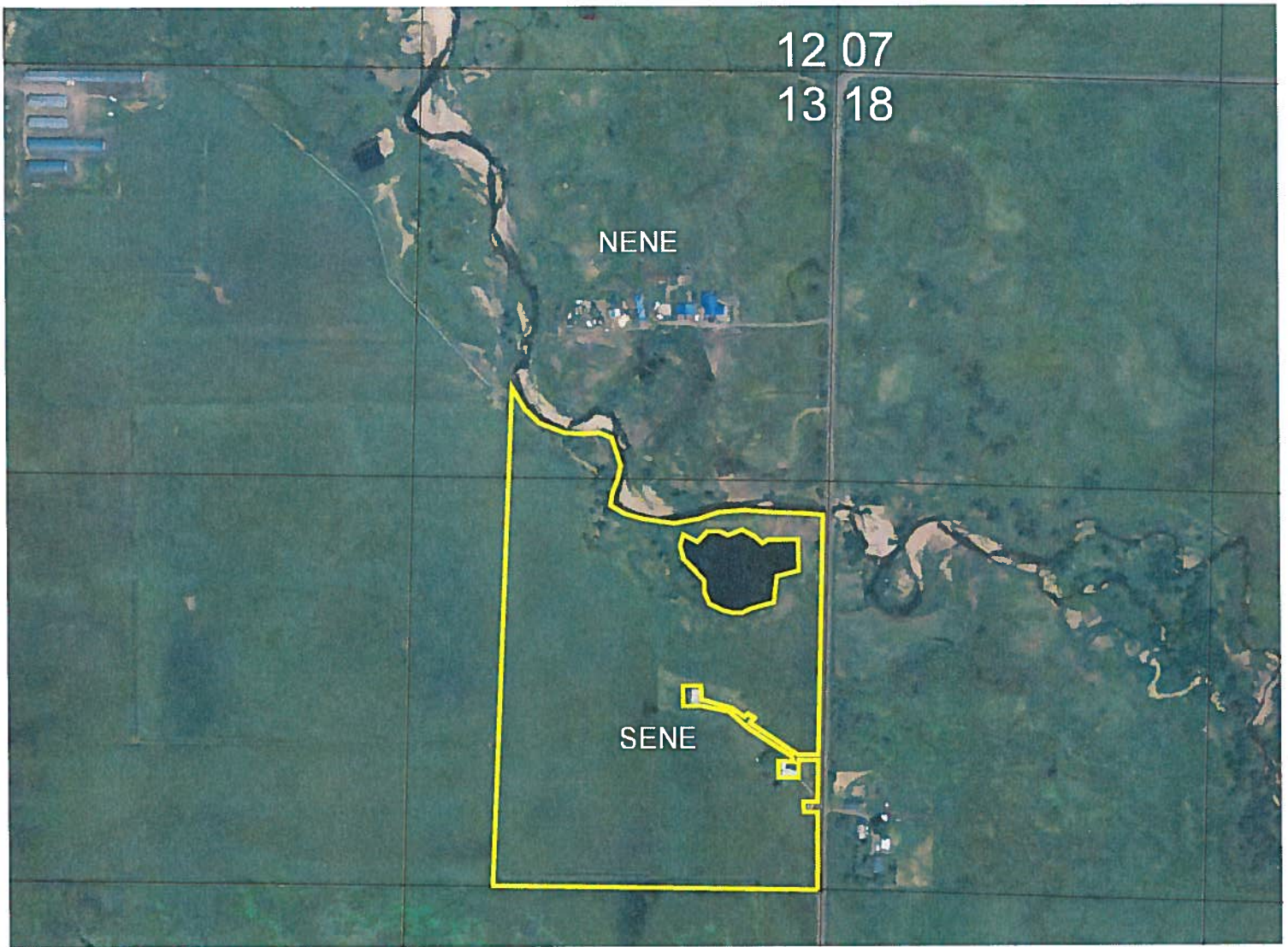


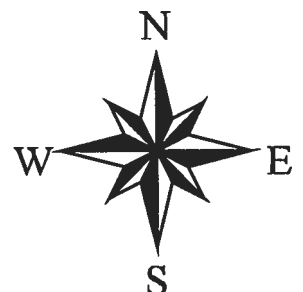
**78-4068B 78-12255 78-12257
78-12259 78-12261 & 78-12263**



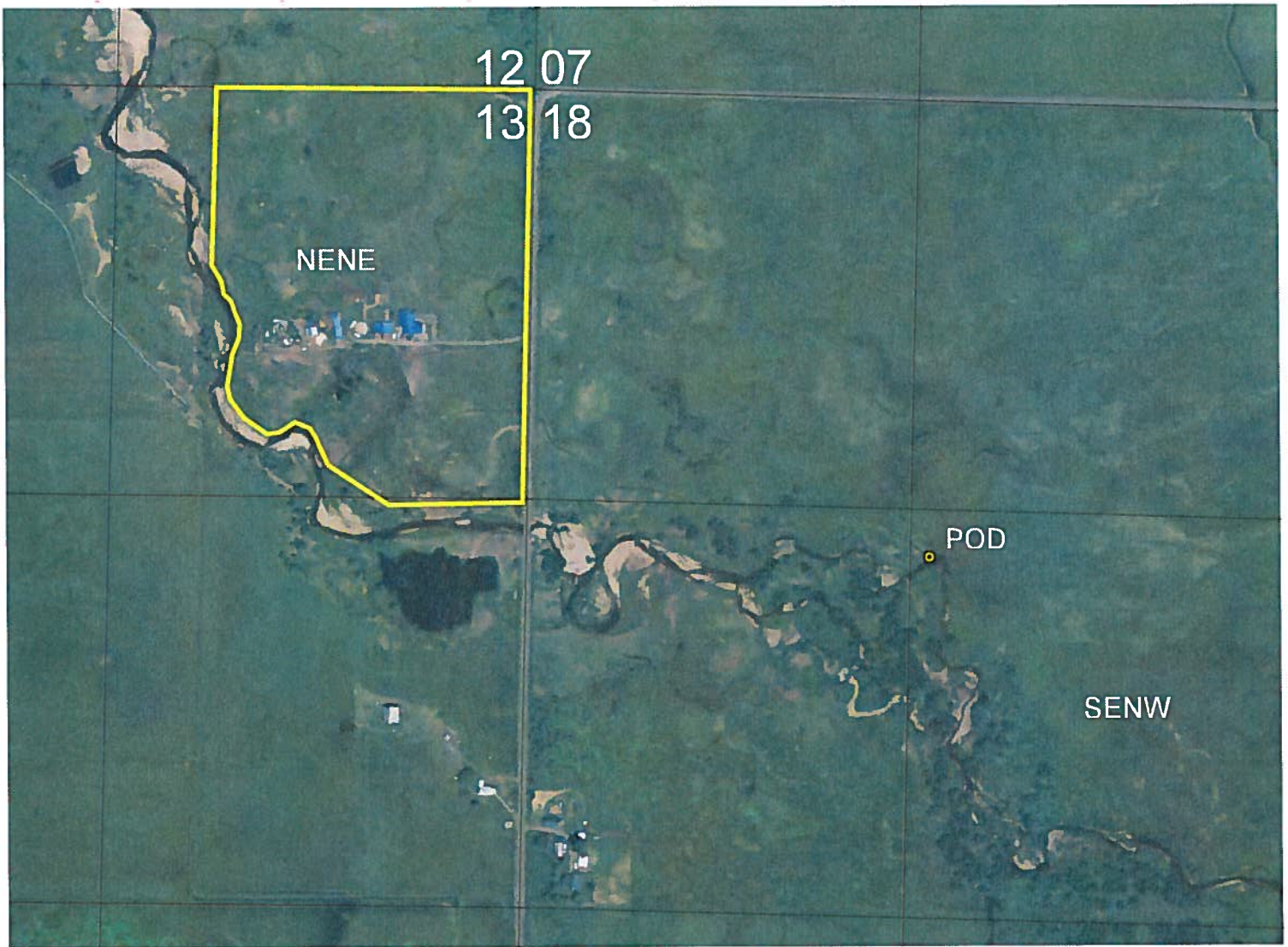
400 0 400 800 1200 1600 Feet

T19N R01E S13

Map prepared by: Carter Fritschle
Date prepared: 12/16/05
2004 NAIP Photography
Idaho Department of Water Resources



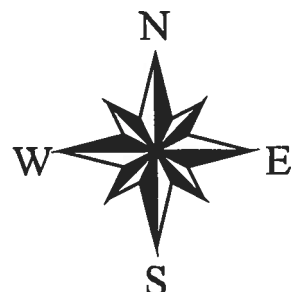
**78-4186 78-12256 78-12258
78-12260 78-12262 & 78-12264**



400 0 400 800 1200 1600 Feet

T19N R01E S13

Map prepared by: Carter Fritschle
Date prepared: 12/16/05
2004 NAIP Photography
Idaho Department of Water Resources



12/19/2005

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

RIGHT NUMBER: 78-12257

NAME AND ADDRESS: MARTHA SIPE
2450 MILLWAY DR
BOISE ID 83709

CHARLES M RICE
440 W IDAHO ST
WEISER ID 83672

SUSAN E PETERSON
1340 W SECOND
WEISER ID 83672

SOURCE: WEST BRANCH GOOSE CREEK TRIBUTARY: LITTLE SALMON RIVER

QUANTITY: 0.070 CFS

PRIORITY DATE: 05/01/1889

POINT OF DIVERSION:

T19N R02E S19 SESE Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4/1 10/31	0.070 CFS

PLACE OF USE: IRRIGATION Within ADAMS County

T19N R01E S13	NENE	1.3	T19N R01E S13	SENE	27.0
---------------	------	-----	---------------	------	------

28.3 ACRES TOTAL

This right is limited to the irrigation of 4.4 acres within the place of use described above in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 28.3 acres in a single irrigation season.
Combined Right Nos.: 78-4068B, 78-12255, 78-12257, 78-12259, 78-12261 and 78-12263.

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

Use of this right is combined with water from Brundage Water Users Association.

This right is a split from former right 78-196B.

12/19/2005

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

RIGHT NUMBER: 78-12258

NAME AND ADDRESS: BILL MC CARTY
PO BOX 549
NEW MEADOWS ID 83654

GAYLE MC CARTY
PO BOX 549
NEW MEADOWS ID 83654

SOURCE: EAST BRANCH GOOSE CREEK TRIBUTARY: LITTLE SALMON RIVER

QUANTITY: 0.070 CFS

PRIORITY DATE: 05/01/1889

POINT OF DIVERSION:

T19N R02E S18 SENW Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4/1 10/31	0.070 CFS

PLACE OF USE: IRRIGATION Within ADAMS County

T19N R01E S13	NENE	28.0	T19N R01E S13	SENE	0.2
---------------	------	------	---------------	------	-----

28.2 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 28.2 acres in a single irrigation season.
Combined Right Nos.: 78-4186, 78-12256, 78-12258, 78-12260, 78-12262 and 78-12264.

This right is limited to the irrigation of 4.4 acres within the place of use described above in a single irrigation season.

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 78-196B.

Use of this right is combined with water from Brundage Water Users Association.



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 287-4800 FAX: (208) 287-6700 www.idwr.idaho.gov

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

December 27, 2005

Bill McCarty
PO Box 549
New Meadows ID 83654

RE: Snake River Basin Adjudication (SRBA) claims

Dear Mr. McCarty:

I have completed the splitting of the SRBA claims for your property near New Meadows, and I have enclosed copies of the preliminary recommendations. Claim No. 78-4186 was claimed for the land north of the East Branch of Goose Creek, most of which you purchased, so that claim has not been split. The other claims have been split as follows:

Your share of 78-173B is now 78-12256
Your share of 78-196B is now 78-12258
Your share of 78-197B is now 78-12260
Your share of 78-198B is now 78-12262
Your share of 78-199B is now 78-12264

I have also enclosed a GIS layout map showing the outline of the place of use and the location of the point of diversion (POD). If you have any questions, you may contact me by phone at (208) 287-4917 or send an email to Carter.Fritschle@idwr.idaho.gov.

Carter Fritschle

A handwritten signature in black ink, appearing to read 'Carter Fritschle', written over a horizontal line.

Water Rights Supervisor
Adjudication Bureau

Enclosures:

Copies of preliminary recommendations
GIS layout map

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: **A78-00196B**
Date Received: 6/ 6/1988
Receipt No: C001126
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: BILL MC CARTY 208-347-2827
Address: PO BOX 549
NEW MEADOWS ID 83654
AND
Name: GAYLE MC CARTY 208-347-2827
Address: PO BOX 549
NEW MEADOWS ID 83654
2. Date of Priority: MAY 1, 1889
3. Source: GOOSE CREEK Trib. to: LITTLE SALMON RIVER
4. Point of Diversion:

Township	Range	Section	1/4	of	1/4	of	1/4	Lot	County
19N	02E	19	NE		SW		SE		ADAMS
5. Description of diverting works:
KLF CANAL
6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.140		
7. Total Quantity Appropriated is:
0.140 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 124.0 Acre Feet Per Annum.
9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
19N	01E	13	NE	NE		IRR	31.0
			SE	NE		IRR	31.0
Section Acres							62.0
Total Acres							62.0

