

RECEIVED

APR 22 1999

Department of Water Resources
Southern Region

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) NOTICE OF COMPLETED
Case No. 39576) ADMINISTRATIVE PROCEEDINGS
)
) Water Right 37-10680
)

IDWR has completed the following Administrative Proceeding:

☒ Change of Address
☐ Substitution of Party
☐ I.C. 42-222 Transfer

CHANGE OF ADDRESS

Name of Claimant: TINA M LAKEY
New Address: PO BOX 104
RICHFIELD ID 83349-0104
Phone: (208) 487-3606

Claimant's Water Rights: 37-10680

The Claimant has filed Objections or Responses to the following water
rights:

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING
4/6/1999

37-10680

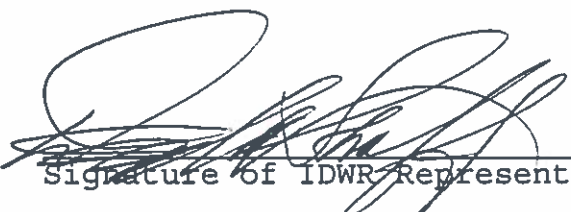
PAGE 1

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached Amended Director's Reports for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the Notice of Completed Administrative Transfer and Amended Director's Reports(s) on the claimant(s), prior claimants(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED:

4/07/99



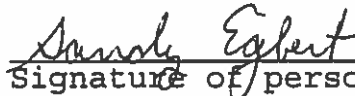
Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 4-15-99 I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707
2. One Copy to:
Each party in the subcase, or attorney of record:

TINA M LAKEY
KEVIN D LAKEY
PO BOX 104
RICHFIELD ID 83349-0104
3. One Copy to:
Chief, Natural Resources Division
Office of the Attorney General
P.O. Box 44449
Boise, Idaho 83711-4449
4. One Copy to:
United States Dept. of Justice
Environment & Natural Resource Div.
550 West Fort Street, MSC 033
Boise, ID 83724



Signature of person or attorney mailing the form

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAWDATE: APR-6-1999
PAGE: A-8-----
RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 37-10680

NAME & ADDRESS: TINA M LAKEY
KEVIN D LAKEY
PO BOX 104
RICHFIELD ID 83349-0104

SOURCE: GROUNDWATER

QUANTITY: 0.02 CFS

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

PRIORITY DATE: 08/01/1960

POINT OF DIVERSION: T04S R19E S13 NWNENW Within LINCOLN County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC 1 HOUSE	01-01 12-31	0.02 CFS

PLACE OF USE: DOMESTIC Within LINCOLN County
T04S R19E S13 NENW

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
PARCEL NO. RP 04S19E133000

AJ0749NP
No. 37-10680

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 04/05/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	TINA M LAKEY	08/01/1960	DOMESTIC	01-01 12-31	0.020 CFS	
C	KEVIN D LAKEY					
	PO BOX 104					
	RICHFIELD ID 833490104					
	(208) 487-3606					
				TOTAL DIVERSION:	0.020 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion:

T04S R19E S13

NWNENW

LINCOLN County

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
04S	19E	13	:																	:
			:																	:

POU County: LINCOLN

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 04S19E133000

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

Comments: Date: 08/18/1998 User-ID: SEGBERT Subject: COPIED FROM REMARKS
ORIGINAL CLAIM HAS P/D AND P/U AS T. 13, R. 4, SEC. 19. THIS IS

AJ0749NP
No. 37-10680

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 04/05/99
PAGE: 2

=====

Comments: Date: 08/18/1998 User-ID: SEGBERT Subject: COPIED FROM REMARKS
NOT IN LINCOLN CTY. MOST PROBABLE DESCRIPTION IS 4S-19E-SEC. 13.

4-1-98: OWNERSHIP CHANGE MC CARTER/GENTRY TO LAKEY PER NOTICE
REC'D 12-23-97. ALSO CHANGED POJ AND POD PER INFORMATION FROM
LEGAL DESCRIPTION ON DEED, VERIFIED ON MAP BY LAKEYS - VH

Date: 04/05/1999 User-ID: SSHERMAN Subject: ADDRESS CHANGE
ADDRESS CHANGE BY CLAIMANT LETTER.

Audit: 04/05/99 SSHERMAN

APR 05 1999



State of Idaho

DEPARTMENT OF WATER RESOURCES

Department of Water Resources

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

March 18, 1999

DIRK KEMPTHORNE
GOVERNORKARL J. DREHER
DIRECTORTINA M AND KEVIN D LAKEY
PO BOX 104
RICHFIELD ID 83349-0104RE: Snake River Basin Adjudication (SRBA)
Water Right #37-10680*record changed, NCAP prepared.
- 4-5-99*

Dear Water Right Holders:

Mail recently sent to you was returned to us by the Postal Service. They also advised us your address has changed to the above address. We have enclosed the returned mail.

Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary before returning this letter, list any other water rights you have, and return this letter by March 31, 1999. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records. Be sure to list your water right numbers.

If there has been a change in ownership of the property connected with the water right referenced above, please call this office toll-free at 1/800-451-4129 to obtain a form to make this required change to the water right record.

Sincerely,

Sally Sherman
Technical Records Specialist
Adjudication BureauSS:region
Enclosure:
Returned Mail

#####

The address is correct as shown above or as otherwise changed.

