

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 37-435F
Date Received: 10/5/1988
Receipt No: X999999
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

LENA M NEGREPONTE Phone: (208)578-0312
137 BASELINE RD
BELLEVUE ID 83313

2. Date of Priority: 06/02/1890

3. Source: BIG WOOD RIVER Trib. to: MALAD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
01N	18E	12	SW SW	BLAINE	
01N	18E	25	NE NW	BLAINE	R

5. Description of diverting works:

BYPASS CANAL; HEADGATE #55-C & BASELINE CANAL FROM BYPASS CANAL.

6. Water is used for the following purposes:

Purpose	From To	C.F.S.	(or) A.F.A
IRRIGATION	4/01 11/01	0.02	

7. Total Quantity Appropriated is:
0.02 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
01N	19E	31	NE	SW	IRRIGATION	15
					Section Acres	15
					Total Acres	15

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:

14. Remarks:

THIS IS A PORTION OF WR 37-00435A.
IT IS LISTED IN THE WATER MASTER BOOK AS 37-00436 BUT THE PRIORITY DATES DO NOT MATCH.

***** OWNERSHIP CHANGE MADE 9/7/95 BY TLB.
OWNERSHIP CHANGE 9/29/97 SCC.

15. Basis of Claim: Decreed



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

October 26, 2004

LENA NEGREPONTE
137 BASELINE RD
BELLEVUE ID 83313

Re: SRBA Claim(s) 37-433F, 37-434F, 37-435F, 37-436H

Dear Ms. Negreponte:

Pursuant to the change in ownership request that has been submitted to the Department, we have changed the record of current ownership to you. Please find the enclosed copies of the computer records of the claim(s) noting the change in claimant. Review these records and if there is an error, or you have any questions, please contact this office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Trish Fawcett'.

Trish Fawcett
Technical Records Specialist

Enc.

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.

RECEIVED
OCT 18 2004
 Department of Water Resources
 Southern Region

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
A37-00433C		NO			
A37-00434C		NO			
A37-00435C		NO			
A37-00436D		NO			
A37-11519	P/D	NO			

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) Charles C. Negreonte
137 Baseline Rd
4. New Owner/Claimant(s) Bellevue Id 83313
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address Lena M. Negreonte
- City, State and ZIP Code 137 Baseline Rd Bellevue Id 83313
- New Telephone Number 208 578-0312
5. Date you acquired the property 9-22-04

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) Lena M Nagepono
(include title if applicable) Personal Representative

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 <u>JK</u>	Date <u>10/18/04</u>	Fee <u>25.00</u>	
Received by <u>DJ</u>	Date <u>10/18/04</u>	Receipt No. <u>527123</u>	
Processed by _____	Date _____	WR _____	Date _____

KNEELAND, KORB, COLLIER & LEGG
Post Office Box 249
Ketchum, ID 83340

Instrument # 510281

HAILEY, BLAINE, IDAHO
2004-09-24 11:50:00 No. of Pages: 1
Recorded for : KNEELAND LAW OFFICE
MARSHA RIEMANN Fee: 3.00
Ex-Officio Recorder Deputy
Index to: PERS REP/PEPS REP AMENDED DEED

COPY

41 pp

(Space above line for Recorder's Use)

PERSONAL REPRESENTATIVE'S DEED

THIS DEED, made by Lena NegreponTE, as Personal Representative of the estate of Charles Chris NegreponTE, deceased, Grantor, to Lena NegreponTE, a single woman, Grantee, whose current address is 137 Baseline Road, Bellevue, Idaho 83313.

WHEREAS, Grantor is the qualified personal representative of said estate, filed as Case No. CV-04-0790, in Blaine County, Idaho;

THEREFORE, for valuable consideration received, Grantor quitclaims, transfers, and conveys to Grantee the following described real property in Blaine County, Idaho:

Lot 1 NEGREPONTE FARM, according to the official plat thereof, recorded as Instrument No. 389021, records of Blaine County, Idaho

with all appurtenances, and subject to all encumbrances, if any.

EXECUTED this 22nd day of September, 2004.

Lena Negreonte
Lena Negreonte
Personal Representative of the
Estate of Charles Chris Negreonte, deceased

STATE OF Idaho)
 : SS
COUNTY OF Blaine)

On this 22nd day of September, 2004, before me, the undersigned, a notary public in and for said state, personally appeared, Lena Negreponte, known or identified to me to be the person whose name is subscribed to the within instrument, as Personal Representative of the Charles Chris Negreponte, deceased, and acknowledged to me that she executed the same as such Personal Representative.

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

DELLA L HANSON
NOTARY PUBLIC
STATE OF IDAHO

Melba L. Hanson
NOTARY PUBLIC
Residing at: Sanity
My Commission Expires: 8/26/2010

QUITCLAIM DEED

FOR VALUE RECEIVED

CATHY ZACCARDI, a married woman, as her sole and separate property, as to an undivided 1/3 interest, CATHY ZACCARDI, as Trustee of the Testamentary trust for Charles Negreponte, as to an undivided 1/3 interest and CATHY ZACCARDI, as Trustee of the Testamentary trust for Christye Negreponte, as to an undivided 1/3 interest

do hereby CONVEY, RELEASE, REMISE and FOREVER quit claim unto

CHARLES NEGREPONTE, an unmarried man

whose address is: 137 Baseline Road, Bellevue ID 83313

the following described premises situated in Blaine County, Idaho, to wit:

Lot 1 NEGREPONTE FARM, according to the official plat thereof, recorded as Instrument No. 389021, records of Blaine County, Idaho.

407579

Deed

BLAINE CO. REQUEST

SAWTOOTH TITLE

'97 OCT 31 PM 4 01

MARY GREEN CLERK *ms*

FEES \$ *6⁰⁰*

together with their appurtenances.

Dated: October 30, 1997

Cathy Zaccardi
CATHY ZACCARDI

Cathy Zaccardi, Trustee
CATHY ZACCARDI, TRUSTEE

State of Idaho }
County of Blaine } ss.

On this 30th day of October, in the year 1997, before me, the undersigned, personally appeared Cathy Zaccardi, 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.

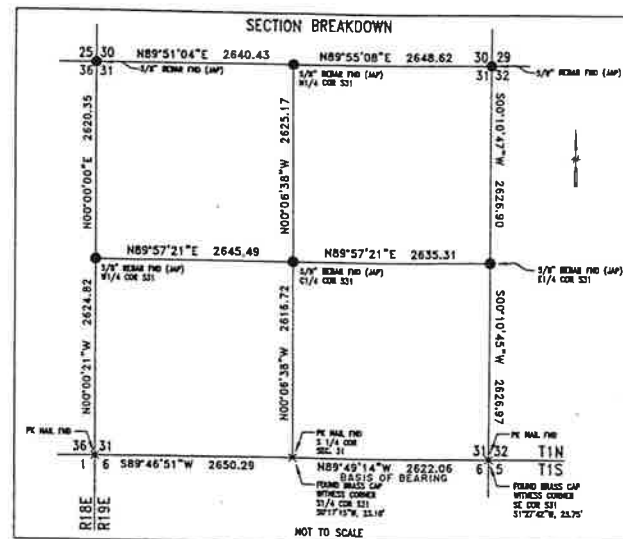
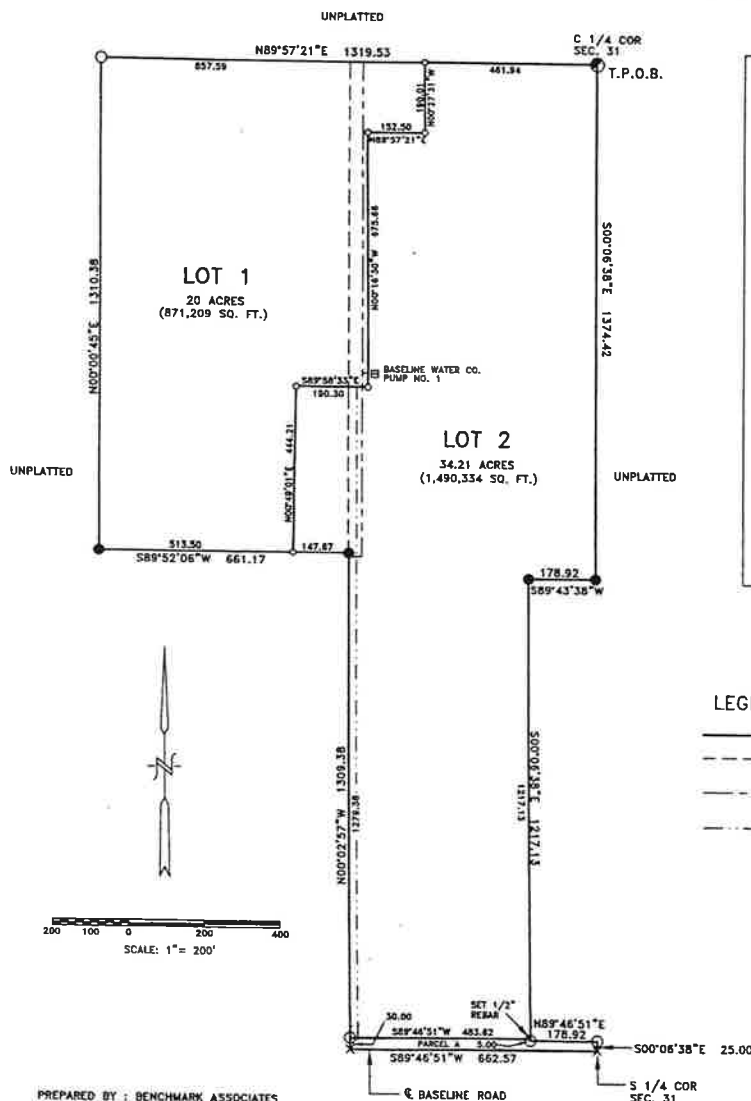
WITNESS my hand and official seal.

Mary Green
Notary Public
Commission Expires: 10-18-98

NEGREPONTE FARM

A SUBDIVISION LOCATED WITHIN T1N, R19E, SECTION 31, B.M.
BLAINE COUNTY, IDAHO
APRIL 1996

SHEET 1 OF 2



NOTES

1. The purchaser and/or owner of these lots or parcels understands and agrees that private road construction, maintenance and snow removal shall be the obligation of the owner, his successors in interest, or the homeowners association, and that Blaine County shall not accept, maintain or improve the roads for any reason, and that each owner shall notify in writing any successor in interest of these facts.
2. The decreed water rights shall remain appurtenant to this land in perpetuity and shall not be sold separate from these lots. Of the 1.25 c.f.s. of decreed water rights or 51.5 shares of Blaine Canal Co. water, Lot 1 shall receive approximately 26% and Lot 2 shall receive the balance based on the approximate area of each lot available for agricultural use. The subdivisor shall deed the pro-rated share of water rights to the owner of each lot. Said rights shall thereafter run with the individual lots.
3. An access easement for the purpose of maintaining the irrigation ditches, headgates and Pump No. 1 is hereby granted to the Blaine Canal Company. The Canal Company may use any reasonable and convenient route over these lots.
4. The fire protection requirements of the Wood River Rural Fire District and Blaine County including, but not limited to, access and water supply shall be met prior to the issuance of any new building permits.
5. Individual lot owners are responsible for control of noxious weeds according to Idaho State regulations. Mowing and mowcut removal are recommended.
6. A ten-foot wide public utility easement centered on all side and rear lot lines is granted hereto.
7. This property is surrounded by active productive agricultural land. Residents and purchasers should be aware that agricultural practices and operations including livestock grazing occurring day and night are allowed and may result in dust, odors, use and application of agricultural chemicals, including herbicide and pesticide spraying, ground preparation, harvesting, etc. In addition, the roads adjoining this property are used by agricultural vehicles. Such practices and uses are normal functions of agricultural lands and not considered nuisances.
8. Parcel A as shown on this plat is hereby dedicated to Blaine County for use as a public road. Parcel A contains approximately 13.567 sq. ft.