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:

A78-00173B -00197B -00198B -00199B -04068B -04186

14. Remarks:

17% OF IRRIGATED PROPERTY WAS RETAINED. TOTAL DECREED RIGHT WAS
0.80 CFS. SPLIT RIGHT IS 0.14 CFS.
OWNERSHIP CHANGED BY LH 6/12/95.
ADDRESS CHANGED PER CLAIMANT REQUEST (BY DB) 7/16/98.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

Decree Plaintiff

vs

Decree Defendant

RECEIVED

JUN 02 1998

Department of Water Resources

To Dept. of Water Resources
Attn: Kari Lynn

RECEIVED

Ref: Water Rights #s

JUL 13 1998

WATER RESOURCES
WESTERN REGION

A78 - 00173B, A78 - 00196B, A78 - 00197B
A78 - 00198B, A78 - 00199B, A78 - 04068B
A78 - 04184, A78 - 10222

Please note a change of address
for these water rights holders

Bill & Gayle McCarty

Box 549

New Meadows Idaho

83654

ph # 208 347-2827

Thank you

Bee McCarty

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: A78-00196B
Date Received: 6/ 6/1988
Receipt No: C001126
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BILL MC CARTY
Address: PO BOX 193
LAKEFORK ID 83635
AND
Name: GAYLE MC CARTY
Address: PO BOX 193
LAKEFORK ID 83635
2. Date of Priority: MAY 1, 1889
3. Source: GOOSE CREEK Trib. to: LITTLE SALMON RIVER
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
19N	02E	19	NE	SW	SE		ADAMS
5. Description of diverting works:
KLF CANAL
6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.140		
7. Total Quantity Appropriated is:
0.140 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 124.0 Acre Feet Per Annum.
9. Non-irrigation uses:
NONE

MICROFILMED
OCT 22 1996

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
19N	01E	13	NE	NE		IRR	31.0
			SE	NE		IRR	31.0
Section Acres							62.0
Total Acres							62.0

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:

A78-00173B -00197B -00198B -00199B -04068B -04186

14. Remarks:

17% OF IRRIGATED PROPERTY WAS RETAINED. TOTAL DECREED RIGHT WAS
0.80 CFS. SPLIT RIGHT IS 0.14 CFS.
OWNERSHIP CHANGED BY LH 6/12/95.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

Decree Plaintiff

vs Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____

Date: _____

State of Idaho)
County of) SS.

Subscribed and sworn (or affirmed) before me this _____ day

of 19

Notary Public

Seal

Residing at

My Commission Expires

JUN 03 1955



Please print or type

DATE OF CLOSING: 5-20-95

LEGAL DESCRIPTION OF PROPERTY: Township 19 N Range 1 E
 Section 13, NE 1/4 of 1/4 of 1/4 Govt. Lot , BM.
 Lot , Block , Subdivision/Townsite .
 If you have additional legal descriptions, please attach separate sheet.

RECEIVED

JUN 09 1995

WATER RESOURCES
WESTERN REGION

- [] Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis) JU WA W
- [] Water Right Number(s)
Assigned by IDWR: _____
- [] Name and Address of Former Owner/Claimant(s)(Seller): TROY & Sharon R. Gerber
2801 MERRITT AVE.
LAS VEGAS, NV. 89102
- [] New Owner/Claimant (Purchaser): Bill & Gayle McCarty
- [] New Mailing Address: P.O. Box 193
LAKEFORK ID. 83635
- [] New Telephone Number: () _____
- [] Does the change in ownership result in a splitting of the water right owned/claimed? yes X no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

- [] Attach proof of ownership, describe proof attached: Copy of Recorded Warranty Deed
(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)
 [] Signature of New Owner/Claimant(s) Bessie Mc Cart Date 5-19-9
Shirley Mc Cart Date 5-19-
 [] Signature of Former Owner/Claimant(s): _____ Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

Number of Split, if any:

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OCT 22 1996

Original to be mailed to Idaho Department of Water Resources

Please print or type
(see instructions on back of page)

JUN 08 1965

DATE OF CLOSING: 5-20-95

LEGAL DESCRIPTION OF PROPERTY: Township 19 N Range 1 E Department of Water Resources
Section 13, NE 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____.
If you have additional legal descriptions, please attach separate sheet.

RECEIVED

JUN 09 1995

WATER RESOURCES
WESTERN REGION

- [] Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)**

- [] Water Right Number(s)**
Assigned by IDWR:

- [] Name and Address of Former Owner/Claimant(s)(Seller):**

TROY & Sharon R. Gerber

2801 MERRITT AVE

Las Vegas, NV. 89102

- [] New Owner/Claimant
(Purchaser):**

Bill & Gayle McCarty

- [] New Mailing Address:**

P.O. Box 193

LAKE FORK Id. 83635

- [] New Telephone Number: () -

- [] Does the change in ownership result in a splitting of the water right owned/claimed? yes X no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

- [] Attach proof of ownership, describe proof attached: —

Copy of Recorded Warranty Deed

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

- [] Signature of New
Owner/Claimant(s)

Date _____

- [] Signature of Former Owner/Claimant(s):**

Date _____

Date 5/17/95

Date 5/17/95

(Signature of former claimant(s) is not required if proof of ownership is attached.)

Claim Numbers of Split, if any:

MICROFILMED

OCT 22 1996

**Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner**

INSTRUMENT NO. 87858
WARRANTY DEED

For Value Received TROY GERBER and SHARON R. GERBER, husband and wife

RECEIVED

JUN 08 1995

Department of Water Resources

the grantors. do hereby grant, bargain, sell and convey unto

BILL MCCARTY and GAYLE MCCARTY, husband and wife

the grantee, whose current address is, P.O. Box 193, Lakefork, Idaho 83635.

the following described premises, in Adams County, Idaho, to-wit:

SEE ATTACHED EXHIBIT "A" WHICH IS MADE A PART HEREOF

RECEIVED

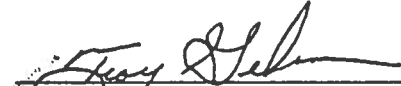
JUN 09 1995

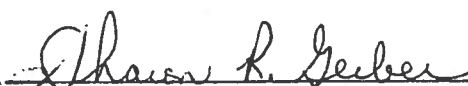
WATER RESOURCES
WESTERN REGION

TO HAVE AND TO HOLD THE said premises, with their appurtenances unto the said Grantees their heirs and assigns forever. And the said Grantors do 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 incumbrances SEE EXHIBIT "A" excepting for all easements of record, rights of way, matters visible, and all matters of record and title.

and that they will warranty and defend the same from all lawful claims whatsoever.

Date: May 15, 1995


Troy Gerber


Sharon R. Gerber

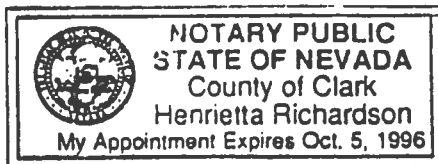
STATE OF NEVADA)
) ss
COUNTY OF Clark)

STATE OF IDAHO, COUNTY OF Adams
I hereby certify that this instrument was filed for record at the
request of Timberline Title & Escrow

On this 17 day of May, in the year of 1995, before me
a Notary Public, personally appeared
TROY GERBER and SHARON R. GERBER
known or identified to me to be the persons whose names
subscribed to the within instrument, and acknowledged to me
that they executed the same

at 50 minutes past 4 o'clock P.M.
this 19th day of May, 19 95, in my office,
and duly recorded in Book
of Deeds at page


Notary Public
Residing at Las Vegas, NV
Commission expires: 10-5-96



MICHAEL FISK

Ex-Officio Recorder

By: 
Deputy

Fees \$6.00

Mail to: Timberline Title & Escrow

MICROFILMED

OCT 22 1996

RECEIVED

INSTRUMENT NO. 87858

JUN 08 1995

SCHEDULE A

Department of Water Resources

Township 19 North, Range 1 East, Boise Meridian, Adams County, Idaho
Section 13: A parcel of land situated in the NE1/4 of said section more particularly described as follows:

Beginning at the NE corner of Section 13;

Thence South 88 degrees 52'25" West 1018.97 feet to a point;

Thence South 00 degrees 36'32" West 850.89 feet to a point;

Thence North 88 degrees 52'25" East 1029.70 feet to a point;

Thence North 00 degrees 06'48" West 850.64 feet to the POINT OF BEGINNING.

EXCEPTING the right-of-way of the county road known as Farrell Road.

SUBJECT TO:

GENERAL TAXES AND ASSESSMENTS for the year 1995 which are a lien but not yet due or payable.

GENERAL USE EASEMENT for movement of cattle and machinery across land granted to DARRELL L. CAMPBELL and DONNA M. CAMPBELL, husband and wife, as set forth in Warranty Deed recorded August 5, 1985 as Instr. No. 70739.

ALL EASEMENTS AND RIGHTS-OF-WAY existing or of record.

NOTICE OF EASEMENT recorded September 9, 1994 as Instr. No. 86611.

DEED OF TRUST dated August 14, 1992 between TROY GERBER and SHARON R. GERBER, husband and wife, Grantors; TIMBERLINE TITLE AND ESCROW, INC., Trustee; and MARTHA W. SIPE and ROBERT B. SIPE, husband and wife; SUSAN E. PETERSON and JIMMY L. PETERSON, husband and wife, and CHARLES M. RICE, a single man, Beneficiaries, to secure an indebtedness in the original principal sum of \$27,000.00, recorded August 27, 1992 as Instr. No. 82560.

ASSIGNMENT OF INTEREST of CHARLES M. RICE to GEORGE HASTINGS and EILEEN HASTINGS, husband and wife, recorded December 30, 1994 as Instr. No. 87230.

MATTERS DISCLOSED ON A RECORD OF SURVEY recorded October 2, 1992 as Instr. No. 82964.

MICROFILMED

OCT 22 1996

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: **A78-00196B**
Date Received: 6/ 6/1988
Receipt No: C001126
Received By: _____

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

1. Name: TROY GERBER 702-367-6726
Address: 2801 MERRITT AVE
LAS VEGAS NV 89102
AND
Name: SHARON R GERBER 702-367-6726
Address: 2801 MERRITT AVE
LAS VEGAS NV 89102
2. Date of Priority: MAY 1, 1889
3. Source: GOOSE CREEK Trib. to: LITTLE SALMON RIVER
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
19N	02E	19	NE	SW	SE		ADAMS
5. Description of diverting works:
KLF CANAL
6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.140		
7. Total Quantity Appropriated is:
0.140 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 124.0 Acre Feet Per Annum.
9. Non-irrigation uses:
NONE

MICROFILMED

AUG 08 1994

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
19N	01E	13	NE	NE		IRR	31.0
			SE	NE		IRR	31.0
Section Acres							62.0
Total Acres							62.0

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:

A78-00173B -00197B -00198B -00199B -04068B -04186

14. Remarks:

17% OF IRRIGATED PROPERTY WAS RETAINED. TOTAL DECREED RIGHT WAS
0.80 CFS. SPLIT RIGHT IS 0.14 CFS.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

Decree Plaintiff

vs

Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____

MICROFILMED

AUG 08 1994

Date: _____

State of Idaho)
) SS.
County of _____)

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

MICROFILMED

AUG 08 1994



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

RECEIVED

NOV 23 1992

Department of Water Resources

DATE OF CLOSING: 8-20-92

LEGAL DESCRIPTION OF PROPERTY: Township 19N Range 1E
Section 13, NE 1/4 of 1/4 of 1/4 Govt. Lot BM
Lot , Block , Subdivision/Townsite .
If you have additional legal descriptions, please attach separate sheet.

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☐ Water Right Number(s)
Assigned by IDWR: A78-00173B, 00196B, 00197B, 00198B, 00199B,
04068B, 04186, 10222

☐ Name and Address of Former Owner/Claimant(s)(Seller): Martha Sipe, Charles Rice, Susan Peterson
2450 Millway Dr., Boise, ID 83709

☒ New Owner/Claimant (Purchaser): TROY & SHARON R. GERBER

☒ New Mailing Address: 2801 MERRITT AVE
LAS VEGAS, NV 89102

☒ New Telephone Number: (702) 367-6726

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

☐ Attach proof of ownership, describe proof attached: Copy of Warranty Deed (Recorded Cop 4)

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☒ Signature of New Owner/Claimant(s) Troy Gerber Date 8/21/92
Sharon R. Gerber Date 8/21/92

☐ Signature of Former Owner/Claimant(s): _____ Date _____
_____ Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date 6-8-92 By JED

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date 12-8-92 By JED

Claim Numbers of Split, if any:

MICROFILMED

AUG 08 1994

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

DATE OF CLOSING: 8-20-92

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____.
If you have additional legal descriptions, please attach separate sheet.

