

RECEIVED

JUN 18 1999

Department of Water Resources

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: A37-02569

Date Received: 10/24/1988

Receipt No: M001685

Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: JEFFREY C LUMPKIN
Address: 1212 42ND AVE E
SEATTLE WA

98112

206-324-6708

AND/OR

Name: ANNE B LUMPKIN
Address: 1212 42ND AVE E
SEATTLE WA

98112

206-324-6708

AND/OR

Name: TOBIAS W LUMPKIN
Address: 1212 42ND AVE E
SEATTLE WA

98112

206-324-6708

2. Date of Priority: MAY 6, 1955

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot
04N	17E	12		SE	SW	

County
BLAINE

5. Description of diverting works:
180' 6" CASED WELL W/3HP PUMP.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.050		
IRRIGATION	04/15	10/15	0.020		

7. Total Quantity Appropriated is:
0.070 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

1/HOME W/ 2/3 AC IRR LAWN & GARDEN.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	17E	12	SE	SW		DOMEST	
			SE	SW		IRR	1.0
Section Acres							1.0
Total Acres							1.0

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:
NONE

14. Remarks:

P/D IN LOT 6; SUBD. SUN VALLEY. P/D SESW, S12, T4N, R17E FROM ENGINEERS REPORT. SEE FILE.

OWNERSHIP CHANGE MADE 5-10-94 BY TLB

AMENDED CLAIM FORM GENERATED TO BE SUBMITTED TO THE SRBA ALONG WITH SF-4. THE AMENDMENT ADDS 1 ACRE OF IRRIGATION TO THE CLAIMED USES. \$25.00 CLAIM FEE DIFFERENCE AND \$1.00 VARIABLE FEE ARE DUE FOR THIS AMENDMENT. KKC 4-29-99

15. Basis of Claim: LICENSE

Water Right Number: 25677

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.

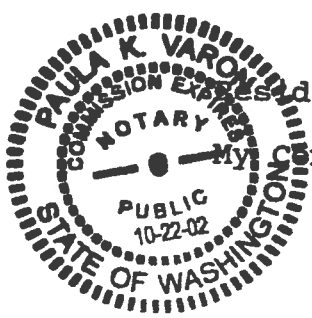
Signature of Claimant(s): [Signature] Date: 6.9.99

State of Washington Idaho Date: _____

County of King)
) SS.

Subscribed and sworn (or affirmed) before me this 9th day
of June 19 99 Paula K. Varon
Notary Public

Seal



Residing at Seattle
My Commission Expires 10-22-02

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
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IN RE THE GENERAL ADJUDICATION
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Receipt No: **M001685**
Received By: _____

COPY *Pending SF-4.
mailed to Lumpkin
4-29-99*

AMENDED

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

AMENDED

1. Name: JEFFREY C LUMPKIN 206-324-6708
Address: 1212 42ND AVE E
SEATTLE WA 98112
AND/OR
Name: ANNE B LUMPKIN 206-324-6708
Address: 1212 42ND AVE E
SEATTLE WA 98112
AND/OR
Name: TOBIAS W LUMPKIN 206-324-6708
Address: 1212 42ND AVE E
SEATTLE WA 98112

2. Date of Priority: MAY 6, 1955

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
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Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	17E	12	SE	SW		DOMEST	
			SE	SW		IRR	1.0
						Section Acres	1.0
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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 _____

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
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ACQUIRED UNDER STATE LAW

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Address: 1212 42ND AVE E
SEATTLE WA 98112
AND/OR
Name: ANNE B LUMPKIN 206-324-6708
Address: 1212 42ND AVE E
SEATTLE WA 98112
AND/OR
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SEATTLE WA 98112

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0.050 C.F.S. (and/or) A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

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ENGINEERS REPORT. SEE FILE.

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_____ 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 _____

BLAINE COUNTY TITLE

RECEIVED

JUL 08 1993

Department of Water Resource
Southern Region Office

SCOTT E. MARY
VICE PRESIDENT

208 SPRUCE AVENUE NORTH
P.O. BOX 3176 - KETCHUM, IDAHO 83340
(208) 726-0700
(208) 726-8406 (FAX)
1-800-346-6879
(OUTSIDE OF IDAHO)

DAVID A. FAUTH
PRESIDENT

July 07, 1993

DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION OFFICE
222 SHOSHONE STREET EAST
TWIN FALLS, ID 83301

RE: Escrow No. 19934863 LUMPKIN

Dear DEPARTMENT OF WATER RESOURCES

With regards to the above described real estate transaction, please find enclosed the following:

_____ Title Commitment
_____ Closing Statement
_____ Deed of Trust - Instrument No. _____
_____ Note
XX _____ Warranty Deed - Instrument No. _____
_____ Quitclaim Deed - Instrument No. _____
_____ Escrow Instructions
_____ Tax Notice
_____ Insurance Binder
_____ Lender's Documents
_____ Cover Letter(s) - Copy
_____ Owner's Policy No. _____
_____ Mortgagee's Policy No. _____
_____ Endorsements _____
_____ Lot Book Report
_____ Lien Affidavit
XX _____ Other: **NOTICE OF CHANGE OF WATER RIGHTS**
_____ Other: _____
_____ Check # _____ in the amount of \$ _____
_____ Representing: _____

If you should have any questions, please do not hesitate to contact the undersigned.

