

AJ5856NP

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

DATE: OCT-24-1997
PAGE: A-1301

RIGHT NUMBER: 37-12471

NAME & ADDRESS: LARRY KIMMES
1819 S 2200 E
GOODING ID 83330

SOURCE: GROUNDWATER

QUANTITY: 0.08 CFS

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

PRIORITY DATE: 05/01/1924

POINT OF DIVERSION: T06S R15E S03 NWNE Within GOODING County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.04 CFS
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS

PLACE OF USE: STOCKWATER Within GOODING County
T06S R15E S03 NWNE

DOMESTIC Within GOODING County
T06S R15E S03 NWNE

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. RP06S15E030000A
STOCKWATER, 200 CATTLE

Claim proofread by: GW
Date: 1103

7-29-98

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: **A37-12471**
Date Received: 1/13/1989
Receipt No: M002585
Received By: _____

ownership change *JK*

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LARRY KIMMES
Address: 1819 S 2200 E
GOODING ID 83330

2. Date of Priority: MAY 1, 1924

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
06S	15E	3		2	GOODING

5. Description of diverting works:
2 HP PUMP IN WELL

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		
STOCKWATER	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/ ONE HOUSE; S/ UP TO 200 HEAD CATTLE

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
06S	15E	3		2	DOMEST	
				3	STOCK	

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:
NONE

14. Remarks:

OWNERSHIP CHANGE 10/21/91 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 _____

SD-36	Township: 06S	Range: 15E	Section: 3	Tract:	Lot:
S	L	STATE	O	S	Max # Records 57
E	O	Water	W	T	Priority Use
L	Tract T	Right No.	N	AC	Date
		Name Last, First			Code Desc
		A37-11004	C	J	01/01/1947 43 DOMEST
		HOMER, KENNETH A.	C		04 STOCK
		A37-11215	C	J	12/31/1986 43 DOMEST
		GILL, RON			04 STOCK
	2	A37-12471	C	J	05/01/1924 43 DOMEST
		LUKEHART, RANDY M.			04 STOCK
	3	A37-12471	C	J	05/01/1924 43 DOMEST
		LUKEHART, RANDY M.			04 STOCK
NENE		A37-00867Z2	C	43	D 01/01/1901 39 GWR FS
NENE		A37-13043	C	43	D 11/13/1907 01 IRR
		HOBDEY, CECIL D.	A		
NWNE		A37-00867Z2	C	45	D 01/01/1901 39 GWR FS
NWNE		A37-13043	C	45	D 11/13/1907 01 IRR
		HOBDEY, CECIL D.	A		
SWNE		A37-00867Z2	C	38	D 01/01/1901 39 GWR FS
SWNE		A37-13043	C	38	D 11/13/1907 01 IRR

(Enter=Continue)

(GOLD7=This Query)

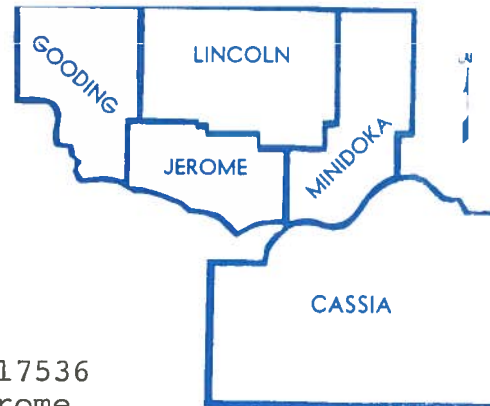
(MENU _____)

MICROFILMED

FEB 26 1993

Land Title and Escrow, Inc.

A FULL SERVICE TITLE COMPANY



October 17, 1991

REFER TO: G-17536
OFFICE: Jerome

Idaho Department of Water Resources
222 Shoshone Street East
Twin Falls, Idaho 83301

Re: Larry Kimmes

RECEIVED

OCT 18 1991

Department of Water Resources
Southern Region Office

Gentlemen:

Please accept this letter as notice to you of ownership by Larry Kimmes of lands in Gooding County. I am enclosing a copy of the Warranty Deed to identify the land description.

Please note that the Farmers Home Administration is the Mortgage holder. Since this is Gooding County Property, the Gooding branch of the Farmers Home Administration is where the mortgage is held.