LEGEND

- LOT LINE
- CENTERLINE 10' WIDE OVERHEAD POWER EASEMENT TO BENEFIT IDAHO POWER, GRANTED HEREON
- CENTERLINE 10' WIDE DITCH EASEMENT TO BENEFIT BASELINE WATER CO., GRANTED HEREON
- CENTERLINE 40' WIDE ACCESS AND UTILITY EASEMENT TO BENEFIT LOT 1, GRANTED HEREON
- FOUND 1/2" REBAR
- SET 1/2" REBAR
- FOUND 5/8" REBAR
- SET 5/8" REBAR
- SET 2 1/2" ALUMINUM CAP WITH A 2" PIPE OVER FOUND 5/8" REBAR (T.P.O.B.)
- FOUND PK NAIL

HEALTH CERTIFICATE

Sanitary restrictions as required by Idaho Code, Title 50, Chapter 13, have been satisfied. Sanitary restrictions may be reimposed in accordance with Idaho Code Title 50, Chapter 13, Section 50-1326 by the issuance of a certificate of disapproval.

Date 4-9-96 RBT
South Central District Health Dept., DHS

PREPARED BY: BENCHMARK ASSOCIATES
P.O. BOX 733, KETCHUM, ID 83340
(208) 726-9512 : 726-9514 (FAX)

	NEGREPONTE FARM	
	T1N, R19E, SECTION 31, B.M., BLAINE CO., IDAHO	
PREPARED FOR: CATHY ZACCARDI		
A PLAT	DRAWN BY: BLH/LE	PLOT FILE 95340PG1.DWG
PROJECT NO. 95340	DATE: 04/05/96	CD-ORD FILE 95340.CRD

State of Idaho

}

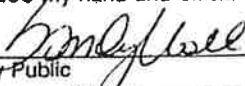
}ss.

County of Blaine

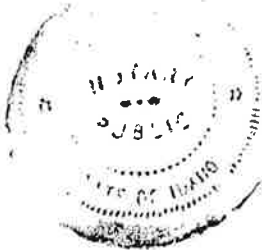
}

On this 30th day of October, in the year 1997, before me, the undersigned, personally appeared Cathy Zaccardi, Trustee for the Testamentary trust for Charles Negreponte and as trustee of the testamentary trust for Christye Negreponte, known or identified to me to be the person(s) whose name is/are subscribed to the within instrument as trustee(s) of the testamentary trusts for Charles Negreponte and Christye Negreponte, and acknowledged to me that he/she/they executed the same as such trustee(s).

WITNESS my hand and official seal.


Notary Public

Commission Expires: 10-18-98



After Recording Return To:
COUNTRYWIDE HOME LOANS, INC.
MS SV-79 DOCUMENT PROCESSING
P.O.Box 10423
Van Nuys, CA 91410-0423

Prepared By:
ERYNN L. MASOTTA

Instrument # 494444
HAILEY, BLAINE, IDAHO
2003-10-31 04:21:00 No. of Pages: 11
Recorded for: FIRST AMERICAN TITLE
MARSHA RIEMANN Fee: 33.00
Ex-Officio Recorder Deputy
Index to: DEED OF TRUST-SECOND DEED TRUST/MTG

mpp

K27500

[Space Above This Line For Recording Data]

K27500
{Escrow/Closing #}

0004004794010003
{Doc ID #}

DEED OF TRUST

MIN 1000157-0002925058-2

DEFINITIONS

Words used in multiple sections of this document are defined below and other words are defined in Sections 3, 11, 13, 18, 20 and 21. Certain rules regarding the usage of words used in this document are also provided in Section 16.

(A) "Security Instrument" means this document, which is dated OCTOBER 27, 2003, together with all Riders to this document.

(B) "Borrower" is

CHARLES NEGREPONTE, AN UNMARRIED MAN

Borrower is the trustor under this Security Instrument.

(C) "Lender" is

FULL SPECTRUM LENDING, INC.

Lender is a CORPORATION

organized and existing under the laws of CALIFORNIA

Lender's address is

4500 Park Granada, Calabasas, CA 91302

(D) "Trustee" is

FIDELITY NATIONAL TITLE INSURANCE COMPANY

15661 REDHILL AVENUE SUITE 200, TUSTIN, CA 92780

(E) "MERS" is Mortgage Electronic Registration Systems, Inc. MERS is a separate corporation that is acting solely as a nominee for Lender and Lender's successors and assigns. MERS is the beneficiary under this Security Instrument. MERS is organized and existing under the laws of Delaware, and has an address and telephone number of P.O. Box 2026, Flint, MI 48501-2026, tel. (888) 679-MERS.

(F) "Note" means the promissory note signed by Borrower and dated OCTOBER 27, 2003. The Note states that Borrower owes Lender

NINETY THOUSAND and 00/100

IDAHO-Single Family-Fannie Mae/Freddie Mac UNIFORM INSTRUMENT WITH MERS

Page 1 of 11

Initials: *CH*

VMP-5A(ID) (0005)
CON/VVA

CHL (08/00)(d)

VMP MORTGAGE FORMS - (800)521-7291

Form 3013 1/01



* 2 3 9 9 1 *



* 0 4 0 0 4 7 9 4 0 0 0 0 0 2 0 0 6 A *

Dollars (U.S. \$ 90,000.00) plus interest. Borrower has promised to pay this debt in regular Periodic Payments and to pay the debt in full not later than NOVEMBER 01, 2033

(G) "Property" means the property that is described below under the heading "Transfer of Rights in the Property."