Sincerely,

BLAINE COUNTY TITLE ASSOCIATES

Marron C. Meyer
MARRON C. MEYER
ESCROW OFFICER

MICROFILMED
AUG 24 1994



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED

JUL 08 1993

Department of Water Resources
Southern Region Office

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township 04N Range 17E
Section 12, SE 1/4 of SW 1/4 of _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____.

If you have additional legal descriptions, please attach separate sheet.

SEE ATTACHED EXHIBIT "A"

- ☐ 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) 8372569
Assigned by IDWR: _____
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): George R. Spence and Kathleen H. Spence
P.O. Box 1057
Sun Valley, ID 83353
- ☐ New Owner/Claimant (Purchaser): Jeffrey C. Lumpkin, Anna B. Lumpkin, Tobias W. Lumpkin
- ☐ New Mailing Address: 1212 42nd Avenue East
Seattle WA 98112
- ☐ New Telephone Number: (206) 324 - 6708

- ☐ 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: 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) Anna B. Lumpkin Date 6/22/93
Jeffrey C. Lumpkin Date 6/22/93
6/27/93
- ☐ 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: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

MICROFILMED

AUG 24 1994

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

EXHIBIT "A"

Lots 6-B and 6-C of the Resubdivision of Lot 6, SUN VALLEY SUBDIVISION,
according to the official plat thereof in the file of the County Recorder,
Blaine County, Idaho.

RECEIVED

JUL 08 1993

Department of Water Resources
Southern Region Office

MICROFILMED

AUG 24 1994

RECEIVED

Form 42-1409(7)



**NEW PROPERTY OWNER
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP**

JUL 08 1993

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

Department of Water Resources
Southern Region Office

DATE OF CLOSING: 6/8/93

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. SEE ATTACHED EXHIBIT "A"

- ☐ 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: #8372569
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): George R. Spence and Kathleen H. Spence
P.O. Box 1057
Sun Valley, ID 83353
- ☐ New Owner/Claimant (Purchaser): Jeffrey C. Lumpkin, Anna B. Lumpkin, Tobias N. Lumpkin
1212 42nd. Avenue East
- ☐ New Mailing Address: Seattle, WA 98112
- ☐ New Telephone Number: (206) 324 - 6708
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- ☐ Attach proof of ownership, describe proof attached: 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 _____
_____ Date _____
- ☐ Signature of Former Owner/Claimant(s): George R. Spence _____ Date _____
Kathleen H. Spence _____ Date 6/22/93

(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

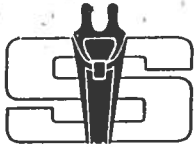
Date: _____ By: _____

Claim Numbers of Split, if any:

MICROFILMED

AUG 24 1994

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



Order No. 19934863
This form furnished by
Blaine County Title Associates

WARRANTY DEED

For Value Received **GEORGE R. SPENCE AND KATHLEEN H. SPENCE, HUSBAND AND WIFE,**

the Grantor hereby grants, bargains, sells, conveys and warrants unto **JEFFREY C. LUMPKIN, AN UNMARRIED MAN AND ANNA B. LUMPKIN, AN UNMARRIED WOMAN, AND TOBIAS W. LUMPKIN, AN UNMARRIED MAN**

the Grantee whose current address is: **1212 42ND AVE. E., SEATTLE, WA 98112**

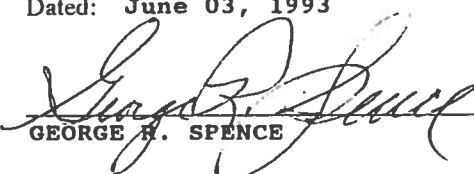
the following described premises, to-wit:

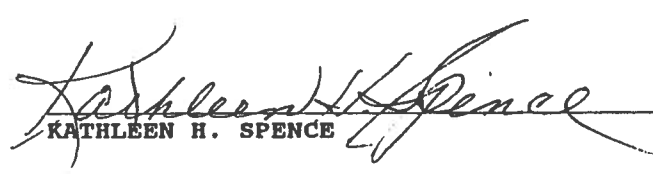
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RECEIVED
JUL 08 1993
Department of Water Resources
Southern Region Office

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

Dated: June 03, 1993


GEORGE R. SPENCE


KATHLEEN H. SPENCE

State of IDAHO

SS.

