

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 37-525A
Date Received: 10/25/1988
Receipt No: C003046
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

TASHA PARKE Phone: (208)823-4640
PO BOX 276
CAREY ID 83320

DAVID PARKE Phone: (208)823-4640
PO BOX 276
CAREY ID 83320

2. Date of Priority: 05/05/1883

3. Source: LITTLE 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	21E	30	SW	SW	SE	BLAINE	

5. Description of diverting works:

DIV. IN RIVER W/HEADGATE TO WEST CANAL, REDIV. TO SPRINLER SYSTEM.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	1.82	

7. Total Quantity Appropriated is:
1.82 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
02S	21E	3	NE	NW	3	IRRIGATION 9
			NW	NW	4	IRRIGATION 15
			SW	NW		IRRIGATION 38
			SE	NW		IRRIGATION 38
					Section Acres	100
					Total Acres	100

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 RT. IS A SPLIT OF PARENT RIGHT 37-00525. B PORTION CLAIMED BY NOEL PARKE FAMILY. WATERMASTER HAS BEEN DELIVERING 91" FOR THIS PORTION OF THE SPLIT.

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

January 23, 2003

DAVID PARKE
TASHA PARKE
PO BOX 276
CAREY ID 83320-0276

Re: SRBA Claim(s) 37-525A, 37-525B

Dear Mr. and Mrs. Parke:

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.

Enclosed you will also find your check number 1499 in the amount of \$50.00. Because the Snake River Basin Adjudication District Court has not yet decreed your claims, no fees are due to change ownership.

Sincerely,

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
JAN 22 2003
 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
37-525A,					

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)

ROBB PECK or KATHI PECK
 PO BOX 26 CAREY ID 83320

4. New Owner/Claimant(s)

DAVID PARKE or TASHA PARKE

Name Connector (Check one): [] and, [] or, [] and/or

New Mailing Address

PO BOX 276

City, State and ZIP Code

CAREY ID 83320

New Telephone Number

(208) 823 4640

5. Date you acquired the property

4/29/02

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

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

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

7. Signature of New Owner(s) or Claimant(s) _____
(include title if applicable) *Jasha Parke*

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 *[Signature]* Date *1/22/03* Fee _____
 Receipted by *[Signature]* Date _____ Receipt No. _____
 Processed by *[Signature]* AJ Date *1/23/03* WR _____ Date _____

WARRANTY DEED

FOR VALUE RECEIVED

Robb Peck and Kathi Peck, husband and wife

the grantors, do hereby grant, bargain, sell and convey unto

David M. Parke and Tasha Parke, husband and wife

the grantees, whose current address is **PO Box 276**
Carey ID 83320

the following described premises, in **BLAINE COUNTY, IDAHO**, to wit:

See Exhibit "A" Attached hereto and made a part hereof.

SUBJECT TO: Taxes, easements, restrictions, reservations, assessments and encumbrances as shown of record, if any.

Instrument # 464679

HAILEY, BLAINE, IDAHO

2002-04-30 02:30:00 No. of Pages: 2

Recorded for: SUN VALLEY TITLE

MARSHA RIEMANN

Fee: 6.00

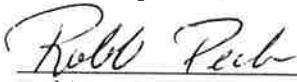
Ex-Officio Recorder Deputy

Index to: WTY/QC/CORP DEED

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees and their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that said premises are free from all encumbrances

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: April 29, 2002


Robb Peck


Kathi Peck

State of Idaho
County of Blaine

On this 30th day of April 2002, Before me a Notary Public in and for said State, personally appeared Robb

SVTC Order No. 02-17598

QUITCLAIM DEED

For Value Received **Robb Peck and Kathi Peck, husband and wife**

Do hereby convey, release, remise and forever quitclaim unto

David M. Parke and Tasha Parke, husband and wife

Whose current address is PO Box 276
Carey ID 83320

the following described premises, to-wit:

The following water rights located on property described as exhibit "A"

WR#37-0525-A 5-5-1883 91" decree water
160 acre/feet new reservoir water
119.16 acre/feet old reservoir water

Instrument # 464681

HAILEY, BLAINE, IDAHO

2002-04-30 02:32:00 No. of Pages: 2

Recorded for : SUN VALLEY TITLE

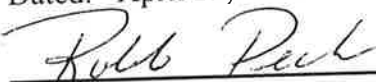
MARSHA RIEMANN Fee: 6.00

Ex-Officio Recorder Deputy

Index to: WTY/QC/CORP DEED

Together with their appurtenances.

Dated: April 29, 2002



Robb Peck



Kathi Peck

State of: Idaho

EXHIBIT "A"

TOWNSHIP 2 SOUTH, RANGE 21 EAST, BOISE MERIDIAN, BLAINE COUNTY,
IDAHO.

Section 3: NW $\frac{1}{4}$ NW $\frac{1}{4}$ (Lot 4), SW $\frac{1}{4}$ NW $\frac{1}{4}$ AND

A PARCEL OF LAND LOCATED IN THE E $\frac{1}{2}$ NW $\frac{1}{4}$ OF SECTION 3, T2S, R21E.
B.M., BLAINE COUNTY, ID, more particularly described as follows;

Commencing at the N $\frac{1}{4}$ Corner of said Sec 3;

Thence S. 88°56'34"W. along the North Boundary of the NW $\frac{1}{4}$ of Sec 3 for a distance of
875.00 feet to the TRUE POINT OF BEGINNING;

Thence S. 00°49'52"E. along the Westerly Boundary of Tax Lot 4035 and 4036 for a
distance of 1,417.94 feet to the Southwest Corner of Tax Lot 4035;

Thence S. 88°57'30"E. along the Southerly Boundary of Tax Lot 4035 for a distance of
75.19 feet;

Thence S. 01°03'00"E. for a distance of 1,231.29 feet to a point on the Southerly
Boundary of the NW $\frac{1}{4}$ of Sec 3;

Thence S. 89°03'31"W. along the Southerly Boundary of the NW $\frac{1}{4}$ of Sec 3 for a
distance of 558.37 feet to the Southwest Corner of the E $\frac{1}{2}$ NW $\frac{1}{4}$ of Sec 3;

Thence N. 00°27'02"W. along the West Boundary of the E $\frac{1}{2}$ NW $\frac{1}{4}$ of Sec 3 for a
distance of 2,650.99 feet to the Northwest Corner of the E $\frac{1}{2}$ NW $\frac{1}{4}$ of Sec 3;

Thence N. 88°56'34"E. along the North Boundary of the E $\frac{1}{2}$ NW $\frac{1}{4}$ of Sec 3 for a distance
of 460.92 feet to the TRUE POINT OF BEGINNING.

Subject to;

1-A 25.00 foot wide County Road Easement along the North and South Boundaries of the
described Parcel.

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: A37-00525A
Date Received: 10/25/1988
Receipt No: C00 3046
Received By: ESL

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ROBB PECK 208-823-4440
Address: BOX 26
CAREY, ID 83320
OR
Name: KATHI L. PECK 208-823-4440
Address: BOX 26
CAREY, ID 83320
2. Date of Priority: MAY 05, 1883
3. Source: LITTLE WOOD RIVER Trib. to: MALAD RIVER
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01N	21E	30	SW	SW	SE		BLAINE
5. Description of diverting works:
DIV. IN RIVER W/HEADGATE TO WEST CANAL, REDIV. TO SPRINKLER SYSTEM.
6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.820		
7. Total Quantity Appropriated is:
1.820 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
INCIDENTAL STOCKWATERING WITH IRRIGATION

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02S	21E	3	NE	NW	3	IRR	9.0
			NW	NW	4	IRR	15.0
			SW	NW		IRR	38.0
			SE	NW		IRR	38.0
						Section Acres	100.0
						Total Acres	100.0

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:

SHARES IN CANAL CO. RESERV. WATER FROM LITTLE WOOD RESERVOIR.

14. Remarks:

THIS RT. IS A SPLIT OF PARENT RIGHT 37-00525. B PORTION CLAIMED BY NOEL PARKE FAMILY. WATERMASTER HAS BEEN DELIVERING 91" FOR THIS PORTION OF THE SPLIT.

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not ☒ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): Robb Peck Date: Oct. 25, 1988

Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 25 day
of October 19 88

Kathlyn A. Walker
Notary Public

Seal

Residing at Eagle, Idaho
My Commission Expires 2-14-1993

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: A37-00525A
Date Received: 10/25/1988
Receipt No: C003046
Received By: QR

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ROBB PECK 208-823-4440
Address: BOX 26
CAREY, ID 83320

OR

Name: KATHI L. PECK 208-823-4440
Address: BOX 26
CAREY, ID 83320

2. Date of Priority: MAY 05, 1883

3. Source: LITTLE 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	21E	30	SW	SW	SE		BLAINE

5. Description of diverting works:

DIV. IN RIVER W/HEADGATE TO WEST CANAL, REDIV. TO SPRINKLER SYSTEM.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.820		

7. Total Quantity Appropriated is:

1.820 C.F.S. (and/or) A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

INCIDENTAL STOCKWATERING WITH IRRIGATION

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02S	21E	3	NE	NW	3	IRR	9.0
			NW	NW	4	IRR	15.0
			SW	NW		IRR	38.0
			SE	NW		IRR	38.0
						Section Acres	100.0
						Total Acres	100.0

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:

SHARES IN CANAL CO. RESERV. WATER FROM LITTLE WOOD RESERVOIR.

14. Remarks:

THIS RT. IS A SPLIT OF PARENT RIGHT 37-00525. B PORTION CLAIMED BY NOEL PARKE FAMILY. WATERMASTER HAS BEEN DELIVERING 91" FOR THIS PORTION OF THE SPLIT.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 12/13/1909

S. C. FROST, ET. AL.

Decree Plaintiff

vs

ALTURAS WATER COMPANY, 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 _____



04/12/2005 RECEIVED

NOTICE OF ERROR
REPLY

JUN 03 2005

DEPARTMENT OF
WATER RESOURCES

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: June 3, 2005

Water right number: 37-525A

TASHA PARKE
~~PO BOX 276~~ 100 CATTLE DRIVE
CAREY ID 83320
Telephone Number: (208)823-4640

DAVID PARKE
~~PO BOX 276~~ 100 CATTLE DRIVE
CAREY ID 83320
Telephone Number: (208)823-4640

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

SEE MAP - I DO NOT OWN ALL GROUND CURRENTLY
SHOWN - I DREW AN APPROXIMATE LINE OF CUMMINS POTATOES
~~APPROXIMATE 20 ACRES~~ APPROXIMATE 20 ACRES

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

☒ I AGREE with this proposed recommendation; no changes need to be made.

DATE: 5/31/05

SIGNATURE:

David M. Parke

Please print your name:

DAVID M. PARKE

IDWR State Office, 322 E. Front St., P.O. Box 83720, Boise, ID 83720-0098

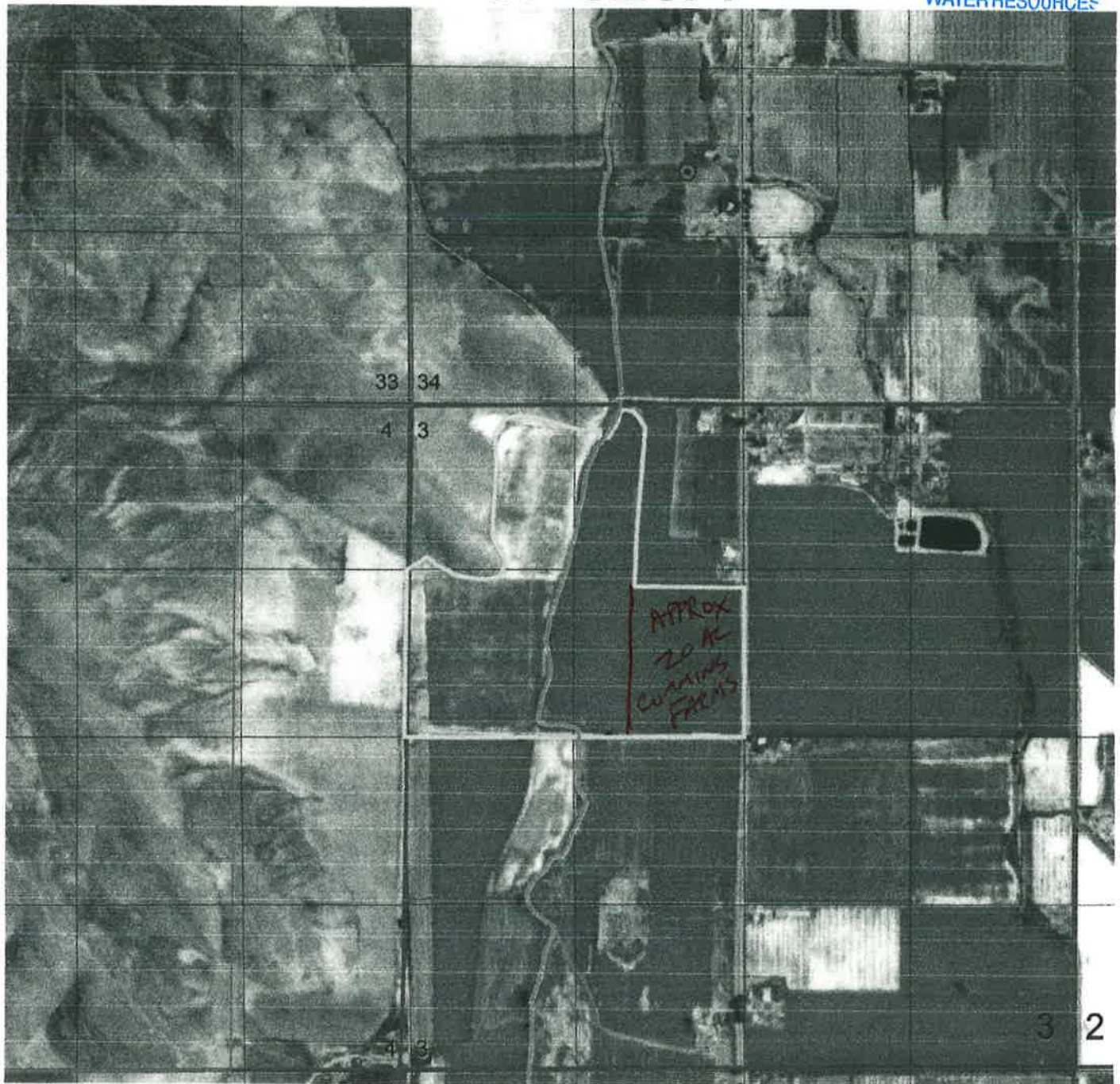
PLEASE CHANGE MY ADDRESS
SEE ABOVE

SCANNED
JUN 03 2005

IDAHO DEPT OF WATER RESOURCES

37-525A

RECEIVED
JUN 03 2005
DEPARTMENT OF
WATER RESOURCES



1320 0 1320 Feet

-  Basin 37 part 1-POU
-  Basin 37 part 1-POD
-  Ownership FED-Private
-  Streams
-  Section Lines
-  Quarter - Quarter lines

TWN: 2S
RNG: 21E
SEC. 3



GIS Place of Use Presentation
NAPP Aerial Photo 1987/1988
By Steve Clelland

Date: MARCH 30, 2005

SCANNED
JUN 03 2005

03/30/2005

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

RIGHT NUMBER: 37-525A
NAME AND ADDRESS: TASHA PARKE
PO BOX 276
CAREY ID 83320

DAVID PARKE
PO BOX 276
CAREY ID 83320

SOURCE: LITTLE WOOD RIVER TRIBUTARY: MALAD RIVER
QUANTITY: 1.820 CFS
PRIORITY DATE: 05/05/1883
POINT OF DIVERSION:

T01N R21E S30 NWSWSE Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	1.820 CFS

PLACE OF USE: IRRIGATION Within BLAINE County

T02S R21E S03 Lot 3 NENW	9.0	T02S R21E S03 Lot 4 NWNW	15.0
T02S R21E S03 SWNW	38.0	T02S R21E S03 SENW	38.0

100 ACRES TOTAL

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

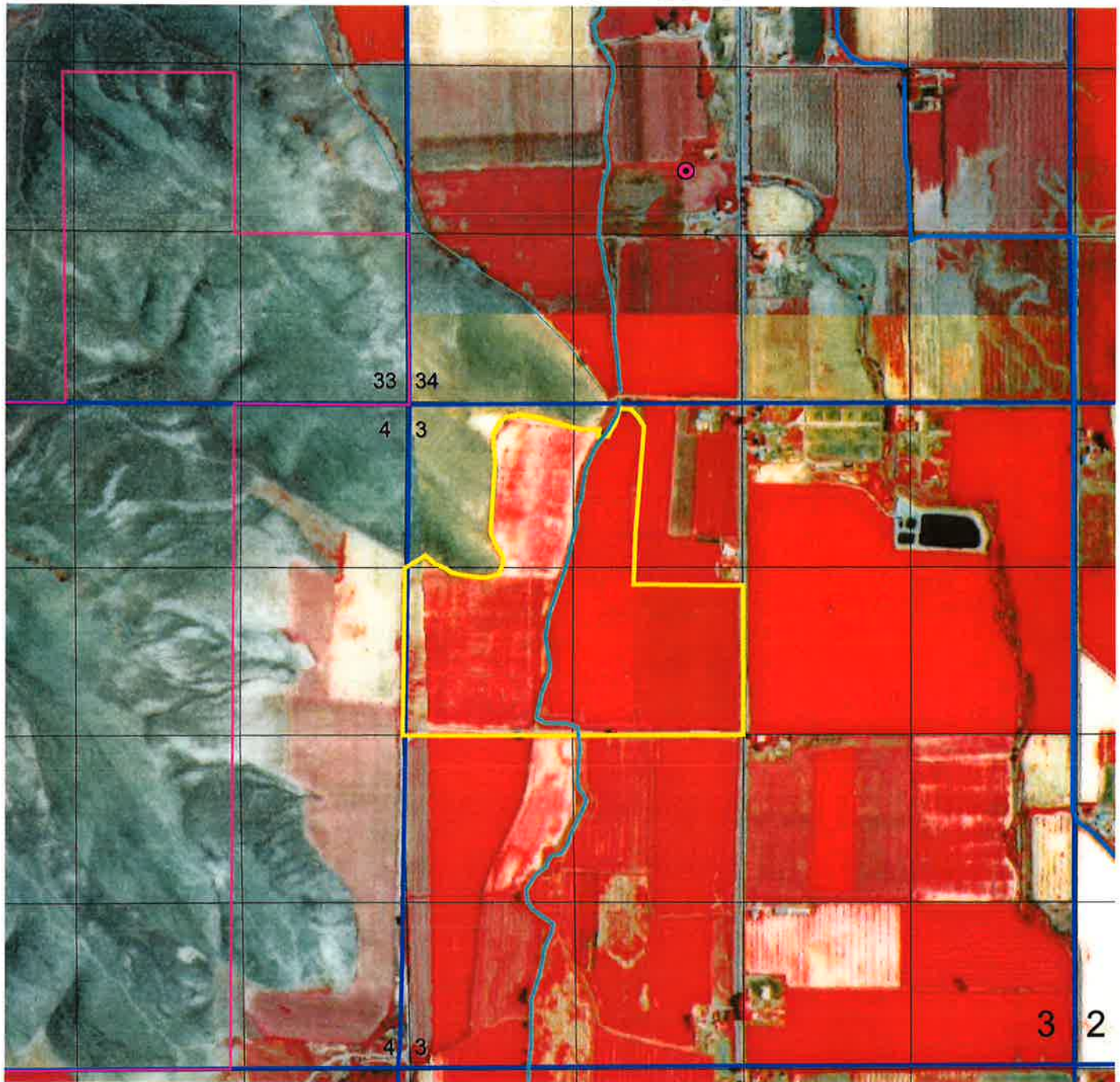
This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: Decreed

WATER IS DELIVERED THROUGH WEST CANAL.

IDAHO DEPT OF WATER RESOURCES

37-525A



1320 0 1320 Feet

-  Basin 37 part 1-POU
-  Basin 37 part 1-POD
-  Ownership FED-Private
-  Streams
-  Section Lines
-  Quarter - Quarter lines

TWN: 2S
RNG: 21E
SEC: 3



GIS Place of Use Presentation
NAPP Aerial Photo 1987/1988
By Steve Clelland

Date: MARCH 30, 2005



Water Right Report 37-525

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	THOMPSON PARKE . ZZ

Basis: Decreed

Status: Active

Tributary
MALAD RIVER

Diversion Rate
2.200 CFS

Annual Volume

Total Diversion: 2.200 CFS

LITTLE WOOD RIVER

Twp Rge Sec NE NW SW SE NE NW SW SE NE NW SW SE Totals

02S 21E 3

X L 3 X L 4 X X

Conditions of Approval:

SAME AS DECREE

Remarks:

1. General AC. IRRIG. NOT SPECIFIED. FARM = 159.07 AC.

Comments:

Dates and Other Information: