

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 37-668
Date Received: 10/12/1988
Receipt No: M005568
Received By:

RECEIVED
MAY 27 2005
Department of Water Resources

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

SCOTT THORNE Phone: (208)823-4020
PO BOX 717
PICABO ID 83348

HAZEL THORNE Phone: (208)823-4020
PO BOX 717
PICABO ID 83348

2. Date of Priority: 05/15/1881

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	NW SW SE	BLAINE	

5. Description of diverting works:

DIVERSION DAM, HEADGATE, DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	2	

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

8. Total consumptive use:

9. Non-irrigation uses:

SCANNED
MAY 26 2005

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
01S	21E	17	NE	SW	IRRIGATION	20
			SE	NW	IRRIGATION	13
			NE	SE	IRRIGATION	35
			NW	SE	IRRIGATION	40
			SE	NE	IRRIGATION	35
			SW	NE	IRRIGATION	37
Section Acres						180
Total Acres						180

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:

PRIORITY AMENDED FROM ORIGINAL 1884 DATE BY COURT ORDER.

15. Basis of Claim: Decreed

SCANNED
MAY 26 2005

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

RECEIVED
MAY 26 2005
Department of Water Resources
Southern Region

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

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided, 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
37-11623	37-668				

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) are 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)

DALE MARIE HUNT

4. New Owner/Claimant(s)

SCOTT + HAZEL THORNE

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

PO Box 717

City, State and ZIP Code

PICABO, IDAHO, 83348

New Telephone Number

(208) 823-4020

5. Date you acquired the property

3-30-2005

SCANNED

MAY 26 2005

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)

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>[Signature]</u>	Date <u>5/26/05</u>	Fee <u>25.00</u>
Received by <u>[Signature]</u>	Date <u>5/26/05</u>	Receipt No. <u>5027705</u>
Processed by <u>[Signature]</u> AJ	Date _____	WR _____ Date _____

SCANNED
MAY 26 2005

Order No. 0521418

QUITCLAIM DEED

For Value Received

DALE MARIE HUNT, an unmarried woman

Do hereby convey, release, remise and forever quitclaim unto

SCOTT D. THORNE AND M. HAZEL THORNE, husband and wife

Whose current address is

P.O. Box 2785, Ketchum, ID 83340

The following described premises, to-wit:

Any and all water rights with the following property:

Lot 1, Block 1 of HUNT SUBDIVISION 2000, BLAINE COUNTY, IDAHO as shown on the official plat thereof, recorded June 6, 2000, as Instrument No. 439902, records of Blaine County, Idaho.

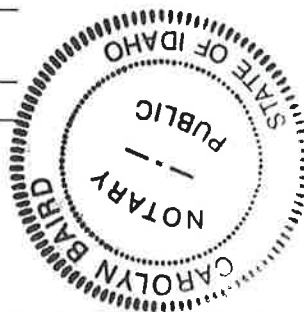
Together with their appurtenances.

Dale Marie Hunt
Dale Marie Hunt

State of: Idaho
County of: Blaine

On this 30th day of March, 2005, before me, the undersigned, a Notary Public, in and for said State, personally appeared **DALE MARIE HUNT**, known to me, and/or identified to me on the basis of satisfactory evidence, to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same.

Carolyn Baird
Notary Public
Residing at: Hailey
Commission Expires: 11/23/2009



SCANNED
MAY 20 2005

Instrument # 518084

HAILEY, BLAINE, IDAHO

2005-03-30 04:35:00 No. of Pages: 1

Recorded for : SUN VALLEY TITLE

MARSHA RIEMANN

Fee: 3.00

Ex-Officio Recorder Deputy

Index to: WTY/QC/CORP DEED

Order No. 0521418

WARRANTY DEED

FOR VALUE RECEIVED, and as consideration as part of an IRC § 1031 tax-deferred exchange,

DALE MARIE HUNT, an unmarried woman

the Grantor does hereby grant, bargain, sell, convey and warrant unto

SCOTT D. THORNE AND M. HAZEL THORNE, husband and wife

the Grantees whose current address is: **P.O. Box 2785
Ketchum, ID 83340**

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

Lot 1, Block 1 of HUNT SUBDIVISION 2000, BLAINE COUNTY, IDAHO as shown on the official plat thereof, recorded June 6, 2000, as Instrument No. 439902, records of Blaine County, Idaho. *OK*

This transaction is a 1031 Exchange for the benefit of Dale Marie Hunt, as relinquished property.

SUBJECT TO: Taxes, easements, restrictions, reservations, assessments and encumbrances as shown of record, if any and each grantee taking this property or any portion thereof covenant and agree for the grantee and grantee's heirs, executors and assigns, to not challenge any agricultural use's or operations that are authorized by the Blaine County Zoning ordinance and conducted within one (1) mile of the property, and that were lawfully occurring, or authorized by any government agency, as of the date of each deed conveying any right, title or interest in this property or any portion thereof.

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

Dale Marie Hunt

Dale Marie Hunt

Instrument # 518083

HAILEY, BLAINE, IDAHO

2005-03-30 04:34:00 No. of Pages: 2

Recorded for: SUN VALLEY TITLE

MARSHA RIEMANN Fee: 6.00

Ex-Officio Recorder Deputy *mp*

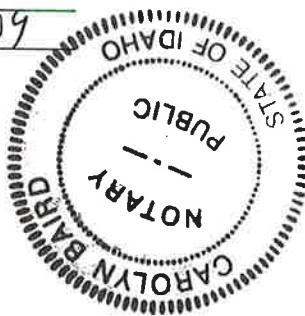
Index to: WTY/QC/CORP DEED

SCANNED
MAY 20 2005

State of: Idaho
County of: Blaine

On this 30th day of March, 2005, before me, the undersigned, a Notary Public, in and for said State, personally appeared **DALE MARIE HUNT**, known to me, and/or identified to me on the basis of satisfactory evidence, to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same.

Carolyn Baird
Notary Public
Residing at: Hailey
Commission Expires: 1/23/2009



SCANNED
MAY 26 2005

PLAYING IN AMERICA

○

PRODUCED BY

Address:

1013

NOTES

HUNT SUBDIVISION
2000
SECTION 17, T 1 S. R 21 E
BLAINE COUNTY, IDAHO

HEALTH CERTIFICATE

EMPLOYMENT RESTRICTIONS AS REQUIRED IN BOND CODE TITLE
ON 04-13-2000 OF THE ANTI-TRUST, LABOR AND OCCUPATIONS
ACT ARE IMPOSED IN ACCORDANCE WITH CODE CODE TITLE
ON 04-13-2000, WHICH IS SUBJECT OF A SCATTERED
OF 04-13-2000.

5-24-2000 *Photo*
BANK COUNTY CLERK, BETHANN BROWN, 100 N. 10TH, D.C.

TANGENT TABLE

I	HEADING	DIST.
1-1	N 41°50'30" W	199.97
1-2	N 65°09'18" W	199.37
1-3	N 45°47'04" W	222.68

VICINITY MAP

7. 4. 1922



STANDARD U.S.G.S.
CAMP BENCH MARK
ELEV. = 1272.10'

1999 JUL 24 20:00
INSTRUMENT 0 127278

R = 153.60°
D = 90° 30' 30"
T = 151.472°
A = 237.084°
C = 144° 40'
L = 212.165°

DECLASS 17, 119, 0216
PAGE 1 OF 2

PAGE 1 OF 2

CE ENGINEERING
Engineers/Surveyors/Planners
278 C. South Street Phone (408) 982-2666
GLENDALE, CALIF. 90230



DATE:	APR 20
BY:	C. O. H.
DATE:	APR 20
BY:	W. J. H.
DATE:	APR 20
BY:	W. J. H.

HUNT SUBDIVISION
FOR, DALE HUNT
SECTION 17, T. 1 S., R. 21 E.,
BLAINE COUNTY, IDAHO

SCANNED
MAY 20 2005

SCALE

Legend

- **QUALITY CONTROL** FOR **REVENUE**
- **COMPARISON OF SECTION 107 WITH THE SERVICE**
- **107(a) GENERAL** FOR **THE** **REVENUE**
- **107(b) GENERAL** FOR **THE** **REVENUE**
- **107(c) GENERAL** FOR **THE** **REVENUE**
- **107(d) GENERAL** FOR **THE** **REVENUE**
- **107(e) GENERAL** FOR **THE** **REVENUE**
- **107(f) GENERAL** FOR **THE** **REVENUE**
- **107(g) GENERAL** FOR **THE** **REVENUE**
- **107(h) GENERAL** FOR **THE** **REVENUE**
- **107(i) GENERAL** FOR **THE** **REVENUE**
- **107(j) GENERAL** FOR **THE** **REVENUE**
- **107(k) GENERAL** FOR **THE** **REVENUE**
- **107(l) GENERAL** FOR **THE** **REVENUE**
- **107(m) GENERAL** FOR **THE** **REVENUE**
- **107(n) GENERAL** FOR **THE** **REVENUE**
- **107(o) GENERAL** FOR **THE** **REVENUE**
- **107(p) GENERAL** FOR **THE** **REVENUE**
- **107(q) GENERAL** FOR **THE** **REVENUE**
- **107(r) GENERAL** FOR **THE** **REVENUE**
- **107(s) GENERAL** FOR **THE** **REVENUE**
- **107(t) GENERAL** FOR **THE** **REVENUE**
- **107(u) GENERAL** FOR **THE** **REVENUE**
- **107(v) GENERAL** FOR **THE** **REVENUE**
- **107(w) GENERAL** FOR **THE** **REVENUE**
- **107(x) GENERAL** FOR **THE** **REVENUE**
- **107(y) GENERAL** FOR **THE** **REVENUE**
- **107(z) GENERAL** FOR **THE** **REVENUE**

SECTION LINE
 SURFACE SECTION LINE
 VIEW SECTION LINE
 EDGE CONTINUATION
 HIDE-OF-AN-OTHER LINE
 ALTERNATE POSITION LINE
 JOINT SECTION LINE FOR SOME PARTS
 POWER LINE

FOR F-2000 PLAIN END
POWER HOLE

DOI: 10.1002/for



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

May 26, 2005

SCOTT AND HAZEL THORNE
PO BOX 717
PICABO ID 83348

Re: SRBA Claim #37-668

Dear Mr. and Mrs. Thorne,

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 copy of the computer record of the claim noting the change in claimant. Review this record and if there is an error, or you have any questions, please contact this office.

Sincerely,

Carrie Hahn
Office Specialist

Enc.

SCANNED

MAY 26 2005

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 37-668
Date Received: 10/12/1988
Receipt No: M001568
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED
FEB 11 2004
Department of Water Resources

1. Name of Claimant(s)

DALE MARIE HUNT Phone: (208)823-4558
PO BOX 448
CAREY ID USA 83320

2. Date of Priority: 05/15/1881

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	NW SW SE	BLAINE	

5. Description of diverting works:

DIVERSION DAM, HEADGATE, DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	2	

7. Total Quantity Appropriated is:
2 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
01S	21E	17	NE	SW	IRRIGATION	20
			SE	NW	IRRIGATION	13
			NE	SE	IRRIGATION	35
			NW	SE	IRRIGATION	40
			SE	NE	IRRIGATION	35
			SW	NE	IRRIGATION	37
Section Acres						180
Total Acres						180

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:

PRIORITY AMENDED FROM ORIGINAL 1884 DATE BY COURT ORDER.

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

February 5, 2004

DALE MARIE HUNT
PO BOX 448
CAREY ID 83320

Re: SRBA Claim #37-668

Dear Ms. Hunt,

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 copy of the computer record of the claim noting the change in claimant. Review this record and if there is an error, or you have any questions, please contact this office.

Sincerely,

Carrie Hahn
Office Specialist

SCANNED

FFR 1 1 2004

RECEIVED

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

FEB 04 2004

Department of Water Resources
Southern Region

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

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

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
	37-668	-			

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)

Bruce K & Dale H Rathke
 Box 325, Carey, ID 83320

4. New Owner/Claimant(s)

Dale Marie Hunt

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

PO Box 448

City, State and ZIP Code

Carey, ID 83320

New Telephone Number

() 823-4558

5. Date you acquired the property

8-26-1994 (divorce decree)

SCANNED

FEB 11 2004

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) Dale Marie Hunt
(include title if applicable) _____

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 J. S. Stanton Date 2-4-04 Fee -
 Received by - Date - Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

SCANNED

FEB 11 2004

AUG 26 1994

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BLAINE

DALE H. RATHKE,

Plaintiff,

vs.

BRUCE K. RATHKE,

Defendant.

Case No. CV 94-1634

DECREE OF DIVORCE

THIS ACTION came before this Court on the 26th day of August, 1994. Plaintiff, DALE H. RATHKE, appeared in person with her attorney, Tracy Dunlap, Esq. of the law firm of Hogue, Speck & Aanestad, P.A. Neither Defendant nor an attorney on her behalf appeared. The record indicates the Complaint for Divorce was filed in this Action on August 25, 1994. On August 26, 1994, Defendant filed his Voluntary Appearance, Waiver of Notice and Consent to Default.

This Court having been fully advised and informed this matter was ready for Hearing, examined the pleadings on file herein and heard testimony presented by and on behalf of Plaintiff in open Court, and on the basis thereon, FINDS AND CONCLUDES:

A. Plaintiff and Defendant agree this Action shall be filed and decided in Blaine County, Idaho.

B. Plaintiff and Defendant were married on the 3rd

DECREE OF DIVORCE - 1

SCANNED

FFR 11 2004

1 day of July, 1976, and ever since said date have been and are now
2 husband and wife.

3 C. At no time during this proceeding have Plaintiff
4 or Defendant been a member of the Armed Forces of the United
5 States and none of the provisions of the Soldiers and Sailors
6 Relief Act or amendments thereto are applicable to this Action.

7 D. There are two (2) children of this marriage,
8 namely, JESSECA RATHKE, born September 23, 1982, and LUKE RATHKE,
9 born September 1, 1977.

10 E. Plaintiff and Defendant have entered into a
11 Marriage Settlement Agreement which resolves all marital property
12 rights, and the support, maintenance, and custody rights arising
13 out of the marital relationship which is attached hereto as
14 Exhibit A and is merged herein by this reference as if restated
15 in full. The Marriage Settlement Agreement is fair and equitable
16 and is hereby approved and adopted by this Court as part of this
17 Decree of Divorce.

18 F. This Court finds the child custody provisions of
19 the Marriage Settlement Agreement are fair and equitable and are
20 in the best interests of the child on the basis of the evidence
21 presented.

22 G. This Court further concludes the child support
23 provisions of the Marital Settlement Agreement are supported by
24 the Idaho Child Support Guidelines on the basis of the evidence
25 presented. This Court therefore concludes this child support
26 arrangement conforms to the Idaho Child Support Guidelines and is

27 DECREE OF DIVORCE - 2
28

SCANNED

FEB 11 2004

1 fair, equitable, and in the best interests of the minor child of
2 this marriage at this time.

3 H. This Court further concludes the division of
4 marital assets and liabilities set forth in the Marriage
5 Settlement Agreement is fair and equitable on the basis of the
6 evidence presented.

7 I. Irreconcilable differences have arisen creating
8 substantial reasons which have prevented and do prevent the
9 continuation of this marriage. This Court deems these reasons to
10 be substantial and sufficient for not continuing this marriage,
11 and, accordingly, concludes this marriage should be dissolved.

12 IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED AS
13 FOLLOWS:

14 1. The bonds of matrimony heretofore and now
15 existing between Plaintiff and Defendant are dissolved and
16 forever set aside and the parties are granted a Divorce.

17 2. The Marital Settlement Agreement executed by
18 the parties and attached hereto as Exhibit A is merged and
19 incorporated fully herein and the terms thereof are adopted as
20 this Court's Order and shall be enforced as though set forth
21 fully herein.

22 NOTICE OF INCOME WITHHOLDING

23 This support order is enforceable by
24 income withholding under Chapter 12, Title
25 32, Idaho Code. Whenever there are
26 arrearages at least equal to the support
27 payment for one month, a mandatory income
28 withholding order may be issued by the court
to your employer or other person who pays you
income, without prior notice to you.

DECREE OF DIVORCE - 3

SCANNED

FEB 11 2004

1 It is not necessary for the obligee to apply for
2 support enforcement services under Title IV-D of the
3 Social Security Act (42 U.S.C. 651 et seq.) to obtain
4 enforcement of this support order by means of income
5 withholding. The Social Security Numbers of the
6 parties are: Plaintiff: 518-66-7021; Defendant:
7 518-50-9546.

8 DATED this 26th day of August, 1994.


9 Robert J. Elgee
10 Magistrate Judge

11 div\rathke.dec

12 STATE OF IDAHO } ss

13 County of Blaine

14

15

16

17

18 this 26th day of August 1994

19 MARY GREEN

20 Clerk District Court Deputy

21
22
23
24
25
26
27
28 DECREE OF DIVORCE - 4

SCANNED

FEB 11 2004

Agreement.

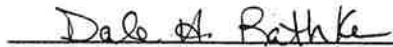
19. REPRESENTATION BY COUNSEL. Each party has been represented by his or her own legal counsel and shall bear his or her respective attorneys fees and costs incurred in connection with the negotiation and preparation of this Agreement, as well as any costs and attorneys fees involved in the divorce action. No presumption shall exist in favor of or against any party to this Agreement as a result of the drafting and preparation of this document. Should it be necessary for either party to employ legal counsel to enforce of any of the provisions of this Agreement, then the losing party agrees to pay all attorneys fees and costs reasonably incurred by the prevailing party, even if litigation is not commenced.

20. AMENDMENT. No amendment of this Agreement shall be effective unless the Agreement is in writing, signed by each of the Parties, and the amendment must be presented to the court for approval and incorporation.

IN WITNESS WHEREOF, the Parties hereto have signed and received copies of this Agreement this 23rd day of AUGUST, 1994.



BRUCE K. RATHKE, Husband



DALE H. RATHKE, Wife

STATE OF IDAHO,)
) ss.
County of Blaine.)

On this 26 day of August, 1994, before me, the undersigned, Notary Public in and for said State, personally appeared BRUCE K. RATHKE, 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.

Heidi Southward
NOTARY PUBLIC FOR IDAHO
Residing at: Laurel 90
My commission expires: 11-12-98

STATE OF IDAHO,)
) ss.
County of Blaine.)

On this 23rd day of August, 1994, before me, the undersigned, Notary Public in and for said State, personally appeared DALE H. RATHKE, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she 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.

Dale Rathke
NOTARY PUBLIC FOR IDAHO
Residing at: Blaine 90
My commission expires: 10/99

JIM.DIV\rathke.AGR

MARITAL SETTLEMENT AGREEMENT - 12

SCANNED

FFR 11 2004

EXHIBIT B
(Community Property to Wife)

- (a) Farm Equipment: ditcher, sprayer, discer, tractor, diker, grain drill, land plane, two (2) harrows and other farm machinery not listed on Exhibit A.
- (b) Farm real property and all water rights appurtenant thereto as more particularly described in Exhibit F, attached to this Agreement.
- (c) 4-wheeler and trailer
- (d) Sheep and lambs
- (e) One-half of community furniture, appliances, house wares, pots, pans, dishes, bedding, towels, and miscellaneous personal property and farm items.
- (f) Wife's personal items and effects
- (g) 1989 Subaru automobile
- (h) two (2) horses (wife's and Jesseca's) and the appropriate one-half of the horse tack

EXHIBIT F

Township 1 South, Range 21 East Boise Meridian,
Section 17: SE 1/4 NW 1/4, NE 1/4 SW 1/4,
S 1/2 NE 1/4, N 1/2 SE 1/4

SCANNED

FEB 11 2004

STATE OF IDAHO } ss
County of Blaine

I do hereby certify that the foregoing is a full, true and correct copy of the original thereof, on file in my office.

IN WITNESS THEREOF, I have hereunto set my hand and affixed by official seal.

this 12 day of Dec. 1997
MARY GREEN *Mary Green*
Clerk District Court Deputy

NAME : Dale H. Rathke
ADDRESS P.O. Box 448 Carey, ID 83320
PHONE: (208) 823-4558

Filed 1997 DEC 12 AM 10 21
MARY GREEN *kr*
CLERK DISTRICT COURT
BLAINE COUNTY, IDAHO

IN THE DISTRICT COURT OF THE
FIFTH JUDICIAL DISTRICT OF
THE STATE OF IDAHO, IN AND FOR
THE COUNTY OF Blaine

IN THE MATTER OF:

Dale H. Rathke
PETITIONER

) CASE NO. SP-97-1426
) ORDER FOR CHANGE
) OF NAME
)
)

BASED UPON THE PETITION FOR NAME CHANGE, AND THE PROPER NOTICE
BEING GIVEN AS REQUIRED BY LAW, AND NO OBJECTIONS HAVE BEEN
MADE THERETO, AND GOOD CAUSE APPEARING THEREFORE;

IT IS HEREBY ORDERED, AND THIS DOES ORDER, THAT THE
PETITIONER'S NAME OF Dale Ellen Hunt rathke BE CHANGED TO
Dale Marie Hunt, AND THAT PETITIONER HEREAFTER BE
REFERRED TO BY SAID NAME.

DATED THIS 12 DAY OF December 19 97.

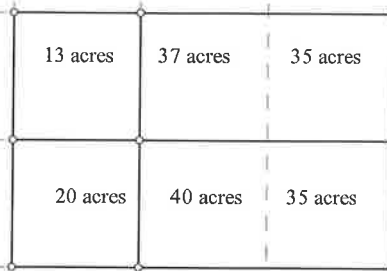
Bob Egan
JUDGE

ORDER FOR CHANGE OF NAME

SCANNED

FFR 11 2004

IRRIGATED LAND



T01S R21E SEC 17

Title: Dale Marie Hunt

Date: 02-06-2004

Scale: 1 inch = 2000 feet

File: 37-668

Tract 1: 40.000 Acres: 1742400 Sq Feet: Closure = n00.0000e 0.00 Feet: Precision >1/999999: Perimeter = 5280 Feet

Tract 2: 40.000 Acres: 1742400 Sq Feet: Closure = n00.0000e 0.00 Feet: Precision >1/999999: Perimeter = 5280 Feet

Tract 3: 80.000 Acres: 3484800 Sq Feet: Closure = n00.0000e 0.00 Feet: Precision >1/999999: Perimeter = 7920 Feet

Tract 4: 80.000 Acres: 3484800 Sq Feet: Closure = n00.0000e 0.00 Feet: Precision >1/999999: Perimeter = 7920 Feet

001=/SE,SE,SE,17,1S,21E

012=S00W 1320.00

023=N90E 2640.00

002=/N00E 3960.00

013=N90W 1320.00

024=@0 n,se,17,1s,21e

003=/N90W 2640.00

014=N00E 1320.00

025=/SE,SE,SE,17,1S,21E

004=S00W 1320.00

015=N90E 1320.00

026=/N00E 2640.00

005=N90W 1320.00

016=@0 s,ne,17,1s,21e

027=N90W 0.00

006=N00E 1320.00

017=/SE,SE,SE,17,1S,21E

028=S00W 1320.00

007=N90E 1320.00

018=/N00E 3960.00

029=N90W 2640.00

008=@0 ne,sw,17,1s,21e

019=N90W 0.00

030=N00E 1320.00

009=/SE,SE,SE,17,1S,21E

020=S00W 1320.00

031=N90E 2640.00

010=N00E 2640.00

021=N90W 2640.00

011=N90W 2640.00

022=N00E 1320.00

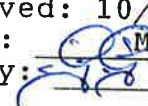
SCANNED

FEB 11 2004

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: A37-00668
Date Received: 10/12/1988
Receipt No: M001568
Received By: 

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BRUCE K. RATHKE
Address: BOX 325
CAREY, ID 83320 208-823-4558
OR
Name: DALE H. RATHKE
Address: BOX 325
CAREY, ID 83320 208-823-4558
2. Date of Priority: MAY 15, 1881
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	NW	SW	SE		BLAINE
5. Description of diverting works:
DIVERSION DAM, HEADGATE, DITCH
6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.000		
7. Total Quantity Appropriated is:
2.000 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 450.0 Acre Feet Per Annum.
9. Non-irrigation uses:
NONE

A37-00668

Page 1

Date: 10/12/88

MICROFILMED
FEB 23 1993

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
01S	21E	17	SW		NE		IRR	37.0
			SE		NE		IRR	35.0
			SE		NW		IRR	13.0
			NE		SW		IRR	20.0
			NE		SE		IRR	35.0
			NW		SE		IRR	40.0
							Section Acres	180.0
							Total Acres	180.0

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:

200 AC FEET OF LITTLE WOOD RESERVIOR STORAGE WATER

14. Remarks:

PRIORITY AMENDED FROM ORIGINAL 1884 DATE BY COURT ORDER.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

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): *A. Bruce Little* Date: *10-12-88*

Date: _____

State of Idaho)
County of BLAINE) SS.

Subscribed and sworn (or affirmed) before me this 12th day

of OCT 19 88

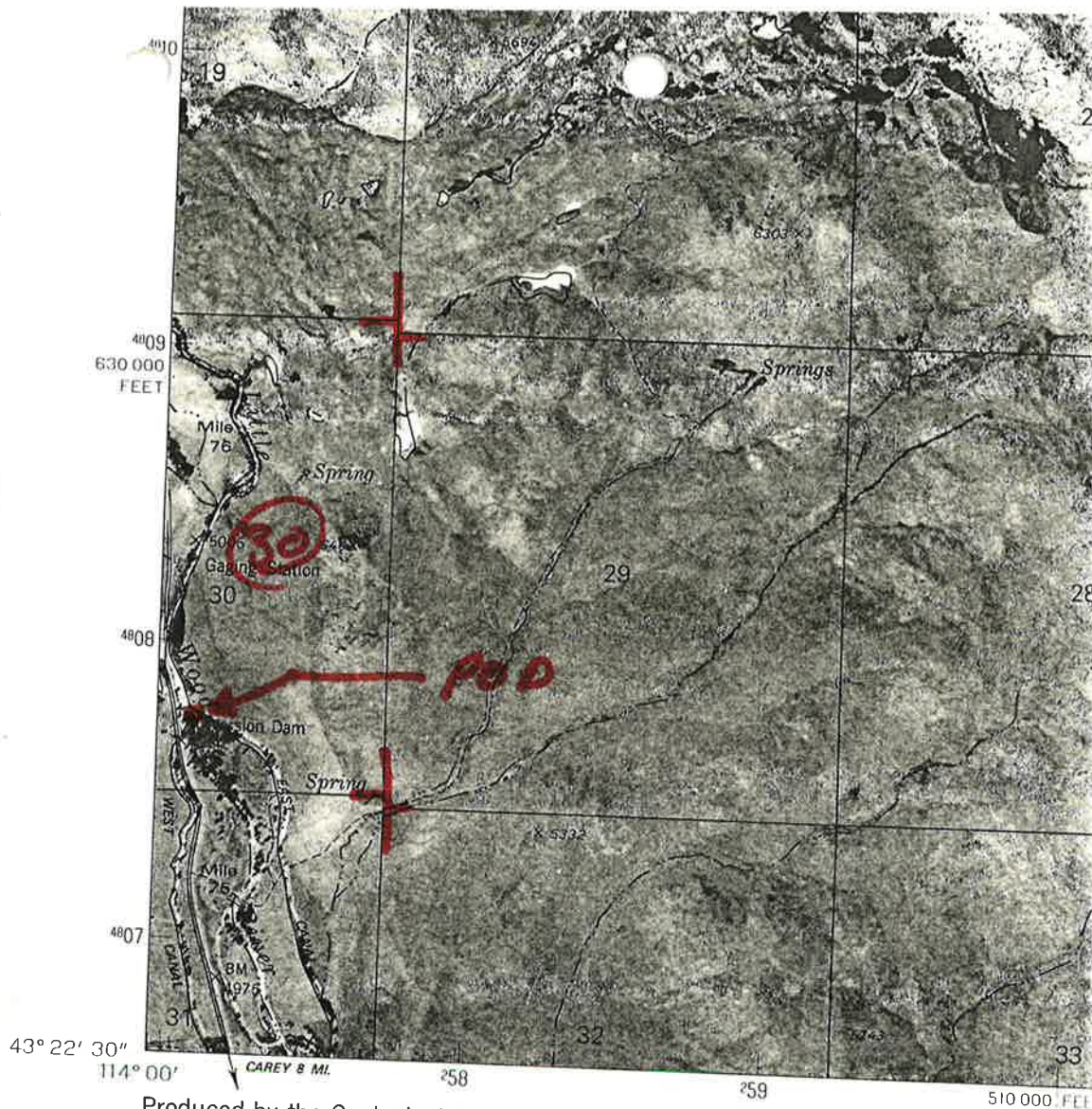
William Gene Gibson
Notary Public

Seal

Residing at Boise, 2d

My Commission Expires 9-2-1994

T1N
R21E
SECTION 30
NW SW SE



Produced by the Geological Survey
in cooperation with the Soil Conservation Service

Orthophotograph prepared from 1:80,000-scale
aerial photographs taken July 24, 1974

Projection and 10,000-foot grid ticks
Idaho coordinate system, central zone
(transverse Mercator)

1000-meter Universal Transverse Mercator grid ticks,
zone 12. 1927 North American datum

Photoimagery rectified by optical scanning
Where double or mismatched image occurs use the
mean of image position for map point

This map has been prepared by the Idaho Department of Water Resources pursuant to Idaho Code §42-1410 to assist claimants in filing notices of claims and objections in the Snake River Basin Adjudication. No warranty, either express or implied, is made and no legal responsibility is assumed by IDWR, its employees, its agents, contractors, and reproduction firms particularly - Bonneville Blueprint Supply Co. Inc. or its employees for the accuracy, completeness, or usefulness of any information set forth on this map.

FEB 23 1993

RECEIVED
MAY 26 2005
Department of Water Resources
Southern Region

04/12/2005

NOTICE OF ERROR
REPLY

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: 37-668

DALE MARIE HUNT

PO BOX 448

CAREY ID 83320

Telephone Number: (208)823-4558

owner change
5/26/05

Scott & Hazel Thorne
POB 777
Picabo ID 83348

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

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: 7/26/05

SIGNATURE: [Signature]

Please print your name: M. HAZEL THORNE

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

SCANNED
MAY 26 2005

11/17/2004

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

RIGHT NUMBER: 37-668

NAME AND ADDRESS: DALE MARIE HUNT
PO BOX 448
CAREY ID 83320

SOURCE: LITTLE WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 2.000 CFS

PRIORITY DATE: 05/15/1881

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	2.000 CFS

PLACE OF USE: IRRIGATION Within BLAINE County

T01S R21E S17	SWNE	27.0	T01S R21E S17	SENE	14.0
T01S R21E S17	SENE	5.3	T01S R21E S17	NESW	8.5
T01S R21E S17	NESE	27.0	T01S R21E S17	NWSE	28.0

