

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 37-20728
Date Received: 5/21/2002
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

NANCY LOTT Phone:

1327 S 1700 E
GOODING ID USA 83330

HAROLD BOLTE Phone:

1327 S 1700 E
GOODING ID USA 83330

MILDRED BOLTE Phone:

1327 S 1700 E
GOODING ID USA 83330

2. Date of Priority: 11/06/1979

3. Source: DOG CREEK , WASTE WATER Trib. to: DRY CREEK , DRY CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
05S	14E	11	SW NE	GOODING	
05S	14E	11	SW NE	GOODING	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	0.02	4.2

7. Total Quantity Appropriated is:
0.02 C.F.S. and/or 4.2 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
05S	14E	11	SE	NE	IRRIGATION	1.4
					Section Acres	1.4
					Total Acres	1.4

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:

14. Remarks:

5/21/02, DJ: OWNER CHANGE WAS INCORRECTLY DATA ENTERED IN 8/2001. RIGHT WAS SPLIT INTO 37-20727 (LEGUINCHECE, 97%) AND 37-20728 (LOTT & BOLTE, 3%).

15. Basis of Claim: License

WARRANTY DEED

#GG-02068

For Value Received

LOUIS J. LEGUINECHE and MICKEY R. LEGUINECHE, HUSBAND and WIFE

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

NANCY L. LOTT , a single woman, and HAROLD W. BOLTE and MILDRED I. BOLTE, husband and wife

Address: 1327 SOUTH 1700 EAST, GOODING, ID 83330

Mailing Address: 230 Colorado Gooding Id 83330

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

TOWNSHIP 5 SOUTH, RANGE 14, EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO

Section 11: Part of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ described as follows:

Beginning at the Northeast corner of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 11 of Township 5 South, Range 14, East of the Boise Meridian, said corner marked by a 5/8" rebar which shall be the POINT OF BEGINNING;

Thence South 00°00'16" West along the East line of Section 11 for a distance of 241.00 feet to a 1/2" rebar;

Thence South 89°43'36" West (West, rec) parallel with the North line of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ for a distance of 250.00 feet to a 1/2" rebar;

Thence North 00°00'16" East for a distance of 241.00 feet to a 1/2" rebar on the North line of the SE $\frac{1}{4}$ NE $\frac{1}{4}$;

Thence North 89°43'36" East along the North line of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ for a distance of 250.00 feet to the TRUE POINT OF BEGINNING.

SUBJECT to a road right of way along the East side.

Instrument # 186410

GOODING GOODING, IDAHO

2000-06-28

01:54:27

No. of Pages: 1

Recorded for : LAND TITLE

HELEN EDWARDS

Fee: 3.00

Ex-Officio Recorder Deputy

Index to: DEED, WARRANTY

SUBJECT TO:

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

Taxes for 2000 and subsequent years, taxes are an accruing lien, not yet due or payable.

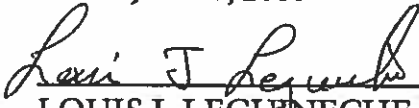
Assessments of the American Falls Reservoir District No. 2 and the rights and powers of said District as by law provided.

Assessments of the Big Wood Canal Company and the rights and powers of said Company as by law provided.

Right of way for canals, laterals and waste ditches of Big Wood Canal Company.

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: June 20, 2000


LOUIS J. LEGUINECHE


MICKEY R. LEGUINECHE

STATE OF IDAHO

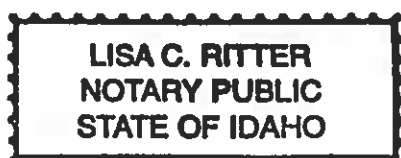
)

) ss.

COUNTY OF GOODING

)

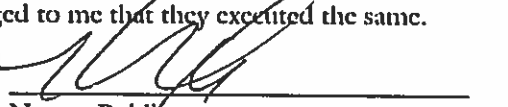
On this 23 day of June, 2000, before me, the undersigned, a Notary Public in and for said State, personally appeared LOUIS J. LEGUINECHE and MICKEY R. LEGUINECHE, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.



Notary Public

Residing at:

My Commission expires:


Hagerman, ID
10/08/04

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 37-7804
Date Received: 8/19/1988
Receipt No: S001581
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

MILDRED BOLTE Phone:

230 COLORADO ST
GOODING ID USA 83330

HAROLD BOLTE Phone:

230 COLORADO ST
GOODING ID USA 83330

NANCY LOTT Phone:

230 COLORADO ST
GOODING ID USA 83330

Incorrect, Redone.

*Split into 37-20727 Leguinchee
97% of claim*

*37-20728 (Lott, Bolte, Bolte)
3% of claim*

2. Date of Priority: 11/06/1979

3. Source: DOG CREEK , WASTEWATER Trib. to: DRY CREEK , DRY CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
05S	14E	11	SW NE	GOODING	
05S	14E	11	SW NE	GOODING	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
---------	------	----	--------	------------

IRRIGATION

4/01 11/01 0.67

138

7. Total Quantity Appropriated is:
0.67 C.F.S. and/or 138 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
05S	14E	11	SW	NE	IRRIGATION	11
			SE	NE	IRRIGATION	35
					Section Acres	46
					Total Acres	46

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:

14. Remarks:

Use of water under this water right will be regulated by the watermaster of State Water District No. 4DISTRICT.

A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.

This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.0 afa per acre for irrigation of the lands above.

15. Basis of Claim: License

Dept. of Water Resources
Adjudication Bureau
P. O. Box 33720
Boise, ID 83720-0098

RETURN TO SENDER

37-20228

RECEIVED
MAR 13 2009
DEPARTMENT OF
WATER RESOURCES

FIRST



0004235653 MAR 13
MAILED FROM ZIP CODE

Nancy Lott
MILDRED BOLTE

HAROLD BOLTE
1327 S 1700 E
GOODING ID 83330

12/19/2006

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

RIGHT NUMBER: 37-20728
NAME AND ADDRESS: NANCY LOTT
1327 S 1700 E
GOODING ID 83330

HAROLD BOLTE
1327 S 1700 E
GOODING ID 83330

MILDRED BOLTE
1327 S 1700 E
GOODING ID 83330

RYAN HALL
1327 S 1700 E
GOODING ID 83333

SOURCE: DOG CREEK
WASTE WATER
TRIBUTARY: DRY CREEK
TRIBUTARY: DRY CREEK

QUANTITY: 0.020 CFS
3.600 AFY

PRIORITY DATE: 11/06/1979

POINT OF DIVERSION:

T05S R14E S11 SWNE Within GOODING County
T05S R14E S11 SWNE Within GOODING County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 11/01	0.020 CFS 3.60 AFY

The use of water for irrigation under this right may begin as early as March 15 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before April 1 and after November 1 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION in GOODING County

T05S R14E S11 SENE 1.20

1.2 ACRES TOTAL

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

This right remains subject to the right of the original appropriator, in good faith and in compliance with state laws governing changes in use and/or expansion of water rights, to cease wasting water, to change the place or manner of wasting it, or to recapture it.

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.

12/19/2006

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Use of this right is combined with water from Big Wood Canal Co.



Idaho Department of Water Resources

SRBA Recommendation:

37-20728

R14E



1055

Legend

- Point of Diversion
- Place of Use
- Townships
- PLS Sections
- Quarter Quarters



Gooding County
ID WR Basin 37



0 0.1 0.2 Miles



Prepared by N. Erickson
On Tuesday, December 19, 2006
2004 Aerial Photography

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1341 Fillmore Street, Suite 200
Twin Falls, Idaho 83301-3380

RETURN SERVICE REQUESTED

37-20728

Forwarding Order Expired
RETURN TO SENDER



RECEIVED
SEP 14 2004
Department of Water Resources
Southern Region

LOTT

BOLTE

1327 S 1700 E

GOODING ID 83330





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

September 9, 2004

Dear Claimant in the Snake River Basin Adjudication (SRBA):

You or the predecessor in interest of your property filed a "Notice of Claim to a Water Right in the Snake River Basin Adjudication" with the Idaho Department of Water Resources. Claim filing began in 1988, and since that time IDWR has worked to complete recommendations throughout the state. Now the investigation of "Irrigation and Other State Based Claims" is about to begin in the area where your claim(s) were filed, IDWR's administrative Basin 37. As shown in the enclosed map, this basin includes parts of Blaine, Camas, Elmore, Gooding and Lincoln counties and is subdivided into 3 parts.

If your claims are located in Basin 37 Part 2 or Part 3*, you are invited to attend a public meeting at one of the locations below on **Wednesday, September 22, 2004:**

10:00 am
Liberty Theater
116 N. Main St.
Hailey, Idaho

or

2:30 pm
Camas County Senior Citizens Center
7129 W Willow
Fairfield, ID

* Similar informational meetings were held in Basin 37 Part 1 over the last couple of years.

The purposes of this general informational meeting are to provide an update on how the adjudication process works; introduce IDWR staff that will be working in your area; and to give you the opportunity to express concerns or discuss problems relating to water delivery in your area. This will help us understand, from an historical perspective, the use and delivery of your water right.

IDWR adjudication staff will be investigating your claims beginning this year with additional field work next season. We request your cooperation in this process - the better we understand your water rights, the more accurate our recommendation will be to the SRBA Court.

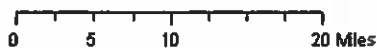
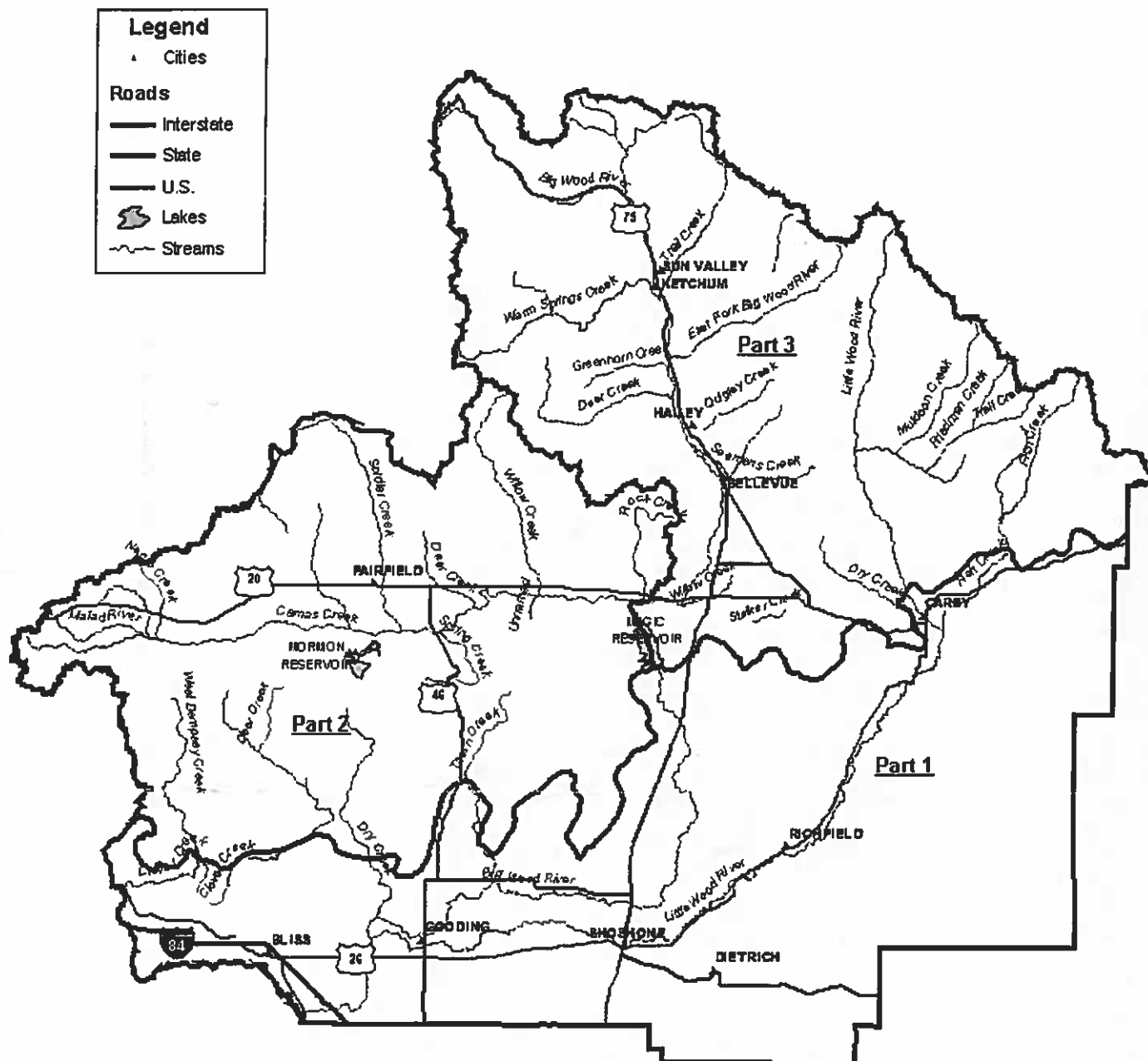
Please contact our toll-free number, 1-800-451-4129, if you have any questions.

