

COPY

RECEIVED

OCT 02 2006

DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA
TWIN FALLS CO. IDAHO
FILED ep

2006 SEP 28 AM 9 09

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

Case No. 39576

Subcase No. 37-21617

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: 9/27/06

[Signature]
Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 9/28, 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

Charles Deakins
Dian Deakins
151 Buckskin Ln
Norco CA 92860

Earl Lamb
Alicia Lamb
406 River Rd
Bliss ID 83314



Signature of person or attorney mailing the form

09/22/2006

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

RIGHT NUMBER: 37-21617

NAME AND ADDRESS: CHARLES S DEAKINS
151 BUCKSKIN LN
NORCO CA 92860

DIAN E DEAKINS
151 BUCKSKIN LN
NORCO CA 92860

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:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

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

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.



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 28, 2006

JAMES E. RISCH
Governor

KARL J. DREHER
Director

CHARLES DEAKINS
DIAN DEAKINS
151 BUCKSKIN LN
NORCO CA 92860

RE: SRBA Claim(s) 37-21617

Dear Mr. and Mrs. Deakins:

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 claim. 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

Enclosure

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.

RECEIVED
 SEP 21 2005
 DEPT. OF WATER RESOURCES
 SOUTHERN REGION

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 Right No(s)	Adjudication Claim No(s)	Split	Water Right No(s)	Adjudication Claim No(s)	Split
	37-21617				

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)

CLARETTA JOAN WISE TRUSTEE OF THE
 WILLIAM G. LAMB TRUST

4. New Owner/Claimant(s)

CHARLES S. DEAKINS AND DIAN E. DEAKINS

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

151 BUCKSKIN LN.

City, State and ZIP Code

NORCO, CA. 92860

New Telephone Number

(951) 371-3423

5. Date you acquired the property

11-3-05

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)

[Signature]
Brian Deakins

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

For Value Received

CLARETTA JOAN WISE, trustee of the WILLIAM G. LAMB TRUST

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

CHARLES S. DEAKINS and DIAN E. DEAKINS, Husband and Wife

the grantee(s), whose current address is

151 BUCKSKIN LANE , NORCO, CA 92860

the following described premises, to-wit:

See Attached Exhibit "A"

Instrument # 213727

GOODING, GOODING, IDAHO

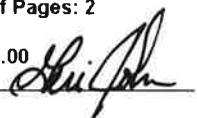
2005-11-03 02:06:35 No. of Pages: 2

Recorded for : GOODING TITLE

HELEN EDWARDS

Fee: 6.00

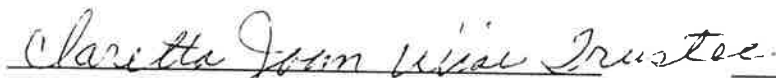
Ex-Officio Recorder Deputy



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: October 27, 2005

CLARETTA JOAN WISE, trustee of the WILLIAM G. LAMB TRUST



CLARETTA JOAN WISE, trustee

STATE OF IDAHO

: ss

COUNTY OF TWIN FALLS

Instrument # 213727

GOODING, GOODING, IDAHO

2005-11-03 02:06:35 No. of Pages: 2

Recorded for : GOODING TITLE

HELEN EDWARDS Fee: 6.00

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: October 27, 2005

CLARETTA JOAN WISE, trustee of the WILLIAM G. LAMB TRUST

Claretta Joan Wise Trustee
CLARETTA JOAN WISE, trustee

STATE OF IDAHO

: ss

COUNTY OF TWIN FALLS

On This 27th day of October, in the year 2005, before me, a Notary Public in and for said State, personally appeared **CLARETTA JOAN WISE, trustee**, 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.

WITNESS my hand and official seal.

Susan L. Lavender

Notary Public of Idaho

Residing at Hagerman, ID

Commission Expires: September 18, 2012



EXHIBIT A
G050403

Township 6 South, Range 13 East, Boise Meridian, Gooding County, Idaho

Section 17: A parcel of land located in the $W\frac{1}{2}SE\frac{1}{4}$ being more particularly described as follows:

COMMENCING at the East One Quarter ($E\frac{1}{4}$) corner of said Section 17, from which the West One Quarter ($W\frac{1}{4}$) corner of said Section 17 bears South $89^{\circ}52'08''$ West 5,268.34 feet;
THENCE South $89^{\circ}52'08''$ West along the North boundary of the $SE\frac{1}{4}$ of said Section 17 for a distance of 1,316.76 feet to the Northeast corner of the $NW\frac{1}{4}SE\frac{1}{4}$ of said Section 17;
THENCE South $00^{\circ}02'56''$ East along the East boundary of the $W\frac{1}{2}SE\frac{1}{4}$ of said Section 17 for a distance of 948.46 feet to the TRUE POINT OF BEGINNING;
THENCE continuing South $00^{\circ}02'56''$ East along the East boundary of the $W\frac{1}{2}SE\frac{1}{4}$ of said Section 17 for a distance of 438.25 feet to a point on the Northeasterly right-of-way boundary of a county road commonly known as old U.S. Highway 30;
THENCE North $46^{\circ}34'10''$ West along the Northeasterly right-of-way boundary of old U.S. Highway 30 for a distance of 51.23 feet;
THENCE North $36^{\circ}23'42''$ West along the Northeasterly right-of-way boundary of old U.S. Highway 30 for a distance of 279.52 feet;
THENCE North $36^{\circ}23'42''$ West along the Northeasterly right-of-way boundary of old U.S. Highway 30 for a distance of 4.16 feet;
THENCE leaving the right-of-way boundary on a bearing of North $44^{\circ}19'39''$ East for a distance of 274.42 feet to a point in the center of a ditch;
THENCE South $31^{\circ}44'07''$ East along the center of the ditch for a distance of 25.43 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.