County of BLAINE

On this 22nd day of June, 1993, before me, the undersigned, a Notary Public, in and for said State, personally appeared GEORGE R. SPENCE AND KATHLEEN H. SPENCE

known to me, and/or identified to me on the basis of satisfactory evidence, to be the person(s) whose name is/are subscribed to the within instrument and acknowledged to me that they executed the same.

WITNESS MY HAND AND OFFICIAL SEAL.


Notary Public
Residing at: KETCHUM, ID
Commission Expires: 12/03/97



JUL 3 1993
MICROFILMED

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

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Receipt No: M001685
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: GEORGE R. SPENCE 208-726-5817
Address: 1514 WARM SPRINGS RD.
KETCHUM ID 83340
AND/OR
Name: KATHLEEN SPENCE 208-726-5817
Address: 1514 WARM SPRINGS RD.
KETCHUM ID 83340

2. Date of Priority: MAY 6, 1955

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	17E	12	SE	SW			BLAINE

5. Description of diverting works:
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6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
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7. Total Quantity Appropriated is:
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10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04N	17E	12	SE SW		DOMEST	

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:
NONE

14. Remarks:

P/D IN LOT 6; SUBD. SUN VALLEY. P/D SESW, S12, T4N, R17E FROM
ENGINEERS REPORT. SEE FILE.

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AND/OR
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COPY
MICROFILMED
AUG 24 1994

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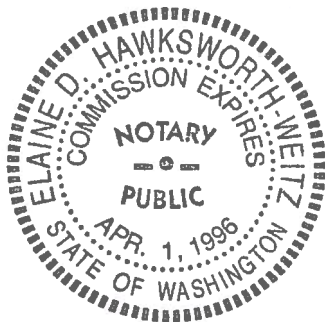
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Number of attachments: _____

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): Anna Lumpkin Date: 5/23/94
T. L. Lutz Date: 6/21/94
Tobias W. Lumpkin 6/27/94



State of Washington.
County of Snohomish
Signed and attested
before me on 6/27/94
by Tobias W. Lumpkin.
Elaine D. Hawksworth-Weitz
Notary

COPY

MICROFILMED

A37-02569

Page 2

Date: 05/10/94

My Commission expires
April 1, 1996.

AUG 24 1994

State of Idaho)
County of _____) SS.

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

Seal

COPY
Notary Public

Residing at _____
My Commission Expires _____



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

DATE OF CLOSING: _____

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Lot _____, Block _____, Subdivision/Townsite _____
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- ☐ Signature of New Owner/Claimant(s): Anna B. Lumpkin Date 6/22/93
Jeffrey C. Lumpkin Date 6/22/93
- ☐ 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: _____ By: _____
Further Action Needed:
Further Action Taken
Date: _____ By: _____
Final Review and Data-Entry
Date: _____ By: _____
Claim Numbers of Split, if any:

C O P Y

MICROFILMED

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

AUG 24 1994

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: A37-02569
Date Received: 10/24/1988
Receipt No: 1001685
Received By: RBN

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GEORGE R. SPENCE 208-726-5817
Address: 1514 WARM SPRINGS RD.
KETCHUM, ID 83340

AND/OR

Name: KATHLEEN SPENCE 208-726-5817
Address: 1514 WARM SPRINGS RD.
KETCHUM, ID 83340

2. Date of Priority: MAY 06, 1955

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	17E	12	SE	SW			BLAINE

5. Description of diverting works:
180' 6" CASED WELL W/3HP PUMP.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.050		

7. Total Quantity Appropriated is:
0.050 C.F.S. (and/or) A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
1/HOME W/ 1/2 AC DOM. IRR LAWN & GARDEN.

MICROFILMED
FEB 23 1993

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04N	17E	12	SE SW		DOMEST	

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:
NONE

14. Remarks:

P/D IN LOT 6; SUBD. SUN VALLEY. P/D SESW, S12, T4N, R17E FROM
ENGINEERS REPORT. SEE FILE.

15. Basis of Claim: LICENSE
Water Right Number: 25677

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): *[Signature]* Date: 10-24-88
_____ Date: _____

State of Idaho)
County of Blaine) SS.