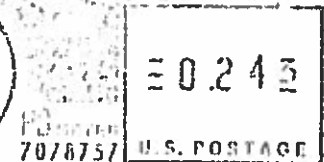
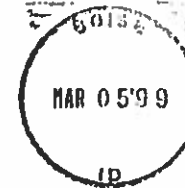
Claimant Signature

Telephone No.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

ADDRESS SERVICE
REQUESTED

PRESORTED
FIRST CLASS



IMPORTANT WATER RIGHT INFORMATION

only w/R

LAKE 324

37-10680
TINA M LAKEY
KEVIN D LAKEY
PO BOX 324
RICHFIELD ID 83349

RECEIVED

MAR 10 1999

Department of Water Resources

LAKE324 833492004 1198 08 03/08/99
FORWARD TIME EXP RTN TO SEND
LAKEY
PO BOX 104
RICHFIELD ID 83349-0104

AUTO 83720/0098



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: A37-10680
Date Received: 7/21/1988
Receipt No: S001047
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: TINA M LAKEY
Address: PO BOX 324
RICHFIELD ID

83349

AND

Name: KEVIN D LAKEY
Address: PO BOX 324
RICHFIELD ID

83349

2. Date of Priority: AUG 1, 1960

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04S	19E	13	NW	NE	NW		LINCOLN

5. Description of diverting works:
WELL AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.020		

7. Total Quantity Appropriated is:
0.020 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
04S	19E	13	NE NW		DOMEST	

11. Place of use in counties: LINCOLN

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

13. Other Water Rights Used:
NONE

14. Remarks:

ORIGINAL CLAIM HAS P/D AND P/U AS T. 13, R. 4, SEC. 19. THIS IS NOT IN LINCOLN CTY. MOST PROBABLE DESCRIPTION IS 4S-19E-SEC. 13.

4-1-98: OWNERSHIP CHANGE MC CARTER/GENTRY TO LAKEY PER NOTICE REC'D 12-23-97. ALSO CHANGED POU AND POD PER INFORMATION FROM LEGAL DESCRIPTION ON DEED, VERIFIED ON MAP BY LAKEYS - VH

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):

Kurt T. Kelly
Jana M. Kelly

Date:

6/2/98

Date:

6-2-98

State of Idaho)
County of Lincoln) SS.

Subscribed and sworn (or affirmed) before me this 2nd day

of June 19 98

Julann Duranston
Notary Public

Seal

Residing at Richfield Idaho
My Commission Expires 7/19/99

COMMUNICATION DOCUMENTATION

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent VIKIE HANCOCK

DATE: June 5, 1998

CUSTOMER: TINA LAKEY

walk-in (X) phone ()

SUBJECT: A37-10680

She brought in a signed amended claim form and I discussed the April 12, 1998 letter from Patricia Gentry which indicated that the legal description of the property differed from the Lakey's Warranty Deed. She asked if someone from the department could come out to verify the location of the well and the property, and I said that it would be done in the next few years. We decided to leave the claim as it is now, and verify with a field exam in due time.



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

**PHILIP E. BATT
GOVERNOR**

**KARL J. DREHER
DIRECTOR**

April 15, 1998

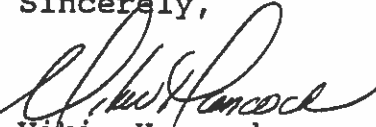
Kevin and Tina Lakey
PO Box 324
Richfield, Idaho 83349

RE: Snake River Basin Adjudication
Claim Number A37-10680

Dear Claimants:

I received this letter from Ms. Gentry today attesting to the legal description of the property conveyed to you. This does not match the legal description on the Warranty Deed that you submitted with your Change of Ownership Notification. I have included a copy of that deed for your convenience, and also the return address of Ms. Gentry if you wish to correspond with her. I am holding your file at my desk pending receipt of the signed Amended Claim Form for this claim.

Sincerely,


Vikie Hancock
SRBA Records Clerk

April 12, 1998

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APR 15 1998

Department of Water Resources
Southern Region

Vikie Hancock
Dept. of Water Resources
1341 Fillmore Street, Suite 200
Twin Falls, ID 83301-3380

Dear Vickie,

The purpose of this letter is to document that the well which was sold as part of the McCarter farm is actually on that farm. I was there in 1961 when the well was drilled. The name of the drilling company was Ted Haynes, Drilling contractor out of Rupert, ID.

The legal description of the property should read: NE 1/4 of NW 1/4 of NW 1/4, Township 4 South, Range 19E, Sec 13, Boise Meridian.

If you need any further information, please call me at (208) 882-0228.

Sincerely,



Patricia L. Gentry,
formerly Patricia L. McCarter

RECEIVED

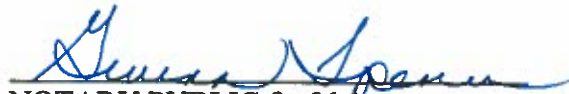
APR 15 1998

Department of Water Resources
Southern Region

STATE OF IDAHO)
)ss.
County of Latah)

On this 13th day of April, 1998, before me, the undersigned, a Notary Public in and for said State, personally appeared Patricia L. Gentry, known or identified to me to be the person whose name is subscribed to the foregoing letter dated April 12, 1998, and acknowledged to me that she executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and notarial seal on the date last above written.