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☐ Water Right Number(s)
Assigned by IDWR: _____

☒ Name and Address of Former Owner/Claimant(s)(Seller): Martha Sipe, Charles Rice, Susan Peterson
2450 Millwood Dr. Boise, ID 83709

☐ New Owner/Claimant
(Purchaser): _____

☐ New Mailing Address: _____

☐ New Telephone Number: () _____ - _____

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

☐ Attach proof of ownership, describe proof attached: Copy of Recorded Warranty Deed

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☐ Signature of New Owner/Claimant(s) _____ Date _____

☒ Signature of Former Owner/Claimant(s): Martha N. Sipe, Charles Rice, Susan E. Peterson Date 8-18-92

Charles M. Rice by Susan E. Rice P.O. Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry
Date: _____ By: _____
Further Action Needed:

Further Action Taken
Date: _____ By: _____

Final Review and Data-Entry
Date: _____ By: _____

Claim Numbers of Split, if any:

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AUG 08 1994

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

WARRANTY DEED

For Value Received MARTHA W. SIPE, aka Martha Winifred Rice Sipe and ROBERT B. SIPE, wife and husband AND SUSAN E. PETERSON, aka SUSAN ELAINE RICE PETERSON, and JIMMY L. PETERSON, wife and husband AND CHARLES M. RICE, aka CHARLES MACK RICE, A Single person hereby grant, bargain, sell and convey unto the grantor s, do

TROY GERBER and SHARON R. GERBER, husband and wife

the grantee s, whose current address is 2801 Merritt Ave., Las Vegas, Nevada

the following described premises, in Adams County, Idaho, to-wit:

A parcel of land situated in the NE 1/4 OF Section 13, Township 19 North, Range 1 East, Boise Meridian, Adams County, Idaho, more particularly described as follows:

Beginning at the Northeast corner of Section 13, noted above, thence S. 88 degrees 52' 25" W., 1018.97 feet to a point; thence S. 0 degrees 36' 32" W., 850.89 feet to a point; thence N. 88 degrees 52' 25" E., 1029.70 feet to a point; thence N. 0 degrees 06' 48" W., 850.64 feet to the point of beginning.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantor s do hereby covenant to and with the said Grantees, that the y the owner s in fee simple of said premises; that they are free from all incumbrances except for all easements of record, rights of way, matters visible, and all matters of record and title.

and that they will warrant and defend the same from all lawful claim whatsoever.

Dated: Susan E. Peterson

Marttha W. Sipe

Jimmy L. Peterson

Robert B. Sipe

Charles M. Rice by Susan Elaine Rice Peterson, Attorney-in-fact
Charles M. Rice by Susan Elaine Rice Peterson, his attorney in fact

STATE OF IDAHO

COUNTY OF Ada

On this 18th day of August, 1992, before me, a Notary Public, personally appeared MARTHA W. SIPE and ROBERT B. SIPE known or identified to me to be the person whose name subscribed to the within instrument, and acknowledged to me that he executed the same.

Notary Public

Residing at Boise, Idaho.



STATE OF IDAHO, COUNTY OF ADAMS

I hereby certify that this instrument was filed for record at the request of Timberline Title & Escrow

at 37 minutes past 11 o'clock A.M., this 27 day of August 1992, in my office, and duly recorded in Book of Deeds at page

Michael Fisk

Ex-Officio Recorder

By: Sarah J. Wilson Deputy

Fees \$ 6.00

Mail to:

INSTRUMENT No. 02559

ph

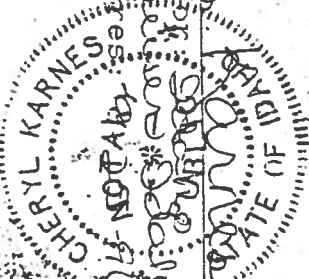
STATE OF Idaho)
County of ~~Ada~~ Washington) ss

On this 18th day of August, 1992, before me a Notary Public in and for the said State personally appeared SUSAN ELAINE RICE PETERSON as the true and lawful attorney in fact for CHARLE MACK RICE and acknowledge to me that SHE executed the same in

capacity as the true and lawful attorney in fact for CHARLES MACK RICE

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Cheryl D. Karnes
Notary Public for the State of Idaho
Residing at: Union, Idaho
Commission expires: 1995 JAN 20

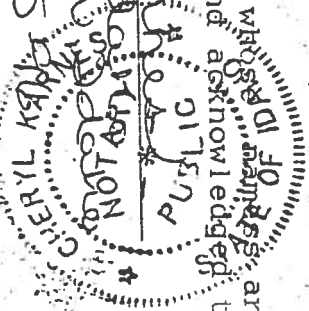


STATE OF Idaho)
County of Washington) ss

On this 18 day of August, 1992, in the year 1992, before me *Cheryl D. Karnes* a Notary Public, in and for said State personally appeared SUSAN E. PETERSON and JIMMY L. PETERSON,

