

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 37-791E
Date Received: 9/16/1988
Receipt No: S002235
Received By:

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s)

COLLEGE OF SOUTHERN IDAHO Phone: (208)734-0353
PO BOX 1238
TWIN FALLS ID 83303-1238

2. Date of Priority: 04/01/1888

3. Source: SPRINGS Trib. to: UNNAMED STREAM

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
06S	13E	21	NW SE	GOODING	

5. Description of diverting works:

DAMMED POND, PUMP, PIPELINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION STORAGE			3/15 11/15	
1.5				
IRRIGATION FROM STORAGE			3/15 11/15 0.11	

7. Total Quantity Appropriated is:
0.11 C.F.S. and/or 1.5 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
06S	13E	21	NW	SE	IRRIGATION FROM STORAGE	5
					Section Acres	5
					Total Acres	5

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:

14. Remarks:

THIS PROPERTY WAS SOLD BY MR. GACHE TO MR. & MRS. FROST ON 12/13/1990.
RVW.

***** 2/26/98, DJ: USE CODE IN PLACE OF USE PAGE WAS MODIFIED TO BE
CONSISTANT WITH WATER USE PAGE.

***** 03/19/98, TF: CLAIM AMENDED TO CORRECT RANGE IN POD & POU

15. Basis of Claim: Decreed

Fritschle, Carter

From: Fritschle, Carter
Sent: Friday, November 19, 2004 3:13 PM
To: Allan Frost (E-mail)
Cc: Knowles, Corbin
Subject: Claims 37-791E and 37-2411A, and License 37-8095

Dr.
Mr. Frost,

I have reviewed the Snake River Basin Adjudication (SRBA) claims for 37-791E and 37-2411A and determined that they can only be recommended for direct diversion (natural flow) and cannot include a storage component. However, Licensed Right 37-8095 covers the use of storing water in the pond. The proof of beneficial use for License 37-8095 was submitted after the commencement of the SRBA, so a claim may be filed on it, but it is not required. When you convey the land to the College of Southern Idaho, you will want to make sure they are aware of License 37-8095 when they submit the change of ownership, so they put it, as well as claims 37-791E and 37-2411A in their name. I have attempted to include a copy of License 37-8095 with this email. Hopefully you will be able to receive it.

Carter Fritschle

State of Idaho
Department of Water Resources

Water Right License

WATER RIGHT NO. 37-08095

Priority: June 17, 1983

Maximum Storage Volume:

1.5 AF

This is to certify, that PETER D GACHE

C/O JAMES P SPECK

HOGUE SPECK & AANESTAD

PO BOX 987

KETCHUM ID 83340-0987

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated June 17, 1983; and has submitted Proof of Beneficial Use on January 30, 1989. An examination indicates that the works have a storage capacity of 1.500 af of water from:

UNNAMED STREAM

tributary to SNAKE RIVER

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
AESTHETIC STORAGE	01/01 to 12/31		1.5 AF

LOCATION OF POINT(S) OF DIVERSION:

NWSE , Sec. 21, Township 06S, Range 13E
GOODING County

CONDITIONS OF APPROVAL AND REMARKS

1. This water right is appurtenant to the described place of use.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 27TH day of MAY, 1998.


Acting for KARL J. DREHER, Director

MICROFILMED

JUN 04 1998

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: A37-00791E
Date Received: 9/16/1988
Receipt No: S002235
Received By: R. J. [Signature]

Change of Owner

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ALLAN R. FROST 208-734-6574
Address: 2577 SUNRIDGE CIRCLE
TWIN FALLS, ID 83301

Name: FRANCES M. FROST 208-734-6575
Address: 2577 SUNRIDGE CIRCLE
TWIN FALLS, ID 83301

2. Date of Priority: APR 1, 1888

3. Source: SPRINGS Trib. to: UNNAMED STREAM

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06S	16E	21	NW	SE			GOODING

5. Description of diverting works:
DAMMED POND, PUMP, PIPELINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION STORAGE	03/15	11/15			1.50
IRRIGATION FROM STORAGE	03/15	11/15	0.110		

7. Total Quantity Appropriated is:
0.110 C.F.S. (and/or) 1.50 A.F.A.

8. Total consumptive use is 15.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
06S	16E	21	NW SE		IRR	5.0
Section Acres						5.0
Total Acres						5.0

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:
37-02411A

14. Remarks:

THIS DPROPERTY WAS SOLD BY MR. GACHE TO MR. & MRS. FROST
ON 12/13/1990. RVW.

15. Basis of Claim: DECREEED

Case Number:

Court :

Decree date: 5/30/1913

WEST ET AL

Decree Plaintiff

BELL ET AL

vs

Decree 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: _____

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 _____

MICROFILMED
FEB 23 1993

CHANGE IN OWNERSHIP OF NOTICE OF CLAIM

[] Water Right Number(s): A37-00791E & A37-02411A

[] Name and Address of
Former Claimant: Peter Djonald Gache

P. O. Box #942

Smithtown, New York 11787

[] New Claimant(s): Allan R. Frost and/or Frances M. Frost

[] New Mailing Address: 2577 Sunridge Circle

Twin Falls, Idaho 83301

New Telephone Number: (208) 734 - 6575

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

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

[] Attach proof of ownership

Describe proof attached: Copy of the recorded Warranty Deed

[] Signature of New Claimant(s): allan R Frost

Date: 1/7/91

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: By:

Claim Numbers of Split, if any:

MICROFILMED
FEB 23 1993



WARRANTY DEED

For Value Received

Peter Djonald Gache, a single man,
hereinafter referred to as Grantor, does hereby grant, bargain, sell, and convey unto

Allan R. Frost and Frances M. Frost, husband and wife,
hereinafter referred to as Grantee, whose current address is

2577 Sunridge Circle, Twin Falls, ID, 83301

the following described premises, to-wit:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner 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 Grantor will warrant and defend the same from all claims whatsoever.

Dated: December 13, 1990.

Peter Djonald Gache
Peter Djonald Gache

STATE OF FLORIDA)

COUNTY OF Dade) : ss

On This 13 day of December, in the year 1990, before me, a Notary Public in and for said State, personally appeared Peter Djonald Gache, known or identified to me to be the person whose name is subscribed to the within Instrument, and acknowledged to me that he executed the same.

143256

Leanne Sterne



EXHIBIT A

That part of the Northwest Quarter of the Southeast Quarter in Section 21, Township 6 South, Range 13, East of the Boise Meridian, Gooding County, Idaho, described as follows:

BEGINNING at a point on the East line of said Northwest Quarter of the Southeast Quarter, 330 feet South of the Northeast corner thereof, THE TRUE POINT OF BEGINNING;
Thence South along said East line, 460 feet;
Thence West to the East line of the highway, (designated U.S. Highway #30 on March 30, 1945);
Thence Northwesterly along said highway line to a point 330 feet South of the North line of said Northwest Quarter of the Southeast Quarter;
Thence East to the TRUE POINT OF BEGINNING.

EXCEPTING THEREFROM that portion deeded to the State of Idaho for highway purposes by Warranty Deed recorded October 16, 1957 in Book 49 Page 123 as Instrument Number 133378, Gooding County records.

AND a tract of land in the Northwest Quarter of the Southeast Quarter, described as follows:

BEGINNING at the Northwest corner of said Northwest Quarter of the Southeast Quarter of Section 21;
Thence South $29^{\circ}51'$ East, 128.15 feet to THE TRUE POINT OF BEGINNING, which point is on the Easterly right-of-way of old Highway 30;
Thence North $89^{\circ}49'$ East, 1256.27 feet to the East boundary of said Northwest Quarter of the Southeast Quarter;
Thence South on said boundary, 222.3 feet;
Thence South $89^{\circ}49'$ West, 1149.76 feet to the Easterly right-of-way of old Highway 30;
Thence North $25^{\circ}36'$ West, 246.5 feet to THE POINT OF BEGINNING.

EXCEPTING THEREFROM that portion deeded to the State of Idaho for highway purposes by Warranty Deed recorded September 17, 1957 in Book 49 Page 90 as Instrument Number 133209, Gooding County records.

MICROFILMED
FEB 23 1993

9/22/1988

SRBA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME

GacheCLAIM IDENT. NO. A37-00791E

DATE RECEIVED

9-1-88

CK #

8521AMOUNT \$ 105.00portion

YES

NO

1. Is the name and address complete with zip code? X2. Is a priority date entered? X

Is the water use exempt from the Permit requirements, or if it is not exempt, has a Permit been approved or a License issued?

