

08/15/2006

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

SCANNED

JUN 27 2007

RIGHT NUMBER: 75-2125

NAME AND ADDRESS: RICHARD F OVERCAST
BOX 245
NORTH FORK ID 83466

SOURCE: HULL CREEK

TRIBUTARY: NORTH FORK SALMON RIVER

QUANTITY: 0.060 CFS

PRIORITY DATE: 11/12/1954

POINT OF DIVERSION:

T25N R20E S24 NWSE Within LEMHI County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 10/31

0.060 CFS

PLACE OF USE: IRRIGATION Within LEMHI County

T25N R20E S24 NWSE 3.00

3 ACRES TOTAL

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

DATE: 01/03/00
PAGE: 1

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



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A • Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177 • Web Site: www.idwr.idaho.gov

EASTERN REGION

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

August 30, 2007

KENT W RAVERTY
KENT W RAVERTY REVOCABLE TRUST
100 E TADDEI RD
ACAMPO CA 95220

RE: Notice of Change of Water Right Ownership (NCO) for 75-2125 & 75-2166
and Notice of Completed Administrative Proceeding (NCAP)

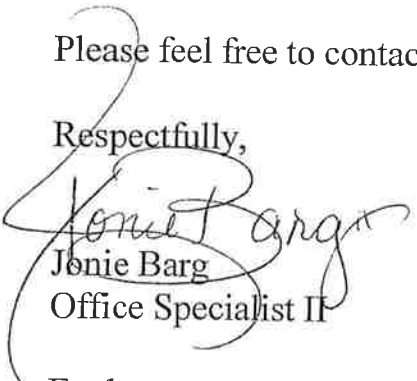
Dear Sir/Madam:

On August 22, 2007 the Idaho Department of Water Resources (IDWR) received an NCO changing the right holder for the above referenced water right(s). Based on this NCO, IDWR water right records for the Snake River Basin Adjudication (SRBA) have been updated.

Furthermore, as directed by the SRBA Court, this office mailed a copy of the updated water right record(s) to each party listed on the enclosed NCAP. The intent of this mailing is to ensure each party has a current record of water right(s) as recorded in the SRBA.

Please feel free to contact me if you have any questions concerning this matter.

Respectfully,


Jonie Barg
Office Specialist II

Enclosure

cc: RICHARD OVERCAST

SCANNED

SEP 13 2007



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A • Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177 • Web Site: www.idwr.idaho.gov

EASTERN REGION
August 23, 2007

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

KENT RAVERTY
100 E TADDEI RD
ACAMPO CA 95520

RE: RETURNED CHECK 6487 FOR \$25.00 DATED 8-20-2007

Dear Mr. Raverty:

I am returning your above referenced check. I apologize for my error: a fee is not required to change ownership of water right 75-2125. I will process your transaction within 3-6 months and send you a copy for your files.

Respectfully,

A handwritten signature in cursive script that reads "Jennifer Crabtree".

Jennifer Crabtree
Technical Records Specialist

Enclosure

SCANNED

SEP 13 2007

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



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 IDWR will produce new water right number(s) for the split(s).

needs
NCAP

Water Right No(s)	Adjudication Claim No(s)	Split(s)	Water Right No(s)	Adjudication Claim No(s)	Split(s)
75-2166					
75-2125					

OK
JC
8/29/07

RECEIVED

AUG 22 2007

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

A. The appropriate **FILING FEE**. See instructions for fee amounts.

Department of Water Resources
Eastern Region

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 on file with the county Planning and Zoning or Recorder's Office).

OR

D. 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 or equivalent **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)

Richard F. Overcast
Box 245 North Fork ID 83446

4. New Owner/Claimant(s)

Kent W. Poverty Trustee Kent W. Poverty Revocable Trust
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

100 East TADON RD

City, State and ZIP Code

Acampo CA 95520

New Telephone Number

(209) 649-3861

RECEIVED

JUN 26 2007

Department of Water Resources
Eastern Region

SCANNED
SEP 13 2007

5. Date you acquired the property

6-14-2007

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in line 1, then skip this line and go to line 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 (you may copy this page, if 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 will not be split, skip this area and proceed to line 7)		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Water Right and/or Adjudication Claim Number _____		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number _____		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number _____		
Irrigation		
Stock		
Domestic		
Other		
Totals		

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.

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

IT IS IMPORTANT TO FILE THIS COMPLETED FORM AT THE APPROPRIATE IDWR OFFICE, WITH PAYMENT OF THE FILING FEE AND THE OWNERSHIP DOCUMENT(S), AS REFERRED TO IN LINE 2.

For IDWR Office Use Only:

Received by _____ Date _____
 Receipted by _____ Date _____
 Processed by _____ AJ Date _____

Receipt Amt. _____
 Receipt No. _____
 WR _____ Date _____

PARCEL "A"

A PARCEL OF LAND LOCATED IN H.E.S. 277 AND TRACT 39, UNSURVEYED SECTION 24, T. 25 N., R. 20 E., BOISE MERIDIAN, LEMHI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT CORNER NO. 3 OF SAID H.E.S. 277, FROM WHICH CORNER NO. 4 OF SAID H.E.S. BEARS S. 74° 30' 13" E. A DISTANCE OF 1351.39 FT. THE BASIS OF BEARING OF THIS DESCRIPTION, RUN THENCE S. 58° 43' 45" E. A DISTANCE OF 1989.30 FT. TO A POINT ON THE LINE BETWEEN ANGLE POINT NO. 1 AND 2;

THENCE S. 31° 08' 29" W. ALONG SAID LINE 344.77 FT. TO ANGLE POINT NO. 2;

THENCE S. 74° 32' 00" W. A DISTANCE OF 1645.44 FT. TO ANGLE POINT NO. 3;

THENCE N. 74° 09' 31" W. A DISTANCE OF 138.97 FT. TO ANGLE POINT NO. 4;

THENCE N. 11° 44' 33" E. A DISTANCE OF 103.15 FT. TO ANGLE POINT NO. 5;

THENCE N. 57° 09' 22" E. A DISTANCE OF 260.13 FT. TO ANGLE POINT NO. 6;

THENCE N. 48° 08' 14" E. A DISTANCE OF 497.47 FT. TO ANGLE POINT NO. 7;

THENCE N. 19° 39' 40" W. A DISTANCE OF 1225.98 FT. TO THE POINT OF BEGINNING.

SCANNED

SEP 13 2007

PARCEL "B"

A PARCEL OF LAND LOCATED IN H.E.S. 277 AND TRACT 39 UNSURVEYED SECTION 24, T. 25 N., R. 20 E., BOISE MERIDIAN, LEMHI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT CORNER NO. 3 OF SAID H.E.S. 277, RUN THENCE S. 74° 30' 13" E. ALONG LINE 3-4 OF SAID H.E.S. A DISTANCE OF 1351.39 FT. TO CORNER NO. 4, THE BASIS OF BEARING OF THIS DESCRIPTION;

THENCE S. 37° 03' 15" E. A DISTANCE OF 269.04 FT. TO ANGLE POINT NO. 10;

THENCE S. 58° 38' 53" E. A DISTANCE OF 438.18 FT. TO ANGLE POINT NO. 1;

THENCE S. 31° 08' 29" W. ALONG THE LINE BETWEEN ANGLE POINT NO. 1 AND 2 A DISTANCE OF 267.39 FT.;

THENCE N. 58° 43' 45" W. A DISTANCE OF 1989.30 FT. TO THE POINT OF BEGINNING.

THE ABOVE DESCRIBED REAL PROPERTY INCLUDES LOT 1 THROUGH 35 OF CUMMINGS LAKE SUBDIVISION NO. 1 FILED FOR RECORD IN BOOK 2 AT PAGE 16 OFFICIAL RECORDS OF LEMHI COUNTY, IDAHO.

EXCEPTING THEREFROM LOT 1 OF CUMMINGS LAKE SUBDIVISION NO. 1 FILED FOR RECORD IN BOOK 2 AT PAGE 16 OFFICIAL RECORDS OF LEMHI COUNTY, IDAHO.