Subscribed and sworn (or affirmed) before me this 24 day
of Oct 19 88

John Dale Carlson
Notary Public

Seal

Residing at Blaine, ID

My Commission Expires 4/2/91

Ida Driver Lic #529-26-9561

MICROFILMED
FEB 23 1993



Idaho Department of Water Resources

Adjudication Recommendation

37-2569

(IRRIGATION)

● Point of Diversion

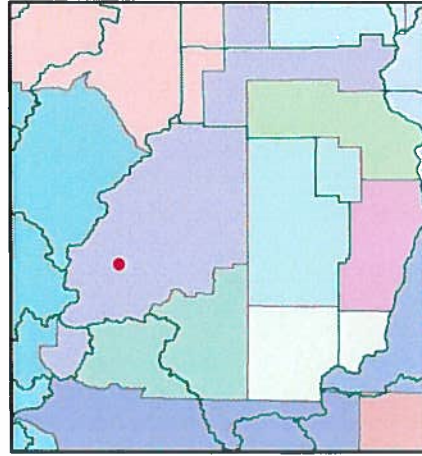
□ Place of Use

□ State Outline

□ Townships

□ PLS Sections

□ Quarter Quarters



Blaine County
IDWR Basin 37

Prepared by Jones, Doug

2009 Aerial Photography

17E





Idaho Department of Water Resources

Adjudication Recommendation

37-2569

(DOMESTIC)

● Point of Diversion

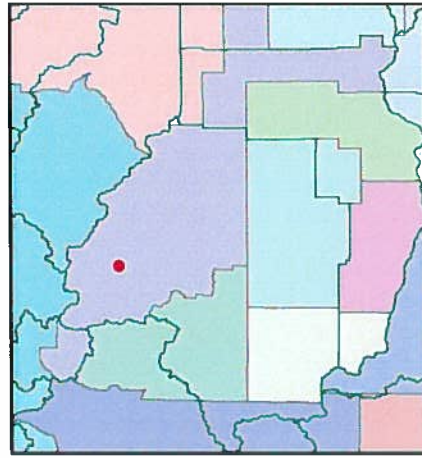
Place of Use

State Outline

Townships

PLS Sections

Quarter Quarters



Blaine County
IDWR Basin 37

Prepared by Jones, Doug

2009 Aerial Photography

17E



04N



07/28/2014

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

RIGHT NUMBER: 37-2569

NAME AND ADDRESS: JEFFREY C LUMPKIN
1212 42ND AVE E
SEATTLE WA 98112

ANNE B LUMPKIN
1212 42ND AVE E
SEATTLE WA 98112

TOBIAS W LUMPKIN
1212 42ND AVE E
SEATTLE WA 98112

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.070 CFS
2.40 AFY

PRIORITY DATE: 05/06/1955

POINT OF

DIVERSION: T04N R17E S12 SESW Within BLAINE County

PURPOSE AND

PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	0.200 CFS 1.80 AFY
DOMESTIC	01/01 12/31	0.050 CFS 0.60 AFY

PLACE OF USE: IRRIGATION in BLAINE County

T04N R17E S12 SESW 0.50

DOMESTIC in BLAINE County

T04N R17E S12 SESW

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 - License

PARCEL NO. K0535000006B & K0535000006C

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License
PARCEL NO. K0535000006B & K0535000006C

RECEIVED

JUL 15 1999

Department of Water Resources
Southern Region

8/31
Motion has not
been heard (or
at least Pasted to
IDWR). If granted
IDWR should with
draw Dir Rpt. to in
clude w/ I & O Rpt.
DJ

**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 A37-02569

(Insert water right number)

Case 39576

STANDARD FORM 4

MOTION TO FILE:

☐ LATE NOTICE OF CLAIM

☒ AMENDED NOTICE OF CLAIM

INSTRUCTIONS

This form is used to file a late Notice of Claim or an amendment to a Notice of Claim in a reporting area where the Director's Report has been filed. Forms may be obtained from the SRBA Court, the Idaho Department of Water Resources (IDWR), or you may copy or reproduce this blank form. If you copy or reproduce this form, please copy on both sides with the even-number pages upside down.

The water right number for your late or amended claim must be indicated above in the blank space following "Subcase." You must use a separate form for each late or amended Notice of Claim.

This form has been adopted by the court in *SRBA Administrative Order 1, Rules of Procedure* (amended Sept. 30, 1996), Section 4, which may be consulted for further information.

By filing a *Motion to File a Late Notice of Claim* or a *Motion to File an Amended Notice of Claim*, you certify that it is well-grounded in fact; is warranted by existing law or a good-faith argument for the extension, modification or reversal of existing law; and is not filed for any improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation.

- ☐ I have read *SRBA Administrative Order 1, Rules of Procedure* (amended Sept. 30, 1996).

My name is _____

My address is _____

My phone number is: Work _____ Home _____

I am an attorney representing _____

My name is _____

My address is _____

My phone number is _____

MOTION TO FILE A LATE NOTICE OF CLAIM

A Motion to File a Late Notice of Claim will require a hearing before the Presiding Judge.

- ☐ I did not file a Notice of claim to the use of water in the SRBA because:

- ☐ I filed a Notice of Claim and elected to defer judicial proceedings on my domestic or stock watering use. I desire to reinstate my Notice of Claim for domestic or stock watering use.

- ☐ I am providing legal and factual documentation for my claimed use of water. You must describe these documents and attach a readable copy. (You do not need to fill this out if you are reinstating a Notice of Claim for domestic or stock watering use, but you must attach a copy of your Notice of Claim.)

I have attached:

- ☐ A fully completed Notice of Claim (available from IDWR).
- ☐ A claim filing fee for a domestic and stock watering use. IDWR may charge this fee pursuant to I.C. § 42-1414. To determine this amount, contact IDWR at (800) 451-4129. I have enclosed a check payable to: State of Idaho Department of Water Resources in the amount of \$ _____.
- ☐ A claim filing fee and a late claim fee for those claims other than a domestic or stock watering use for which a notice of claim was not filed. To determine this amount, contact IDWR at (800) 451-4129. I have enclosed a check payable to: State of Idaho Department of Water Resources in the amount of \$ _____.

Follow these instructions regarding the hearing on this motion.

1. Contact the Clerk of the SRBA Court (208-736-3011) to request a hearing date and time.
2. Fill in the following information:

This motion will be heard on _____

(Insert Date and Time)

at the SRBA courthouse, 253 Third Avenue North, Twin Falls, Idaho.

MOTION TO FILE AN AMENDED NOTICE OF CLAIM

A Motion to File an Amended Notice of Claim may require a hearing before the Presiding Judge or Special Master or may be granted by leave of the court or by written consent of the parties and the Idaho Department of Water Resources. Leave to amend a claim shall be freely given when justice so requires.

- ☒ I must amend my Notice of Claim to the use of water in the SRBA because:

The water concerned in fact serves $2/3$ of an acre for irrigation
as well as a multiple home.

- ☐ I am providing legal and factual documentation to support my amended Notice of Claim. You must describe these documents and attach a readable copy.

I have attached:

- ☒ An amended Notice of Claim (available from IDWR).
☐ Payment of the following additional fees required by IDWR:

Additional fees required:
25⁰⁰ (balance between domestic fee & ir fee)
1⁰⁰ Variable fee for 1 acre of ir
26⁰⁰ Total due
Kelly K. Christensen
4-29-99

VERIFICATION (Must be completed)

State of Washington

County of King

Tobias W. Lumpkin

(Insert name of person filing form)

, being first duly sworn, upon oath, deposes and says:

That I am the party/claimant filing this motion for late or amended claim (as listed on Page 2) as defined by I.C. §§ 42-1401A(1) and (7) or that I am the attorney for the party/claimant filing this motion for late or amended claim and that I have read this motion, know its contents, and believe that the statements are true to the best of my knowledge.

Tobias W. Lumpkin

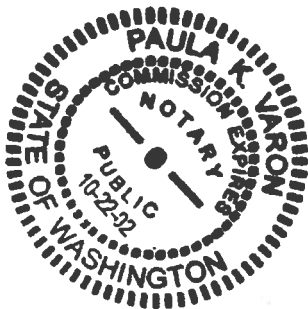
Signature of person filing motion

Attorney signing in representative capacity

Subscribed and sworn to before me on

June 9, 1997

(Insert Date)



Paula K. Varon

Notary Public for King County

Residing at: Seattle

My Commission expires: 10-22-02

INSTRUCTIONS FOR MAILING

You must mail this form, including all attachments, to the Clerk of the SRBA Court. **FAX filings will not be accepted by the SRBA Clerk of the Court.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

CERTIFICATE OF MAILING

I certify that on June 14, 1999, 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
PO Box 2707
Twin Falls, ID 83303-2707

2. Copies to:

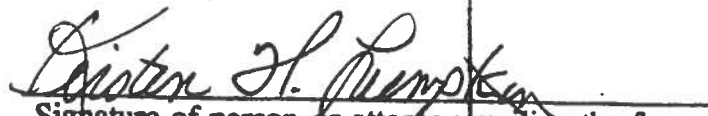
IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

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

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724

3. If you are filing an amended Notice of Claim in a subcase being heard before the Presiding Judge or a Special Master, you must serve a copy on all parties to that subcase.