A Permit is required: (1) for groundwater developed after March 25, 1963 (except single family domestic and stockwater wells using less than 13,000 gpd), or (2) for surface water developed after May 20, 1971 (except for instream stockwater). USE CARE IF CLAIM IS RETURNED. REFER TO ADJUDICATION MEMOS # 1 (ADJ. CLAIMS/APPLICATIONS) AND # 9 (REJECTION OF CLAIMS). EXPLAIN IN COMMENTS.

Deeded portion3. (a) Is a source entered? X(b) Is a tributary to entered? (if required) Montana Mining Co. N/A Ditch X4. Is the legal description of the p.d. sufficient? X5. Is there a description of the diverting works? X6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. XIs the period of use included? XIs a quantity claimed for each use? X7. Is a total quantity claimed entered? X8. If required is a consumptive use entered? N/A XIs the consumptive use correct? N/A X9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, each household must file a separate claim. See Adjudication Memo # 4. na10. Is (are) the place(s) of use entered? X11. Is (are) the county(ies) entered? X12. Is the ownership of p.u. checked? X13. Are other water rights listed or "none" checked? X14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) N/A X15. Is the basis of the claim checked? X16. Is the claim signed by the claimant, and is the signature appropriate? (If an individual is the claimant, has that individual signed the claim, or if an organization is the claimant, is the organization signature block complete?) XHas the claim been signed, sealed, and dated by a notary? XIs the fee enclosed correct? XIf this claim is based on an existing water right, has the identification number been entered? N/A XShould this claim be receipted and data entered? XClaim checked by: RLRComments: Notice of Appearance

MICROFILMED

FEB 23 1993

HOGUE, SPECK & AANESTAD

A PROFESSIONAL ASSOCIATION

OF

ATTORNEYS

120 EAST AVENUE

POST OFFICE BOX 987

KETCHUM, IDAHO 83340

(208) 726-4421

TELECOPIER (208) 726-0752

TERRY G. HOGUE
JAMES P. SPECK
DOUGLAS J. AANESTAD
J. STEPHEN CRABTREE
TRACY DUNLAP

HAILEY OFFICE:
16 WEST CROY STREET
SUITE K
POST OFFICE BOX 460
HAILEY, IDAHO 83333
(208) 788-3567

August 30, 1988

RECEIVED

SEP 1 1988

Dept. of Water Resources
ATTN: Jim Stanton
2148 4th Ave. East
Twin Falls, ID 83301

Department of Water Resources
Southern Region Office

Re: Mr. Peter D. Gache - Notice of Claims To Water
Rights for the Snake River Basin Adjudication

Dear Jim:

My law firm represents Mr. Peter D. Gache. Enclosed you will find two Notices of Claims to Water Rights Acquired Under State Law together with our check payable to the Department for \$105 as the required filing fee. The filing fee was computed on the basis of \$50 per claim plus \$5 for irrigation of 5 acres.

Also enclosed is a Special Power of Attorney authorizing me to execute these Notices of Claim as attorney in fact for Mr. Gache. Please call if you have any questions. Thank you.

Sincerely yours,

HOGUE, SPECK & AANESTAD

Jim

James P. Speck

JPS/rmb
enclosures

MICROFILMED

FEB 23 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: A37-00791E

Date Received: 9/01/1988

Receipt No: S002235

Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: PETER DJONALD GACHE
Address: P.O. BOX 942
SMITHTOWN, NY

516-724-3118

11787

2. Date of Priority: APR 01, 1888

3. Source: SPRINGS

Trib. to: UNNAMED STREAM

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06S	16E	21	NW	SE			GOODING

5. Description of diverting works:
DAMMED POND, PUMP, PIPELINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION STORAGE	03/15	11/15			1.50
IRRIGATION FROM STORAGE	03/15	11/15	0.110		

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

1.50 A.F.A.

8. Total consumptive use is

15.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	16E	21	NW	SE		IRR	5.0

Section Acres 5.0

A37-00791E

Page

1

Date: 02/01/89

MICROFILMED

FEB 23 1993

10. Place of Use: Continued

Total Acres 5.0

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:
37-02411A

14. Remarks:

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date: 5/30/1913

WEST ET AL
Decree Plaintiff

vs

BELL ET AL
Decree 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: _____

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 A37-00791E
Date Received 9-1-88
Receipt Number 5002235

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

SEP 1 1988

Department of Water Resources
Southern Region Office

Please type or print clearly

- Name of Claimant (s) Peter Djonald Gache Phone 516) 724-3118
Mailing Address P.O. Box 942, Smithtown, New York Zip 11787
- Date of Priority (Only one (1) per claim) April 1, 1888
- Source of water supply (a) Springs
which is tributary to (b) unnamed stream
- a. Location of existing point of diversion is: Township 6 S Range 16 E Section 21,
1/4 of NW 1/4 of SE 1/4, Govt. Lot, B.M., County of Gooding
Additional points of diversion if any: None
- 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 _____
- 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. Spring flows into an unnamed stream
which is dammed to form a small pond (see Idaho Water Right Permit No.
37-8095), water is pumped from the pond through a pipeline to irrigated
acreage

MICROFILMED

FEB 23 1993

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Storage for irrigation purposes from 3/15 to 11/15 amount or 1.50

For Irrigation from Storage purposes from 3/15 to 11/15 amount 0.11 or

For purposes from to amount or

For purposes from to amount or

7. Total quantity claimed (a) 0.11 (cfs) and/or (b) 1.5 (acre feet)

8. Total consumptive use claimed is 15 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) None

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	
6S	16E	21														5			5

Total number of acres irrigated 5

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 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.

37-2411 or None ()

14. Remarks:

Claimant acquired this portion of the water right when he purchased the property in 1980. The total water right is for 2.0 cfs.