END OF SCHEDULE A

SCANNED

SEP 13 2007

271949

State of Idaho)
County of Lemhi) SS No. _____
This instrument was filed for record at the request
of Alliance Title
at 11:57 o'clock am 6/12 2007
and duly filed and indexed in the records of Lemhi
County
Terrill J. Morton
Ex-Officio Recorder
By [Signature] Deputy
Fee 6.00
Return to AT

WARRANTY DEED

Order No.: 3070704150L-G

FOR VALUE RECEIVED

Richard F. Overcast, a single man

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

Kent W. Raverty Trustee of the Kent W. Raverty Revocable Trust dated July 28, 2004

whose current address is

100 East Taddei Rd. Acampo, CA 95220

the grantee(s), the following described premises, in Lemhi County, Idaho, TO WIT:

PARCEL "A"

A PARCEL OF LAND LOCATED IN H.E.S. 277 AND TRACT 39, UNSURVEYED SECTION 24, T. 25 N., R. 20 E., BOISE MERIDIAN, LEMHI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT CORNER NO. 3 OF SAID H.E.S. 277, FROM WHICH CORNER NO. 4 OF SAID H.E.S. BEARS S. 74° 30' 13" E. A DISTANCE OF 1351.39 FT. THE BASIS OF BEARING OF THIS DESCRIPTION, RUN THENCE S. 58° 43' 45" E. A DISTANCE OF 1989.30 FT. TO A POINT ON THE LINE BETWEEN ANGLE POINT NO. 1 AND 2;

THENCE S. 31° 08' 29" W. ALONG SAID LINE 344.77 FT. TO ANGLE POINT NO. 2;
THENCE S. 74° 32' 00" W. A DISTANCE OF 1645.44 FT. TO ANGLE POINT NO. 3;
THENCE N. 74° 09' 31" W. A DISTANCE OF 138.97 FT. TO ANGLE POINT NO. 4;
THENCE N. 11° 44' 33" E. A DISTANCE OF 103.15 FT. TO ANGLE POINT NO. 5;
THENCE N. 57° 09' 22" E. A DISTANCE OF 260.13 FT. TO ANGLE POINT NO. 6;
THENCE N. 48° 08' 14" E. A DISTANCE OF 497.47 FT. TO ANGLE POINT NO. 7;

(see next page)

SCANNED

SEP 13 2007

271949

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated: 6/14/07

Richard F. Overcast
Richard F. Overcast

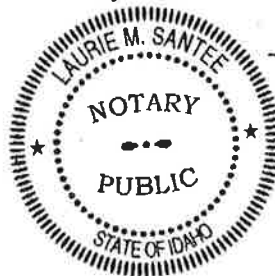
State of Idaho

County of Lemhi

} ss.

On this 14th day of June, in the year 2007 before me, a Notary Public in and for said state, personally appeared Richard F. Overcast 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.

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



Laurie M. Santee
Notary Public for the State of Idaho

Residing at: Salmon

Commission Expires: 6-19-2013

SCANNED

SEP 13 2007

RP25N20E240001

RP25N20E244201

RP0007000025A
RP0007000031A RP0007000015B
RP0007000024A
RP0007000029A RP0007000010A
RP0007000020A
RP0007000026A
RP0007000036A
RP0007000033A
RP0007000035A
RP0007000037A

RP25N20E244202

RP25N20E250001

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

)

Water Rights: 75-2125 & 75-2166

Case No. 39576

)

)

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following Administrative proceeding:

- ☐ Address change
- ☒ Substitution of Party OVERCAST-KENT W RAVERTY REVOCABLE TRUST
- ☐ I.C. § 42-222 transfer
- ☐ point of diversion ☐ place of use
- ☐ period of use ☐ nature of use
- ☐ split of water right ☐ change in ownership

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: 30 Aug. 2007



Signature of IDWR Representative

SCANNED

SEP 13 2007

CERTIFICATE OF MAILING

I certify that on Sept. 10, 2007, I mailed the original and copies of this form to the following persons, postage prepaid by regular mail and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls ID 83303-2707

2. One copy to:

Claimant/Seller for Substitution of Party or attorney of record:
Richard F Overcast
PO Box 245
North Fork ID 83466

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:
Kent W Raverty
Kent W Raverty Revocable Trust
100 E Taddei Rd
Acampo CA 95220

4. One copy to:

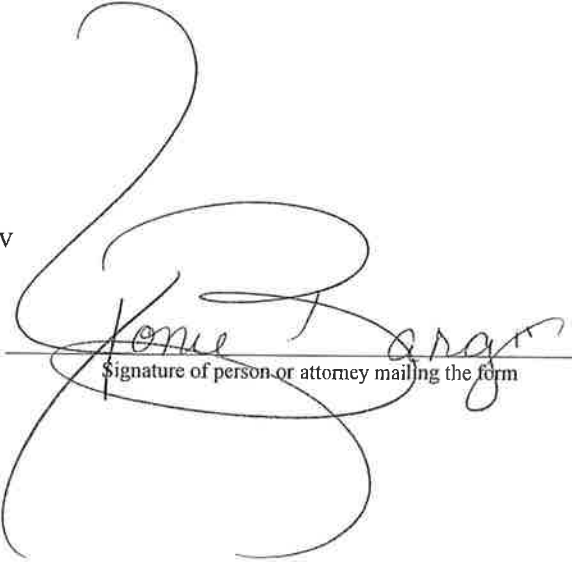
Each party in the subcase, or attorney of record

5. One copy each 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

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

SEP 13 2007

08/30/2007

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

RIGHT NUMBER: 75-2166

NAME AND ADDRESS: KENT W RAVERTY REVOCABLE TRUST
100 E TADDEI RD
ACAMPO CA 95220

SOURCE: HULL CREEK TRIBUTARY: NORTH FORK SALMON RIVER

QUANTITY: 50.00 AFY

PRIORITY DATE: 04/25/1958

POINT OF
DIVERSION: T25N R20E S24 SESE Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
RECREATION STORAGE	1/01 12/31	50.00 AFY
FISH PROPAGATION STORAGE	1/01 12/31	50.00 AFY

PLACE OF USE: FISH PROPAGATION STORAGE in LEMHI County

T25N R20E S24	SWSE	T25N R20E S24	SESE
---------------	------	---------------	------

RECREATION STORAGE in LEMHI County

T25N R20E S24	SWSE	T25N R20E S24	SESE
---------------	------	---------------	------

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

SCANNED
SEP 13 2007

SCANNED
OCT 03 2000



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

January 5, 2000

RICHARD F OVERCAST
PO BOX 245
NORTH FORK ID 83466

RE: NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP
NOTICE OF CLAIM TO A WATER RIGHT A75-02125, A75-02166

Dear Mr. Overcast:

The request for Change of Water Right Ownership concerning the above-referenced Notice of Claim has been processed and the Department's records updated to reflect you as the new claimant.

The enclosed report shows this change along with the elements of the water right being claimed. Please review this report and contact this office if there are corrections or questions.

Please keep this report for your records.

Respectfully yours,

Jennifer Crabtree
Technical Records Specialist

Enclosure

DELOG BC/

RECEIVED

8-4-99

JUN 11 1999

OK bac 1/3/00

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

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.

1. Water Right or Adjudication Claim No(s): SFS 75-10554, 75-02125, 75-02166
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 See SFS
 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 CLIFFORD Cummings
4. New Owner/Claimant(s) Richard F. OVERCAST
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
 New Mailing Address Box 245
 City, State and ZIP Code NORTH Fork, ID 83466
 New Telephone Number (208) 865-2424

5. Date you acquired the property 4/26/99
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 400 Number and type of stock _____

Diversion rate in CFS _____ Number of homes _____ Other uses water for irrigation

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) R. Overcast

Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign this 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.

RECEIVED

JUN 11 1999

Department of Water Resources

WARRANTY DEED

FOR VALUE RECEIVED, CLIFFORD O. CUMMINGS, SR., a single man, the Grantor, does hereby grant, bargain, sell and convey unto RICHARD F. OVERCAST, a married man dealing with his sole and separate property, whose current address is 5145 Highway 93 S., Missoula, MT 59804, the Grantee, the following described premises, in Lemhi County, Idaho, to-wit:

See attached Exhibit "A"

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

DATED: April 26, 1999.

Clifford O. Cummings, Sr.
Clifford O. Cummings, Sr.