Sincerely,

Douglas Jones, P.E.
Supervisor
Southern Region Adjudication Unit

Enclosure: Basin 37 Map

BASIN 37





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

May 21, 2002

Nancy Lott, Harold & Mildred Bolte
1327 S 1700 E
GOODING ID 83330

Re: SRBA Claim(s) 37-7804 (now 37-20727 & 37-20728)

Dear Claimants:

Pursuant to the change in ownership request that has been submitted to the Department we have split the original right and updated ownership accordingly. Note that we have updated your address, but request that you notify us if this address is incorrect. Enclosed are copies of the computer records of the claim(s) representing the various changes. Review these records and if there is a mistake, or you have any questions, please contact this office. Refer to the new water right numbers in future contacts with the department.

We regret the previous error in the records for the ownership change and hope that these accurately reflect the intended changes.

Sincerely,

Douglas Jones, P.E.
Water Rights Supervisor
Southern Adjudication Unit

Enc.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1341 Fillmore Street, Suite 200
Twin Falls, Idaho 83301-3380

RETURN SERVICE REQUESTED



A37-7804
Current Farmer
LOTT 230

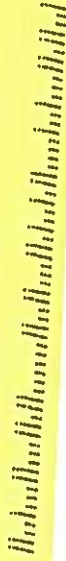
RECEIVED

AUG 24 2001

Department of Water Resources
Southern Region

HAROLD & MILDRED BOLTE
NANCY LOTT
230 COLORADO ST
GOODING, ID 83330

LOTT230* 833302005 1800 08 08/22/01
RETURN TO SENDER
LOTT
1327 S 1700 E
GOODING ID 83330-4857
RETURN TO SENDER





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**

August 15, 2001

RE: OWNERSHIP CHANGE, FOR ADJUDICATION CLAIM 37-7804

Claimant(s):

Pursuant to the change in ownership request that has been submitted to the department, we have changed the record of current ownership of the above referenced claim(s) to you, or your successor. Please find the enclosed copies of the computer record of the claims, noting the change in claimant. Review these records and if there is an error, or if you have any questions, please contact this office.

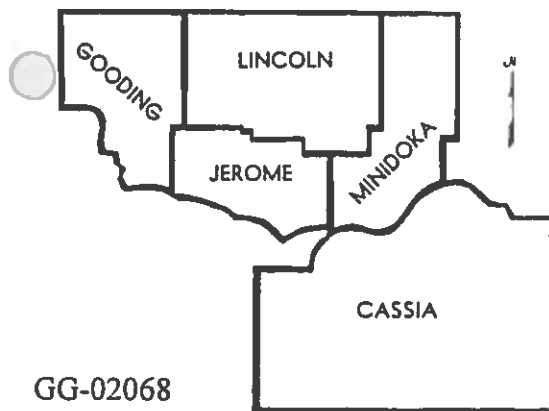
Sincerely,

Dorothy L. Worley
SRBA Office Specialist

Enclosure
DLW

Land Title and Escrow, Inc.

A FULL SERVICE TITLE COMPANY



June 29, 2000

REFER TO:
OFFICE:

GG-02068
Gooding

State of Idaho
Department of Water Resources
Southern Region
1341 Fillmore, Suite 200
Twin Falls, Idaho 83301-3380

RECEIVED
JUN 30 2000
Department of Water Resources
Southern Region

RE: Notice of Change of Water Right Ownership
Leguinchece to Lott-Bolte
Cert. Mail #7099 3220 0002 6825 7228

Dear Sirs:

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

- Notice of Change of Water Right Ownership
- Copy of Deed # 186410
- Copy of Map

Thank You,

LAND TITLE AND ESCROW, INC.

Keri Craig
Keri Craig
Escrow Assistant
(208) 934-8477
P.O. Box 473, 706 Main Street
Gooding, Idaho 83330

cc:

BOX 177, BURLEY, IDAHO 83318
PHONE 878-3524 - FAX 878-4435

BOX 348, JEROME, IDAHO 83338
PHONE 324-3357 - FAX 324-8981

BOX 473, GOODING, IDAHO 83330
PHONE 934-8477 - FAX 934-5880

BOX 111, RUPERT, IDAHO 83350
PHONE 438-0806 - FAX 438-1199

06/14/2000 11:17 2087363

IDWR SOUTHERN ION

PAGE 01

WR5809NP
No. 37-07804IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORTDATE: 06/14/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LOUIS LEGUINECHE C MICKY LEGUINECHE RT. 1 BOX 63 GOODING ID 83330	11/06/1979	IRRIGATION	04/01 11/01	0.670 CFS	136.00 AFA
TOTAL DIVERSION:					0.670 CFS	136.00 AFA

Water Source: WASTE WATER
DOG CREEKTributary to: DRY CREEK
DRY CREEK

Stage: LICENSE

Point(s) of Diversion Capacity: 0.670 CFS

Point(s) of Diversion: T055 R14E S11

SAME

GOODING County

Place of use Legal Description for: IRRIGATION

NE	ENE	SE	SE	SE	SE	SE	SUM
T R S	11	35	:	:	:	:	:
05S 14E 11	:	:	:	:	:	:	:
TOTAL ACRES							46.0

Fou County: GOODING

Other Water Rights Listing Overlapping Place(s) of use:

37-0086721 37-0087021 37-0087221 37-02674 37-02724

Conditions of Approval:

- R04 - Use of water under this water right will be regulated by the
- Watermaster of State Water District No. 37.
- R01 - A measuring device of a type approved by this Department shall
- be maintained as a part of the diverting works.
- R29 - This right when combined with all other rights shall provide no
- more than .02 cfs per acre nor more than 3.0 afa per acre for
- irrigation of the lands above.

Dates:

App. Received:	10/25/1979	Priority Date:	11/06/1979	(Priority Date Advanced.)
Proof Due Date:	06/01/1985	Proof Made Date:	06/13/1985	(Proof Received Late.)
Exam Made Date:	07/10/1986	Exam Sent to S.O.:		
Licensed Date:	07/20/1987			

Misc:

Water District Number: 37

Field Exam Fee:

Audit:

11/03/87 05/28/88 CONVERT

Post-It® Fax Note

7871

Date	# of pages
To Lisa	2
Co/Dept.	From Jim Stanton
Phone #	Co. IDWR
Fax #	Phone #
	Fax #

DATE: 06/16/00
PAGE: 1

DIVERSION
VOLUME

138.00 AFA

138.00 AFA

Stage: LICENSE

FOODING **COUNTY**

SE

TOTAL ACRES

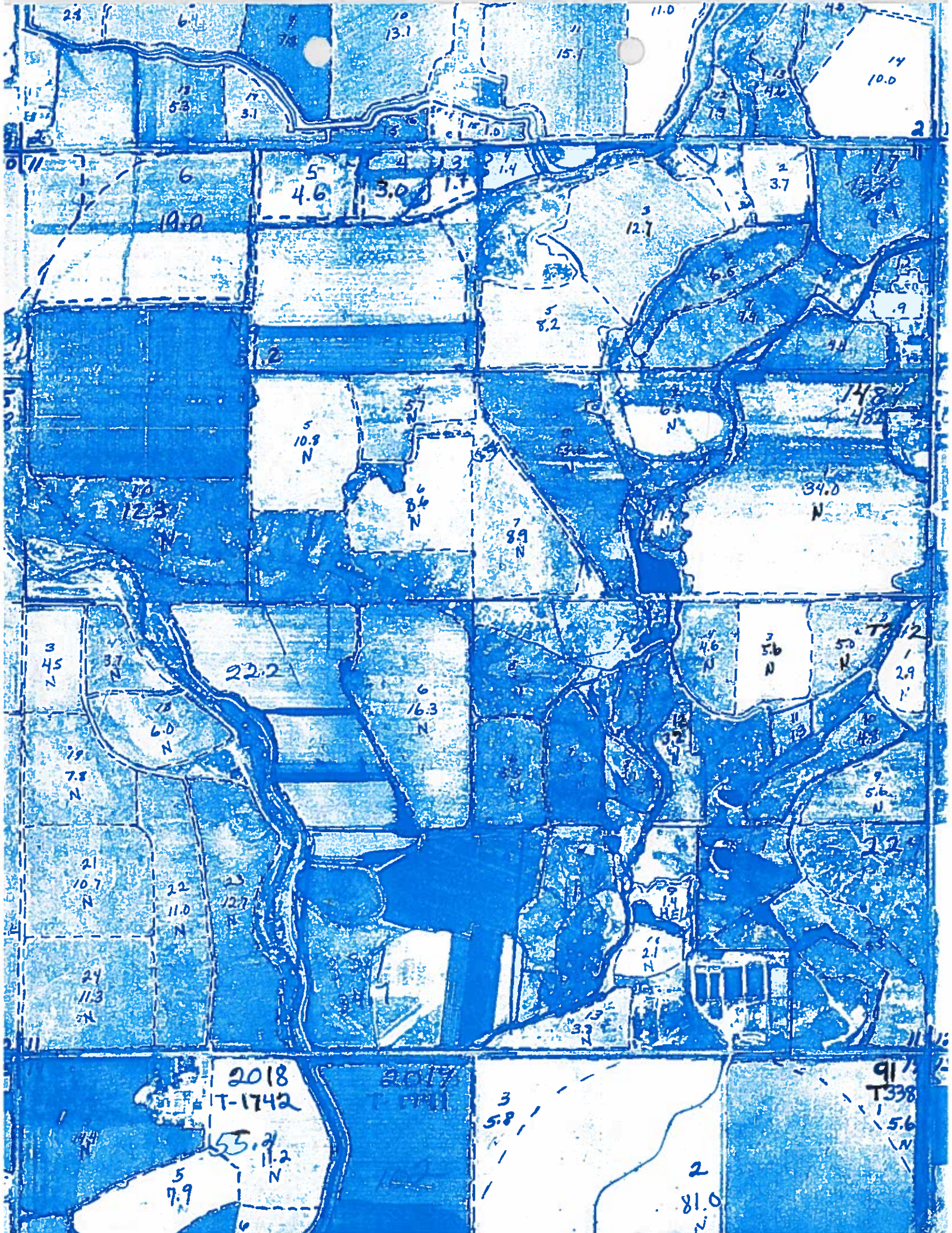
R04 - Use of water under this water right will be regulated by the

R01 - watermaster of state water district no. 57.
R29 - A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.
- this right when combined with all other rights shall provide not more than .02 cfs per acre nor more than 3.0 afa per acre for irrigation of the lands above.

Objection Filed Date:

Field Inspection Flag:

Audit: 08/19/88 WHITE 03/30/95 POST-STD



2.4 6.4 7.8 10 13.1 11 11.0 4.5 14 10.0 2.0

11 6 5 4 3 2 1 17 1.7 3.0 4.6 19.0 12.7 3.7 1.9

12 5 5.7 6 7 8.2 12.7 3.7 1.9

10 12.5 5 10.8 N 5.7 N 6 8.4 N 7 8.9 N 6.5 N 34.0 N 14.8 4.8

3 4.5 N 3.7 N 22.2 6 16.3 N 4.6 N 3 5.6 N 5.0 N 12 2.9 1

7.9 7.8 N 21 10.7 N 22 11.0 N 23 12.7 N 14 2.1 N 13 3.3 N 9 5.6 N 12.5

2018 T-1742 55.2 11.2 N 5 7.9 2017 T-1741 3 5.8 2 81.0 N 91.7 T-338 5.6 N

5 7.9 6 11.2 N 2 81.0 N 91.7 T-338 5.6 N

Title:

Date: 11-03-2000

Scale: 1 inch = 2000 feet

File: GW98.wll

Tract 1: 1.383 Acres: 60249 Sq Feet: Closure = n00.0000e 0.00 Feet: Precision >1/999999: Perimeter = 982 Feet

001=/ne,se,ne,11,05s,14e

003=s89.4336w 250.0

005=n89.4336e 250.00

002=s00.0016w 241.0

004=n00.0016e 241.00