(Insert names/addresses of parties)


Signature of person or attorney mailing the form



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

**DIRK KEMPTHORNE
GOVERNOR**

**KARL J. DREHER
DIRECTOR**

April 29, 1999

KIRSTEN LUMPKIN
1212 42nd AVE E
SEATTLE WA 98112

COPY

RE: SNAKE RIVER BASIN ADJUDICATION CLAIM: A37-02569

Dear Kirsten

Enclosed are Standard Form 4 (SF-4), SRBA Administrative Order 1 (AO-1), and the amended claim form for A37-02569.

SF-4

I have entered the claim number and checked the Amended Notice of Claim box on page one. Please review the instructions and fill out the sections necessary. As you are filing an amended claim, you do not need to fill out the section starting on page 2 titled MOTION TO FILE A LATE NOTICE OF CLAIM. You need to complete the section starting on page 4 titled MOTION TO FILE AN AMENDED NOTICE OF CLAIM. I have filled in the fees due section. You also have to complete the applicable sections of pages 5 & 6.

AO-1

I have also enclosed the AO-1 packet that explains much of the procedures followed by the Snake River Basin Adjudication. This is for informational purposes only and there is nothing that has to be filled out regarding this form. It is yours to keep.

AMENDED CLAIM A37-02569

There were a couple of issues that we did not discuss when you called concerning the amendments. I have taken the liberty to update the form using department standards, however, you are not bound by the entries that I have made. If there are any entries that

you disagree with and wish to change, all you have to do is cross out the entry, enter your data, and then initial the changes.

The elements that I entered without discussing them with you are:

- Entry # 6. I entered the department irrigation standard for your area.
- Entry # 6. I entered 0.02 cfs as the diversion rate for irrigation. This represents 1 inch to the acre or the legal limit as defined by Idaho Code. A greater rate than the one inch to the acre requires additional documentation that that excessive flow rate is required.
- Entry # 7. I added the 0.02 cfs for irrigation to the domestic use rate of 0.05 cfs for at total of 0.07 cfs.
- Entry # 9. I modified that entry to identify that approximately 2/3 acre is irrigated.

In Entry 10, I entered the 1 acre irrigation at the same legal description as the domestic use. In Entry 14, I entered an additional remark briefly explaining the pending changes.

Once you have reviewed the claim and are satisfied that it accurately describes your water use, you have to sign the claim and have it notarized. This claim must be copied and attached to each of the mailings required in the SF-4. The original form must go to the Snake River Basin Adjudication Court. Please note that the claim form although signed and notarized, is not a valid claim until the court formally accepts it.

I have attempted to touch on any element that is significant to your process, however, some things that are so routine as an agent of the department, may not be familiar to you. Therefore if you have any questions, please call this office (number above) or the Snake River Basin Adjudication Court (208) 736-3011.

Sincerely

Kelly K Christensen
Senior Water Resource Agent
Enclosures

SD-0604-2 Township: 04N			Range: 17E		Section: 12		Tract: SESW		Lot:	
S	L		STATE		O	S	Max # Records	369		
E	O	Water	Name		W	T	Priority	Use		
L	Tract	T	Right No.	Last, First	N	AC	G	Date	Code	Desc
—	—	—	A37-07682	—	—	—	P	10/07/1977	01	IRR
—	SESW	—	A37-04239	STEWART, CLAYTON L.	C	2	S	07/01/1962	01	IRR
—	SESW	—	R37-12747	LIMES, JAMES L	C	—	J	12/31/1964	43	DOMEST
—	SESW	—	A37-11348	ALLRED, MIRIAM R.	C	—	J	10/22/1955	43	DOMEST
—	SESW	—	A37-00574	KOENIG, JOE	C	2	D	05/30/1894	01	IRR
—	SESW	—	A37-07017	GRABHER, ELMAR	C	—	—	—	—	—
—	SESW	—	A37-07017	KOENIG, JOE	C	2	L	05/06/1968	01	IRR
—	SESW	—	A37-11693	GRABHER, ELMAR	C	—	—	—	—	—
—	SESW	—	A37-11693	SIMON, SANDRA LYNN	C	—	J	10/01/1965	43	DOMEST
—	SESW	—	A37-11700	BENNETT, JOHN R.	C	—	—	08/01/1955	43	DOMEST
—	SESW	—	A37-11883	SIMPSON, JACK	C	—	J	01/01/1968	43	DOMEST
—	SESW	—	A37-02569	SPENCE, GEORGE R.	C	—	L	05/06/1955	43	DOMEST
—	SESW	—	A37-11579	SPENCE, KATHLEEN	C	—	—	—	—	—
—	SESW	—	A37-11579	BLACK, CHRISTOPHER	C	—	J	09/30/1957	43	DOMEST
—	SESW	—	A37-11579	BLACK, MICHELE	C	—	—	—	—	—