If you have any questions in this regard, please feel free to contact me.

Very Truly Yours,

A handwritten signature in blue ink that reads "Jayne Shepard".

Jayne Shepard
LAND TITLE AND ESCROW, INC.
P.O. Box 349
Jerome, Idaho 83338

Enclosure

cc: FmHA, Gooding, Idaho

937-12471

BOX 177, BURLEY, IDAHO 83318
PHONE 678-3524 - FAX 678-4435

BOX 349, JEROME, IDAHO 83338
PHONE 324-4842 - FAX 324-8961

BOX 473, GOODING, IDAHO 83330
PHONE 934-8477 - FAX 934-5890

BOX 111, RUPERT, IDAHO 83350
PHONE 436-0606 - FAX 436-1199

MICROFILMED

FEB 20 1993

ORIGINAL

COPY

WARRANTY DEED

For value received, RANDY M. LUKEHART, a single man, the Grantor, does hereby grant, bargain, sell and convey unto LARRY KIMMES, a single man, Grantee, whose current address is 1819 S. 2200 East, Gooding, Idaho, all his right, title and interest in and to the following described real property:

Township 6 South, Range 15 East of the Boise Meridian, Gooding County, Idaho.

Section 3: Lots 2, 3 and 4

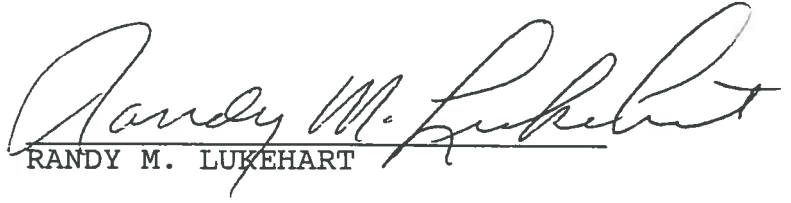
Together with all water rights, ditches and ditch rights, used thereon or appurtenant thereto, including but not limited to 120.85 shares of the capital stock of the Big Wood Canal Company, and water and ditch rights under the American Falls Reservoir District No. 2.

To have and to hold the said premises, with their appurtenances unto the Grantee, his heirs and assigns forever. And the Grantor does hereby covenant to and with the Grantee that he is the owner in fee-simple interest of said premises; that the premises are free from all encumbrances except current ad valorem taxes, levies and assessments, restrictions, reservations, easements of record and apparent and Grantor will warrant and defend the same from all lawful claims whatsoever.

In construing this deed, and where the context so requires, the singular includes the plural; and the masculine, the feminine and the neuter.

MICROFILMED
FEB 26 1993

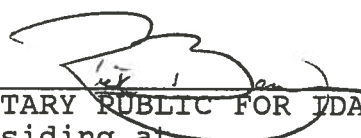
IN WITNESS WHEREOF, Grantor has hereunto
subscribed his name to this instrument this 17 day of
June, 1991.

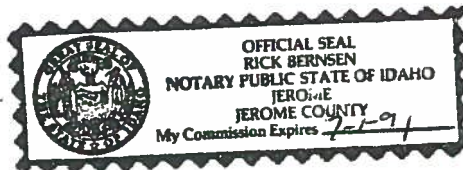

RANDY M. LUKEHART

STATE OF IDAHO)
County of Gooding)
~~Twin Falls~~)

On this 17th day of June, 1991, before me, the
undersigned, a Notary Public in and for said County and
State, personally appeared RANDY M. LUKEHART, known or
identified to me to be the person whose name is subscribed
to the within and foregoing instrument, and acknowledged to
me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand
and affixed my official seal on the day and year in this
certificate first above written.


NOTARY PUBLIC FOR IDAHO
Residing at _____
My commission expires _____



146273

STATE OF IDAHO, COUNTY OF GOODING

Filed for record at the request of Land Title & Escrow Co.

30 min. past 4 P.M. this 27

of Sept, 1991 Sub. 00

JOHN A. MYERS, Recorder

By Alberta Solis Den

MICROFILMED

FEB 26 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: A37-12471
Date Received: 1/10/1989
Receipt No: M002585
Received By: AB entered

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RANDY M. LUKEHART 208-934-5809
Address: P.O. BOX 404
GOODING, ID 83330

2. Date of Priority: MAY 01, 1924

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
06S	15E	3		2	GOODING

5. Description of diverting works:
2 HP PUMP IN WELL

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		
STOCKWATER	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/ ONE HOUSE; S/ UP TO 200 HEAD CATTLE

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
06S	15E	3		2	DOMEST	
				3	STOCK	

A37-12471

Page 1

Date: 01/13/89

MICROFILMED

FEB 26 1993

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:
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

Ident. Number A37-12471Date Received 1-10-89Receipt Number mod 585

RECEIVED

JAN 10 1989

NOTICE OF CLAIM
TO A
WATER RIGHT

Department of Water Resources
Southern Region Office

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day. Filing fee \$25

Please type or print clearly

1. Name of Claimant (s) RAUDY M. LUKEHART Phone (208) 934-5809Mailing Address P.O. Box 404 Zip 833302. Date of Priority (Only one (1) per claim) MAY 1 19243. Source of water supply (a) WELL GROUND WATER
which is tributary to (b) _____4. Location of point of diversion is: Township 6-5 Range 15-ESection 3, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot 2-3-4, B.M.,County of GOODINGAdditional points of diversion if any: NONE5. 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. 2 HP Pump IN WELL

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

(Both dates are inclusive)

(cfs)

For DOMESTIC purposes from 1-1 to 12-31 amount .04For STOCKWATER purposes from 1-1 to 12-31 amount .047. Total quantity claimed .08 (cfs)8. Total consumptive use claimed is de minimus9. Non-irrigation uses. Describe fully. (Domestic: give number of households served; Stockwater: type and number of
livestock) ONE HOUSEHOLD / LAWNS AND GARDEN / PERIODIC WATER TO LIVESTOCK.

MICROFILMED

FEB 2 1993

Copies: White-State, Yellow-Claimant

10. Place a "D" for domestic and "S" for stockwater use in the corresponding place of use below.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4			
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4
6-S	15-E	3		LOTS	-	2	-	3	-	4								

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

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

14. Remarks: _____

15. Basis of Claim (check one) Beneficial Use ✓ 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 wish to receive and pay a small annual fee for monthly copies of the docket sheet.
Number of attachments 0

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.
Signature of Claimant (s) Randy M. Lukehart Date 12-19-88
_____ 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 TWIN FALLS) SS.

Subscribed and sworn (or affirmed) before me this 19TH day of DECEMBER 19 88

SEAL Notary Public Jeff Peppercorn
Residing at BOISE, IDAHO

My Commission Expires 11/8/1994
Last Name LUKEHART Ident No. _____
Copies White Stamp, Yellow Claimant FEB 26 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

21-Oct-1991

JAYNE SHEPARD
LAND TITLE AND ESCROW, INC.
PO BOX 349
JEROME ID 83338

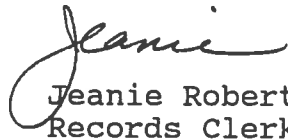
RE: CHANGE OF OWNERSHIP - ADJUDICATION CLAIM NO. A47-12471 - LUKEHART/
KIMMES

Ms. Shepard:

Pursuant to the notification that you are representing the claimant(s) on the above referenced Adjudication Claim(s), the Department has changed the record(s) of the current owner as you requested. Please find enclosed copy(s) of the computer record of the claim(s) noting the change in claimant(s).

Please review the records(s) and if you have any corrections or any questions, please feel free to contact this office.

Sincerely,


Jeanie Robertson
Records Clerk

/jr
Enclosures

WATER RIGHT NUMBER - A37-12471

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (D) NUMBER -

+ - - - - LAST NAME - - - - +

+ - FIRST NAME - - +

+ - - - - - ADDRESS - - - - - +

*** C - CURRENT OWNER ***
KIMMES

- LARRY

1 - 1819 S 2200 E

2 -

3 -

CITY- GOODING

STATE- ID ZIP- 83330

PHONE - 208-000-0000

*** O - ORIGINAL OWNER ***
LUKEHART

RANDY M.

1 - P.O. BOX 404

2 -

3 -

CITY- GOODING

STATE- ID ZIP- 83330

PHONE - 208-934-5809

+ - - PRIORITY DATE - - +
05/01/1924

+ - - - REGION - - - +
ERROR IN REGION

+ - - - STAGE - - - +
J - BENEFICIAL USE

+ - - - STATUS - - - - +

+ - - - - SOURCE - - - - -
GROUNDWATER

+ - - - - - - - - - - TRIBUTARY - +

[illegible]

06S 15E 3 NW N12 (47) GOODING

| + | CODE | DESCRIPTION | PERIOD FROM | PERIOD TO | WATER USE | DIVERSION RATE | DIVERSION VOLUME | + |
|---|------|-------------|-------------|-----------|-----------|----------------|------------------|---|
|---|------|-------------|-------------|-----------|-----------|----------------|------------------|---|

| | | | |
|-----------------|-------|-------|-------|
| 43 - DOMESTIC | 01/01 | 12/31 | 0.040 |
| 04 - STOCKWATER | 01/01 | 12/31 | 0.040 |

| + - TOTAL DIV. RATE - + | + - TOTAL DIV. VOLUME - + | + - TOTAL DIV. CAPACITY - + | + - TOTAL CONSUMPTIVE USE - + | + - KW USAGE - + |
|-------------------------|---------------------------|-----------------------------|-------------------------------|------------------|
| 0.080 | | | 0.0 | |

[illegible]

| | | | | | | | | |
|-----|-----|---|------|---|----|------------|-------|---------|
| 06S | 15E | 3 | NWNE | 3 | 04 | STOCKWATER | (47) | GOODING |
| 06S | 15E | 3 | NWNE | 3 | 43 | DOMESTIC | (47) | GOODING |

+ - - DIVERSION MEANS - 2 HP PUMP IN WELL

+ - - NON-IRRIGATION USE - D/ ONE HOUSE; S/ UP TO 200 HEAD CATTLE

+ - - OTHER RIGHTS FOR SAME USE - NONE

| + | ----- | REMARKS | ----- | + |
|---|----------------------------------|---------|-------|---|
| | OWNERSHIP CHANGE 10/21/91 BY JR. | | | |

----- OLD WATER RIGHT NUMBERS -----
NO OLD WATER RIGHT NUMBERS FOUND.

MICROFILMED
OCT 26 1994

WATER RIGHT NUMBER - A37-12471

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - - - CONDITIONS OF APPROVAL - - - - -
NO CONDITIONS OF APPROVAL FOUND.

+ - - - - DECREE PLAINTIFF - - - + + - - - - DECREE DEFENDANT - - - + + - DECREE DATE - +
00/00/0000

+ - - AUDIT FIELDS - 01/13/89 BAUMHOFF 10/03/89 REFUNDML 10/21/91 ROBERTSO

+ - - - - COMMENTS - - - - -
NO COMMENTS FOUND

+ - - - - 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 | - 00/00/0000 | OLD JUDICIAL DISTRICT | - |
| CLAIM RECEIVED DATE | - 01/13/1989 | LAST AMENDED DATE | - 00/00/0000 | TEMPORARY RIGHT | - P |
| PROOF DUE DATE | - 00/00/0000 | PROOF MADE DATE | - 00/00/0000 | WATER DISTRICT | - |
| LICENSED DATE | - 00/00/0000 | RECEIPT NUMBER | - M002585 | FEDERAL/STATE INDICATOR | - S |
| CLAIMS TAPE ERROR FLG | - | POU OWNERSHIP FLAG | - Y | PRESUMPTION FLAG | - |
| FEE EXEMPT FLAG | - | NAME CONNECTOR | - | NOTICE OF ERROR FLAG | - |

RP065156 030000A

DATA ENTRY

ENTERED 1-9-94

CHECKED 6-4-94

"Verified By"
Topo Map/Ortho-PQ
ASCS Map
Watermaster Records
NAPP Photos
Field Exam
Other (See Remarks)
County Records
Witness Statement
Project Records
IDWR Records

VERIFIED
MAR 0 1 1992

PROOF
JAN 0 6 1992

CERTIFIED
MAR 2 7 1992
WATER EXAMINER