

COPY

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED
2002 NOV 22 PM 2 14

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

Subcase No. 37-4229

Case No. 39576

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING

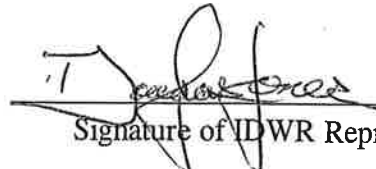
IDWR has completed the following Administrative proceeding: **SUBSTITUTION OF PARTY**

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

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 Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

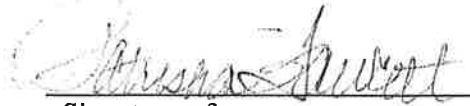
Dated: 11/14/02


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 11/22, 2002, 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
PO Box 2707
Twin Falls ID 83303-2707
2. One Copy to:
Claimant/Seller for Substitution of Party or attorney of record:
Waldo Faught
Shirley Faught
465 N 300 E
Shoshone ID 83352
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:
Mark Kime
PO Box 383
Shoshone ID 83352
4. One Copy to:
Each party in the subcase or attorney of record:
Jo Beeman
Beeman & Associates
409 W Jefferson St
Boise ID 83702
5. One Copy to:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449
6. 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

DISTRICT COURT-SRBA
TWIN FALLS CO, IDAHO
FILED

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

2002 NOV 22 PM 2 14

RIGHT NUMBER: 37-4229

NAME AND ADDRESS: MARK KIME
PO BOX 383
SHOSHONE ID 83352

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.030 CFS

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

PRIORITY DATE: 01/01/1934

POINT OF
DIVERSION: T05S R18E S8 NWNESW Within LINCOLN County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
COMMERCIAL	1/01 12/31	0.010 CFS
DOMESTIC	1/01 12/31	0.030 CFS
STOCKWATER	1/01 12/31	0.010 CFS

PLACE OF USE: COMMERCIAL Within LINCOLN County

T05S R18E S08 NESW

DOMESTIC Within LINCOLN County

T05S R18E S08 NESW

STOCKWATER Within LINCOLN County

T05S R18E S08 NESW

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

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE
EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE
ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO
LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION
42-1412(6), IDAHO CODE.

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

November 22, 2002

MARK KIME
PO BOX 383
SHOSHONE ID 83352

RE: SRBA Claim(s) 37-4229

Dear Claimant:

Please find the enclosed copy of the Notice of Completed Administrative Proceeding, which the department has filed with the SRBA Court regarding the above referenced claims. You have received this notice pursuant to SRBA Court Administrative Order 11 requiring IDWR to report to the court and interested parties any pending changes to adjudication claims in basins for which a Director's Report has been filed with the court.

Please contact this office if you have any questions about the notice or the administrative process.

Sincerely,

Trish Fawcett
Technical Records Specialist

cc: Waldo and Shirley Faught



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

December 21, 2001

WALDO FAUGHT
PO BOX 476
SHOSHONE ID 83352

4-5-02
response.
-ss

Re: Snake River Basin Adjudication (SRBA)
Water Right(s) #37-4229, 37-7998
Change of Address

RECEIVED
MAY 08 2002
Department of Water Resources
Southern Region

Dear Water Right Holder:

IDWR has been notified the address presently in our records is incorrect. 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. Future notices related to your water right can be sent only to the address on your water right or as otherwise changed by you.

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 and list any other water rights you may have before returning this letter by January 11, 2002. 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.

If there has been a change in ownership of the property connected with the water rights 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 Bureau

SS:region

#####

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

Claimant Signature

Telephone No.

4449
83711-4449

ADDRESS SERVICE
REQUESTED

PO Box 474



 RETURN TO SENDER

☒ Not Deliverable As Addressed
☒ Unable To Forward
☒ Insufficient Address
☐ Moved, Left No Address
☐ Unclaimed ☐ Refused
☐ Attempted-Not Known
☐ No Such Street ☐ Number
☐ Vacant ☐ Illegible
☐ No Mail Recipient
☐ Box Closed-No Order
☐ Returned For Better Address
☐ Postage Due _____

FAUGHT, WALDO
RT 1
SHOSHONE ID 83352

37-4229
~~37-7998~~ WR
C/O 20437 to Mc 37-4229
20438 WR 37-7998
on sheet

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

RECEIVED
OCT 23 2002
 Department of Water Resources
 Southern Region

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
37-4229					
37-7998					

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) WALDO FAUGHT
RT. 1
4. New Owner/Claimant(s) SHOSHONE
 Name Connector (Check one): [] and, [] or, [] and/or
- New Mailing Address MARK KIME
- City, State and ZIP Code P.O. Box 383 SHOSHONE, ID
- New Telephone Number (208) 886 2796 83352
5. Date you acquired the property 2000

6. **If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7.** If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s)
(include title if applicable)

Mark R. Kime

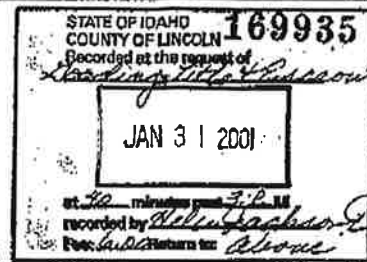
For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by <i>[Signature]</i>	Date <i>11/5/02</i>	Fee <i>50.00</i>
Received by <i>[Signature]</i>	Date <i>11/5/02</i>	Receipt No. <i>5025299</i>
Processed by _____	AJ Date _____	WR _____ Date _____

Order No. L010006

WARRANTY DEED



For Value Received

Timothy J. Oppen And Mary Lou Oppen,
Husband And Wife.

the grantor(s), do(es) hereby grant, bargain, sell, and convey unto

Mark R. Kime,
A Single Man.

the grantee(s), whose current address is

P.O. BOX 383, SHOSHONE, ID 83352

the following described premises, to-wit:

See Attached Exhibit "A"

Together with all water and water shares, ditches and ditch rights used thereon or appurtenant thereto including but not limited to 16 shares of Big Wood Canal Company water stock.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), his/her/their heirs and assigns forever. And the said Grantor(s) do(es) hereby covenant to and with the said Grantee(s), that he/she/they are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that he/she/they will warrant and defend the same from all claims whatsoever.

Dated: January 26, 2001

TIMOTHY J. OPPER

MARY LOU OPPER

STATE OF PA
COUNTY OF TIOGA

On This 26th day of JANUARY, in the year 2001, before me, a Notary Public in and for said State, personally appeared Timothy J. Oppen And Mary Lou Oppen, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within Instrument, and acknowledged to me that he/she/they executed the same.

WITNESS my hand and official seal.

Notary Public or
Residing at:
Commission Expires:

Notarial Seal
Linda J. Hinkle, Notary Public
Wellsville Boro, Tioga County
My Commission Expires March 27, 2001

TITLE & ESCROW
COMPANIES

NATURE SAVER™ FAX MEMO 01616		Date	1/21	# of Pages	1
To	REBECCA	From	Korey	Co.	
Co/Dept.	gds title	Phone #		Fax #	

EXHIBIT A**L010006**

RP05S18E084850
RP05S18E084100
RP05S18E084800

Parcel 1:

Township 5 South, Range 18, East of the Boise Meridian, Lincoln County, Idaho

Section 8: The Northeast Quarter of the Southwest Quarter

EXCEPTING THEREFROM a parcel of land in the Northeast Quarter of the Southwest Quarter described as follows:

BEGINNING at the Northeast corner of said Section 8;
Thence North 89° 48' 00" West for a distance of 3,971.88 feet;
Thence South 0° 36' 00" West for a distance of 2,642.17 feet to the REAL POINT OF BEGINNING, said point being the Northwest corner of the Northeast Quarter of the Southwest Quarter of said Section 8;
Thence South 89° 24' 00" East for a distance of 544.50 feet;
Thence South 0° 36' 00" West for a distance of 400.00 feet;
Thence North 89° 24' 00" West for a distance of 544.50 feet;
Thence North 0° 36' 00" East for a distance of 400.00 feet to the REAL POINT OF BEGINNING.

Parcel 2:

Township 5 South, Range 18, East of the Boise Meridian, Lincoln County, Idaho

Section 8: That part of the Northeast Quarter of the Southwest Quarter described as follows:

BEGINNING at the Northeast corner of said Section 8;
Thence North 89° 48' 00" West for a distance of 3,971.88 feet;
Thence South 0° 36' 00" West for a distance of 2,642.17 feet to the REAL POINT OF BEGINNING, said point being the Northwest corner of the Northeast Quarter of the Southwest Quarter of said Section 8;
Thence South 89° 24' 00" East for a distance of 544.50 feet;
Thence South 0° 36' 00" West for a distance of 400.00 feet;
Thence North 89° 24' 00" West for a distance of 544.50 feet;
Thence North 0° 36' 00" East for a distance of 400.00 feet to the REAL POINT OF BEGINNING.

TOGETHER WITH:

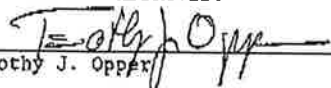
An easement for delivery of irrigation water and maintenance of irrigation facilities used for said delivery of irrigation water being described as follows:

Township 5 South, Range 18, East of the Boise Meridian, Lincoln County, Idaho
Section 8:

The Easterly 30.0 feet of the South 655 feet of the SW¼NW¼, and
The Easterly 30.0 feet of the North 50.0 feet of the NW¼SW¼.

Maintenance of said easement and irrigation facilities will be shared equally by both the Grantor and Grantee herein.

REVIEWED AND APPROVED:


Timothy J. Oppen


Mary Lou Oppen


Mark R. Kime

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

RECEIVED

AUG 28 1996

Department of Water Resources

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

Incomplete forms will be returned.

RECEIVED

1. Water Right Number(s) # 37-04229 **AUG 29 1996**
Adjudication Claim Number(s) # 37-04229 **Department of Water Resources**
Southern Region

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. (These are usually on file with the county.)

AND

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) NORM WALKER

420 S FIVE MILE RD
BOISE, ID 83709

4. New Owner/Claimant(s) RON AND LINDA CROCKETT

Name connector (Check one): ☐ AND, ☐ OR, ☐ AND/OR

New Mailing Address 465 N 300E

City, State and ZIP Code Shoshone ID 83352

New Telephone Number 208 886-2759

5. Date you acquired the property 6-19-95

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.

WE HAVE A domestic well only.

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

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

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.

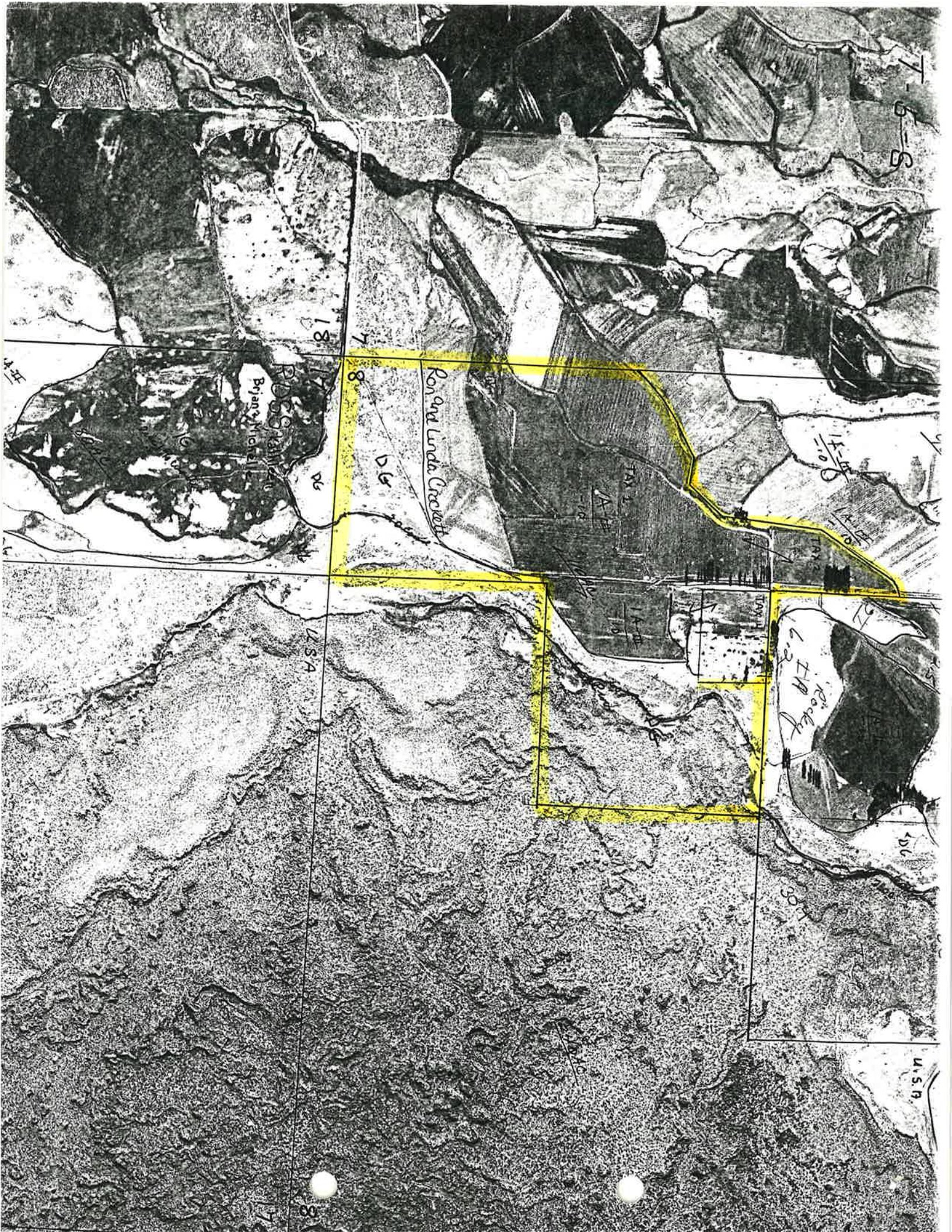
7. Signature of New Owner/Claimant(s) _____ Date _____

Linda Crockett Date 7-31-96

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.



7-5-8



Ranque Linda Crockett

Rocks

L.S.A.

L.S.A.

PLAT RECORD

LINCOLN COUNTY, IDAHO

ion 7 Twp. 5 South of Range 18 E. B. M., Lincoln County, Idaho