109.8 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

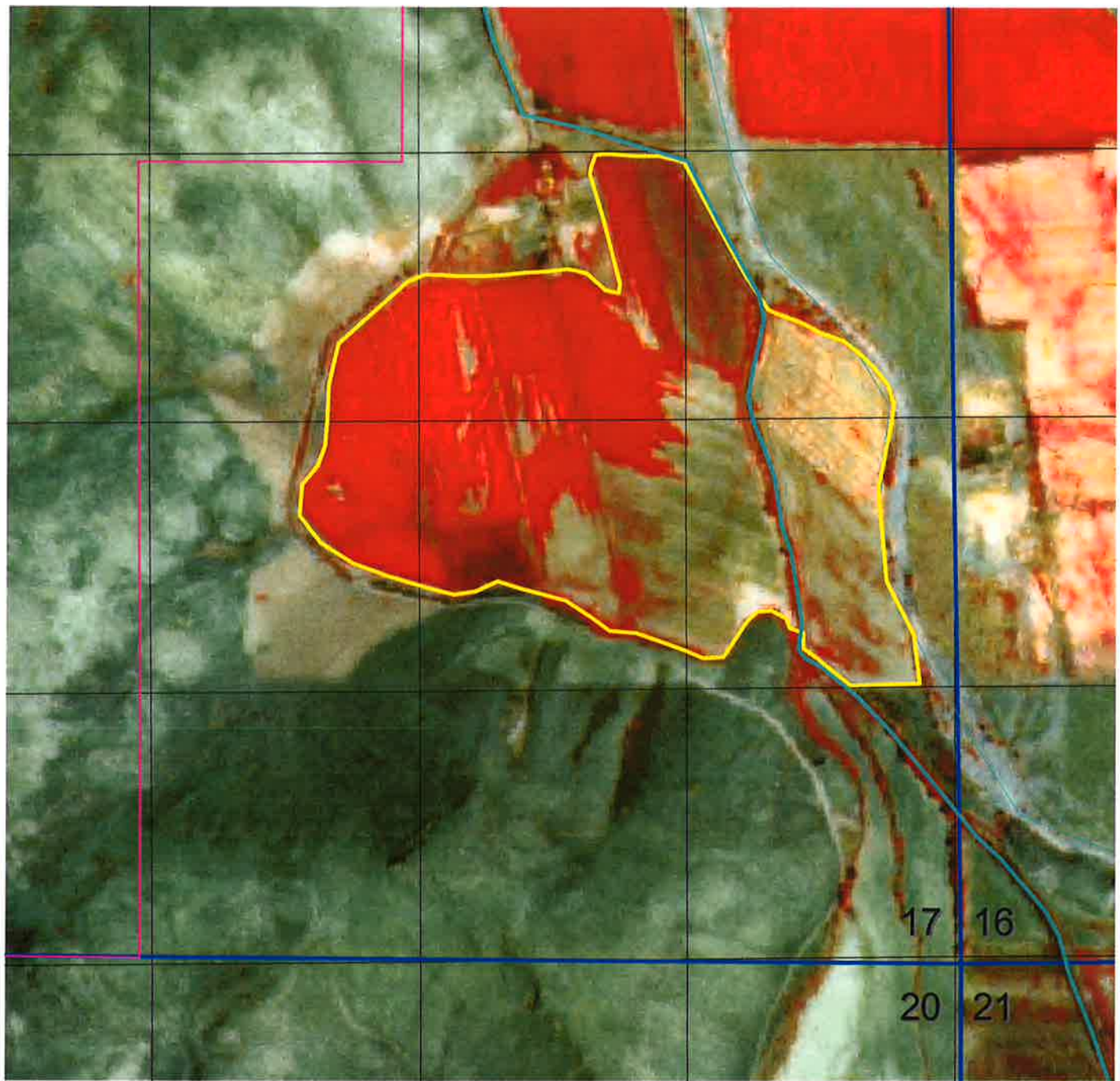
RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

WATER IS DELIVERED THROUGH WEST CANAL.

USE OF THIS RIGHT IS COMBINED WITH WATER FROM LITTLE WOOD RIVER IRRIGATION DIST.

IDAHO DEPT OF WATER RESOURCES

37-668



1320 0 1320 Feet

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

TWN: 1S
RNG: 21E
SEC: 17



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

Date: NOVEMBER 17, 2004

WEST
CANAL

T1S

R21E

Deer
Pond

GIS AC = 110

37-668

17 16

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-668

WATER RIGHT NUMBER: 37-668

Owner Type Name and Address
 Current Owner MARTHA E VANCE
 CAREY, ID 83320

Priority Date: 05/15/1881

Basis: Decreed

Status: Active

Source Tributary
 LITTLE WOOD RIVER MALAD RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	/ to /	2.000 CFS	
	<u>Total Diversion:</u>	2.000 CFS	

Location of Point(s) of Diversion

LITTLE WOOD RIVER

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S	21E	17			X	X									X	X			

Conditions of Approval:Remarks:

1 General PRIORITY AMENDED FROM ORIGINAL 1884 DATE BY COURT ORDER.
 AC. IRRIG. NOT SPECIFIED. FARM = 160 AC.

Comments: