

1999 AUG 13 PM 2: 34

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

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
	)	ADMINISTRATIVE PROCEEDINGS
Case No. 39576	)	
	)	Water Right 47-14178
_____	)	

IDWR has completed the following Administrative Proceeding:

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

SUBSTITUTION OF PARTY

Does the change in "ownership" result in a splitting of the water
right claimed? ☐ Yes ☒ No

If yes, does the split involve an I.C. 42-222 transfer? ☐ Yes ☐ No

Water Right(s): 47-14178-

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING
8/4/1999

47-14178

PAGE 1

From (Claimant/Seller):

Name of Claimant: ERMA G TUCKER
Address: RT 2
FILER ID 83328
Phone: (208) 733-7862

To (Claimant/Purchaser):

Name of Claimant: CAROLYN A BAKER
KENNETH G BAKER
Address: 2375 E 3700 N
FILER ID 83328-5611
Phone: (208) 326-6825

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: 8/9/99


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 8/13/1999 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:
Claimant/Seller for Substitution of Party or attorney of record:

ERMA G TUCKER (DECEASED)
RT 2
FILER ID 83328
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:

CAROLYN A BAKER
KENNETH G BAKER
2375 E 3700 N
FILER ID 83328-5611
4. One Copy to:
Chief, Natural Resources Division
Office of the Attorney General
P.O. Box 44449
Boise, Idaho 83711-4449
5. 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

AJ5856NP

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

DATE: AUG-5-1999

PAGE: A-4

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 47-14178

NAME & ADDRESS: CAROLYN A BAKER
KENNETH G BAKER
2375 E 3700 N
FILER ID 83328-5611

SOURCE: GROUNDWATER

QUANTITY: 0.17 CFS

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

PRIORITY DATE: 09/09/1925

POINT OF DIVERSION: T10S R16E S28 NENENE Within TWIN FALLS County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.13 CFS
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS

PLACE OF USE: STOCKWATER Within TWIN FALLS County
T10S R16E S28 NENE

DOMESTIC Within TWIN FALLS County
T10S R16E S28 NENE

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
200 DAIRY CATTLE, 4 HORSES
10S16E280600

RECEIVED

APR 06 1999

Department of Water Resources
Southern RegionSTATE 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.

1. Water Right No(s).: 47-14178
Adjudication Claim No(s).: _____
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 attached to your deed or on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant Emma Tucker -
3953 Highway 93 -
4. New Owner/Claimant(s) Kenneth G. Baker or Carolyn A. Baker
Name Connector (Check one): ☐ and, ☒ or, ☐ and/or
New Mailing Address 2375 E 3700 N
City, State and ZIP Code Filer, Idaho 83328-5611
New Telephone Number (208) 326-6825
5. Date you acquired the property May 29, 1997
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 you irrigate _____ Number and type of stock _____
Diversion rate in CFS _____ 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 or Claimant(s) Carolyn A. Baker
(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

6/c 6/15/99 CF
1-12

TWIN FALLS COUNTY, IDAHO
RECORDED FOR:

1997 MAY 29 P 1:46

ROBERT S. FORT
EX-OFFICIO RECORDER

FEE: 30⁰⁰ DEPUTY *RF*

TITLEFACT, Inc.

19970084651

RECEIVED

APR 06 1999

Department of Water Resources
Southern Region

40109sm

TitleFact, Inc.

