

AJ5809NP
No. R45-11907

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 02/04/98
PAGE: 3

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	L RENE' QUINTANA	06/24/1964	DOMESTIC	01-01 12-31	0.04 CFS	

TOTAL DIVERSION: 0.04 CFS

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T10S R23E S28

SESWNW

CASSIA County

Place of use Legal Description for: DOMESTIC

	NE					NW					SW					SE															
	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:											
T R S	: Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	: Lt	Ac	Lt	Ac	Lt	Ac	: Lt	Ac	Lt	Ac	Lt	Ac	: Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
10S 23E 28	:					:					:					:					:									:	

POU County: CASSIA

Non-Irrigation Uses: 1 HOUSE

Other Rights: NONE

Conditions of Approval:

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks: EXP PARCEL NO. RP T10SR23E384071

Dates: Exam Made Date: Verified Date: 12/01/1997 Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

2/6/98

Water Right Number - R45-11907

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
QUINTANA

L RENE'

1 - 2052 GRANDVIEW
2 -
3 -

City- BURLEY
Phone - 208-678-5504

State- ID Zip- 83318

*** O - ORIGINAL OWNER ***
WALKER

E RUTH

1 - 2000 OVERLAND AVE
2 - PO BOX 1108
3 -

City- BURLEY
Phone - 208-753-3197

State- ID Zip- 83318

SZYBURA

BERNARD P

1 - 2052 GRANDVIEW LANE
2 -
3 -

City- BURLEY
Phone - 208-678-5262

State- ID Zip- 83318

PEICKERT

STANLEY A

1 - 2052 GRANDVIEW
2 -
3 -

City- BURLEY
Phone - 208-678-4453

State- ID Zip- 83318

SZYBURA

CATHERINE M

1 - 2052 GRANDVIEW LANE
2 -
3 -

City- BURLEY
Phone - 208-678-5262

State- ID Zip- 83318

WALKER

DON E

1 - 2000 OVERLAND AVE
2 - PO BOX 1108
3 -

City- BURLEY
Phone - 208-753-3197

State- ID Zip- 83318

+ - - Priority Date - - +
06/24/1964

+ - - Region - - - +
17 SOUTHERN

+ - - Stage - - - +
J - BENEFICIAL USE

+ - - Status - - - +

+ - - Source - - - - +
GROUNDWATER

+ - - Tributary - - - - - +

+ - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County

10S 23E 28 SE SW NW (31) CASSIA

+ - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

43 - DOMESTIC

01/01

12/31

0.040

12/01/97 11:30:25
Page 2

Prefix Translation: RESEARCH

+ - Total Div. Rate - + + - Total Div. Volume - +
0.040

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

+	Tw	Rng	Sec	Tract	Lot	Acres	Place of Use Code	Description	County	+
	10S	23E	28	SW NW			43	DOMESTIC	(31) CASSIA	

Total Acres:

+ - - Diversion Means - 80-90"X 6" WELL, .5HP PUMP

+ - - Non-Irrigation Use - 1 HOUSE

+ - - Other Rights for Same Use - NONE

----- Remarks -----

EXP PARCEL NO. RP T10SR23E384071

```

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

```

----- Conditions of Approval -----

N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
- DETERMINATION OF HISTORICAL BENEFICIAL USE.

N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
- GALLONS PER DAY.

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

Date	User Id	Subject	Comments
12/01/1997	DSMITH	COPIED FROM REMARKS	
OWNERSHIP CHANGE 2/27/92 BY JR.			

+ - - Audit Fields - - +
12/01/97 DSMITH

+ - - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 12/01/1997	Old Judicial District	-
Claim Received Date	- 08/25/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S008953	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND/OR	Presumption Flag	-
				Notice of Error Flag	-

AJ5856NP

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

DATE: AUG-20-1997

PAGE: A-236

RIGHT NUMBER: 45-11907

NAME & ADDRESS: L RENE' QUINTANA
2052 GRANDVIEW
BURLEY ID 83318

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

PRIORITY DATE: 06/24/1964

POINT OF DIVERSION: T10S R23E S28 SESWNW Within CASSIA County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC D/1 HOUSE	01-01 12-31	0.04 CFS

PLACE OF USE: DOMESTIC Within CASSIA County
T10S R23E S28 4071 SWNW

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

OWNERSHIP CHANGE 2/27/92 BY JR.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

Verified by DR Date: 9-23-97
Verification Source: C.R.

only W/R

246091

QUITCLAIM DEED

For Value Received

L. RENE' QUINTANA

do hereby convey, release, remise and forever quitclaim unto

ROGER C. QUINTANA and L. RENE' QUINTANA, husband and wife

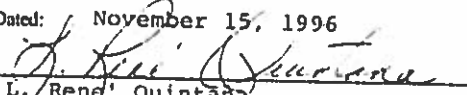
whose current address is

2052 Grandview Lane, Burley, Idaho 83318
the following described premises, to-wit:TOWNSHIP 10 SOUTH, RANGE 23 EAST, BOISE MERIDIAN, CASSIA
COUNTY, IDAHO

Section 28: Beginning at a point 300 feet North
and 280.5 feet West of the Southeast corner of
the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 28;
Thence West 143.5 feet;
Thence North 148.87 feet;
Thence East 143.5 feet;
Thence South 148.87 feet to the Point of Beginning.

together with their appurtenances.

Dated: November 15, 1996


 L. Rene' Quintana

STATE OF IDAHO, COUNTY OF CASSIA
On this 15th day of November, 1996,
before me, a Notary Public in and for the said State, personally
appeared

L. Rene' Quintana

known to me to be the person whose name is
subscribed to the within instrument, and acknowledged to me that
she executed the same.

she


 Notary Public,
Idaho

Residing at Burley
Comm. Expires 8/2/00

 300
 280.5
 143.5
 148.87
 143.5
 148.87
 246091

246091

CASSIA COUNTY ABSTRACT

INSTRUMENT NO.

45-11907

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: **A45-11907**
Date Received: 8/25/1989
Receipt No: S008953
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: L. RENE' QUINTANA 208-678-5504
Address: 2052 GRANDVIEW
BURLEY ID 83318

2. Date of Priority: JUN 24, 1964

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10S	23E	28	SE	SW	NW		CASSIA

5. Description of diverting works:
80-90"X 6" WELL, .5HP PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 HOUSE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10S	23E	28	SW	NW		DOMEST	

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:
NONE

14. Remarks:
OWNERSHIP CHANGE 2/27/92 BY JR.

15. Basis of Claim: BENEFICIAL USE

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 _____

Last Name: PEICKERT

**S
E
L**

OWN

**First
Name**

W
N

Water
Right No.

Priority
Date

Source

Total Diversion

Use Code	Desc
----------	------

PEICKERT

STANLEY A

C A45-11907

06/24/1964

GROUNDWATER

0.040

43 DOMEST

(Enter=Continue)

(GOLD7=This Query)

(Menu)

MICROFILMED

MAR 10 1993

SD-0604-2 Township: 10S			Range: 23E		Section: 28		Tract:		Lot:	
S	L		STATE		O		S	Max # Records	122	
E	O	Water	Name		W		T	Priority	Use	
L	Tract	T	Right No.	Last, First	N	AC	G	Date	Code	Desc
---	---	---	---	---	---	---	---	---	---	---
---	SWNW		A45-11720	STOKES, ELOISE	C		J	12/01/1982	04	STOCK
---	SWNW		A45-11721	STOKES, JOHN	C		J	12/01/1982	43	DOMEST
---	SWNW		A45-11769	HEINER, ORVILLE W.	C		J	05/01/1950	43	DOMEST
---				HEINER, MELBA	C					
---	SWNW		A45-11533	PAYNE, H. PHILLIP	C		J	07/15/1950	43	DOMEST
---				PAYNE, HELEN	C					
---	SWNW		A45-11905	PRICE, HOMER K.	C		J	12/31/1962	43	DOMEST
---	SWNW		A45-11922	CONNOR, LEONA	C		J	12/31/1939	43	DOMEST
---				CONNOR, KEVIN	C				04	STOCK
---	SWNW		A45-11922	CONNOR, LEONA	C		J	12/31/1939	43	DOMEST
---				CONNOR, KEVIN	C				04	STOCK
---	SWNW		A45-11907	WALKER, E. RUTH	O		J	06/24/1964	43	DOMEST
---				SZYBURA, BERNARD P.	O					
---				SZYBURA, CATHERINE M.	O					
---				WALKER, DON E.	O					
---				PEICKERT, STANLEY A	C					

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

MICROFILMED

MAR 10 1993



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

27-Feb-1992

RE: ADJUDICATION CLAIM NO. A45-11907 - PEICKERT

L. RENE' QUINTANA
2052 GRANDVIEW
BURLEY ID 83318

Dear Claimant(s):

Enclosed please find a copy of a computer-generated claim based on the information from your original claim, which has been entered in our records.

Please review the claim for accuracy. In a few instances, clarifications may have been added by the Department at the time of data entry. Should you have any questions or objections regarding this record of your claim, please contact this office.

Sincerely,


Jeanie Robertson
Records Clerk

/jr
Enclosures

MICROFILMED

MAR 10 1993



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED
FEB 21 1992

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township 10 Range 23 EB Department of Water Resources
Section 28, SE 1/4 of SW 1/4 of NW 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:

A45-11907

RECEIVED
FEB 25 1992
Department of Water Resources
Southern Region Office

☐ Name and Address of Former
Owner/Claimant(s)(Seller):

Stanley A. Peickert

2052 Grandview

Burley, ID. 83318

☐ New Owner/Claimant
(Purchaser):

L. Rene Quintana

☐ New Mailing Address:

2052 Grandview

Burley, ID. 83318

☐ New Telephone Number:

(208) 678-5504

☐ 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:

(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):

Stanley A. Peickert

Date

2-13-92

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: 2/27/92 By: [Signature]

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

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

MICROFILMED
MAR 10 1993



Riverside Realty
Box 1108
2000 Overland
Burley, Idaho 83318



ATTN. ADJUDICATION BUREAU
DEPARTMENT OF WATER RESOURCES
STATEHOUSE MAIL
BOISE, ID. 83720-9000

MAR 10 1993
MICROFILMED

Each Office Is Independently Owned And Operated





NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

Ken Dunn
RECEIVED
FEB 21 1992

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township 10 Range 23 EB Department of Water Resources
Section 28, SE 1/4 of SW 1/4 of NW 1/4, Govt. Lot 6, 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: _____

A45-11907

FEB 25 1992
Department of Water Resources
Southern Region Office

☐ Name and Address of Former
Owner/Claimant(s)(Seller): _____

Stanley A. Peickert

2052 Grandview

Burley, ID. 83318

☐ New Owner/Claimant
(Purchaser): _____

L. Rene Quintana

☐ New Mailing Address: _____

2052 Grandview

Burley, ID. 83318

☐ New Telephone Number: _____

(208) 678-5504

☐ 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: _____

(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): _____

Stanley A. Peickert

_____ Date

_____ Date

2-13-92

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 2/27/92 By: [Signature]

Further Action Needed: _____

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any: _____

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

MICROFILMED

MAR 10 1993

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: A45-11907
Date Received: 8/25/1989
Receipt No: S008953
Received By: _____

RECEIVED

JAN 15 1992

Department of Water Resources
Southern Region Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: STANLEY A PEICKERT
Address: 2052 GRANDVIEW
BURLEY ID

208-678-4453

83318

2. Date of Priority: JUN 24, 1964

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
10S	23E	28	SE	SW	NW		CASSIA

5. Description of diverting works:
80-90"X 6" WELL, .5HP PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 HOUSE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
10S	23E	28	SW	NW		DOMEST	

11. Place of use in counties: CASSIA

A45-11907

Page 1

Date: 01/14/92

MICROFILMED

MAR 10 1993

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

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 _____



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

JAN 08 1992

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

Department of Water Resources

DATE OF CLOSING: June 24, 1991

LEGAL DESCRIPTION OF PROPERTY: Township 10 South Range 23 East of the Boise Meridian
Section 28, SE 1/4 of SW 1/4 of NW 1/4 Govt. Lot _____ EBM.
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: A45-11907 A45-1907
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): Bernard P. Szybura
2052 Grandview
- ☐ New Owner/Claimant (Purchaser): Burley, Idaho 83318
Stanley A. Peickert
- ☐ New Mailing Address: 2052 Grandview
Burley, Idaho 83318
- ☐ New Telephone Number: (208) 678-4453
- ☐ 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: _____
(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): Stanley A. Peickert Date 1-3-92
Jeanette J. Peickert Date 1-3-92
- ☐ Signature of Former Owner/Claimant(s): _____ Date _____
_____ Date _____

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

Anna copied for Dunn.

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 1-14-92 By: AB

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: 1-14-92 By: AB

Claim Numbers of Split, if any:

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

MAR 10 1993

LEGAL DESCRIPTION

New Owner: Stanley A. Peickert

TOWNSHIP 10 SOUTH, RANGE 23 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 28: Beginning at a point 300 feet North and 280.5 feet
West of the Southeast corner of the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of
said Section 28;
Thence West 143.5 feet;
Thence North 148.87 feet;
Thence East 143.5 feet;
Thence South 148.87 feet to the Point of Beginning.

PROPERTY ADDRESS: 2052 Grandview
Burley, Idaho 83318

MICROFILMED

MAR 10 1993

(Space Above This Line For Recording Date)

DEED OF TRUST

THIS DEED OF TRUST ("Security Instrument") is made on **JUNE 18** 19 **91**
The grantor is **STANLEY A. PEICKERT AND JEANNETTE I. PEICKERT, HUSBAND AND WIFE**
("Borrower"). The trustee is **LAND TITLE AND ESCROW, INC.**
("Trustee"). The beneficiary is **FIRST FINANCIAL CORPORATION**, which is organized and existing
under the laws of **STATE OF IDAHO**, and whose address is **1272 SOUTH WOODRUFF IDAHO FALLS, IDAHO 83404**
("Lender").

Borrower owes Lender the principal sum of **THIRTY-THREE THOUSAND AND NO/100**
Dollars (U.S. \$ **33,000.00**). This debt is evidenced by Borrower's note
dated the same date as this Security Instrument ("Note"), which provides for monthly payments, with the full debt, if not
paid earlier, due and payable on **JULY 1, 2021**. This Security Instrument
secures to Lender: (a) the repayment of the debt evidenced by the Note, with interest, and all renewals, extensions and
modifications; (b) the payment of all other sums, with interest, advanced under paragraph 7 to protect the security of this
Security Instrument; and (c) the performance of Borrower's covenants and agreements under this Security Instrument and
the Note. For this purpose, Borrower irrevocably grants and conveys to Trustee, in trust, with power of sale, the following
described property located in **CASSIA** County, Idaho:

TOWNSHIP 10 SOUTH, RANGE 23 EAST OF THE BOISE MERIDIAN, CASSIA COUNTY, IDAHO

**SECTION 28: BEGINNING AT A POINT 300 FEET NORTH AND 280.5 FEET WEST OF THE
SOUTHEAST CORNER OF THE SW1/4 OF SAID SECTION 28;
THENCE WEST 143.5 FEET;
THENCE NORTH 148.87 FEET;
THENCE EAST 143.5 FEET;
THENCE SOUTH 148.87 FEET TO THE POINT OF BEGINNING.**

which has the address of **2052 GRANDVIEW**

Idaho

83318

(Zip Code)

