

COPY

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SEP 06 2006

DEPARTMENT
WATER RESOURCES

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

2006 SEP 1 PM 1 43

**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	)	Subcase No. 37-792A (Split Right)
	)	37-21613, 37-21617 and 37-21618
Case No. 39576	)	
	)	NOTICE OF COMPLETED
_____	)	ADMINISTRATIVE PROCEEDING

IDWR has completed the following Administrative proceeding: **SUBSTITUTION OF PARTY**

Does the change in "ownership" result in a splitting of the water right claimed? ☒ Yes ☐ No

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: 8/25/06



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 9/1, 2006, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

1. Original to:

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

2. Copies to:

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

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

Jacque Green
Daniel Green
400 River Rd
Bliss ID 83314

Alicia Lamb
Earl Lamb
406 River Rd
Bliss ID 83314

Cam Purchase
Winfield Purchase
406 River Rd
Bliss ID 83314



Signature of person or attorney mailing the form

8/25/06

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-792A

SPLIT RIGHT: SEE RIGHT NOS. 37-21613, 37-21617 and 37-21618.

08/25/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-21613

NAME AND ADDRESS: JACQUE L GREEN
400 RIVER RD
BLISS ID 83314

DANIEL A GREEN
400 RIVER RD
BLISS ID 83314

SOURCE: SPRING

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.020 CFS

PRIORITY DATE: 04/01/1888

POINT OF

DIVERSION: T06S R13E S17 NESESE Within GOODING County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 11/15

0.020 CFS

PLACE OF USE: IRRIGATION Within GOODING County

T06S R13E S17 NWSE 1.10

1.1 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

This right is a split from former right 37-792a.

Source is also known as Montana Mining Company Spring No. 9.

08/25/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-21617

NAME AND ADDRESS: ALICIA L LAMB
406 RIVER RD
BLISS ID 83314

EARL R LAMB
406 RIVER RD
BLISS ID 83314

SOURCE: MONTANA MINING DITCH

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.020 CFS

PRIORITY DATE: 04/01/1888

POINT OF
DIVERSION: T06S R13E S17 NENWSE Within GOODING County
T06S R13E S17 SENWSE Within GOODING County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/30	0.020 CFS
RECREATION		

PLACE OF USE: IRRIGATION Within GOODING County

T06S R13E S17 Lot 3 SESW	0.10	T06S R13E S17	NWSE	1.40
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RECREATION same as IRRIGATION

1.5 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM -

This right is a split from former right 37-792a.

Source is also known as Montana Mining Company Spring No. 9.

This right is a split from former right 37-21612.

08/25/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-21618

NAME AND ADDRESS: CAM L PURCHASE
406 RIVER RD
BLISS ID 83314

WINFIELD D PURCHASE
406 RIVER RD
BLISS ID 83314

SOURCE: MONTANA MINING DITCH TRIBUTARY: SNAKE RIVER

QUANTITY: 0.050 CFS

PRIORITY DATE: 04/01/1888

POINT OF
DIVERSION: T06S R13E S17 NENWSE Within GOODING County
T06S R13E S17 SENWSE Within GOODING County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/30	0.050 CFS

PLACE OF USE: IRRIGATION Within GOODING County

T06S R13E S17 NWSE 1.90

1.9 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Source is also known as Montana Mining Company Spring No. 9.

This right is a split from former right 37-792a.

This right is a split from former right 37-21612.



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

September 1, 2006

JAMES E. RISCH
Governor

KARL J. DREHER
Director

JACQUE GREEN
DANIEL GREEN
400 RIVER RD
BLISS ID 83314

RE: SRBA Claim(s) 37-792A

Dear Claimant:

Please find the enclosed copy of the Notice of Completed Administrative Proceeding, which the department has filed with the SRBA Court regarding the above referenced claims. You have received this notice pursuant to SRBA Court Administrative Order 11 requiring IDWR to report to the court and interested parties any pending changes to adjudication claims in basins for which a Director's Report has been filed with the court.

Please contact this office if you have any questions about the notice or the administrative process.

Sincerely,

Trish Fawcett
Technical Records Specialist

cc: Alicia and Earl Lamb
Cam and Winfield Purchase



Title: Purchase

Date: 11-28-2005

Scale: 1 inch = 2000 feet

File:

Tract 1: 1.916 Acres: 83472 Sq Feet: Closure = s81.0011w 0.01 Feet: Precision = 1/109171: Perimeter = 1165 Feet

001=/ne,se,17,6s,13e

006=n36.1238w 334.91

011=s49.0454e 90.05

002=/s89.5208w 1316.76

007=n48.5800e 240.24

012=s31.4407e 31.91

003=/s00.0256e 948.46

008=s62.0627e 32.06

004=/n31.4407w 25.43

009=s36.1253e 74.06

005=s44.1939w 274.42

010=s36.0200e 87.50

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

RECEIVED
NOV 22 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 (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
37-10079					
37-792A					

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) William G. Lamb & Virginia Lamb
406 River Road, Bliss, ID 83314
4. New Owner/Claimant(s) Winfield D. Purchase and Cam L. Purchase
Name Connector (Check one): ☒ and, ☐ or, ☐ and/or
- New Mailing Address 406 River Road
- City, State and ZIP Code Bliss, ID 83314
- New Telephone Number () _____
5. Date you acquired the property 11/04/2005

6. If the change in ownership affects 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)

[Handwritten signature: V. L. Phelps]
[Handwritten signature: L. M. L. Partridge]

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 _____

WARRANTY DEED

#GG-06747

For Value Received

Clarretta Joan Wise, Trustee of the William G. Lamb Trust

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

Winfield D. Purchase and Cam L. Purchase, husband and wife
Address: 406 River Road, Bliss, ID 83314

WDP CLP

Hereinafter called the Grantee, the following described premises situated in Gooding County, Idaho, to-wit:

See Attached Schedule A

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to water right No. 37-10079 and .05 cfs of water right No.37-792A with the Idaho Department of Water Resources, subject to the Snake River Basin Adjudication.

SUBJECT TO:

All reservations in patents or deeds in the chain of title.

2005 taxes are an accruing lien, the first one-half of which is not delinquent until after December 20, 2005.

Assessments levied or to be levied by any local irrigation district.

Power Line Easement given by Preston R. Lanchester and Aurretta Lanchester to Twin Falls Water Power Company, recorded January 19, 1912 in Book 20 of Deeds Page 553, Gooding County records, affecting NW $\frac{1}{4}$ SE $\frac{1}{4}$ and SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 17, Township 6 South, Range 14 East Boise Meridian.

Power Line Easement given by William G. Lamb and Virginia L. Lamb to Idaho Power Company, a corporation, dated January 11, 1998, recorded March 31, 1988 as Instrument Number 131601, Gooding County records, affecting SW $\frac{1}{4}$ SE $\frac{1}{4}$ and NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 17, Township 6 South, Range 13 East Boise Meridian.

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: **October 25, 2005**

William G. Lamb Trust

Clarretta Joan Wise Trustee
Claretta Joan Wise, Trustee

Instrument # 213739

GOODING, GOODING, IDAHO

2005-11-04

02:12:54

No. of Pages: 3

Recorded for : LAND TITLE

HELEN EDWARDS

Fee: 9.00

Ex-Officio Recorder Deputy

Helen Edwards

STATE OF IDAHO)
) ss.
COUNTY OF Gooding)

On this 25th day of October, 2005, before me, the undersigned, a Notary Public in and for said State, personally appeared Claretta Joan Wise, known or identified to me to be the person whose name is subscribed to the within instrument as Trustee of the William G. Lamb Trust, and acknowledged to me that she executed the same as such Trustee.



Clifton Jensen
Notary Public
Residing at: Hagerman, Id.
My Commission expires: 2-20-2009

SCHEDULE A

Order Number: GG-06747

TOWNSHIP 6 SOUTH, RANGE 13 EAST OF THE BOISE MERIDIAN,
GOODING COUNTY, IDAHO

Section 17: A parcel of land located in the W½SE¼, being more particularly described as follows:

Commencing at the East One Quarter (E¼) corner of said Section 17, from which the West One Quarter (W¼) corner of said Section 17 bears South 89°52'08" West, 5268.34 feet;

Thence South 89°52'08" West along the North boundary of the SE¼ of said Section 17 for a distance of 1316.76 feet to the Northeast corner of the NW¼SE¼ of said Section 17;

Thence South 00°02'56" East along the East boundary of the W½SE¼ of said Section 17 for a distance of 948.46 feet to a point in the center of a ditch;

Thence North 31°44'07" West along the center of the ditch for a distance of 25.43 feet to the TRUE POINT OF BEGINNING;

Thence leaving the center of the ditch on a bearing of South 44°19'39" West for a distance of 274.42 feet to a point on the Northeasterly right-of-way boundary of old highway U.S. 30;

Thence North 36°12'38" West along the Northeasterly right-of-way of old highway U.S. 30 for a distance of 334.91 feet;

Thence leaving the right-of-way boundary on a bearing of North 48°58'00" East for a distance of 240.24 feet to a point in the center of a ditch;

Thence South 62°06'27" East along the center of the ditch for a distance of 32.06 feet;

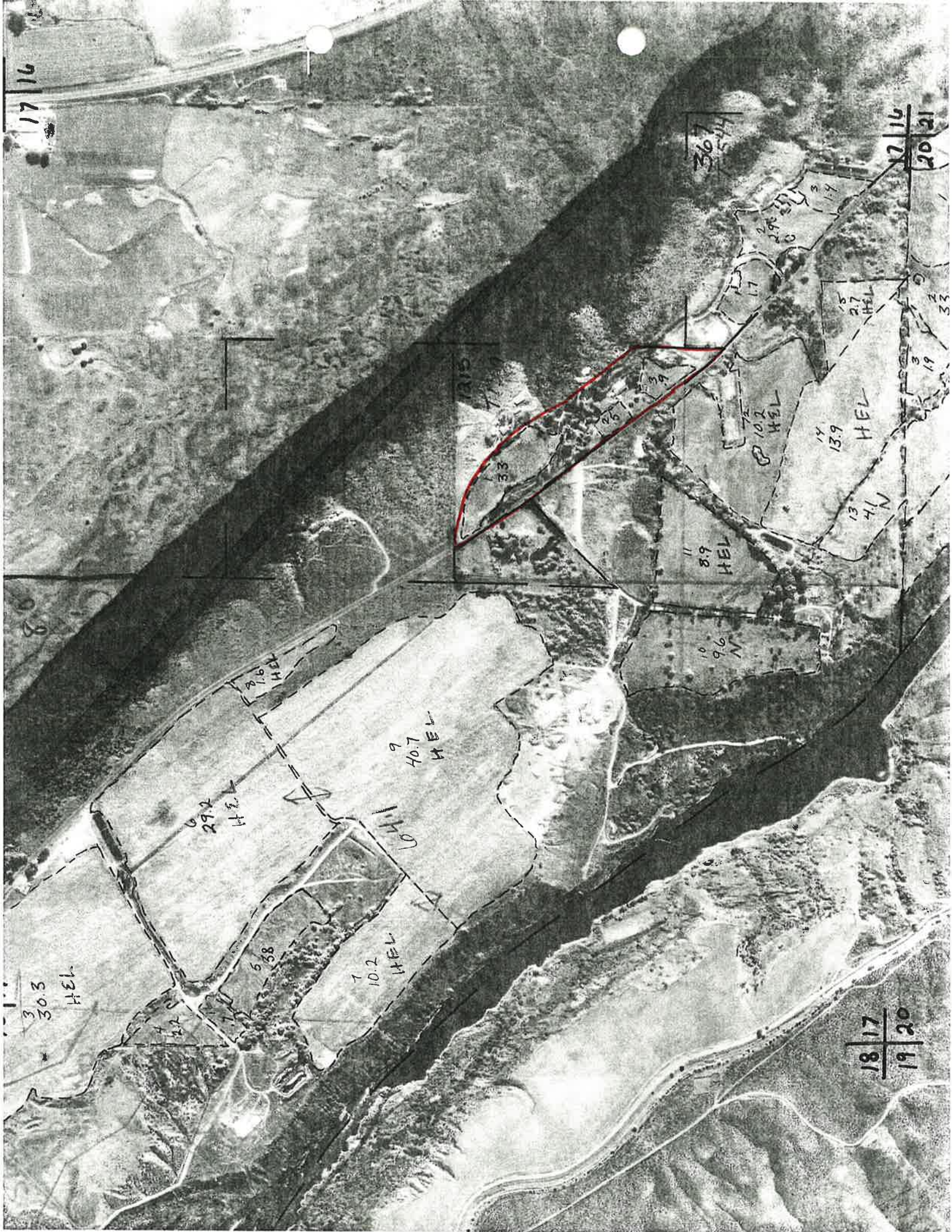
Thence South 36°12'53" East along the center of the ditch for a distance of 74.06 feet;

Thence South 36°02'00" East along the center of the ditch for a distance of 87.50 feet;

Thence South 49°04'54" East along the center of the ditch for a distance of 90.05 feet;

Thence South 31°44'07" East along the center of the ditch for a distance of 31.91 feet to the TRUE POINT OF BEGINNING.

SUBJECT TO an easement for the use and maintenance of the ditch along the Northeasterly boundary of the before described parcel.



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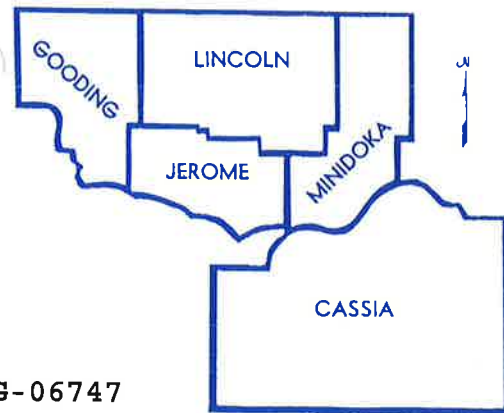
17
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Land Title and Escrow, Inc.

A FULL SERVICE TITLE COMPANY



REFER TO: GG-06747
OFFICE: Gooding

November 22, 2005

Department of Water Resources
Southern Region
1341 Fillmore Suite 200
Twin Falls, Idaho 83301

RE: Notice of Change of Water Right Ownership
From Lamb Trust to Purchase, Winfield & Cam
Cert Mail #7005 0390 0001 1445 2317

Dear Sirs:

At the request of the buyer, we are forwarding to your office the following in connection with the above referenced:

- Notice of Change of Water Right Ownership on William G. Lamb Trust
- for Water Right Number 37-10079 & 37-792A
- Copy of Deed #213739
- Copy of Map

Thank you,

LAND TITLE AND ESCROW, INC.

A handwritten signature in blue ink, appearing to read "Brenda Evers", written over the company name.

Brenda Evers
(208) 934-8477
P.O. Box 473, 546 Main Street
Gooding, Idaho 83330

cc: Winfield & Cam Purchase