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

Cheryl D. Karnes
Notary Public for: *Cheryl D. Karnes*
Residing at: *Union, Idaho*
Commission expires: *9-25-95*



4661 8 0 9NA

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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: A78-00196B

Date Received: 5/31/1988

Receipt No: C001126

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MARTHA SIPE
Address: 2450 MILLWAY
BOISE, ID 83709 208-322-8679
OR
Name: CHARLES M. RICE
Address: 440 W. IDAHO ST.
WEISER, ID 83672 208-549-2443
OR
Name: SUSAN E. PETERSON
Address: 1340 WEST SECOND
WEISER, ID 83672 208-549-1903
2. Date of Priority: MAY 01, 1889
3. Source: GOOSE CREEK Trib. to: LITTLE SALMON RIVER
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
19N	02E	19	NE	SW	SE		ADAMS
5. Description of diverting works:
KLF CANAL
6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.140		
7. Total Quantity Appropriated is:
0.140 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 124.0 Acre Feet Per Annum.
9. Non-irrigation uses:
NONE

A78-00196B

Page 1

Date: 05/31/88

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10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
19N	01E	13	NE	NE		IRR	31.0
			SE	NE		IRR	31.0
Section Acres							62.0
Total Acres							62.0

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:

A78-00173B -00197B -00198B -00199B -04068B -04186

14. Remarks:

17% OF IRRIGATED PROPERTY WAS RETAINED. TOTAL DECREED RIGHT WAS
0.80 CFS. SPLIT RIGHT IS 0.14 CFS.

15. Basis of Claim: DECREED

Water Right Number:

Case Number:

Court :

Decree date:

Decree Plaintiff

vs

Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do do not X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Martha K. Lipe Date: 6-3-88
_____ Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 3rd day
of June 19 88

Conrad J. Muller
Notary Public

Seal

Residing at Boise
My Commission Expires 8/9/98

RIE

1730

57

58

116° 15' 45" 00'



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CT 05 1992



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

July 16, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

Re: Notice of Claim to a Water Right No. A78-00173B, A78-00196B, A78-00197B,
A78-00198B, A78-00199B, A78-04068B, A78-04186, A78-10222

Bill Mc Carty
Gayle Mc Carty
PO Box 549
New Meadows ID 83654

Dear Mr. & Mrs. Mc Carty:

Enclosed is a copy of the above referenced claim which reflects the change in address of the land and appurtenant water rights covered under the original filing.

The Department will contact you in the future concerning any requirements that may be needed in order to process this claim for final court decree.

If you have any questions concerning the enclosed claim, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Denise Buffington".

Denise Buffington
Records Clerk
Adjudication Section
Western Region Office

DB:d

Enclosure



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

June 13, 1995

Re: Notices of Claim to a Water Right Nos. A78-00173B, A78-00196B,
A78-00197B, A78-00198B, A78-00199B, A78-04068B, A78-04186,
A78-10222

Bill Mc Carty
Gayle Mc Carty
P.O. Box 193
Lakefork, ID 83635

Mr. & Mrs. Mc Carty:

Enclosed are copies of the above referenced claims which reflect the change in ownership of the land and appurtenant water rights covered under the original filings.

The Department will contact you in the future concerning any requirements that may be needed in order to process these claims for final court decree.

If you have any questions concerning the enclosed claims, please feel free to contact this office.

Sincerely,

Adjudication Staff
Department of Water Resources
Western Region Office
(208) 334-2190

LH:1
Enclosure

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OCT 22 1996



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

December 8, 1992

Re: Notices of Claim to a Water Right No. A78-00173B, A78-00196B,
A78-00197B, A78-00198B, A78-00199B, A78-04068B, A78-04186, A78-10222

Troy Gerber
Sharon R. Gerber
2801 Merritt Ave.
Las Vegas, NV 89102

Mr. & Mrs. Gerber:

Enclosed are copies of the above referenced claims which reflect the change in ownership of the land and appurtenant water rights covered under the original filings.

The Department will contact you in the future concerning any requirements that may be needed in order to process these claims for final court decree.

If you have any questions concerning the enclosed claims, please feel free to contact this office.

Sincerely,

Adjudication Staff
Department of Water Resources
Western Region Office
(208) 334-2190

LH:l
Enclosure

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AUG 08 1994