(Street)

BURLEY

(City)

("Property Address");

TOGETHER WITH all the improvements now or hereafter erected on the property, and all easements, rights,
appurtenances, rents, royalties, mineral, oil and gas rights and profits, water rights and stock and all fixtures now or
hereafter a part of the property. All replacements and additions shall also be covered by this Security Instrument. All of the
foregoing is referred to in this Security Instrument as the "Property."

BORROWER COVENANTS that Borrower is lawfully seized of the estate hereby conveyed and has the right to grant
and convey the Property and that the Property is unencumbered, except for encumbrances of record. Borrower warrants
and will defend generally the title to the Property against all claims and demands, subject to any encumbrances of record.

THIS SECURITY INSTRUMENT combines uniform covenants for national use and non-uniform covenants with
limited variations by jurisdiction to constitute a uniform security instrument covering real property.

CLOSING INSTRUCTIONS TO LAND TITLE AND ESCROW, INC.

Closing No. 22229Date June 18, 1991

We, the undersigned, hereby instruct LAND TITLE AND ESCROW, INC., hereinafter referred to as "Closing Agent", when in receipt of all documents and monies as set out herein, to close this transaction according to the following instructions and information: The parties have entered into an Agreement for the purchase and sale of subject property entitled Purchase & Sale Agreement and dated April 30, 1991, hereinafter referred to as the Agreement. The closing agent is hereby instructed to close the transaction in accordance with the terms of the Agreement as well as these instructions. HOWEVER, in the event the terms of the Agreement and the terms of these instructions shall conflict, the terms of these instructions shall control.

PROPERTY: 2052 Grandview, Burley, ID 83318BUYER: STANLEY A. PEICKERT and JEANETTE I. PEICKERT, husband and wifeSELLER: BERNARD P. SZYBURA and CATHERINE M. SZYBURA, husband and wife

TERMS:

Sale Price	\$ <u>230,000.00</u>
Payable as follows:	
Earnest Money Deposit	\$ <u>5,000.00</u> held by <u>Century 21 - Riverside Realty</u>
Down payment	\$ <u>34,500.00 (EST.)</u>
Assumption of	\$ _____ approximate balance owing after the
New Loan	_____ payment. \$ <u>80,000.00</u> from <u>First Financial</u>
Purchase Money Deed of Trust	\$ _____ from _____

(all assumption balances set out above shall be adjusted if necessary to the actual balances upon written verification from lender. If this transaction involves a new loan, these instructions must conform with the instructions from said lender.)

PRORATION DATE: June 24, 1991 CLOSING DATE: June 18, 1991 The closing agent is instructed to prorate all items to be prorated as of the proration date with the Seller being responsible for all such items up to but not including the date of proration and the Buyer being responsible for such items from and including the date of proration.

The property taxes for 1991 shall be prorated on the basis of 1990/ ^{WITH HOMEOWNERS} tax assessed or, if the amount assessed is not known, taxes shall be prorated based on the estimate of \$ N/A. The parties hereto acknowledge that there may be a difference between the amount of taxes prorated and the actual tax assessment ultimately levied. The parties further acknowledge that under Idaho Code Sections 63-401, 63-2203, and Title 63, Chapter 39 "New and Additional Assessments", "Adjustments of Taxes by the Board of Commissioners", and "Tax on Newly Constructed and Occupied Residential and Commercial Structures", additional taxes may be levied. The parties hereto agree to hold the closing agent harmless for any proration difference or additional taxes and agree to promptly adjust any such difference between themselves. The closing agent shall not prorate any utility charges, unless specifically instructed to do so.

COSTS: The following items shall be paid by BUYER (B), SELLER (S), DIVIDED BETWEEN BUYER AND SELLER EVENLY UNLESS OTHERWISE STATED (D), or PAID OUTSIDE CLOSING (POC).

<u>N/A</u> Attorney's Fees	<u>S</u> Title Insurance, Owners Policy	<u>N/A</u> Assumption Fee
<u>D</u> Closing Fee	<u>B</u> Title Insurance, Loan Policy	<u>N/A</u> Initial Escrow Fee
		<u>N/A</u> Escrow Collection fee

S Real Estate Commission 6% (\$ 13,800.00) to Century 21 - Riverside Realty
N/A Real Estate Commission 1% (\$ _____) to _____

TITLE INSURANCE: Insurer Security Union Order No. 22229
S (X) std () Ext coverage owners policy Amt. \$ 1,000.00
B () std (X) Ext coverage loan policy Amt. \$ 200.00

HAZARD INSURANCE:

Assume existing B Obtain New _____ None Required _____

MICROFILMED

MAR 10 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

January 14, 1992

Stanley A. Peickert
2052 Grandview
Burley, ID 83318

RE: Snake River Basin Adjudication (SRBA)
Cassia County - Claim #A45-11907

Dear Mr. Peickert:

Notice of the change in ownership of the above-referenced water right has been received. The Claim to Water Rights records of the Department have been changed to reflect such notice.

A claim prepared from the Agency's computer is enclosed for your review and records. If you find the address is incorrect, please contact us.

Yours truly,

A handwritten signature in cursive script that reads "Anna Baumhoff".

Anna Baumhoff
Water Resource Agent, Sr.
Adjudication Bureau

ALB:sf:south
Enclosures:
Claim #A45-11907

MICROFILMED

MAR 10 1993

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: A45-11907
Date Received: 8/25/1989
Receipt No: S008953
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BERNARD P. SZYBURA 208-678-5262
Address: 2052 GRANDVIEW LANE
BURLEY, ID 83318

AND/OR

Name: CATHERINE M. SZYBURA 208-678-5262
Address: 2052 GRANDVIEW LANE
BURLEY, ID 83318

2. Date of Priority: JUN 24, 1964

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
10S	23E	28	SE	SW	NW		CASSIA

5. Description of diverting works:
80-90"X 6" WELL, .5HP PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 HOUSE

A45-11907

Page 1

Date: 12/11/89

MICROFILMED
MAR 10 1993

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10S	23E	28	SW	NW		DOMEST	

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:
NONE

14. Remarks:
CHANGE IN OWNERSHIP 12/7/89. BY ADM 12/11/89.

15. Basis of Claim: BENEFICIAL USE

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 _____

CHANGE IN OWNERSHIP OF NOTICE OF CLAIM

[] Water Right Number(s): A45-11907

[] Name and Address of
Former Claimant: Don E. & Ruth Walker
P. O. Box 1108
Burley, ID 83318

[] New Claimant(s): Bernard P. &/or Catherine M. Szybura

[] New Mailing Address: 2052 Grandview Lane
Burley, ID 83318

New Telephone Number: (208) 678 - 5262

[] Does the change in ownership result in a splitting of the
water right claimed? yes XX no

If yes, then describe the portion of the water right that is
now claimed by the new owner:

[] Attach proof of ownership
Describe proof attached: warranty deed

[] Signature of New Claimant(s): Catherine Szybura
Bernard P. Szybura

Date: 12-7-89

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

MAR 10 1993

Indexed

FURNISHED BY *Land Title and Escrow, Inc.*

#20680

264173

WARRANTY DEED

For Value Received

DON E. WALKER and E. RUTH WALKER, husband and wife

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

BERNARD P. SZYBURA and CATHERINE M. SZYBURA, husband and wife
Address:

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

TOWNSHIP 10 SOUTH, RANGE 23 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 28: Beginning at a point 300 feet North and 280.5 feet West of the Southeast corner of the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 28;
Thence West 143.5 feet;
Thence North 148.87 feet;
Thence East 143.5 feet;
Thence South 148.87 feet to the Point of Beginning.

SUBJECT TO: Taxes for 1989 and subsequent years.

Assessments of the Burley Irrigation District and the rights and powers of said District as by law provided.

Quitclaim Deed from Alma C. Clark and Elizabeth H. Clark, husband and wife, and C. N. Yeaman and Ora Yeaman, husband and wife, to Burley Highway District, dated May 23, 1970 and recorded May 26, 1970 as Instrument No. 51303 on Film No. 65, records of Cassia County, Idaho.

Lease of Excess Sewer Capacity between the City of Burley, a municipal corporation and Ray D. Anderson, dated August 15, 1972 and recorded September 15, 1978 as Instrument No. 65199 on Film No. 78, records of Cassia County, Idaho.

Lease of Excess Sewer Capacity between the City of Burley, a municipal corporation and Joe B. Bailey and Eva D. Bailey, husband and wife, dated April 28, 1982 and recorded January 27, 1983 as Instrument No. 148996 on Film No. 154, records of Cassia County, Idaho.

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: September 25, 1989

MICROFILMED

MAR 10 1993

Don E. Walker

Section 28: Beginning at a point 300 feet North and 280.5 feet West of the Southeast corner of the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 28;
Thence West 143.5 feet;
Thence North 148.87 feet;
Thence East 143.5 feet;
Thence South 148.87 feet to the Point of Beginning.

SUBJECT TO: Taxes for 1989 and subsequent years.

Assessments of the Burley Irrigation District and the rights and powers of said District as by law provided.

Quitclaim Deed from Alma C. Clark and Elizabeth H. Clark, husband and wife, and C. N. Yeaman and Ora Yeaman, husband and wife, to Burley Highway District, dated May 23, 1970 and recorded May 26, 1970 as Instrument No. 51303 on Film No. 65, records of Cassia County, Idaho.

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Lease of Excess Sewer Capacity between the City of Burley, a municipal corporation and Joe B. Bailey and Eva D. Bailey, husband and wife, dated April 28, 1982 and recorded January 27, 1983 as Instrument No. 148996 on Film No. 154, records of Cassia County, Idaho.

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: September 25, 1989

Don E. Walker
Don E. Walker

E. Ruth Walker
E. Ruth Walker

STATE OF ARIZONA, County of
On this 27 day of September, 1989,
before me, a notary public in and for said State, personally appeared

Don E. Walker and
E. Ruth Walker

known to me to be the person s whose name s are
subscribed to the within instrument, and acknowledged
to me that they executed the same.

Don Murray
My Commission Expires Sept 30, 1991 Notary Public
Residing at KINGMAN, Arizona

LAND TITLE & ESCROW

CASSIA COUNTY, IDAHO
FRANK B. KEARNS
REGISTER
FEE 3.00
KL

SEP 29 3 56 PM '89

FILM 810

RECORDED AT THE REQUEST OF
LAND TITLE & ESCROW

204179

MICROFILMED

MAR 10 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

11-Dec-1989 10:57

BERNARD P. &/OR CATHERINE M. SZYBURA
2052 GRANDVIEW LANE
BURLEY, IDAHO 83318

RE: SRBA Claim A45-11907

Dear Claimant:

Pursuant to the notification that you presently own the property inwhich the above referenced adjudication claim is appurtenant, the Department has changed the record of the current owner as you requested. Please find enclosed a copy of the computer record of the claim noting the change in claimant. Please review the record and if you have any corrections please contact this office.

Sincerely,

A handwritten signature in dark ink, appearing to read 'Allen Merritt'.

Allen Merritt, P.E.
Water Rights Supervisor

Encl:

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MAR 10 1993

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: A45-11907
Date Received: 8/25/1989
Receipt No: S008953
Received By: lw

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DON E. WALKER 208-753-3197
Address: 2000 OVERLAND AVE.
P.O. BOX 1108
BURLEY, ID 83318

AND/OR

Name: E. RUTH WALKER 208-753-3197
Address: 2000 OVERLAND AVE.
P.O. BOX 1108
BURLEY, ID 83318

2. Date of Priority: JUN 24, 1964

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
10S	23E	28	SE	SW	NW		CASSIA

5. Description of diverting works:
80-90"X 6" WELL, .5HP PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 HOUSE

A45-11907

Page 1

Date: 08/25/89

MICROFILMED
MAR 10 1993

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10S	23E	28	SW	NW		DOMEST	

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

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 _____

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

Identification No. _____

Date Received _____

Receipt Number _____

NOTICE OF CLAIM
TO A
WATER RIGHT

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day.

RECEIVED

AUG 24 1989

Department of Water Resources
Southern Region Office

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) Don E. Walker and E. Ruth Walker Phone (602) 753-3197

Mailing Address 2000 Overland Avenue-P.O. Box 1108-Burley, Idaho -Jerry Hines Zip 83318

2. Date of Priority (Only one per claim) June 24, 1964 Month/Day/Year

3. Source of water supply (Check one) (x) Groundwater or Other () (a) _____
Name or kind of source

which is tributary to (b) _____

4. Location of point of diversion is: Township 10 South Range 23 East of the Boise Meridian

Section 28 , SE 1/4 of SJ 1/4 of NW 1/4, Govt. Lot _____, EBM.

County of Cassia

Additional points of diversion if any: none

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc.), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. one culinary well with 6" casing and 1/2 horsepower pump-approximately 80-90 feet deep

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)

For domestic purposes from January 1 ^{Month/Day} to December 31 ^{Month/Day} amount 0.04 (cfs)
(Both dates are inclusive)

For _____ purposes from _____ to _____ amount _____

7. Total quantity claimed 0.04 (cfs)

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) Domestic-one household

MICROFILMED

MAR 10 1993

10. Place of use is: Township: 10 South Range 23 east of the Boise Meridian

Section 28 ^{Sub of NW} SE 1/4 of ~~XXXXXX~~ 1/4, Govt. Lot E.B.M.

County of Cassia for (Circle One) Domestic Stock Domestic and Stock

Additional places of use, if any none

11. In which county (ies) are lands listed above as place of use located? _____

12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
none

14. Remarks: _____

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree

Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understood 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 do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s)

Don E. Walker
E. Ruth Walker

Date

8-23-1989

Date

8-23-1989

For Organizations: I do solemnly swear or affirm that I am _____

of _____, that I have signed the foregoing

document in the space below as _____ of _____

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____ Date _____

Title and Organization _____

State of Idaho/or _____ }
County of Cassia } SS.

Subscribed and sworn (or affirmed) before me this 23RD day of AUGUST 19 89

SEAL

Notary Public

Jerry L. Horus

Residing at

BURLEY, IDAHO

My Commission Expires

2-12-1992

Last Name _____

Ident No. _____

Copies: White-State, Yellow-Warrant
MAR 10 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

Aug. 28, 1989

Re: A45-11907

DON E WALKER
2000 OVERLAND AVE
P O BOX 1108
BURLEY ID 83318

Dear Claimant(s):

Please find enclosed your receipt and a copy of a computer generated claim based on the information from your original claim(s) which has been entered in our computer records.

Please review the computer generated claim for accuracy. In a few instances clarifications may have been added by the Department at the time of data entry. If you have any questions or objections regarding the computer record of your claim(s), please contact this office.

Yours truly,

A handwritten signature in cursive script, appearing to read 'Judy Givens'.

Judy Givens
Adjudication Secretary

/jg

Enclosures:

MICROFILMED

MAR 10 1993