MICROFILMED

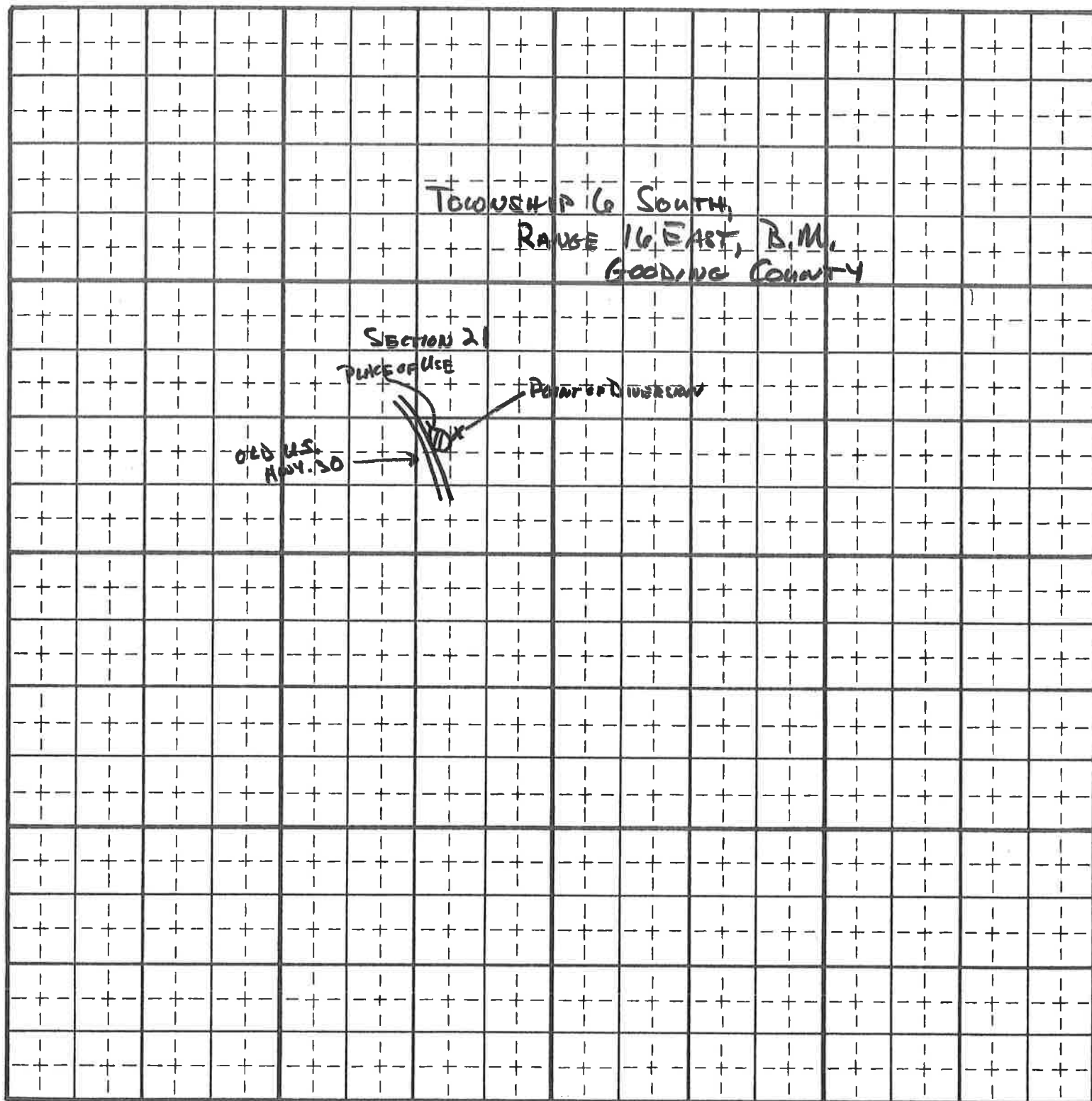
FEB 23 1993

Last Name Gache Ident No.

Copies: White -State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile



Last Name _____ Ident No. _____

MICROFILMED
FEB 23 1993
Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice _____ License _____ Permit _____
Decree _____ 37-0791
If applicable provide IDWR Water Right Number _____
Court Gooding Co. Case Number _____ Decree Date 5/30/1913
Plaintiff vs Defendant West, et al. v. Bell, et al.

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 None

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

Signature of Claimant (s) Peter D. Gache, by Date 8/31/88
James P. Speck, his attorney in fact 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 _____ Title _____ of _____ 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 Blaine) SS.

Subscribed and sworn (or affirmed) before me this 31st day of August 19 88

SEAL

Notary Public Ruby Mung Becker

Residing at Sun Valley

My Commission Expires 1/17/93

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, JAMES P. SPECK 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 James P. Speck
Hogue, Speck & Aanestad, P.O. Box 987, Ketchum, ID 83340

Address _____

Date 8/31/88

Last Name Gache Ident. Number _____

MICROFILMED
FEB 23 1993
Copies White-State Yellow-Claimant

RECEIVED

SEP 1968

**SPECIAL POWER OF ATTORNEY
(WATER RIGHTS)**

Department of Water Resources
Southern District Office

I, PETER D. GACHE, of 158 Barlow Rd, Ketchum
designate and appoint JAMES P. SPECK, of Blaine County, Idaho, as
my attorney in fact and agent (subsequently called "Agent") to act
in my name and for my benefit for the specific purposes stated
herein only. I grant to my Agent full power and authority to do
everything necessary in exercising any of the powers herein granted
as fully as I might or could do if personally present and fully
competent, hereby ratifying and confirming all that my Agent shall
lawfully do or cause to be done by virtue of this Special Power of
Attorney and the powers herein granted.

1. SPECIFIC GRANT OF POWER. My agent shall have
power to exercise or perform any act, power, duty, right or
obligation whatsoever that I now have or may hereafter acquire,
RELATING ONLY TO the preparation and filing of claims for water
rights in Twin Falls County District Court Civil No. 39576, In Re
the General Adjudication of Rights to the Use of Water from the
SNAKE RIVER BASIN WATER SYSTEM, and the preparation and filing of
applications for permits to or transfers of water rights, or claims
to water rights, with the Idaho Department of Water Resources.

2. REVOCABILITY. This Special Power of Attorney is
revocable, provided, that insofar as any governmental agency,
bank, trust company, insurance company, transfer agent, or other
person shall rely upon this power, this power may be revoked only
by a notice in writing executed by me or my Agent and delivered
to such person or institution.

3. INTERPRETATION. This instrument is to be construed
and interpreted as a Special Power of Attorney and shall be limited
in accordance herewith.

4. DISABILITY OF PRINCIPAL. This Special Power of
Attorney shall not be affected by disability of the principal.

5. THIRD-PARTY RELIANCE. Third parties may rely upon
the representations of the Agent as to all matters relating to any
power granted to my Agent, and no person who may act in
reliance upon the representations of the Agent or the authority
granted to my Agent shall incur any liability to us or our
estates as a result of permitting the Agent to exercise any
power.

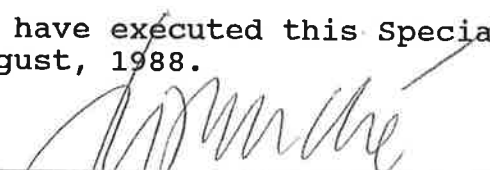
MICROFILMED

FEB 23 1968

6. GOVERNING LAW. This Special Power of Attorney is executed and delivered in the State of Idaho and the laws of the State of Idaho shall govern all questions as to the validity of this power and as to the construction of its provisions.

7. COUNTERPARTS. This Special Power of Attorney may be executed in counterparts. Each executed counterpart of this Special Power of Attorney shall have the force and effect of this original.

IN WITNESS WHEREOF, I have executed this Special Power of Attorney this 26th day of August, 1988.


PETER D. GACHE

STATE OF IDAHO)
) ss.
County of Blaine)

On this 26th day of August, 1988, before me, the undersigned notary public in and for said state, personally appeared Peter D. Gache, known to me to be the person whose name is subscribed to the within Special Power of Attorney, and acknowledged to me that he executed the same.

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


Notary Public for Idaho
Residing at: Sun Valley, ID

SPPWRATY.MIS

RECEIVED

SEP 4 1988

**SPECIAL POWER OF ATTORNEY
(WATER RIGHTS)**

Department of Water Resources
Southern Region Office

I, PETER D. GACHE, of 158 Barlow Rd, Ketchikan
designate and appoint JAMES P. SPECK, of Blaine County, Idaho, as
my attorney in fact and agent (subsequently called "Agent") to act
in my name and for my benefit for the specific purposes stated
herein only. I grant to my Agent full power and authority to do
everything necessary in exercising any of the powers herein granted
as fully as I might or could do if personally present and fully
competent, hereby ratifying and confirming all that my Agent shall
lawfully do or cause to be done by virtue of this Special Power of
Attorney and the powers herein granted.

1. SPECIFIC GRANT OF POWER. My agent shall have
power to exercise or perform any act, power, duty, right or
obligation whatsoever that I now have or may hereafter acquire,
RELATING ONLY TO the preparation and filing of claims for water
rights in Twin Falls County District Court Civil No. 39576, In Re
the General Adjudication of Rights to the Use of Water from the
Snake River Basin Water System, and the preparation and filing of
applications for permits to or transfers of water rights, or claims
to water rights, with the Idaho Department of Water Resources.

2. REVOCABILITY. This Special Power of Attorney is
revocable, provided, that insofar as any governmental agency,
bank, trust company, insurance company, transfer agent, or other
person shall rely upon this power, this power may be revoked only
by a notice in writing executed by me or my Agent and delivered
to such person or institution.

3. INTERPRETATION. This instrument is to be construed
and interpreted as a Special Power of Attorney and shall be limited
in accordance herewith.

4. DISABILITY OF PRINCIPAL. This Special Power of
Attorney shall not be affected by disability of the principal.

5. THIRD-PARTY RELIANCE. Third parties may rely upon
the representations of the Agent as to all matters relating to any
power granted to my Agent, and no person who may act in
reliance upon the representations of the Agent or the authority
granted to my Agent shall incur any liability to us or our
estates as a result of permitting the Agent to exercise any
power.

MICROFILMED

FEB 23 1993

6. GOVERNING LAW. This Special Power of Attorney is executed and delivered in the State of Idaho and the laws of the State of Idaho shall govern all questions as to the validity of this power and as to the construction of its provisions.

7. COUNTERPARTS. This Special Power of Attorney may be executed in counterparts. Each executed counterpart of this Special Power of Attorney shall have the force and effect of this original.

IN WITNESS WHEREOF, I have executed this Special Power of Attorney this 26th day of August, 1988.


PETER D. GACHE

STATE OF IDAHO)
) ss.
County of Blaine)

On this 26th day of August, 1988, before me, the undersigned notary public in and for said state, personally appeared Peter D. Gache, known to me to be the person whose name is subscribed to the within Special Power of Attorney, and acknowledged to me that he executed the same.

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


Notary Public for Idaho
Residing at: Sun Valley, ID

SPPWRATY.MIS