

APR 15 1996

right to the use of water was asserted. "New claimant/purchaser" means any successor in interest of the "prior claimant/seller," whether the interest is acquired by purchase, gift, inheritance or other means.

Department of Water Resources
Adjudication Bureau

A *Consent to Substitution of Party (Substitution)* must be signed by the prior claimant/seller and the new claimant/purchaser. The Substitution shall be filed by the new claimant/purchaser.

I am the new claimant/purchaser of 36-13982
(Insert each water right number)

My name is Stephen E. DiLucca & Pamela S. DiLucca

My address is 234 W 500 S JEROME ID 83338

My phone number is: Work 734-1991 Home 324-6773

The name and address of the prior claimant/seller who I wish to be substituted for are:

Cynthia R. Harrison, Cynthia R. Barker
married at time of sale as Cynthia Yamane

Signature of prior claimant/seller

Signature of new claimant/purchaser

If an attorney is filing this form on behalf of a water right claimant or party in the SRBA, the attorney must complete the following information, in addition to the information required above.

Attorney name _____

Attorney of record for _____

(Identify party/claimant)

Attorney address and phone number: _____

- ☐ I have filed a *Notice of Appearance* for the party on whose behalf I am filing this form.
- ☐ A *Notice of Appearance* accompanies this form indicating which party and water rights I represent.

VERIFICATION

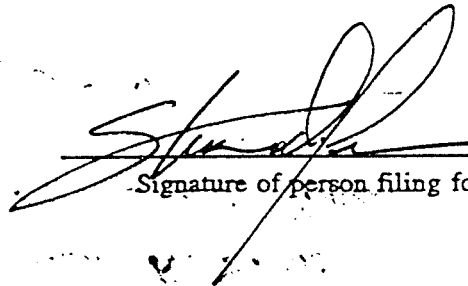
(To be completed for either a *Notice of Change in Address* or for *Consent for Substitution of Party*)

State of Idaho

County of JEROME

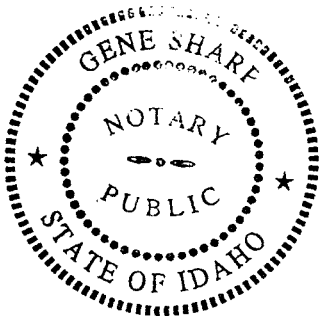
Stephen E. DiLucca, being first duly sworn, upon oath, deposes and says:
(Insert name of party/claimant filing form)

That I am the person or entity filing this form, that I am a water right claimant or party or their successor in interest, defined by I.C. §§ 42-1401A(1), (7) or (10) (1986); that the water right number I am asking the court to substitute a party on is a water right in a director's report filed with the court and that I have read this form and know its contents and that the statements are true to the best of my knowledge and belief.


Signature of person filing form

BY: _____
Attorney signing in representative capacity

Subscribed and sworn to before me on 11 April 1996
(Insert Date)



Notary Public for Gene Share
Residing at: Twin Falls, IDA.
My Commission expires: 12-12-99

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INSTRUCTIONS FOR MAILING

Mail the form, including all attachments, to the Clerk of the SRBA Court and to the parties identified in the Certificate of Mailing. FAX filings will not be accepted by the SRBA Clerk of the Court. Department of Water Resources

You must sign the Certificate of Mailing to show that you followed these steps.

CERTIFICATE OF MAILING

I certify that on 11 April, 1996, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

✓ Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

2. A *Change of Address* was served on each party, or if they are represented by an attorney you must serve the attorney, in each subcase in which you are a party, at the following address(es):

3. A *Consent to Substitution of Party* was served on the prior claimant/seller, or if they are represented by an attorney you must serve the attorney, at the following address(es):