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

MICROFILMED
AUG 24 1994

STATE

(Enter=Continue)

(GOLD7=This Query)

(Menu)

MICROFILMED
AUG 24 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

10-May-1994 09:25

JEFFREY & ANNE LUMPKIN
TOBIAS LUMPKIN
SEATTLE, WA 98112

RE: ADJUDICATION CLAIMS(S) A37-02569
GEORGE & KATHLEEN SPENCE

DEAR CLAIMANT(S):

PURSAUNT TO THE NOTIFICATION THAT YOU HAE PURCHASED PROPERTY WITH THE ABOVE-REFERENCED ADJUDICATION CLAIM, WE HAVE CHANGED THE DEPARTMENT'S RECORD(S) AS YOU HAVE REQUESTED. PLEASE REVIEW THE RECORD(S) FOR ACCURACY.

SHOULD YOU HAVE ANY QUESTIONS, PLEASE FEEL FREE TO CONTACT ME AT THIS OFFICE.

SINCERELY,

TARA L BACKLUND
RECORDS CLERK

/TLB
ENCLOSURE

MICROFILMED
AUG 24 1994

Old (D) Number - 25677

```
+ - - - Status - -
```

1
2
3
4
5
6
7
8
9
10
11
12

	+	-	Total Consumptive Use	+	-	KW Usage	+	-
			0.0					

MICROFILMED
AUG 24 1994

Water right number - R37-02569

Prefix Translation: RESEARCH

Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
04N	17E	12	SE SW			43	DOMESTIC	(13) BLAINE

Total Acres:

- - - Diversion Means - 180' 6" Cased Well w/3HP Pump.

- - - Non-Irrigation Use - DOMESTIC, 1 HOME

- - - Other Rights for Same Use - NONE

- - - Remarks - - - - -

PARCEL NO. K0535000068

OWNERSHIP CHANGE MADE 5-10-94 BY TLB

- - - No Old Water Right Numbers Found - - - Old Water Right Numbers - - -

- - - Conditions of Approval - - -
No Conditions of Approval found.

- - - Decree Plaintiff - - - + - - - Decree Defendant - - - +
00/00/0000

- - - Date: 10/31/1993 User Id: DUNN1 Subject: COPIED FROM REMARKS - - - Comments - - -
P/D IN LOT 6; SUBD. SUN VALLEY. P/D SESW, S12, T4N, R17E FROM ENGINEERS REPORT. SEE FILE.

- - - Audit Fields - - - +
05/10/94 TBACLUN

Adjudication Rights Dates and Flags Area			
Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000
Claim Received Date	- 10/24/1988	Last Amended Date	- 00/00/0000
		Receipt Number	- M001685
		POU Ownership Flag	- Y
		Name Connector	- AND/OR
		Federal/State Indicator	- S
		Presumption Flag	-
		Notice of Error Flag	-

MICROFILMED
AUG 24 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

10-May-1994 09:25

JEFFREY & ANNE LUMPKIN
TOBIAS LUMPKIN
1212 42ND AVE E
SEATTLE, WA 98112

RE: ADJUDICATION CLAIMS(S) A37-02569
GEORGE & KATHLEEN SPENCE

DEAR CLAIMANT(S):

PURSAUNT TO THE NOTIFICATION THAT YOU HAE PURCHASED PROPERTY WITH THE ABOVE-REFERENCED ADJUDICATION CLAIM, WE HAVE CHANGED THE DEPARTMENT'S RECORD(S) AS YOU HAVE REQUESTED. PLEASE REVIEW THE RECORD(S) FOR ACCURACY.

SHOULD YOU HAVE ANY QUESTIONS, PLEASE FEEL FREE TO CONTACT ME AT THIS OFFICE.

SINCERELY,

TARA L BACKLUND
RECORDS CLERK

/TLB
ENCLOSURE

MICROFILMED
AUG 24 1994

BLAINE COUNTY TITLE

P.O. BOX 3176
KETCHUM, IDAHO 83340

Fold at line over top of envelope to the
right of the return address.

CERTIFIED

P 764 811 318

MAIL



RECEIVED

JUL 08 1993

Department of Water Resources
Southern Region Office

MICROFILMED
AUG 24 1994

Idaho Department of Water Resources
Adjudication Bureau
Statehouse
Boise, ID 83720

Presorted

U.S. Postage
Permit No. 1
Boise, ID 83720
First Class

GEORGE R. SPENCE
1514 WARM SPRINGS RD.

