDED
MICROFILMED
192086
That the within Instrument was
82 Jan. 4
at 9:22 A.M. and
recorded on film 192086
For 4.00
By AELIS H. GARNER, Recorder
May Lin Clauer Deputy
At the request of
Kiyoshi Sakota
Rt 2 Box 3
Rexburg

GRANT DEED BY PERSONAL REPRESENTATIVE

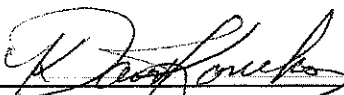
GRANTOR, KENICHI DAVID KANEKO, in his capacity as personal representative of the Estate of Kiyoe Lorraine Kaneko, for good and valuable consideration and receipt of which is hereby acknowledged, does hereby grant, bargain, sell and convey unto KENNETH SAKOTA, a single man, and DOUGLAS SAKOTA, a single man (hereinafter collectively referred to as GRANTEES), both of Madison County, City of Rexburg, State of Idaho, and to GRANTEES heirs and assigns forever, all of the following described real estate located in County of Madison, State of Idaho, more particularly described as follows:

Beginning 1300 feet South of the Northeast corner of Section 18, Township 6 North, Range 40 East, Boise Meridian, and running thence South 1307 feet; thence West 160 rods; thence North 98 rods; thence East 2137 feet; thence South 310 feet; thence East 503 feet to the place of beginning, containing 94.5 acres, more or less, LESS roads and rights-of-way. TOGETHER WITH all water rights thereto belonging, which includes 6 shares of the capital stock of the Teton Island Canal Company.

Together with all improvements, easements, hereditaments, water, water rights, ditches, ditch rights, and appurtenances thereunto or in anywise pertaining, but without warrant.

In construing this deed and where the context so requires, the singular includes the plural, and the masculine, the feminine and the neuter.

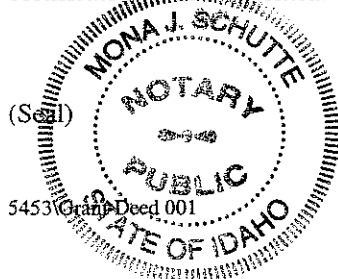
IN WITNESS WHEREOF, the GRANTOR hereunto has subscribed his name to this instrument this 23 day of June, 2005.


KENICHI DAVID KANEKO, Personal Representative
of the Estate of Kiyoe Lorraine Kaneko

STATE OF IDAHO)
) ss.
County of Bonneville)

On this 23 day of June, 2005, before me a Notary Public, personally appeared KENICHI DAVID KANEKO, Personal Representative of the Estate of Kiyoe Lorraine Kaneko, known or identified to me, to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the 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.




Notary Public for Idaho
Residing at: Idaho Falls
My Commission Expires: 8-12-08

Instrument # 320918
REXBURG, MADISON, IDAHO
2005-07-06 03:28:00 No. of Pages: 1
Recorded for : KENNETH SAKOTA
MARILYN R. RASMUSSEN Fee: 3.00
Ex-Officio Recorder Deputy

GRANT DEED BY INDIVIDUAL

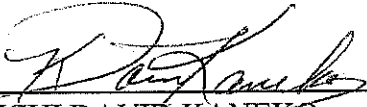
GRANTOR, KENICHI DAVID KANEKO, a single man of Madison County, State of Idaho, for good and valuable consideration and receipt of which is hereby acknowledged, does hereby grant, bargain, sell and convey unto KENNETH SAKOTA, a single man, and DOUGLAS SAKOTA, a single man (hereinafter collectively referred to as GRANTEES), both of Madison County, City of Rexburg, State of Idaho, and to GRANTEES heirs and assigns forever, all of the following described real estate located in County of Madison, State of Idaho, more particularly described as follows:

Beginning 1300 feet South of the Northeast corner of Section 18, Township 6 North, Range 40 East, Boise Meridian, and running thence South 1307 feet; thence West 160 rods; thence North 98 rods; thence East 2137 feet; thence South 310 feet; thence East 503 feet to the place of beginning, containing 94.5 acres, more or less, LESS roads and rights-of-way. TOGETHER WITH all water rights thereto belonging, which includes 6 shares of the capital stock of the Teton Island Canal Company.

Together with all improvements, easements, hereditaments, water, water rights, ditches, ditch rights, and appurtenances thereunto or in anywise pertaining, but without warrant.

In construing this deed and where the context so requires, the singular includes the plural, and the masculine, the feminine and the neuter.

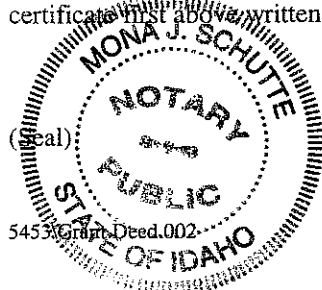
IN WITNESS WHEREOF, the GRANTOR hereunto has subscribed his name to this instrument this 23 day of June, 2005.

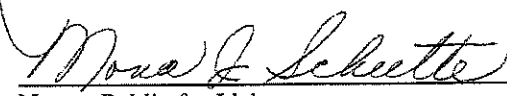

KENICHI DAVID KANEKO, a single man

STATE OF IDAHO)
County of Bonneville) ss.

On this 23 day of June, 2005, before me a Notary Public, personally appeared KENICHI DAVID KANEKO, known or identified to me, to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the 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.




Notary Public for Idaho
Residing at: Idaho Falls
My Commission Expires: 8-12-08

Instrument # 320919

REXBURG, MADISON, IDAHO

2005-07-06

03:29:00 No. of Pages: 1

Recorded for: KENNETH SAKOTA

MARILYN R. RASMUSSEN

Ex-Officio Recorder Deputy

Fee: 3.00

December 29, 2005

KENNETH T SAKOTA
PO BOX 163
REXBURG ID 83440

RE: CHANGE IN OWNERSHIP FOR: 22-07225

Dear Mr. Sakota:

It has come to our attention that you may have recently purchased a tract of land in Madison County. The property to which I am referring was most recently owned by Kiyoshi and Marie Sakota. The legal description is as follows:

TOWNSHIP 06N RANGE 40E SECTION 18 NENE, SWNE, NWNE, SENE

This property was filed on in the Snake River Basin Adjudication (SRBA), and we recommend that if, in fact, you now own the property in question, you file a "Change in Ownership" with this department in order that we may send all further correspondence to the appropriate owner(s).

Enclosed is a Change of Ownership form. Please fill out the form completely, sign and date it and return it to my attention along with a "copy" of your Warranty Deed and legal description of the property you have purchased.

If you have questions regarding this matter, please call 208-525-7161.

Respectfully submitted,

Katy Jackson
Office Specialist 1

Enclosure(s)

ADDRESS SERVICE
REQUESTED

DEPARTMENT OF WATER RESOURCES
BUREAU OF REVENUE
1000 N. GUYTON ST.
DENVER, CO 80202

 NOT DELIVERABLE
AS ADDRESSEE
UNABLE TO FORWARD

MARIE SAKOTA
KIYOSHI SAKOTA
PO BOX 334
REXBURG, ID 83440

33402011 IN 07 12/01/05
3340334 RETURN TO SENDER

NO FORWARD ORDER ON FILE
UNABLE TO FORWARD
RETURN TO SENDER

|||||

1 4 4 1
U.S. POSTAGE
00.60 DEC 04
PAID FROM ZIP CODE