State of Idaho
County of Lemhi

SS No. 240347

This instrument was filed for record at the request
of Lemhi Title

at 10:50 clock A m 4-28 1999

and duly filed and indexed in the records of Lemhi
County

Terri J. Morton
Ex-Officio Recorder

By Brenda Lundberg Deputy

Fee 12.00

Return to _____

STATE OF IDAHO)
) SS
County of Lemhi)

On this 27th day of April, 1999, before me, a Notary Public in and for said State, personally appeared CLIFFORD O. CUMMINGS, SR., known to me to be the person whose name is subscribed to the within instrument 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 in this certificate first above written.



[Handwritten Signature]

Notary Public for Idaho
Residing at Salmon, Idaho
Commission Expires: 2-19-2003

EXHIBIT "A"

TRACT 39, TOWNSHIP 25 NORTH, RANGE 20 E., BOISE MERIDIAN, UNSURVEYED, LEMHI COUNTY, IDAHO.

H.E. SURVEY NO. 277, EMBRACING A PORTION OF THE UNSURVEYED PUBLIC DOMAIN, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT CORNER NO. 1, IDENTICAL WITH U.S. LOCATION MONUMENT NO. 277; THENCE S. 58°54' W., 19.85 CHAINS TO CORNER NO. 2; THENCE N. 19°37' W., 24.75 CHAINS TO CORNER NO. 3; THENCE S. 73°42' E., 20.51 CHAINS TO CORNER NO. 4; THENCE S. 37°16' E., 9.21 CHAINS TO CORNER NO. 1, THE PLACE OF BEGINNING.

EXCEPTING THEREFROM; CUMMINGS LAKE SUBDIVISION NO. 1, ACCORDING TO THE OFFICIAL PLAT THEREOF FILED FOR RECORD IN BOOK 2 OF PLATS AT PAGE NO. 16, RECORDS OF LEMHI COUNTY, IDAHO.

TOGETHER WITH THE FOLLOWING LOTS IN CUMMINGS LAKE SUBDIVISION NO. 1; LOTS 2 THROUGH 19.

RESERVING to Grantor, his heirs and assigns, an easement over an existing road from the U.S. Forest Service Road No. 60005 to Lots 20-35 of Cummings Lake Subdivision No. 1.

THE YANKEE AND DOODLE CONSOLIDATED LODE MINING CLAIMS, DESIGNATED BY THE SURVEYOR GENERAL AS LOT NO. 1804 EMBRACING A PORTION OF THE UNSURVEYED PUBLIC DOMAIN.

EXCEPTING THEREFROM: FOREST SERVICE ROAD RIGHT-OF-WAY, AS DESCRIBED IN DEED RECORDED IN BOOK 45 OF DEEDS AT PAGE 652, ON SEPTEMBER 6, 1956, RECORDS OF LEMHI COUNTY, IDAHO.

ALSO TOGETHER WITH THE FOLLOWING: A PARCEL OF LAND LOCATED IN H.E.S. 89, TRACT "A", NW¼, SECTION 28, T. 25 N., R. 21 E.B.M., LEMHI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