NOTARY PUBLIC for Idaho

Residing at: Moscow, Idaho

My commission expires: 10-24-98

Patricia Gentry
2177 Showalter Rd.
Moscow, Id. 83843



SPO WA 992 DEC 21 1998

RECEIVED

APR 15 1998

Department of Water Resources
Southern Region

Vickie Hancock, SBA Records
Dept of Water Resources
1341 Billmore St. Suite 200
Twin Falls, Id. 83301-3380

83301+3380





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

**PHILIP E. BATT
GOVERNOR**

**KARL J. DREHER
DIRECTOR**

April 1, 1998

Tina and Kevin Lakey
PO Box 324
Richfield, Idaho 83349

RE: Snake River Basin Adjudication (SRBA)
Claim No.(s): A37-10680
Change of Ownership Notification

Dear Claimant(s):

Thank you for coming in to the office and clarifying the location of the above referenced Snake River Basin Adjudication claim. I have enclosed a copy of the amended claim. If you find this document accurate in all respects, please sign, notarize and return it to me in the enclosed envelope.

If you have any questions, please contact me at this office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Vikie', is written over a horizontal line.

Vikie Hancock
S.R.B.A. Records Clerk

ENCLOSURES

COMMUNICATION DOCUMENTATION

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent VIKIE HANCOCK

DATE: April 1, 1998

CUSTOMER: Tina and Kevin Lakey

walk-in (X) phone ()

SUBJECT: A37-10680

The Lakeys came in with a well inspection form to document the location of the well and house they purchased from Gentry. The grid address listed on the well inspection was not much help, but the Lakeys did find the location of their house on a quadrangle map, which I enclosed, and that location agreed with the legal description on their deed.

Patricia Gentry also called and told me that she was there when the well was drilled at the house owned by her father (Earl Mc Carter). She didn't have any idea what part of the section in was in, but said that was the house they sold to the Lakeys.

I'm going to proceed with the ownership change, and send the Lakeys an amended claim to sign. As there is no site inspection in the file, I'll assume that the exact location of the well will be verified at a later date.

Bob's

Electric Motor

2039 S. Main
Gooding, Idaho 83330
(208) 934-4689

11/25/97

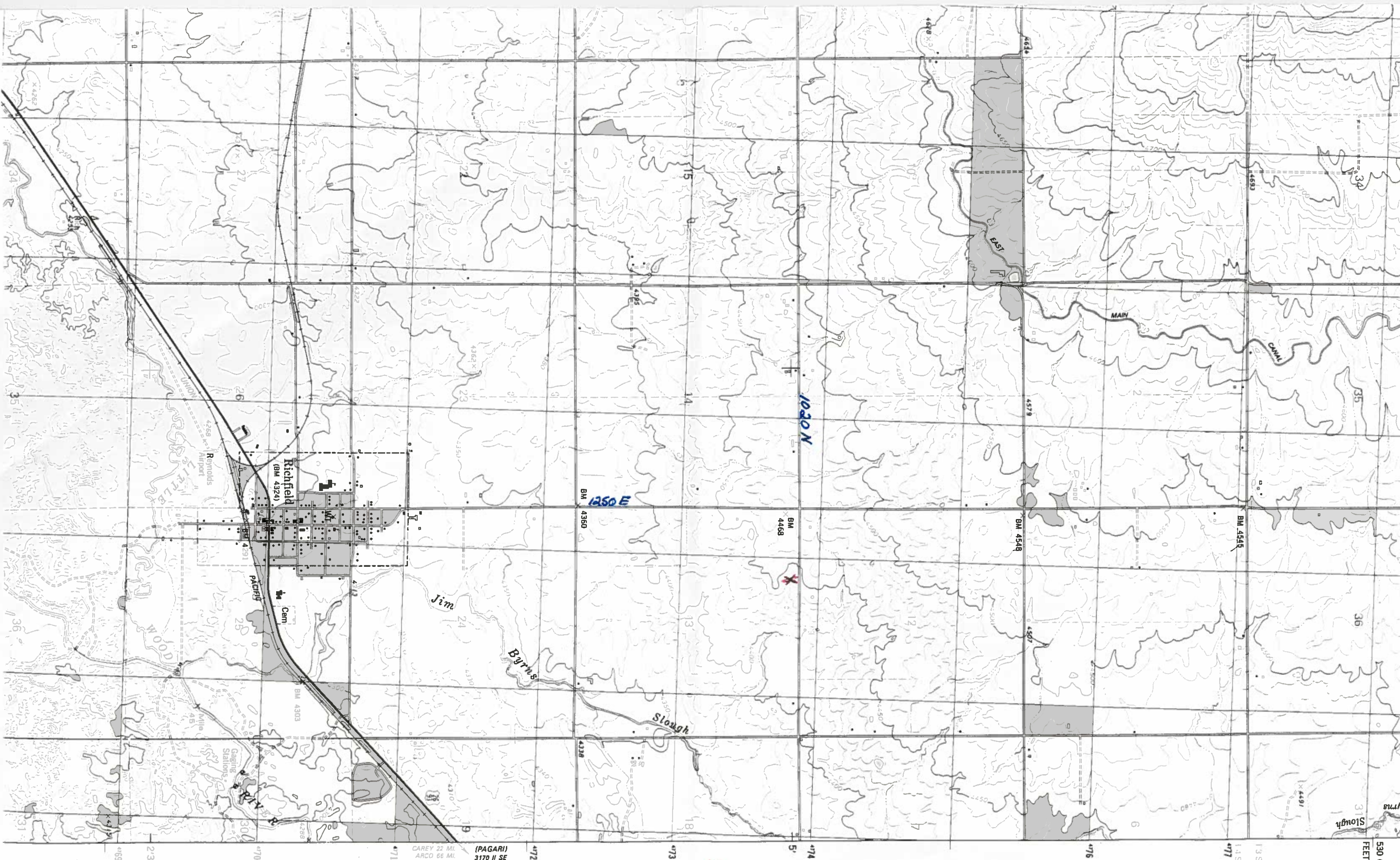
**Test Pump Well for Flow
Pull Sample for Bacteria Test**

Pumped open Discharge for 30 minutes-----12 GPM
Pumped against 40# Hd. For 10 minutes ----- 11 GPM

Well Address:
1020 North 1297 East

Customer:
Tina Lakey
P.O Box 324
Richfield, Id. 83349

Test taken by:
Bob's Electric Inc.
2039 Main
Gooding, Id. 83330
(208-934-4689)



* Location of property indicated
by Tina & Kevin Lakey 3-31-98



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

March 4, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

Betty Fredericksen
LAND TITLE AND ESCROW, INC.
PO. Box 473
Gooding, Idaho 83330

RE: Notice of Change of Water Right Ownership
Adjudication Claim Number A37-10680
Lakey/Gentry

Dear Betty,

Upon investigating the Change of Ownership on this claim, I have come across a discrepancy between the place of use and point of diversion for the above claim, and the description of the property conveyed to Lakeys from Ms. Gentry.

I have enclosed a copy of the original claim as filed by Ms. Gentry and Mr. McCarter in 1988. As you can see, in addition to the confusion about the correct range and section, there was a difference between the point of diversion and place of use for this domestic well. Unfortunately, neither the point of diversion nor place of use, as originally claimed, is on property now purchased by Lakeys from Gentry.

We cannot change ownership for claim number A37-10680 from Gentry/McCarter to Lakeys without some documentation from Ms. Gentry that the intention of the original claim was for water appurtenant to the property listed on the Warranty Deed. I hope the enclosed copies will help you and/or Ms. Gentry. If you have further questions, please call me here at the office.

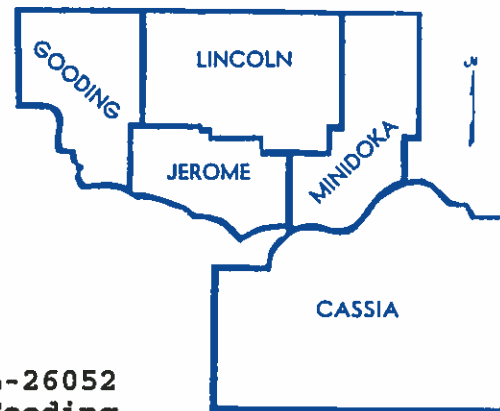
Sincerely,

A handwritten signature in cursive script, appearing to read 'V. Hancock'.

Vikie Hancock
SRBA Records Clerk

Land Title and Escrow, Inc.

A FULL SERVICE TITLE COMPANY



REFER TO: L-26052
OFFICE: Gooding

December 22, 1997

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

RE

DEC 23 1997

RE: Notice of Change of Water Right Ownership
LAKEY/GENTRY (MCCARTER)
Cert Mail #p440 694 410

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 #163648; #163649; #163651; #163652
- Copy of map ASCS

Thank you,

LAND TITLE AND ESCROW, INC.


Betty Fredericksen

(208) 934-8477

P.O. Box 473, 546 Main Street
Gooding, Idaho 83330

cc: LAKEY

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

BOX 348, JEROME, IDAHO 83338
PHONE 324-3357 - FAX 324-8861

BOX 473, GOODING, IDAHO 83330
PHONE 834-8477 - FAX 834-5880

BOX 111, RUPERT, IDAHO 83350
PHONE 436-0806 - FAX 436-1198

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.

Incomplete forms will be returned.

FILE

DEC 23 1997

1. Water Right Number(s) AJ5809NP

Adjudication Claim Number(s) A37-10680

2. The following REQUIRED information must be submitted with this form.

A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.

AND

B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.) OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant(s)	<u>EARL MCCARTER</u> <u>3117 CARMICHAEL ROAD</u> <u>MOSCOW, IDAHO 83843</u>	<u>PATRICIA GENTRY</u> <u>3117 CARMICHAEL ROAD</u> <u>MOSCOW, IDAHO 83843</u>
---	---	---

4. New Owner/Claimant(s) TINA M. LAKEY AND KEVIN D. LAKEY
Name connector (Check one): [] AND, [] OR, [] AND/OR
 New Mailing Address P.O. BOX 324 RICHFIELD, IDAHO 83349

City, State and ZIP Code _____

New Telephone Number (208) _____

5. Date you acquired the property 12-10-97

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres actually irrigated _____ Number and type of stock _____

Diversion rate in CFS _____ cubic feet per second Number of homes _____ Other uses _____

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner/Claimant(s)	<u><i>Tina M. Lakey</i></u> <u>TINA M. LAKEY</u>	Date <u>12-8-97</u>
	<u><i>Kevin D. Lakey</i></u> <u>KEVIN D. LAKEY</u>	Date <u>12-8-97</u>

(Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)

8. For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

WARRANTY DEED

#L-25052

For Value Received

**PATRICIA LYNN GENTRY, A MARRIED WOMAN CONTRACTING WITH HER
SOLE AND SEPARATE PROPERTY**

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

TINA M. LAKEY AND KEVIN D. LAKEY, WIFE AND HUSBAND
Address: P.O. BOX 324, RICHFIELD, IDAHO 83349

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

TOWNSHIP 4 SOUTH, RANGE 19 EAST OF THE BOISE MERIDIAN,

Section 13: W1/2NE1/4NW1/4

TOGETHER WITH all water and water rights, ditches and ditch rights, used thereon or appurtenant thereto including but not limited to 20 shares of capital stock of the Big Wood Canal Company, and also including any licensed domestic or irrigation water rights, licenses with the State of Idaho,

SUBJECT TO:

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

Taxes subsequent to the year 1997, which are a lien but not yet due and 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.

Right of Way Easment given by Earl R. McCarter and Mrs. M.L. McCarter, his wife, to West Coast Power Company, a corporation, dated January 24, 1942, recorded January 31, 1942, in Book 5 Page 190, as Instrument Number 81715, Lincoln County records.

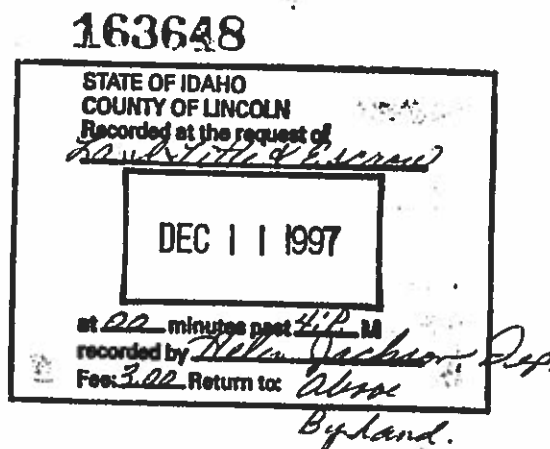
TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all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

Dated: December 8, 1997

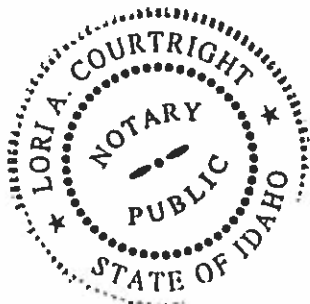
Patricia Lynn Gentry
PATRICIA LYNN GENTRY

STATE OF IDAHO)

COUNTY OF Latah) ss.



On this 10 day of December, 1997, before me, the undersigned, a Notary Public in and for said State, personally appeared PATRICIA LYNN GENTRY, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.



Lori A. Courtright
Notary Public
Residing at: Moscow, ID
My Commission expires: 7-30-2002

WARRANTY DEED

#L-25052

For Value Received

EDITH JANE PROCTOR, AN UNMARRIED WOMAN

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

TINA M. LAKEY AND KEVIN D. LAKEY, WIFE AND HUSBAND
Address: P.O. BOX 324, RICHFIELD, IDAHO 83349

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

TOWNSHIP 4 SOUTH, RANGE 19 EAST OF THE BOISE MERIDIAN,

Section 13: W1/2NE1/4NW1/4

TOGETHER WITH all water and water rights, ditches and ditch rights, used thereon or appurtenant thereto including but not limited to 20 shares of capital stock of the Big Wood Canal

SUBJECT TO: Company, and also including any licensed domestic or irrigation water rights, licenses with the State of Idaho.

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

Taxes subsequent to the year 1997, which are a lien but not yet due and payable.

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

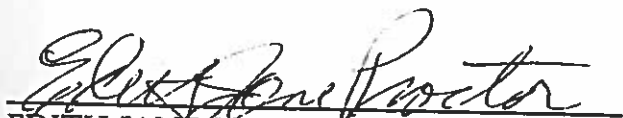
Assessments of the Big Wood Canal Company and the rights and powers of said Company as by law provided.

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

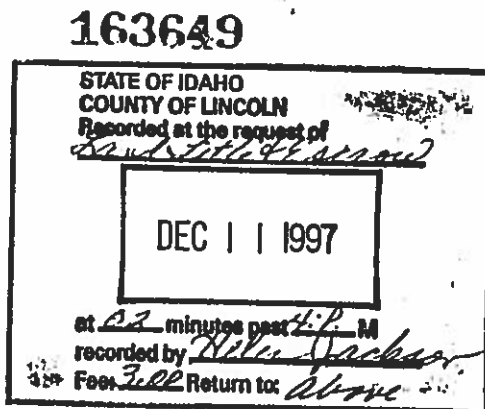
Right of Way Easment given by Earl R. McCarter and Mrs. M.L. McCarter, his wife, to West Coast Power Company, a corporation, dated January 24, 1942, recorded January 31, 1942, in Book 5 Page 190, as Instrument Number 81715, Lincoln County records.

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.

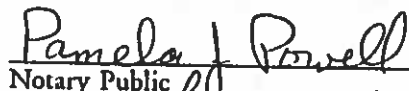
Dated: December 8, 1997

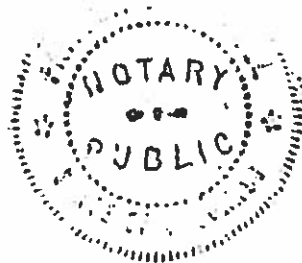

EDITH JANE PROCTOR

STATE OF Colorado)
COUNTY OF Boulder)



On this 9th day of December, 1997, before me, the undersigned, a Notary Public in and for said State, personally appeared EDITH JANE PROCTOR, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.


Notary Public
Residing at: Longmont Co
My Commission expires: 12-21-2000



WARRANTY DEED

#L-25052

For Value Received

PATRICIA LYNN GENTRY, A MARRIED WOMAN CONTRACTING WITH HER
SOLE AND SEPARATE PROPERTY

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

TINA M. LAKEY AND KEVIN D. LAKEY, WIFE AND HUSBAND
Address: P.O. BOX 324, RICHFIELD, IDAHO 83349

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

TOWNSHIP 4 SOUTH, RANGE 19 EAST OF THE BOISE MERIDIAN,

Section 13: E1/2NE1/4NW1/4; AND NW1/4NE1/4

TOGETHER WITH all water and water rights, ditches and ditch rights, used thereon or appurtenant thereto including but not limited to 60 shares of capital stock of the Big Wood Canal Company, and also including any licensed domestic or irrigation water rights, licenses with the State of Idaho.

SUBJECT TO:
All reservations in patents or deeds in the chain of title.

Taxes subsequent to the year 1997, which are a lien but not yet due and 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.

Right of Way Easment given by Earl R. McCarter and Mrs. M.L. McCarter, his wife, to West Coast Power Company, a corporation, dated January 24, 1942, recorded January 31, 1942, in Book 5 Page 190, as Instrument Number 81715; Lincoln County records.

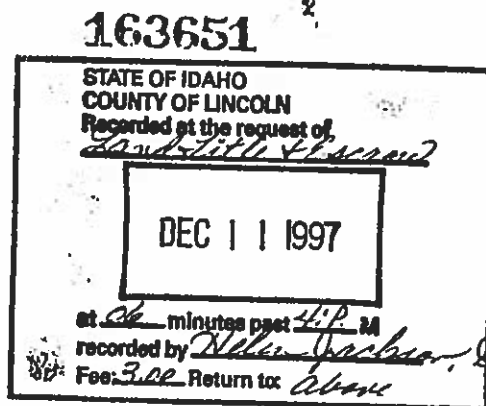
TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all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

Dated: December 8, 1997

Patricia Lynn Gentry
PATRICIA LYNN GENTRY

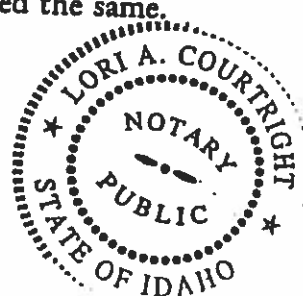
STATE OF IDAHO

COUNTY OF Latah) ss.)



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Lori A. Courtright
Notary Public
Residing at: Moscow, ID
My Commission expires: 7-30-2002



WARRANTY DEED

#L-25052

For Value Received

EDITH JANE PROCTOR, AN UNMARRIED WOMAN

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TINA M. LAKEY AND KEVIN D. LAKEY, WIFE AND HUSBAND
Address: P.O. BOX 324, RICHFIELD, IDAHO 83349

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TOWNSHIP 4 SOUTH, RANGE 19 EAST OF THE BOISE MERIDIAN,

Section 13: E1/2NE1/4NW1/4; NW1/4NE1/4

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as ~~SUBJECT TO~~ any licensed domestic or irrigation water rights licenses with the State of Idaho.

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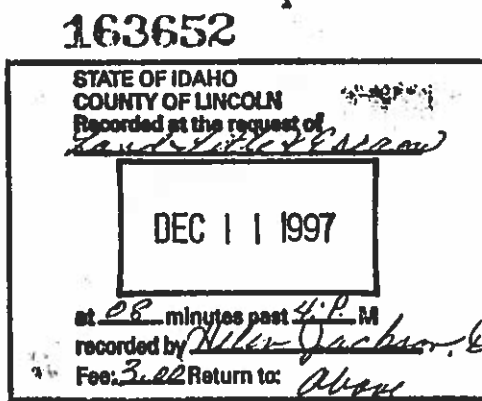
Right of Way Easment given by Earl R. McCarter and Mrs. M.L. McCarter, his wife, to West Coast
Power Company, a corporation, dated January 24, 1942, recorded January 31, 1942, in Book 5 Page 190,
as Instrument Number 81715, Lincoln County records.

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
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and defend the same from all lawful claims whatsoever.

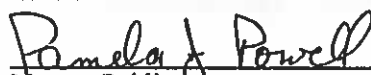
Dated: December 8, 1997

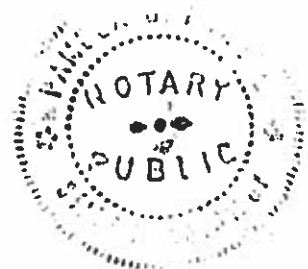

EDITH JANE PROCTOR

STATE OF Colorado)
COUNTY OF Boulder)



On this 9th day of December, 1997, before me, the undersigned, a Notary Public in and for said State, personally appeared
EDITH JANE PROCTOR, known or identified to me to be the person whose name is subscribed to the within instrument, and
acknowledged to me that she executed the same.


Notary Public
Residing at: Longmont Co
My Commission expires: 12-21-2000



AJ5809NP
No. A37-10680

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 12/08/97
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	EARL MC CARTER 3117 CARMICHAEL RD MOSCOW ID 83843 (208) 882-8456	08/01/1960	DOMESTIC	01-01 12-31	0.02 CFS	
TOTAL DIVERSION:					0.02 CFS	

OR
C PATRICIA GENTRY
3117 CARMICHAEL RD
MOSCOW ID 83843

NW NE NW

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion:

T04S R19E S13

NENWNW

LINCOLN County

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE			
NENE		NWNE		SWNE		SENE		NENW		NWNW		SWNW		SESW	
T	R	S	: Lt Ac	T	R	S	: Lt Ac	T	R	S	: Lt Ac	T	R	S	: Lt Ac
04S	19E	13	: D				:				:				:

POU County: LINCOLN

Non-Irrigation Uses: D/ 1 HOUSE

Other Rights: NONE

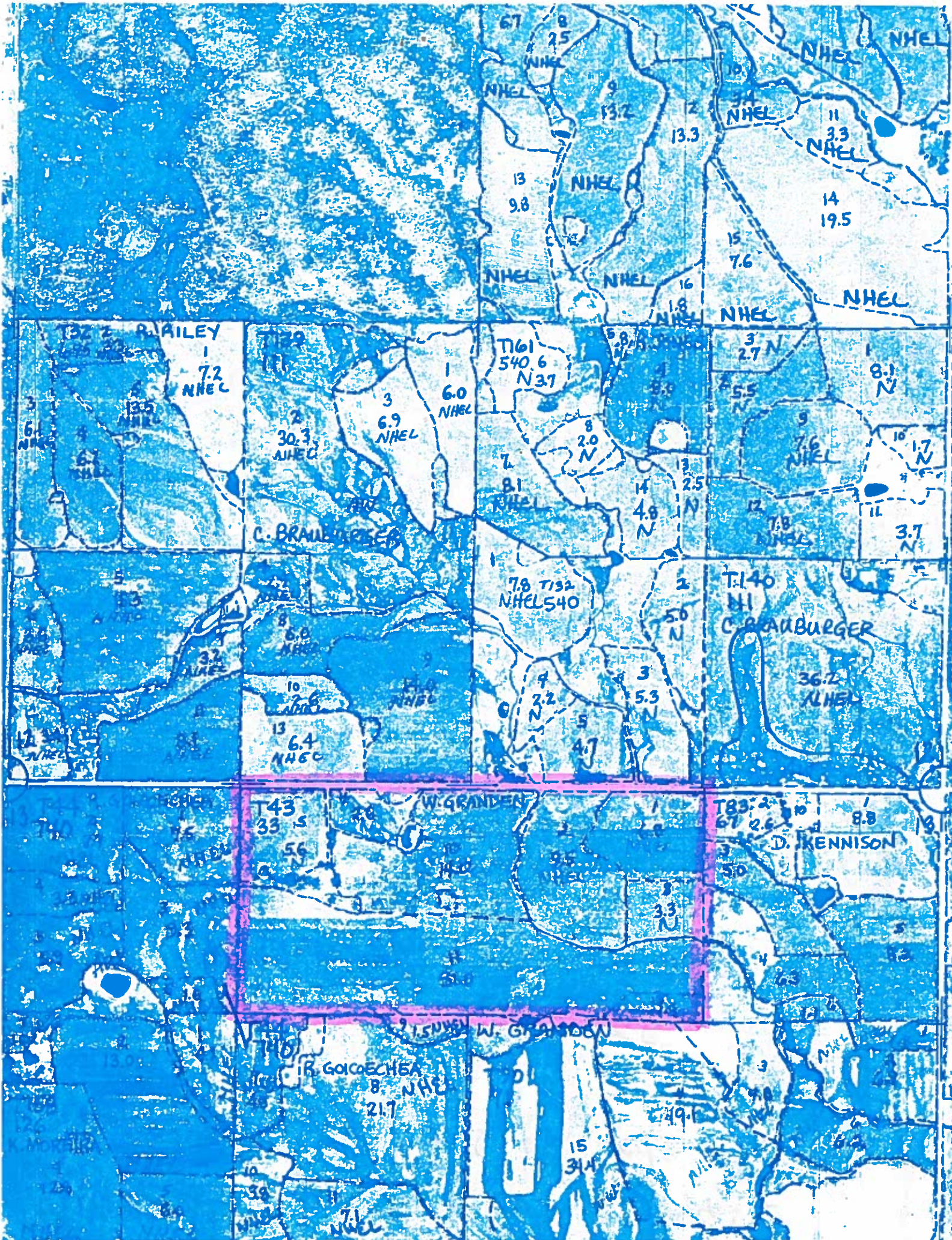
Remarks: GEN ORIGINAL CLAIM HAS P/D AND P/U AS T. 13, R. 4, SEC. 19. THIS IS NOT IN LINCOLN CTY. MOST PROBABLE DESCRIPTION IS 4S-19E-SEC. 13.

NENW and NW NE

Dates: Exam Made Date: Verified Date: Objection Filed Date:

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

Post-it Fax Note 7671		Date 12/8	# of pages 1
To Betty	From Trish		
Co./Dept.	Co.		
Phone #	Phone #		
Fax #	Fax #		



AJ5856NP

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

DATE: SEP-5-1997

PAGE: A-71

RIGHT NUMBER: 37-10680

NAME & ADDRESS: EARL MC CARTER
PATRICIA GENTRY
3117 CARMICHAEL RD
MOSCOW ID 83843

Goicoechea, Ronald P
1396 E Hwy 26
Richfield, ID 83349

SOURCE: GROUNDWATER

QUANTITY: 0.02 CFS

PRIORITY DATE: 08/01/1960

POINT OF DIVERSION: T04S R19E S13 ✓

NENWNW ✓

Within LINCOLN County

PURPOSE AND

PERIOD OF USE: PURPOSE OF USE
DOMESTIC D/ 1 HOUSE

PERIOD OF USE
01-01 12-31

QUANTITY
0.02 CFS

PLACE OF USE:

DOMESTIC

T04S R19E S13 ✓

Within LINCOLN County

NENE ✓

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

ORIGINAL CLAIM HAS P/D AND P/U AS T. 13, R. 4, SEC. 19. THIS IS
NOT IN LINCOLN CTY. MOST PROBABLE DESCRIPTION IS 4S-19E-SEC. 13.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

R P04S19E133000

Verified by *SH* Date: *7-15-98*

Verification Source: *map, alpha*

July 23, 1998

RONALD P GOICOECHEA
1396 E HWY 26
RICHFIELD ID 83349

RE: Snake River Basin Adjudication (SRBA)
Notice of Claim to a Water Right No. A37-10680

Dear Claimant:

We have been advised you may be the present owner of the property with the water right referenced above.

Before we can modify our records to reflect your ownership of the water right referenced above, we need Form 42-248/42-1409(6) completed. This form is enclosed for your use. Please follow the instructions on the back of the form and return to my attention at this office by August 10, 1998.

Please call this office toll-free at 1-800-451-4129 if you have any questions.

Yours truly,

Sandy Egbert
Clerical Specialist

*Ownership
already changed
8-18-98*

cc: Regional office

Enclosures: Form 42-248/42-1409(6)

Copy of No.A37-10680 water right filing

AJ0749NP
No. R37-10680

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 08/18/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	TINA M LAKEY	08/01/1960	DOMESTIC ✓	01-01 12-31	0.02 CFS	
C	KEVIN D LAKEY					
	PO BOX 324					
	RICHFIELD ID 83349					
				TOTAL DIVERSION:	0.02 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion:

T04S R19E S13

NWNENW ✓

LINCOLN County

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
04S	19E	13	:																	:
			:																	:

POU County: LINCOLN

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 04S19E133000

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Comments: Date: 08/18/1998 User-ID: SEGBERT Subject: COPIED FROM REMARKS
ORIGINAL CLAIM HAS P/D AND P/U AS T. 13, R. 4, SEC. 19. THIS IS
NOT IN LINCOLN CTY. MOST PROBABLE DESCRIPTION IS 4S-19E-SEC. 13.

OK
2-8-99
KKQ

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: A37-10680
Date Received: 7/21/1988
Receipt No: S001047
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: EARL MC CARTER 208-882-8456
Address: 3117 CARMICHAEL RD.
MOSCOW, ID 83843

OR
Name: PATRICIA GENTRY
Address: 3117 CARMICHAEL RD.
MOSCOW, ID 83843

2. Date of Priority: AUG 01, 1960

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
04S	19E	13	NE	NW	NW		LINCOLN

5. Description of diverting works:
WELL AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.020		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/ 1 HOUSE

A37-10680

Page 1

Date: 07/21/88

MICROFILMED
FEB 25 1993

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04S	19E	13	NE	NE		DOMEST	

11. Place of use in counties: LINCOLN

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

13. Other Water Rights Used:
NONE

14. Remarks:
ORIGINAL CLAIM HAS P/D AND P/U AS T. 13, R. 4, SEC. 19. THIS IS
NOT IN LINCOLN CTY. MOST PROBABLE DESCRIPTION IS 4S-19E-SEC. 13.

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: 39356

Ident. Number

Date Received

Receipt Number

A37-10680

5001047

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

JUL 5 1988

Department of Water Resources
Southern Region Office

Please type or print clearly

- ✓ 1. Name of Claimant (s) Earl McCarter / Patricia Gentry Phone (208) 882-8456
Mailing Address 3117 Carmichael Rd. Moscow, Idaho Zip 83843
- ✓ 2. Date of Priority (Only one (1) per claim) August 1, 1960
- ✓ 3. Source of water supply (a) groundwater
which is tributary to (b) Snake River
- ✓ 4. a. Location of existing point of diversion is: Township 13 Range 4 Section 19,
NE 1/4 of NW 1/4 of NW 1/4, Govt. Lot, B.M., County of Lincoln
Additional points of diversion if any:
- b. If instream flow, beginning point of claimed instream flow is:
Township Range Section , 1/4 of 1/4 of 1/4,
Govt. Lot B.M., County of
ending point is: Township Range Section , 1/4 of 1/4 of
 1/4, Govt. Lot B.M., County of
- ✓ 5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, 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.

Well - 520 ft.

Legal Descrip.
incorrect.

✓6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(~~acre feet~~)

For domestic purposes from 1-1 to 12-31 amount 0.02 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

✓7. Total quantity claimed (a) 0.02 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

✓9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Domestic, one household

✓10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
13	4	19	D																

Total number of acres irrigated _____

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

✓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.
_____ or None (X)

✓14. Remarks:

Last Name McCarter/ Gentry Ident No. 30356 A37-10680

MICROFILMED
Copies: White, Blue, Yellow-Claimant
FEB 25 1993

✓15. Basis of Claim (check one) Beneficial Use X Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

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

✓For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true
and correct.

Signature of Claimant (s) Pat Mentry Date _____
Patricia Lynn Mentry Date _____

For Organizations: I do solemnly swear or affirm that I am _____ Title _____
of _____, that I have signed the foregoing
Organization
document in the space below as _____ of _____
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____
Title and Organization _____ Date _____

State of Idaho/or _____)
County of Latah) SS.

Subscribed and sworn (or affirmed) before me this 1st day of July 19 88

SEAL

Notary Public Joseph J. Schubert
Residing at Boys, Idaho
My Commission Expires 6-20-91

Please Print Name

17. Notice of Appearance:
Notice is hereby given that I, _____ will be acting as attorney at law on behalf
of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above
should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name _____ Ident. Number A37-10680

MICROFILMED
Copies White-Staff, Yellow-Claimant
FEB 25 1993