163 Fourth Avenue North

P.O. Box 486

Twin Falls, Idaho 83303

***** SPACE ABOVE FOR RECORDER *****

PERSONAL REPRESENTATIVE'S DEED

FOR VALUE RECEIVED **THE ESTATE OF ERMA TUCKER**, deceased, hereinafter called the grantor by and through **RICHARD E. TUCKER**, General Co-Personal Representative, and **MILA P. BRIGGS**, General Co-Personal Representative, hereby grants, bargains, sells and conveys unto **KENNETH GLEN BAKER AND CAROLYN ANN BAKER**, husband and wife, hereinafter called grantee, whose address is: **474 Adams, Twin Falls, ID 83301**, the following described premises, in **Twin Falls County, Idaho**, to-wit:

Township 10 South, Range 16 East, Boise Meridian, Twin Falls County, Idaho
Section 28: BEGINNING at the Northeast corner of the W $\frac{1}{2}$ NW $\frac{1}{4}$
THENCE West 101 feet;
THENCE South 431 feet 3 $\frac{1}{2}$ inches;
THENCE East 101 feet;
THENCE North 431 feet 3 $\frac{1}{2}$ inches to the POINT OF BEGINNING.

SUBJECT TO: Twin Falls County Highway Right of Way —

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

Dated: May 28, 1997

THE ESTATE OF ERMA TUCKER, Deceased

BY: *Richard E. Tucker*
RICHARD E. TUCKER,
General Co-Personal Representative

BY: *Mila P. Briggs*
MILA P. BRIGGS,
General Co-Personal Representative

* * * * *

STATE OF IDAHO
County of Twin Falls

On this 21st day of May, 1997, before me, a Notary Public in and for said State, personally appeared **RICHARD E. TUCKER and MILA P. BRIGGS**, known or identified to me to be the General Co-Personal Representatives of the Estate of ERMA TUCKER, and whose name is subscribed to the foregoing instrument, and acknowledged to me that they executed the same as said Personal Representative.

IN WITNESS WHEREOF I have hereunto set my hand and official seal the day and year first above written.

Susie Moore

Notary Public for Idaho
Residing in Twin Falls
Commission Expires 11-28-2002



5769SS1 V4R2M0 980228

Print Key Output

S102FCPM

06/03/99 Page 1
11:39:38

Display Device : XJ
User : FRONT

6/03/99

PMO100 - PARCEL MASTER INQUIRY

11:39:31

PARCEL: RP 10S16E280600 A

NAME/ADDRESS
BAKER, KENNETH GLEN
& BAKER, CAROLYN ANN H/W

F9=MS F12=RC F14=HO
F17=DD F23=AG
LEGAL DESCRIPTION
SEC 28 T 10 R 16
1A IN NE CORNER OF NW NE
(101' X 431')

2375 E 3700 N

FILER ID 83328-5611
2375 3700 N

CODE AREA 1400 OWNER CODE
PARC TYPE LOC CODE
EFFDATE 1011998 EXPDATE
PREV PARCEL RP10S16E280600A

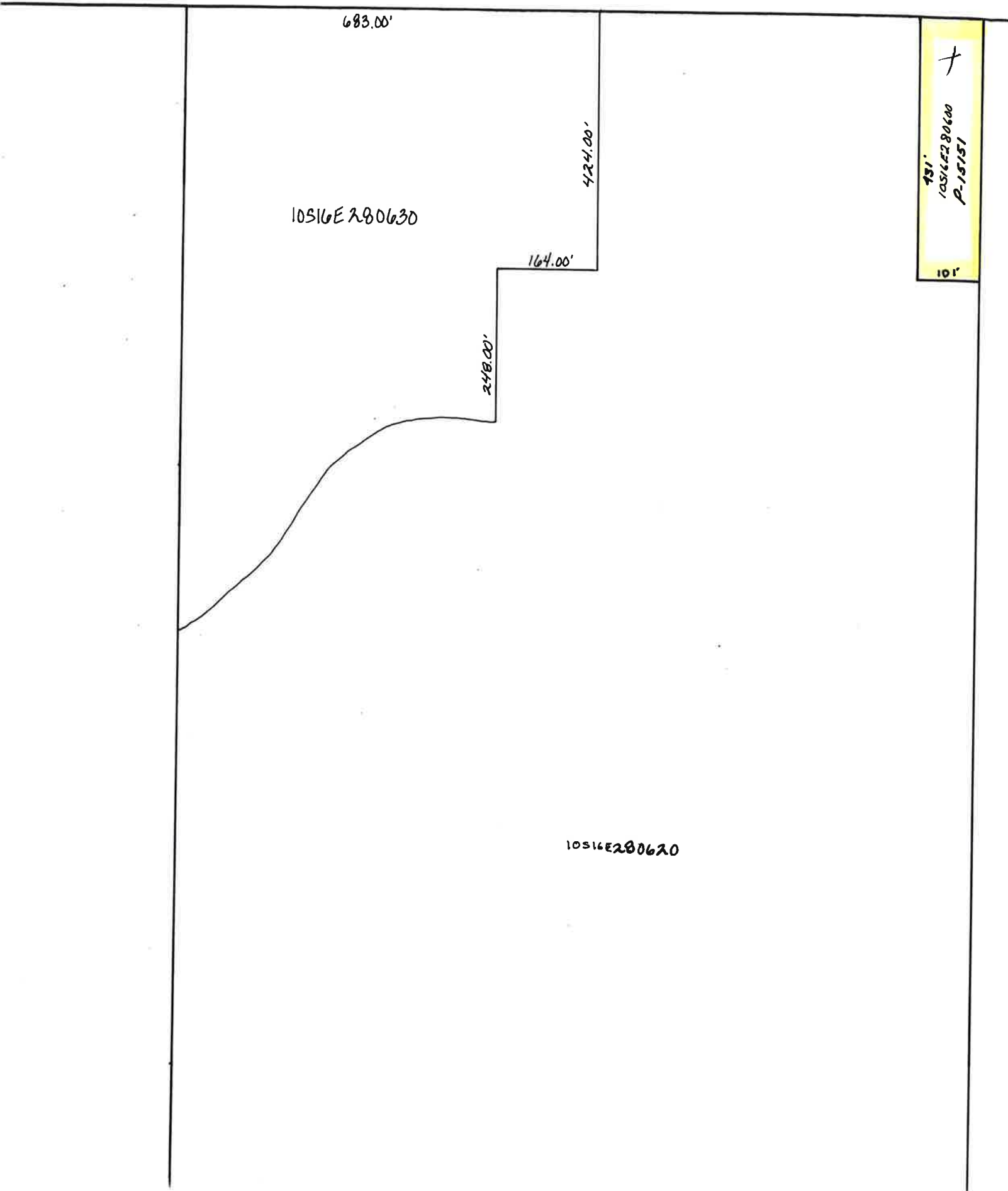
CAT	RY	QUANTITY	UN	VALUE	HO MRKT	HO EXMP	CB MRKT	OTHER
10	1997	1000	AC	8500				
31	1997			34048	34048	17024		

TOTALS 1000

42548 34048 17024
ENTER NEXT PARCEL NUMBER RP

FKeys: F2=TX F3=Exit F5=SS F6=NM F7=LG
F8=CT F13=TM F18=HS F20=SrcH F22=EU

A





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

RECEIVED

JUN 08 1999

Department of Water Resources
Southern Region

SOUTHERN REGION

May 27, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

KENNETH G BAKER
CAROLYN A BAKER
2375 E 3700 N
FILER ID 83328-5611

RE: OWNERSHIP CHANGE FOR ADJUDICATION CLAIM A47-14178

Dear Claimant(s):

Thank you for returning the NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP form. Our records, however, cannot be updated without the required information listed under item 2 of the ownership change form. Specifically, we need a copy of your plat or survey map.

Enclosed is your original ownership change form. Please attach the required information and return the entire packet in the enclosed self-addressed envelope. As soon as this information is received, our records will be updated and you will be notified by mail that the change has been completed.

Thank you for your prompt attention to this matter and should you have any questions please feel free to contact me.

Sincerely,

Cheryl E. Timm
SRBA Records Clerk

enc.