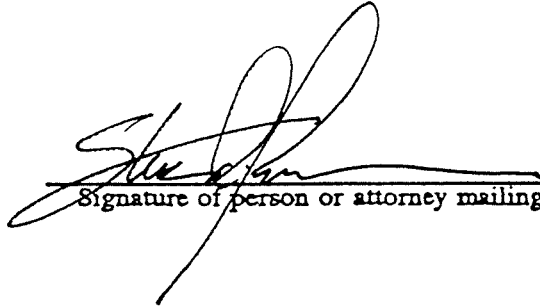
4. A *Consent to Substitution of Party* was served on each party to each subcase, or if they are represented by an attorney you must serve the attorney, in which the prior claimant/seller is a party at the following address(es):

5. One copy to:

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P. O. Box 44449
Boise, Idaho 83711-4449

6. One copy to:

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, Box 33
Boise, Idaho 83724



Signature of person or attorney mailing the form

Notice of Claim

36-13982

WARRANTY DEED

RECEIVED #J-22997

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For Value Received

Department of Water Resources

CYNTHIA R. YAMANE, (formerly known as Cynthia R. Harrison and Cynthia R. Barker) and LARRY YAMANE, wife and husband

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

STEPHEN E. Di LUCCA and PAMELA S. Di LUCCA, husband and wife
Address: 234 West 500 South, Jerome, Idaho 83338

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

TOWNSHIP 9 SOUTH, RANGE 16, EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 10: A parcel of land located in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, described as follows:

Commencing at the Southwest corner of said SW $\frac{1}{4}$ SE $\frac{1}{4}$;
Thence Easterly along the Southerly boundary of said SW $\frac{1}{4}$ SE $\frac{1}{4}$, South 89°44' East,
644.52 feet to THE TRUE POINT OF BEGINNING;
Thence continuing Easterly along the Southerly boundary of said SW $\frac{1}{4}$ SE $\frac{1}{4}$, South
89°44' East, 192.36 feet;
Thence North 0°16' East, 452.90 feet;
Thence North 89°44' West, 192.36 feet;
Thence South 0°16' West, 452.90 feet to THE TRUE POINT OF
BEGINNING.

SUBJECT TO an easement for road and utilities over the Easterly 25 feet of the above
described property.

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or
appurtenant thereto, including but not limited to 2.0 shares of capital stock in North Side Canal
Company, Ltd.

SUBJECT TO:

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

Taxes subsequent to the year 1995, which are not yet due or payable.

Assessments of the American Falls Reservoir District and the rights and powers of said District as by
law provided.

Assessments of the North Side Canal Company and the rights and powers of said Company as by law
provided.

Right of way for roads, canals, laterals and waste ditches as contained in an Agreement by and between
the State of Idaho, and the Twin Falls North Side Land and Water Company, dated August 21, 1907,
recorded in Book 15 Page 589, Jerome County records.

Restrictions contained in Warranty Deed given by Ivin M. Jackson and Alice E. Jackson, husband and
wife, to Robert M. Eldred and Donna J. Eldred, husband and wife, dated September 1, 1977, recorded
September 21, 1978 in Book 200 Page 1226 as Instrument Number 236381, Jerome County records.

Easement given by Eugene F. Harrison and Cynthia R. Barker, to Southwest Jerome Water Co., dated
February 21, 1984, recorded April 6, 1984 as Instrument Number 280858, Jerome County records,
pertaining to an easement for a pipeline in Section 10, Township 9 South, Range 16, East Boise
Meridian.

(continued on page attached)

954807
RECORDED
Nov 30 4 21 PM '96
JEROME COUNTY, IDAHO
FEE \$ 6.00
DEP. JAL

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: November 30, 1995

Cynthia R. Yamane
CYNTHIA R. YAMANE

Larry Yamane
LARRY YAMANE

STATE OF IDAHO)
) ss.
COUNTY OF Jerome)

On this 30th day of November, 1995, before me, the undersigned, a Notary Public in and for said State, personally appeared Cynthia R. Yamane and Larry Yamane, 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.

Becky Shubert
Notary Public
Residing at:
My Commission expires:

BECKY SHUBERT
★ NOTARY PUBLIC ★
STATE OF IDAHO
RESIDING AT JEROME, ID
MY COMMISSION EXPIRES 02-05-99