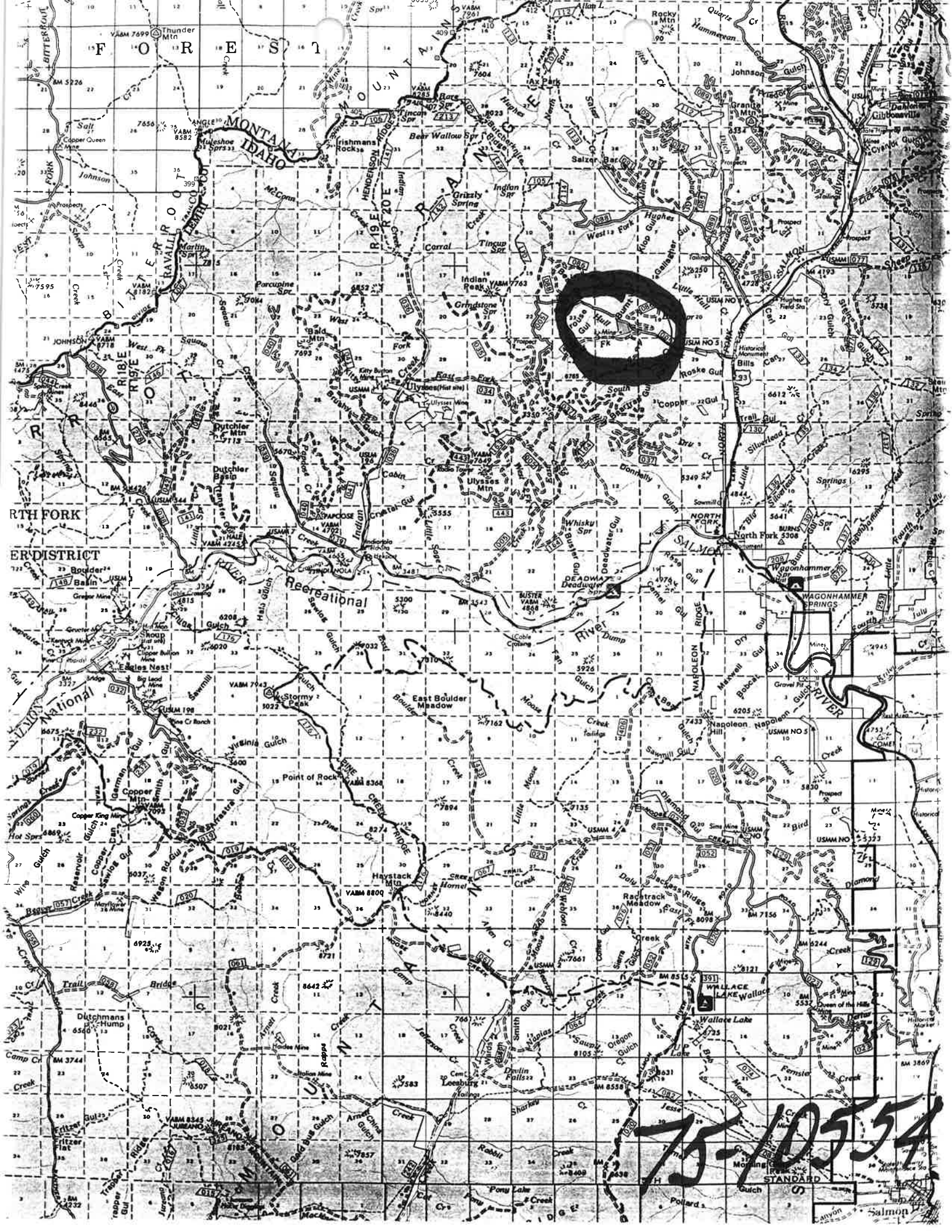
BEGINNING AT CORNER NO. 16 OF SAID H.E.S. 89, RUN THENCE S. 84°14'06" W., ALONG LINE 16-17, H.E.S. 89, A DISTANCE OF 57.33 FEET TO A POINT ON THE EASTERLY RIGHT-OF-WAY OF U.S. HIGHWAY 93; THENCE THE FOLLOWING COURSES AND DISTANCES ALONG SAID RIGHT-OF-WAY; 833.89 FEET ALONG A CURVE TO THE RIGHT HAVING A CHORD OF N. 05°50'42" E., 833.37 FEET A DELTA OF 7°00'00", A RADIUS OF 6825.49 FEET, S. 80°39'18" E., 10.00 FEET; 400.99 FEET ALONG A CURVE TO THE RIGHT HAVING A LONG CHORD OF N. 11°01'50" E., 400.93 FEET, A DELTA OF

3°22'16", A RADIUS OF 6815.49 FEET TO A POINT ON LINE 16-15, OF SAID H.E.S. 89; THENCE S. 05°22'42" W., ALONG LINE 15-16, A DISTANCE OF 1220.56 FEET TO THE POINT OF BEGINNING

SUBJECT TO:

1. Easements, reservations, restrictions and dedications as the same appear on the official plat of Cummings Lake Subdivision No. 1.
2. The right, title and interest of the public in and to those portions of the above described premises falling within the bounds of roads, and highways, dedicated and or otherwise used by the public, and subject to all easements and restrictions attendant and pertinent to said highways.
3. Subject to easement described in Warranty Deed recorded October 16, 1996, under Instrument No. 231454, records of Lemhi County, Idaho.