RECEIVED

OCT 10 1989

KETCHUM ID 83340

Department of Water Resources

IMPORTANT WATER RIGHTS INFORMATION

SPECIAL NOTICE TO DOMESTIC AND STOCKWATER IN THE SNAKE RIVER BASIN ADJUDICATION

UND 00 01068681 10/06/89
NOTIFY SENDER OF NEW ADDRESS
RETURN TO SENDER
UNDELIVERABLE/UNKNOWN
USPS USPS *

FOR MORE INFORMATION CALL (208) 334-2510

In the past, you filed a notice of claim to a water right for domestic and/or stockwater (D&S) use in the Snake River Basin Adjudication (SRBA). In response to concerns expressed by many members of the public as to the requirement to file a notice of claim for small D&S water rights in the SRBA, IDWR sought approval of a special procedure for the adjudication of such water rights. After lengthy negotiations with the U. S. Department of Justice, a special procedure was devised that will relieve small D&S users of the requirement to file a Notice of Claim for such water rights at this time. The District Court in the SRBA has approved this special procedure.

Since notices of claims may be filed, but are no longer required to be filed for small D&S water rights in the SRBA, persons who filed a claim for small D & S uses prior to the adoption of this special procedure may withdraw their notice of claim and obtain a refund of the filing fee. If you choose to withdraw your claim you will need the following information:

CLAIM NUMBER: A37-02569
RECEIPT NUMBER: M001685

CLAIM FEE: \$25.00

WITHDRAWAL REQUEST MUST BE MAILED BEFORE 11/10/1989

1715

Please carefully read the following information to determine if your water right qualifies for the special procedure and if you wish to withdraw your notice of claim. If you do wish to withdraw your notice of claim, please complete the form on the last page of this notice and return it to the address shown on the back page by the date shown above.

MICROFILMED
FEB 23 1993

If you do NOT withdraw your notice of claim, it will remain on file with IDWR for investigation, inclusion in the Director's Report, and inclusion in the decree of water rights, in accordance with the adjudication procedures set forth by statute. It is IDWR's recommendation that the best (and cheapest) way to assure the security of your small D&S water right is to NOT withdraw the claim and allow the right to be adjudicated. If you do NOT wish to withdraw your notice of claim to a small D&S water right, you need do nothing in response to this notice and you will be notified when your right is recommended to the court.

THE SPECIAL PROCEDURE FOR SMALL DOMESTIC AND STOCKWATER RIGHTS

A notice of claim may, but is not required to be, filed for small D&S water rights in the SRBA at this time. The fee for filing a notice of claim to a small D&S water right at this time is \$25.00. If a notice of claim is filed at this time the claim will be reviewed as part of IDWR's investigation of water rights, included in the Director's Report which contains recommendations as to water rights to be decreed, and included in the district court's decree of water rights, in accordance with the adjudication procedures set forth by statute in Title 42, Chapter 14, of the Idaho Code.

A small D&S water right will not be forfeited and the priority date will not be lost if a notice of claim for the water right is not filed in the SRBA at this time. The owner of a small D&S water right may file a motion with the court to have the water right adjudicated when the need arises at a later date. ("Adjudicated" means determined by the district court and included in the district court's decree of water rights.) The procedure for adjudicating a small D&S water right at a later date is described in an order by the district court and is similar to the supplemental adjudication procedure set forth at Idaho Code 42-1405. If a motion to have a small D&S water right adjudicated is filed at a later date, the claimant will be required to bear the cost of filing the motion and serving notice of the motion and to pay IDWR's cost of investigating and preparing a report of the water right claimed. These costs are likely to be more than \$25.00.

Small D&S water rights will not be subject to distribution by a watermaster in a water district unless all of the small D&S water rights have been adjudicated, or unless the director of IDWR determines that distribution of small D&S water rights by the watermaster is necessary. ("Not subject to distribution by a watermaster" means that the watermaster will not shut off small D&S water rights to provide water for senior water rights, and will not shut off other water rights to provide water for a senior small D&S water right.)

If the director determines that distribution of small D&S water rights in a water district is necessary, then the owner of a small D&S water right that has not been adjudicated will be required to have the water right adjudicated in order to have it distributed by the watermaster. Also, the owner of a small D&S water right that has not been adjudicated will be required to agree to have it adjudicated before the owner can seek approval of a change of the water right (such as a change in point of diversion, change in place of use, change in nature of use, etc.)

There are two limitations that will apply when the owner of a small D&S water right files a motion with the district court in the SRBA to have the water right adjudicated at a later date. First, the water right owner will only be allowed to claim a water right that is within the definition of small D&S use, as defined by the adjudication statute. (The definition of small D&S use is discussed below.) Second, the extent of a small D&S water right is limited by actual beneficial use. There