(H) "Loan" means the debt evidenced by the Note, plus interest, any prepayment charges and late charges due under the Note, and all sums due under this Security Instrument, plus interest.

(I) "Riders" means all Riders to this Security Instrument that are executed by Borrower. The following Riders are to be executed by Borrower [check box as applicable]:

- | | | |
|--|---|---|
| ☐ Adjustable Rate Rider | ☐ Condominium Rider | ☐ Second Home Rider |
| ☐ Balloon Rider | ☐ Planned Unit Development Rider | ☐ 1-4 Family Rider |
| ☐ VA Rider | ☐ Biweekly Payment Rider | ☐ Other(s) [specify] |

(J) "Applicable Law" means all controlling applicable federal, state and local statutes, regulations, ordinances and administrative rules and orders (that have the effect of law) as well as all applicable final, non-appealable judicial opinions.

(K) "Community Association Dues, Fees, and Assessments" means all dues, fees, assessments and other charges that are imposed on Borrower or the Property by a condominium association, homeowners association or similar organization.

(L) "Electronic Funds Transfer" means any transfer of funds, other than a transaction originated by check, draft, or similar paper instrument, which is initiated through an electronic terminal, telephonic instrument, computer, or magnetic tape so as to order, instruct, or authorize a financial institution to debit or credit an account. Such term includes, but is not limited to, point-of-sale transfers, automated teller machine transactions, transfers initiated by telephone, wire transfers, and automated clearinghouse transfers.

(M) "Escrow Items" means those items that are described in Section 3.

(N) "Miscellaneous Proceeds" means any compensation, settlement, award of damages, or proceeds paid by any third party (other than insurance proceeds paid under the coverages described in Section 5) for: (i) damage to, or destruction of, the Property; (ii) condemnation or other taking of all or any part of the Property; (iii) conveyance in lieu of condemnation; or (iv) misrepresentations of, or omissions as to, the value and/or condition of the Property.

(O) "Mortgage Insurance" means insurance protecting Lender against the nonpayment of, or default on, the Loan.

(P) "Periodic Payment" means the regularly scheduled amount due for (i) principal and interest under the Note, plus (ii) any amounts under Section 3 of this Security Instrument.

(Q) "RESPA" means the Real Estate Settlement Procedures Act (12 U.S.C. Section 2601 et seq.) and its implementing regulation, Regulation X (24 C.F.R. Part 3500), as they might be amended from time to time, or any additional or successor legislation or regulation that governs the same subject matter. As used in this Security Instrument, "RESPA" refers to all requirements and restrictions that are imposed in regard to a "federally related mortgage loan" even if the Loan does not qualify as a "federally related mortgage loan" under RESPA.

(R) "Successor in Interest of Borrower" means any party that has taken title to the Property, whether or not that party has assumed Borrower's obligations under the Note and/or this Security Instrument.

TRANSFER OF RIGHTS IN THE PROPERTY

The beneficiary of this Security Instrument is MERS (solely as nominee for Lender and Lender's successors and assigns) and the successors and assigns of MERS. This Security Instrument secures to Lender: (i) the repayment of the Loan, and all renewals, extensions and modifications of the Note; and (ii) the performance of Borrower's covenants and agreements under this Security Instrument and the Note. For this purpose, Borrower irrevocably grants and conveys to Trustee, in trust, with power of sale, the following described property located in the

COUNTY	of	BLAINE
[Type of Recording Jurisdiction]		[Name of Recording Jurisdiction]

Initials: 

LOT 1 OF NEGREPONTE FARM, ACCORDING TO THE OFFICIAL PLAT THEREOF, RECORDED
AS INSTRUMENT NO. 389021, RECORDS OF BLAINE COUNTY, IDAHO.

Parcel ID Number: RP004330000010A

which currently has the address of

137 BASELINE ROAD, BELLEVUE

[Street/City]

Idaho 83313 ("Property Address"):

[Zip Code]

TOGETHER WITH all the improvements now or hereafter erected on the property, and all easements, appurtenances, and fixtures now or hereafter a part of the property. All replacements and additions shall also be covered by this Security Instrument. All of the foregoing is referred to in this Security Instrument as the "Property." Borrower understands and agrees that MERS holds only legal title to the interests granted by Borrower in this Security Instrument, but, if necessary to comply with law or custom, MERS (as nominee for Lender and Lender's successors and assigns) has the right: to exercise any or all of those interests, including, but not limited to, the right to foreclosure and sell the Property; and to take any action required of Lender including, but not limited to, releasing and canceling this Security Instrument.

BORROWER COVENANTS that Borrower is lawfully seized of the estate hereby conveyed and has the right to grant and convey the Property and that the Property is unencumbered, except for encumbrances of record. Borrower warrants and will defend generally the title to the Property against all claims and demands, subject to any encumbrances of record.

THIS SECURITY INSTRUMENT combines uniform covenants for national use and non-uniform covenants with limited variations by jurisdiction to constitute a uniform security instrument covering real property.

UNIFORM COVENANTS. Borrower and Lender covenant and agree as follows:

1. Payment of Principal, Interest, Escrow Items, Prepayment Charges, and Late Charges. Borrower shall pay when due the principal of, and interest on, the debt evidenced by the Note and any prepayment charges and late charges due under the Note. Borrower shall also pay funds for Escrow Items pursuant to Section 3. Payments due under the Note and this Security Instrument shall be made in U.S. currency. However, if any check or other instrument received by Lender as payment under the Note or this Security Instrument is returned to Lender unpaid, Lender may require that any or all subsequent payments due under the Note and this Security Instrument be made in one or more of the following forms, as selected by Lender: (a) cash; (b) money order; (c) certified check, bank check, treasurer's check or cashier's check, provided any such check is drawn upon an institution whose deposits are insured by a federal agency, instrumentality, or entity; or (d) Electronic Funds Transfer.