4. Record of Survey M.S. 18, recorded September 28, 1989, in Book 4 of plats at Page 152, records of Lemhi County, Idaho.
5. Record of Survey H.E.S. 277 & Tract 39 Dependent Survey, recorded July 6, 1990, under Instrument No. 207083, records of Lemhi County, Idaho.
6. Record of Survey, H.E. S. 39, Tract "A," recorded December 13, 1995, under Instrument No. 228485, records of Lemhi County, Idaho.
7. Access is by way of U.S. Forest Service Road No. 60005, and is subject to terms and conditions of the access across said lands.
8. Any claim that may arise that the waterfront boundary of said land has shifted because of the alluvial action, erosion or change in the level of the waters of Cummings Lake.



Change of ownership
Cummings / Overcast
75-10554
A75-02125
A7502166
1/3/00 BAC

1) 75-10554

Per IULATAS, PD issued in name of Overcast, No action needed

2) A75-02125

Def cover claimed Per, ownership changed.

3) A75-02166

Def transfers all of shareline within Horner's Fath 277 except lot 1. Per Emie, ownership changed.

2111 29th Av W
Seattle, Wa 98199
Mar 2, 1990

Idaho Dept of Water Resources
Adjudication Bureau
Statehouse
Boise, Id 83720

RECEIVED
MAR 5 1990

Department of Water Resources

Water Rights

Gentlemen:

In regard to the water rights for our property in Lemhi County, Idaho, we will not be able to meet with your representatives as set forth in your flyer received recently,

Our water right is No. 25270. We had mailed Form #42-1409(2)6 9/88 with our check last July. Enclosed is a copy of the check #4112, July 17, 1989.

We trust this is what is needed to comply with requirements so that we are eligible to keep our rights to water in force above Gibbonsville. Please let us know if further action on our part is needed.

Thank you.

John W. Jackson
Marion I. Jackson

John W. Jackson

Marion I Jackson

MICROFILMED

DEC 15 1992

W/R 75-02124
E-009581



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

March 9, 1990

Mr. & Mrs. John W. Jackson
2111 - 29th Avenue W.
Seattle, WA 98199

RE: Snake River Basin Adjudication (SRBA)
Lemhi County - #A75-02124

Dear Mr. & Mrs. Jackson:

Thank you for your letter of March 2, 1990. I have enclosed a data-entered Notice of Claim to a Water Right for your files, and highlighted the identification number, receipt number and date filed.

No further action is required on your part; thank you for checking with us.

Sincerely,

A handwritten signature in cursive script, appearing to read 'S. Frazee'.

Sally Frazee
Secretary, Adjudication Section

SF:state

Enclosure:

Notice to Water Right #A75-02124

MICROFILMED

DEC 15 1992

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: A75-02125
Date Received: 4/24/1990
Receipt No: E013584
Received By: AWJ

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CLIFFORD O. CUMMINGS 208-865-2422
Address: BOX 810
NORTH FORK, ID 83466
OR
Name: NANCY M. CUMMINGS 208-865-2422
Address: BOX 810
NORTH FORK, ID 83466

2. Date of Priority: NOV 12, 1954

3. Source: HULL CREEK Trib. to: SALMON RIVER, NORTH FORK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
25N	20E	24	NW	SE			LEMHI

5. Description of diverting works:
DITCH TO FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A
IRRIGATION	04/01	11/01	0.150		

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

8. Total consumptive use is 7.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A7502125



10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
25N	20E	24	NW SE		IRR	3.0

Section Acres 3.0

Total Acres 3.0

11. Place of use in counties: LEMHI

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

13. Other Water Rights Used:
A75-02166 IS ADJACENT

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number: 25271

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/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Janeey Cummings Date: 4/24/90

Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 24th day

of Apr 19 90

Betty J. Thompson
Notary Public

Seal

BETTY J. THOMPSON, NOTARY PUBLIC
Residing at RESIDING AT IDAHO FALLS, IDAHO
My Commission Expires MY COMMISSION EXPIRES: 6-30-94

A75-02125

R20E R21E

ULYSSES MTN I
IDAHO-L
7.5 MINUTE SERIES

(345-4 1)
(PIQUETT MTN SE)

2'30" R. 20 E. R. 21 E.