AJ5855NP
7667

IDAHO DEPARTMENT OF WATER RESOURCES
INDIVIDUAL LISTING FROM DIRECTOR'S REPORT
OF WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: August 7, 1998
PAGE: 1

RIGHT NUMBER: 47-14178

NAME AND ADDRESS:

~~ERMA C. TUCKER~~ *Kenny Baker* Kenneth G. Baker or Carolyn A. Baker
~~RE 2 3375 E. 3700 N.~~ [Husband and Wife]
FILER ID 83328

SOURCE: GROUNDWATER

QUANTITY: 0.17 CFS

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

PRIORITY-DATE: 09/09/1925

POINT OF DIVERSION T10S R16E S28 NENENE Within TWIN FALLS County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.13 CFS
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS

PLACE OF USE: STOCKWATER Within TWIN FALLS County
T10S R16E S28 NENE

DOMESTIC Within TWIN FALLS County
T10S R16E S28 NENE

OTHER MATTERS 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
200 DAIRY CATTLE, 4 HORSES
10S16E280600

RECEIVED

APR 06 1999

Department of Water Resources
Southern Region

AJ5856NP

✓ 8/23/98
IDAHO DEPARTMENT OF WATER RESOUR
RECOMMENDED WATER RIGHTS ACQUIRED UNDER ST

RIGHT NUMBER: 47-14178

NAME & ADDRESS: ERMA G TUCKER
RT2
FILER ID 83328

SOURCE: GROUNDWATER

QUANTITY: 0.17 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL
GALLONS PER DAY.

PRIORITY DATE: 09/09/1925

POINT OF DIVERSION: T10S R16E S28 NENENE

PURPOSE AND
PERIOD OF USE: PURPOSE OF USE
STOCKWATER
DOMESTIC 1 HOUSE ME

PLACE OF USE: STOCKWATER Within TWIN FALLS Cou
T10S R16E S28 NENE

DOMESTIC Within TWIN FALLS Cou
T10S R16E S28 NENE

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WA

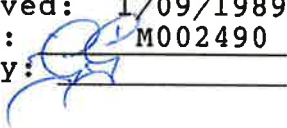
THE QUANTITY OF WATER DECREED FOR THIS WATER
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
200 DAIRY CATTLE, 4 HORSES
10S16E280600

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: A47-14178
Date Received: 1/09/1989
Receipt No: M002490
Received By: 

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ERMA G. TUCKER 208-733-7862
Address: RT.2
FILER, ID 83328
2. Date of Priority: SEP 09, 1925
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|------------|
| 10S | 16E | 28 | NE | NE | NE | | TWIN FALLS |
5. Description of diverting works:
WELL, 246' DEEP, 1 HP 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 | | |
| STOCKWATER | 01/01 | 12/31 | 0.130 | | |
7. Total Quantity Appropriated is:
0.170 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
ONE DOMESTIC HOUSEHOLD, 200 DAIRY CATTLE, 4 HORSES
10. Place of Use:
- | Township | Range | Section | 1/4 of | 1/4 of | Lot | Use | Acres |
|----------|-------|---------|--------|--------|-----|--------|-------|
| 10S | 16E | 28 | NE | NE | | DOMEST | |
| | | | NE | NE | | STOCK | |

A47-14178

Page 1

Date: 01/09/89

MICROFILMED

MAR 15 1993

11. Place of use in counties: TWIN FALLS

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 Organizations:

I do solemnly swear or affirm that I am Personal Rep ^{for} _____ Title

Ernest E. Tucker Organization, that I have signed the foregoing document in the space below as Personal Rep ^{for} _____ Title

Ernest E. Tucker Organization and that the statements contained in the foregoing document are true and correct.

Ernest E. Tucker
Signature of Authorized Agent

Title and Organization

January 9, 1989
Date

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 9th day

of Jan 19 89

Seal

Melvin Gene Gibson
Notary Public

Melvin Gene Gibson, Notary Public
Residing at Boise, Idaho

Residing at My Commission Expires September 2, 1994

My Commission Expires _____