Payments are deemed received by Lender when received at the location designated in the Note or at such other location as may be designated by Lender in accordance with the notice provisions in Section 15. Lender may return any payment or partial payment if the payment or partial payments are insufficient to bring the Loan current. Lender may accept any payment or partial payment insufficient to bring the Loan current, without waiver of any rights hereunder or prejudice to its rights to refuse such payment or partial payments in the future, but Lender is not obligated to apply such payments at the time such payments are accepted. If each Periodic Payment is applied as of its scheduled due date, then Lender need not pay interest on unapplied funds. Lender may hold such unapplied funds until Borrower makes payment to bring the Loan current. If Borrower does not do so within a reasonable period of time, Lender shall either apply such funds or return them to Borrower. If not applied earlier, such funds will be applied to the outstanding principal balance under the Note immediately prior to foreclosure. No offset or claim which Borrower might have now or in the future against Lender shall relieve Borrower from making payments due under the Note and this Security Instrument or performing the covenants and agreements secured by this Security Instrument.

2. Application of Payments or Proceeds. Except as otherwise described in this Section 2, all payments accepted and applied by Lender shall be applied in the following order of priority: (a) interest due under the Note; (b) principal due under the Note; (c) amounts due under Section 3. Such payments shall be applied to each Periodic Payment in the order in which it became due. Any remaining amounts shall be applied first to late charges, second to any other amounts due under this Security Instrument, and then to reduce the principal balance of the Note.

Initials: *CW*

2/20/04 TAX MASTER INQUIRY - BLAINE COUNTY

PMPKEY: RP 004330000010 A YEAR 2003

BILL# 15999

TXPKEY: RP004330000010A

BILLED TO: NEGREPONTE, CHARLES

NAME NEGREPONTE, CHARLES

CODE AREA 13-0000 ACCT TYP

BANK TWBO FLB OWNER PUP

ADDRESS 139 BASELINE ROAD

MARKET VALUE 174,004

HARDSHIP

HOMEOWNER

45,456 *

NET MARKET

128,548 *

TAX AMOUNT

795.02

LEGAL NEGREPONTE FARM SUBD

LESS: CIRCUIT

LOT 1

PLUS: SPECIALS

200 1N 19E SEC 31

NET TAX BILLED

795.02

TAX PAYMENTS

397.51

TAX CANCELLED

SPEC CANCELLED

REMAINING TAX DUE

397.51

139

BASELINE

RD 80000

NEXT PARCEL# RP _____ A OR NEXT BILL# RP _____ 2003

F3=EXIT F14=OTHER TAXES F2=PRT SCREEN F5=PAYMNTS F6=TRANSACTIONS F24=MORE

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: **A37-00435F**

Date Received: 10/ 5/1988

Receipt No: X777777

Received By: Sc

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

1. Name: CHARLES NEGREPONTE 208-788-3623
Address: 137 BASELINE ROAD
BELLEVUE ID 83313

2. Date of Priority: JUN 2, 1890

3. Source: BIG WOOD RIVER Trib. to: MALAD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
01N	18E	12		SW	SW		BLAINE
		25		NE	NW	R	BLAINE

5. Description of diverting works:
BYPASS CANAL; HEADGATE #55-C & BASELINE CANAL FROM BYPASS CANAL.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.020		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
01N	19E	31	NE	SW		IRR	15.0
Section Acres							15.0

10. Place of Use: Continued

Total Acres 15.0

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:
A37-00433F, 434F, 436H

14. Remarks:

THIS IS A PORTION OF WR 37-00435A.
IT IS LISTED IN THE WATER MASTER BOOK AS 37-00436 BUT THE
PRIORITY DATES DO NOT MATCH.

OWNERSHIP CHANGE MADE 9/7/95 BY TLB.
OWNERSHIP CHANGE 9/29/97 SCC.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 12/13/1909

S.C. FROST
Decree Plaintiff

ALTURAS WATER CO.
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 _____

RECEIVED

SEP 24 1997

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Department of Water Resources

Snake River Region

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).: A37-00433C, A37-00434C, A37-00435C, A37-00436D, A37-11519
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 Cathy Zaccardi, individually, and as Trustee of
Testamentary Trust of Christopher and Paul Negreponce
4. New Owner/Claimant(s) Charles Negreponce
New Mailing Address Name Connector (Check one): [] and, [] or, [] and/or
137 Baseline Road, Bellevue ID 83313
City, State and ZIP Code Bellevue ID 83313
New Telephone Number (208) 788-3623
5. Date you acquired the property 17 Sept 97, Instrument No. 406053, records of Blaine
County, Idaho
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.
SPLIT
Number of acres you irrigate 15 Number and type of stock _____ (PLEASE SEE ATTACHMENT)
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) Cathy Zaccardi, Individually and as
Trustee of Testamentary Trust.
(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..
9/29/97 initial Review su
9/29/97 data Entry su

Order No. 23382

WARRANTY DEED

FOR VALUE RECEIVED

CATHY ZACCARDI, a married woman, as her sole and separate property, as to an undivided 1/2 interest and CATHY ZACCARDI, AS TRUSTEE OF THE TESTAMENTARY TRUST ESTABLISHED IN THE WILL OF CHRISTOPHER NEGREPONTE DATED OCTOBER 3, 1991, as to an undivided 1/2 interest

GRANTOR(s), do(es) hereby GRANT, BARGAIN, SELL and CONVEY unto

CHARLES NEGREPONTE, an unmarried man

GRANTEE(s) whose address is: ~~P.O. Box~~ 137 Sawline Road, Blaine Id 83313

the following described real property in Blaine County, Idaho, to wit:

Lot 1 of NEGREPONTE FARM, according to the official plat thereof, recorded as Instrument No. 389021, records of Blaine County, Idaho.

Subject To: Taxes, easements established or of record, restrictions and encumbrances of record, rights reserved in federal patents, state or railroad deeds, building or use restrictions, building and zoning regulations and ordinances of any governmental unit.

TO HAVE AND TO HOLD said premises, with their appurtenances unto the said Grantee and to 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 they are free from all encumbrances except as described above and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: September 16, 1997

406053

Cathy Zaccardi
CATHY ZACCARDI

Deed

Cathy Zaccardi, Trustee
CATHY ZACCARDI, TRUSTEE

BLAINE CO. REQUEST

OF SAWTOOTH TITLE

'97 SEP 17 PM 3 00

State of Idaho

} ss.

County of Blaine

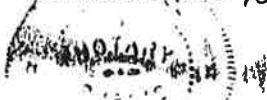
MARY GREEN, CLERK ms

FEES \$ 6.00

On this 17th day of Sept., in the year 1997, before me, the undersigned, personally appeared Cathy Zaccardi, known or identified to me to be the person(s) whose name is/are subscribed to the within instrument as trustee(s) of the Testamentary Trust Est. in the Will of Christopher Negreponte Dated Oct. 3, 1991, and acknowledged to me that he/she/they executed the same as such trustee(s).

WITNESS my hand and official seal.

Emily Hale
Notary Public
Commission Expires: 10-18-98



State of Idaho

}
} ss.
}

County of Blaine

On this 7th day of September, in the year 1997, before me, the undersigned, personally appeared **Cathy Zaccardi** 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.

Sandy Uelle
Notary Public

Commission Expires: 10-18-98

J:\escrow\forms\wdt



September 16, 1997

Cathy Zaccardi
P.O. Box 743
Hailey ID 83333

Idaho Department of Water Resources
Attn: Mr. Steve Clelland
Southern Regional Office
13341 Filmore Street, Suite 200
Twin Falls ID 83301-3380

Re: Attachment To Notice Of Water Right Ownership

A37-00433C

0.034cfs
51.3 acres

Charles Negreponte

0.010 cfs
15 acres

Cathy Zaccardi, Etal.

0.024 cfs
36.3 acres

A37-00434C

.306 cfs
51.3 acres

Charles Negreponte

.089 cfs
15 acres

Cathy Zaccardi, Etal.

.217 cfs
36.3 acres

A37-00435C

.068 cfs
51.3 acres

Charles Negreponte

0.02 cfs
15 acres

Cathy Zaccardi, Etal.

.048 cfs
36.3 acres

Idaho Department of Water Resources
16 Sept 997
Page Two

A37-00436D

.882 cfs
51.3 acres

Charles Negreponte

0.258 cfs
15 acres

Cathy Zaccardi, Etal.

0.624 cfs
36.3 acres

A37-11519

0.040 cfs
Domestic Well

Charles Negreponte

September 16, 1997

Cathy Zaccardi
P.O. Box 743
Hailey ID 83333

CHANGE OF OWNERSHIP
REVIEW

9/29/97 *sc*

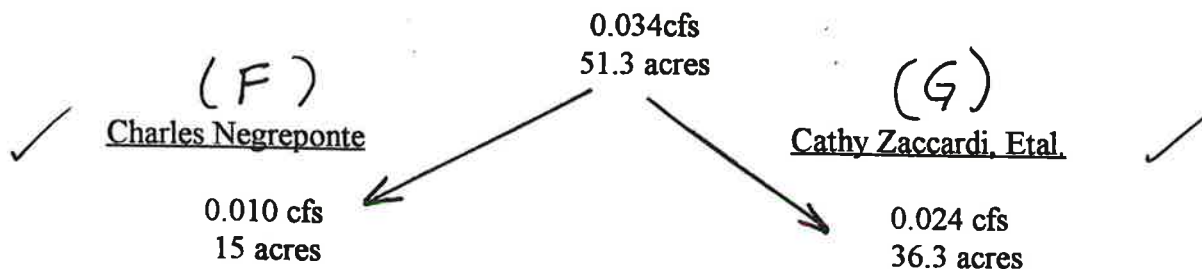
Idaho Department of Water Resources
Attn: Mr. Steve Clelland
Southern Regional Office
13341 Filmore Street, Suite 200
Twin Falls ID 83301-3380

NESW $38.4 - 15 = 23.4$
SESW 12.9

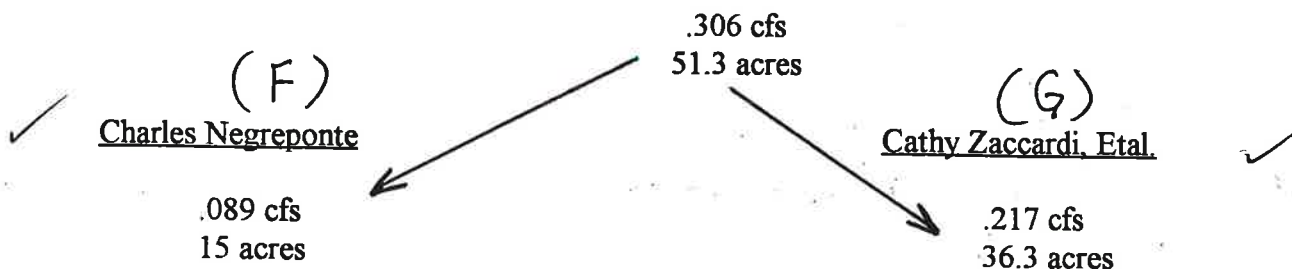
15 acres are in the
NESW per review of map.

Re: Attachment To Notice Of Water Right Ownership

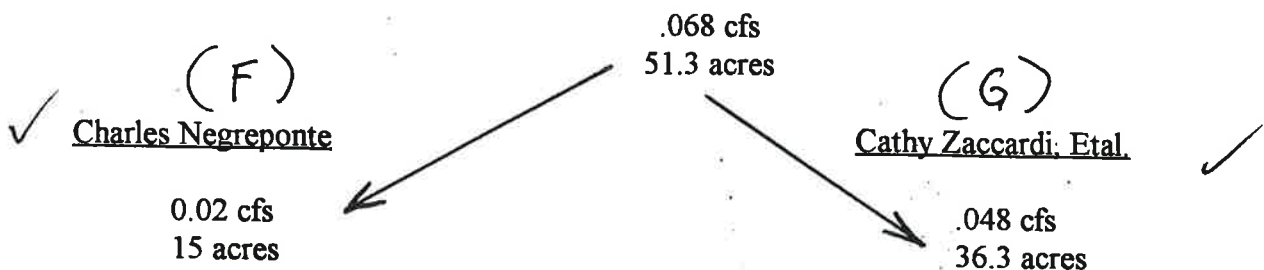
A37-00433C



A37-00434C



A37-00435C



A37-00436D

.882 cfs
51.3 acres

✓
(H)
Charles Negreponte

0.258 cfs
15 acres

(G)
Cathy Zaccardi, Etal. ✓

0.624 cfs
36.3 acres

A37-11519

0.040 cfs
Domestic Well

✓
Charles Negreponte

01/18/2008

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

RIGHT NUMBER: 37-435F

NAME AND ADDRESS: LENA M NEGREPONTE
139 BASELINE RD
BELLEVUE ID 83313

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 0.020 CFS

PRIORITY DATE: 06/02/1890

POINT OF
DIVERSION:

T01N R18E S12 NWSESW Within BLAINE County

T01N R18E S25 NWSESW Rediversion Within BLAINE County

This right is measured and administered at the point of rediversion.

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/15 10/31

0.020 CFS

PLACE OF USE:

IRRIGATION in BLAINE County

T01N R19E S31

NESW 15.00

15 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 15 acres in a single irrigation season. Combined Right Nos.: 37-433F, 37-434F, 37-435F and 37-436H.

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 - Decreed

Use of this right is combined with water from Base Line Canal Co.

This right is a split from former right 37-435.

11/21/2006

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

RIGHT NUMBER: 37-435F

NAME AND ADDRESS: LENA M NEGREPONTE
137 BASELINE RD
BELLEVUE ID 83313

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 0.020 CFS

PRIORITY DATE: 06/02/1890

POINT OF DIVERSION:

T01N R18E S12 NWSESW Within BLAINE County

T01N R18E S25 NWSESW Rediversion Within BLAINE County

This right is measured and administered at the point of rediversion.

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/15 10/31

0.020 CFS

PLACE OF USE:

IRRIGATION in BLAINE County

T01N R19E S31 NESW 15.00

15 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 15 acres in a single irrigation season. Combined Right Nos.: 37-433F, 37-434F, 37-435F and 37-436H.

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 - Decreed

This right is a portion of old right 37-435.

Use of this right is combined with water from Base Line Canal Co.



Idaho Department of Water Resources

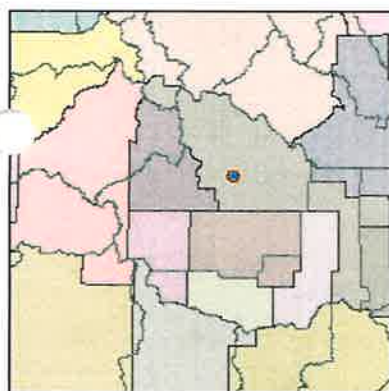
SRBA Recommendation:

37-435F

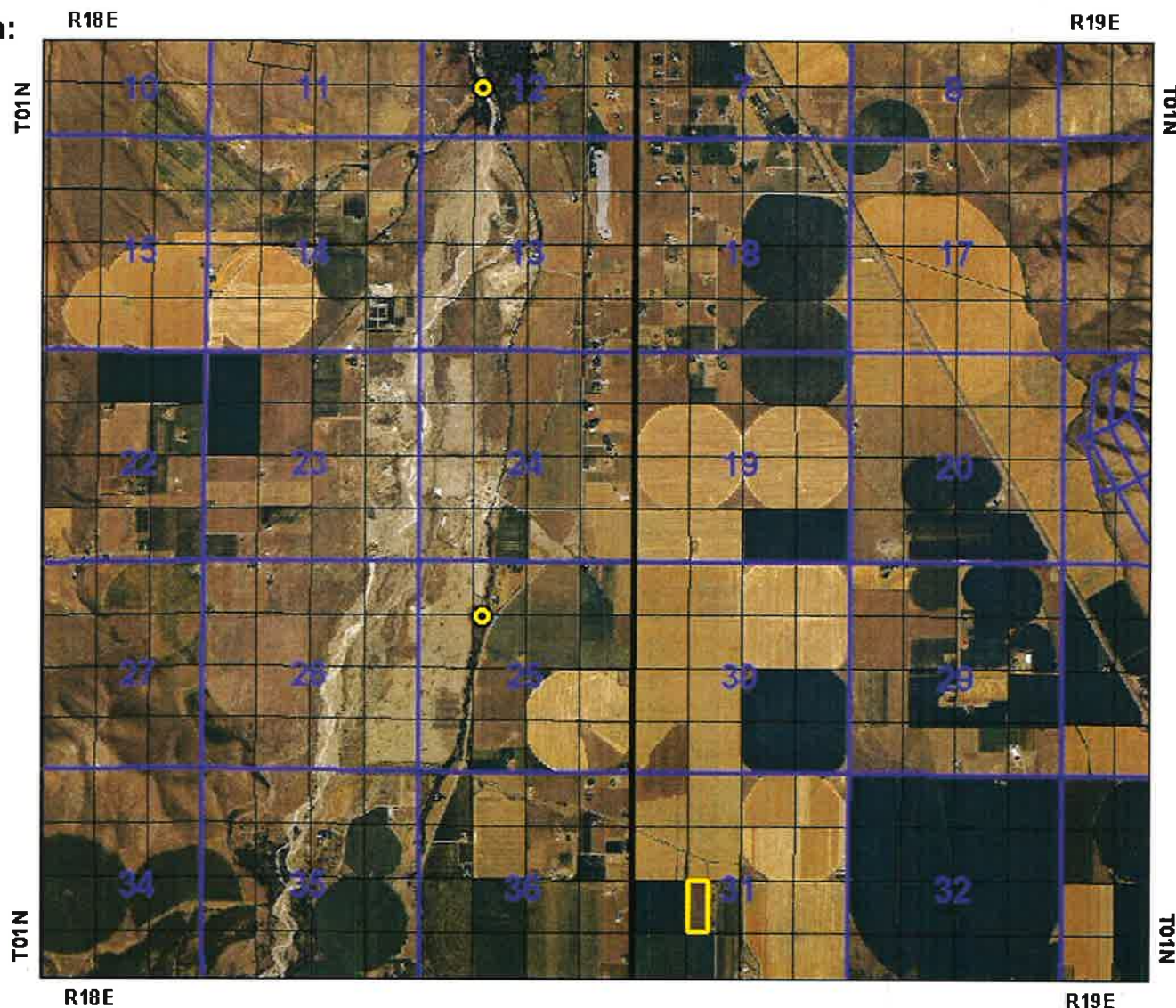
(Irrigation)

Legend

- Point of Diversion
- Place of Use
- Townships
- PLS Sections
- Quarter Quarters



Blaine County
IDWR Basin 37



0 2 4 Miles

Prepared by T. Baker
On Tuesday, November 21, 2006
2004 Aerial Photography

Owner: Lena M Negreponte

NOTE: Only one owner is listed. There may or may not be more than this in the IDWR database.

37-435F



6/9/94

COMMUNICATION DOCUMENTATION

Claim No. SEE BELOW

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Steve Clelland

October 28, 1997 9:00am

NAME:

CHARLES NEGREPONTE

CALLIN

RE:

CHANGES IN SRBA CLAIM

HE DISAGREES WITH THE RECENT CHANGES IN OWNERSHIP I EXECUTED ON HIS SRBA CLAIM WHICH GIVES A PORTION OF THE RIGHT TO CATHY ZACCARDI. HE STATES HE OWNS THE ENTIRE RIGHT AND SHE OWNS NOTHING, I HAD NO RIGHT TO SPLIT THE CLAIM.

I INFORMED HIM SHE HAD SHOWN THE PROPER DOCUMENTATION TO ESTABLISH OWNERSHIP FOR A PORTION OF THE PROPERTY TO WHICH THE RIGHT WAS APPURTENANT; COMPLETE WITH DEEDS AND PLAT MAP FROM THE COUNTY RECORDS. IF THIS IS INCORRECT HE MERELY NEEDS TO PROVIDE ME WITH THE APPROPRIATE DOCUMENTS SHOWING HE OWNS THE ENTIRE PARCEL AS ORIGINALLY CLAIMED AND I CAN EASILY CHANGE IT BACK.

HE TOLD ME THE WATER HAS NOTHING TO DO WITH THE LAND OWNERSHIP AND THAT HE OWNS THE WATER RIGHT AND NO ONE ELSE; HE SAYS OUR OWN RECORDS PROVE HE IS THE OWNER (HE IS REFERING TO THE SRBA CLAIM HE FILED ORIGINALLY). HE STATED HE PAID OVER \$3000 TO RE-FILE ON ALL HIS WATER. I TOLD HIM THIS CLAIM WOULD HAVE ONLY COST \$156 TO FILE BACK IN 1988-89, IF HE PAID \$3000 PERHAPS HE IS REFERING TO ANOTHER FEE HE PAID AT THAT SAME TIME, BUT NOT FOR THIS CLAIM ALONE.

HE TOLD ME HIS SISTER, CATHY ZACCARDI, HAD REMOVED HIS PUMP AND DISCONNECTED HIS SERVICE LINE. I TOLD HIM THAT IS A CIVIL MATTER WHICH I HAVE NO JURISDICTION OVER, HE SHOULD CONTACT A LAWYER OR THE SHERIFF TO ADDRESS THAT MATTER.

WE DISCUSSED THESE SAME ISSUES SEVERAL TIMES AND FINALLY I TOLD HIM IF HE CAN SHOW THE PROPER OWNERSHIP OF THE LANDS TO WHICH THE WATER RIGHT IS APPURTENANT I WOULD BE ABLE TO CHANGE THE SITUATION, HOWEVER, IF HE DOES NOT OWN HIS SISTER'S PORTION THEN HE CLAIM TO OWNERSHIP OF THE ENTIRE RIGHT MAY BE BASED ON SOME LEGAL BASIS THAT I CANNOT ADDRESS AND HE SHOULD PROBABLY CONTACT A LAWYER TO PURSUE THE MATTER FURTHER. HE ASKED FOR REFERENCES TO A LAW FIRM AND I TOLD HIM I CANNOT GIVE THAT TYPE OF INFORMATION.

I OFFERED ALL THE DEPARTMENTAL RECORDS FOR HIS REVIEW AND RESEARCH IF NECESSARY AND I OFFERED TO EXPLAIN THE PROCESS I FOLLOWED TO CHANGE THE OWNERSHIP IF HE DESIRES TO COME TO OUR OFFICE AND DISCUSS IT WITH ME.

HE STATED HE WOULD BE BACK IN CONTACT WITH ME LATER.

CLAIMS: A37-00433~~G~~, A37-00434~~G~~, A37-00435~~G~~, & A37-00436~~G~~.
A37-00433~~F~~, A37-00434~~F~~, A37-00435~~F~~, & A37-00436~~F~~