

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 37-20587
Date Received: 10/31/2001
Receipt No:
Received By:

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

1. Name of Claimant(s)

ANNE WINGATE Phone:

2675 TARMAR ROAD
LOS ANGELES CA USA 90068

2. Date of Priority: 07/15/1885

3. Source: BROADFORD SLOUGH , GROUND WATER Trib. to: BIG WOOD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
02N	18E	35	NE NW	BLAINE	
02N	18E	35	NE NW	BLAINE	

5. Description of diverting works:

3' DIA. X 16' PERFORATED CULVERT IN GRAVELS WITH 5 H.P. PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	0.216	

7. Total Quantity Appropriated is:
0.216 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
02N	18E	35	NE	NW	IRRIGATION	2.7
					Section Acres	2.7
					Total Acres	2.7

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:

10/31/01 tf; pou corrected to reflect approved transfer 2934. claim split from 37-689a per 1409(6) and quitclaim deed received 9/5/00.

15. Basis of Claim: Decreed

RECEIVED

SEP 05 2000

Department of Water Resources
Southern Region

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

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

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided, if the change in ownership is limited to a portion of 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
37-11987					
37-00689	A37-00689A	X			
37-08576		X			

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 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) Ann L. Wingate
2675 Lamar Road, Los Angeles, CA 90068
4. New Owner/Claimant(s) Laura L. Lucere
 Name Connector (Check one): ☐ and, ☐ or ☐ and/or
- New Mailing Address 374 Broadford Road PO Box 967
- City, State and Zip Code Bellevue, ID 83313 Hailey 83333
- New Telephone Number (208) 788-9837
5. Date you acquired the property 7/17/00

6. **IF THE CHANGE IN OWNERSHIP AFFECTS THE ENTIRE WATER RIGHTS FOR EACH WATER RIGHT OR ADJUDICATION CLAIM NUMBER LISTED IN ITEM 1, THEN SKIP THIS ITEM AND GO TO ITEM 7.** If the change of 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 <u>A37-00689A</u>		
Water Use	Diversión Rate or Volume (Cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc.)
Irrigation	<u>0.184 cfs</u>	<u>2.3 acres</u>
Stock		
Domestic		
Other _____		
Total	<u>0.184</u>	

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 37-08576

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	<u>0.046 cfs</u>	<u>1.6 acres</u>
Stock	<u> </u>	<u> </u>
Domestic	<u> </u>	<u> </u>
Other <u> </u>	<u> </u>	<u> </u>
Total	<u>0.046 cfs</u>	

7. Signature of New owner(s) or Claimant(s)
(include title if applicable)

Laura L. Lucere
LAURA L. LUCERE

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 DP Date 9/5/00 Fee \$100
 Received by DP Date 9/5/00 Receipt No. 5023327
 Processed by AJ Date WR Date

**RECORDING REQUESTED BY AND
WHEN RECORDED MAIL TO:**

Instrument # 441155

HAILEY BLAINE, IDAHO

2000-07-17

02:01:00 No. of Pages: 3

Recorded for : BLAINE COUNTY TITLE

MARSHA RIEMANN

Fee: 9.00

Ex-Officio Recorder Deputy

Index to: WTYQC/CORP DEED

CF
SP

(space above line for Recorder's use)

QUITCLAIM DEED

FOR VALUE RECEIVED, ANNE L. WINGATE, an unmarried woman ("Grantor"), does hereby convey, release, remise and forever quitclaim to LAURA LYNN LUCERE, an unmarried woman, whose current address is P.O. Box 967, Hailey, Idaho 83333 ("Grantee"), all of her right, title and interest in and to the following described water rights, situated in Blaine County, Idaho, to wit:

1. All of Water Right No. 37-11987 as recommended in the Director's Report for Reporting Area 16, IDWR Basin 37, filed March 3, 1999 in In Re the General Adjudication of Rights to the Use of Water From the Snake River Basin Water System, Twin Falls District Court Case No. 39576 (the "SRBA");

2. 0.184 cfs of Water Right 37-00689 claimed in the SRBA as A37-00689A for the irrigation of 2.3 acres within the NE1/4NW1/4, S.35, T.2N., R.18E., B.M., Blaine County, Idaho; and

3. 0.046 cfs of Water Right License 37-08576 for the irrigation of 1.6 acres within the NE1/4NW1/4, S.35, T.2N., R.18E., B.M., Blaine County, Idaho.

DATED this 13 day of July, 2000.

GRANTOR:


ANNE L. WINGATE

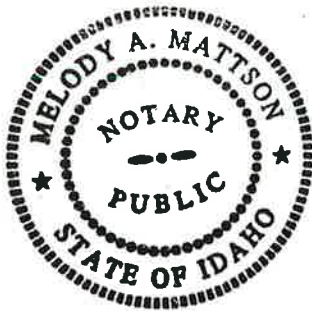
STATE OF IDAHO)

) ss.

County of Blaine)

On this 13 day of July, 2000, before me, the undersigned notary public in and for said state, personally appeared ANNE L. WINGATE, known or identified to me to be the person whose name is subscribed to the foregoing 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 first above written.



Melody A. Mattson
Notary Public for Idaho
Residing at: Ketchikan, ID
Comm. Expires: 9/29/2002

Benchmark Associates, P.A.

ENGINEERING, PLANNING, SURVEYING & MAPPING
P.O. Box 733 • 100 Bell Drive
Ketchum, Idaho 83340
208/726-9512 • Fax 208/726-9514 • bma@micron.net

EASEMENT FOR SEWER DRAINFIELD

Township 2 North, Range 18 East, Boise Meridian, Blaine County, Idaho, Section 35:
A Parcel of land within the NE1/4, NW1/4 more particularly described as follows;

Commencing at a brass cap marking the Northeast Corner of said Section 35; Thence S89°53'52"W, 5297.19 feet to a 5/8 inch diameter marking the Northwest Corner of said Section 35; Thence S80°12'25"E, 2028.01 feet to the Northwest corner of Tax Lot No. 6966; Thence N85°19'44"E, 313.51 feet along the north boundary of Tax Lot No. 6966; Thence S00°12'09"E, 268.00 feet along the east boundary of Tax Lot No. 6966 to the True Point of Beginning;

Thence N89°47'51"W, 55.00 feet;
Thence N00°12'09"E, 130.00 feet;
Thence S89°47'51"E, 50.00 feet;
Thence S00°12'09"W, 120.00 feet;
Thence S89°47'51"E, 5.00 feet to the east boundary of Tax Lot No. 6966;
Thence S00°12'09"W, 10.00 feet along the east boundary of Tax Lot No. 6966 to the True Point of Beginning.

The above described parcel contains approximately 6,550 square feet.



SPECK & AANESTAD

A PROFESSIONAL CORPORATION
ATTORNEYS

JAMES P. SPECK
DOUGLAS J. AANESTAD
BENJAMIN W. WORST

120 EAST AVENUE
POST OFFICE BOX 987
KETCHUM, IDAHO 83340

TELEPHONE
(208) 726-4421
FACSIMILE
(208) 726-0752

September 1, 2000

RECEIVED

SEP 05 2000

Department of Water Resources
Southern Region

Mr. Allen Merritt
Idaho Department of Water Resources
1341 Fillmore, Suite 200
Twin Falls ID 83301

**RE: Notice of Change in Water Right Ownership
Ann L. Wingate to Laura L. Lucere**

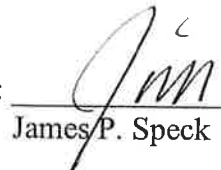
Dear Allen:

Enclosed please find a Notice of Change in Water Right Ownership signed by Ms. Laura L. Lucere together with our check payable to the Department for the filing fee. I have also enclosed a copy and stamped, addressed return envelope. Please receipt date stamp the copy and send it back to me. Call me right away if you have any questions about this change.

Thank you.

Sincerely yours,

SPECK & AANESTAD
A Professional Corporation

By: 

James P. Speck

JPS:rsd
enclosure

cc: Ann Wingate, w/encl.
Lynn Lucere, w/encl.

Date Stamped Copy
returned with receipt
9/5/00 

Logged in

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: **A37-00689A**

Date Received: 11/15/1989

Receipt No: S010470

Received By: Ownership
Change HLB

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

1. Name: ANNE WINGATE
Address: 2675 LARMAR ROAD
LOS ANGELES CA

90068

2. Date of Priority: JUL 15, 1885

3. Source: BROADFORD SLOUGH
(GROUNDWATER)

Trib. to: BIG WOOD RIVER
BROADFORD SLOUGH

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02N	18E	35	NE	NW			BLAINE

5. Description of diverting works:

3' DIA. X 16' PERFORATED CULVERT IN GRAVELS WITH 5 H.P. PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.400		

7. Total Quantity Appropriated is:

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

8. Total consumptive use is 12.5 Acre Feet Per Annum.

9. Non-irrigation uses:

NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	18E	35	NE	NW		IRR	5.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	5.0
					Total Acres	5.0

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:
NONE

14. Remarks:

TRANS. 2934.
SOURCE DECREED AS BIG WOOD RIVER.
THE WATER USED TO BE DIVERTED FROM THE BROADFORD SLOUGH BY DITCH
WITHIN SENW OF SEC 22 T.2N. R.18E. BUT STAN STEEL INSTALLED THE
CULVERT PIPE IN THE GRAVELS OF THE BROADFORD SLOUGH AND THE WATER
IS NOW DIVERTED THRU THE NEW SYSTEM.

OWNERSHIP CHANGE MADE 3-16-95 BY TLB. CLARK-FORMER OWNER,
WINGATE-NEW OWNER. WARRANTY DEED AND ESTATE DECREE INCLUDED.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

S. C. FROST, ET. AL.

Decree Plaintiff

ALTURAS WATER COMPANY, ET. AL

vs

Decree Defendant

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

Form 42-1409(7)



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

RECEIVED

DEC 22 1993

Department of Water Resources
Southern Region Office

DATE OF CLOSING: Nov. 18, 1993

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____.

If you have additional legal descriptions, please attach separate sheet. - SEE ATTACHED WARRANTY DEED

- [] Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- [] Water Right Number(s)
Assigned by IDWR: A37-00689A and A37-11987
- [] Name and Address of Former Owner/Claimant(s)(Seller):
NOVA CLARK
POST OFFICE BOX 210
BELLEVUE, IDAHO 83313
- [] New Owner/Claimant (Purchaser):
ANNE WINGATE
2675 LARMAR ROAD
LOS ANGELES, CALIFORNIA 90068
- [] New Mailing Address: c/o JAMES P. SPECK, Hogue, Speck & Aanstad, P.A.
POST OFFICE BOX 987
KETCHUM, IDAHO 83340-0987
- [] New Telephone Number: (208) 726 - 4421
- [] Does the change in ownership result in a splitting of the water right owned/claimed? yes X no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

- [] Attach proof of ownership, describe proof attached: Warranty Deed
(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)
- [] Signature of New Owner/Claimant(s) [Signature] Date 12/7/93
- [] Signature of Former Owner/Claimant(s) _____ Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 1-5-94 By: HLB

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: 3-16-95 By: HLB

Claim Numbers of Split, if any:

MICROFILMED

NOV 22 1996

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

Water Right Number - R37-00689A

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** A - ATTORNEY ***
SPECK

JAMES P

1 - PO BOX 987

2 -

3 -

City- KETCHUM

State- ID Zip- 833400987

Phone - 208-726-4421

*** C - CURRENT OWNER ***
WINGATE

ANNE

1 - 2675 LARMAR ROAD

2 -

3 -

City- LOS ANGELES

State- CA Zip- 90068

Phone - 208-000-0000

*** O - ORIGINAL OWNER ***
WERRY, JR.

THOMAS

1 -

2 -

3 -

City- XXXXX

State- ID Zip- XXXXX

Phone - 208-000-0000

STEELE

STANLEY S.

1 -

2 -

3 - P. O. BOX 1021

City- HAILEY

State- ID Zip- 833330000

Phone - 208-000-0000

STEELE

ANNE C.

1 -

2 -

3 - P. O. BOX 1021

City- HAILEY

State- ID Zip- 833330000

Phone - 208-000-0000

CLARK

GARY

1 - P.O. BOX 210

2 -

3 -

City- BELLEVUE

State- ID Zip- 83313

Phone - 208-788-4955

+ - - Priority Date - - +
07/15/1885

+ - - - Region - - - +
17 SOUTHERN

+ - - - Stage - - - +
D - DECREED

+ - - - Status - - - +

+ - - - - Source - - - - - +
BROADFORD SLOUGH
(GROUNDWATER)

+ - - - - Tributary - - - - - +
BIG WOOD RIVER
BROADFORD SLOUGH

+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County
02N 18E 35 NE NW (13) BLAINE

NOV 22 1996
MICROFILMED

Water right number - R37-00689A

Prefix Translation: RESEARCH

Code	Description	Period From	Water Use Period To	Diversion Rate	Diversion Volume
01 - IRRIGATION		04/01	11/01	0.400	
+ - Total Div. Rate - +		+ - Total Div. Volume - +		+ - Total Consumptive Use - +	
0.400				12.5	

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use Code	Description	County
01N	18E	35	NE NW		5.0	01	IRRIGATION	(13) BLAINE
Total Acres:					5.0			

+ - - Diversion Means - 3' DIA. X 16' PERFORATED CULVERT IN GRAVELS WITH 5 H.P. PUMP

+ - - Non-Irrigation Use - NONE

+ - - Other Rights for Same Use - NONE

Remarks
TRANS. 2934. SOURCE DECREED AS BIG WOOD RIVER. THE WATER USED TO BE DIVERTED FROM THE BROADFORD SLOUGH BY DITCH WITHIN SENW OF SEC 22 T.2N. R.18E. BUT STAN STEEL INSTALLED THE CULVERT PIPE IN THE GRAVELS OF THE BROADFORD SLOUGH AND THE WATER IS NOW DIVERTED THRU THE NEW SYSTEM. ***** OWNERSHIP CHANGE MADE 3-16-95 BY TLB. CLARK-FORMER OWNER, WINGATE-NEW OWNER. WARRANTY DEED AND ESTATE DECREE INCLUDED.

+ - - - - Old Water Right Numbers - - - - -
No Old Water Right Numbers Found

Conditions of Approval
R01 - A measuring device of a type approved by this Department shall - be maintained as a part of the diverting works.
R02 - A lockable device subject to the approval of the Department - shall be maintained on the diverting works in a manner that will - provide the watermaster suitable control of the diversion.
R04 - Use of water under this water right will be regulated by the - watermaster of State Water District No. 37.

+ - - - Decree Plaintiff - - - +
S. C. FROST, ET. AL.+ - - - Decree Defendant - - - +
ALTURAS WATER COMPANY, ET. AL.+ - Decree Date - +
00/00/0000MICROFILMED
NOV 22 1996

Water right number - R37-00689A

Prefix Translation: RESEARCH

+ - - - - - Comments - - - - - +
Date: 03/16/1995 User Id: TBACKLUN Subject: COPIED FROM REMARKS
TRANS. 2934. SOURCE DECREED AS BIG WOOD RIVER.
THE WATER USED TO BE DIVERTED FROM THE BROADFORD SLOUGH BY DITCH WITHIN SENW OF SEC 22 T.2N. R.18E. BUT STAN STEEL INSTALLED THE
CULVERT PIPE IN THE GRAVELS OF THE BROADFORD SLOUGH AND THE WATER IS NOW DIVERTED THRU THE NEW SYSTEM.
***** OWNERSHIP CHANGE MADE 3-16-95 BY TLB. CLARK-FORMER OWNER,
WINGATE-NEW OWNER. WARRANTY DEED AND ESTATE DECREE INCLUDED.

+ - - Audit Fields - - +
03/16/95 TBACKLUN

+ - - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 11/15/1989	Last Amended Date	- 00/00/0000	Temporary Right	- T
		Receipt Number	- X777777	Water District	- 37
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	- C
				Notice of Error Flag	-

NOV 22 1996
MICHO FILMED

HOGUE, SPECK & AANESTAD

A PROFESSIONAL ASSOCIATION
ATTORNEYS

TERRY G. HOGUE
JAMES P. SPECK
DOUGLAS J. AANESTAD
TRACY DUNLAP
JOHN A. SEILLER

120 EAST AVENUE
POST OFFICE BOX 987
KETCHUM, IDAHO 83340
(208) 726-4421
FAX (208) 726-0752

HAILEY OFFICE:
16 WEST CROY STREET
SUITE K
POST OFFICE BOX 460
HAILEY, IDAHO 83333
(208) 788-3567
FAX (208) 788-4230

March 15, 1995

RECEIVED

MAR 16 1995

Department of Water Resources
Southern Region

Tara Backlund
Snake River Basin Adjudication
Records Clerk
State of Idaho/Dept. of Water Resources
222 Shoshone Street East
Twin Falls ID 83301

Re: SRBA Claims A-37-00689A & A37-11987
Nova Clark - Ann Wingate

Dear Tara:

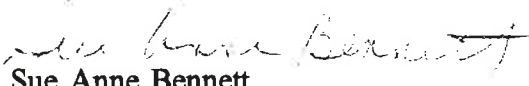
I am responding to your letter to Jim Speck of March 3, 1995. Please find enclosed a copy of the Decree Vesting Estate in Surviving Spouse from Gary L. Clark, Decedent to Nova Clark.

Please contact me immediately if this will NOT satisfy your request to provide proof of ownership by Mrs. Clark.

Thank you in advance for your assistance.

Sincerely yours,

HOGUE, SPECK & AANESTAD, P.A.


Sue Anne Bennett
Assistant to James P. Speck, Esq.

/sab
enclosure

MICROFILMED
NOV 22 1995



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CFGLD ANDPWS
Governor PHIL BATT

R. KEITH HIGGINSON
Director

March 3, 1995

JAMES P SPECK
HOGUE, SPECK, & AANESTAD
PO BOX 987
KETCHUM, ID 83340

RE: SRBA CLAIMS: A37-00689A & A37-11987
NOVA CLARK-ANN WINGATE

DEAR SIR:

IN REVIEWING THIS CHANGE OF OWNERSHIP, I NOTICED A PROBLEM.
THE CLAIMS ARE IN THE NAME OF GARY CLARK ONLY. NOVA CLARK,
IN OUR RECORDS, DOES NOT OWN THESE CLAIMS.

IF I COULD GET A QUITCLAIM DEED OR A NOTARIZED AFFIDAVIT
SAYING THAT GARY CLARK TURN THESE OVER TO NOVA CLARK, I
CAN FINALIZE THIS CHANGE. I APOLOGIZE FOR THE INCONVENIENCE.

IF YOU HAVE ANY QUESTIONS, PLEASE CALL ME AT THIS OFFICE.
THANK YOU FOR YOUR TIME.

SINCERELY,

TARA L BACKLUND
SNAKE RIVER BASIN ADJUDICATION
RECORDS CLERK

/TLB
ENCLOSURES

MICROFILMED
NOV 22 1996

CONVERSATION MEMORANDUM

NAME OF PARTY CLIFF CUNHA (726-4927)
EMPLOYEE COREY SKINNER

DATE 04/05/96
FILE A37-00689A

RE: THIS DAY CLIFF CUNHA, OF WEB LANDSCAPING IN KETCHUM, CALLED AND INQUIRED ABOUT WATER BASED ON CLAIM A37-00689A. HE WAS PUTTING IN A SPRINKLER SYSTEM FOR THE CURRENT OWNER, ANNE WINGATE, AND WANTED TO KNOW HOW MUCH 0.4 CUBIC FEET PER SECOND WAS, ETC. I GAVE HIM THE CONVERSION FACTORS SO HE COULD FIGURE OUT WATER QUANTITIES, ETC. I EXPLAINED THAT THE INFORMATION HE HAD WAS BASED ON AN SRBA CLAIM AND WAS SUBJECT TO REVIEW. I TOLD HIM THAT THE CLAIM WAS BASED ON A WATER RIGHT (37-00689A, BASED ON TRANSFER 2934) FOR 0.4 cfs for 5 acres OF IRRIGATION.

MICROFILMED

NOV 22 1996

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

RECEIVED

NOV 14 1989

Ident. Number: A37-00689A

Date Received: 9/29/1989

Receipt No: 5010470

Received By: AD 11/15/89

Department of Water Resources
Southern Region Office
**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name: GARY CLARK 208-788-4955
Address: P.O. BOX 210
BELLEVUE, ID 83313

2. Date of Priority: JUL 15, 1885

3. Source: BROADFORD SLOUGH Trib. to: BIG WOOD RIVER
(GROUNDWATER) BROADFORD SLOUGH

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
02N	18E	35		NE	NW		BLAINE

5. Description of diverting works:
3' DIA. X 16' PERFORATED CULVERT IN GRAVELS WITH 5 H.P. PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.400		

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

8. Total consumptive use is 12.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
01N	18E	35	NE	NW		IRR	5.0

Section Acres 5.0

10. Place of Use: Continued

Total Acres 5.0

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:
NONE

14. Remarks:

TRANS. 2934:

SOURCE DECREED AS BIG WOOD RIVER.

THE WATER USED TO BE DIVERTED FROM THE BROADFORD SLOUGH BY DITCH
WITHIN SENW OF SEC 22 T.2N. R.18E. BUT STAN STEEL INSTALLED THE
CULVERT PIPE IN THE GRAVELS OF THE BROADFORD SLOUGH AND THE WATER
IS NOW DIVERTED THRU THE NEW SYSTEM.

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: 0

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): *Gay Clark* Date: *Nov. 10-89*
_____ Date: _____

State of Idaho)
County of *Blaine*) SS.

Subscribed and sworn (or affirmed) before me this *10th* day

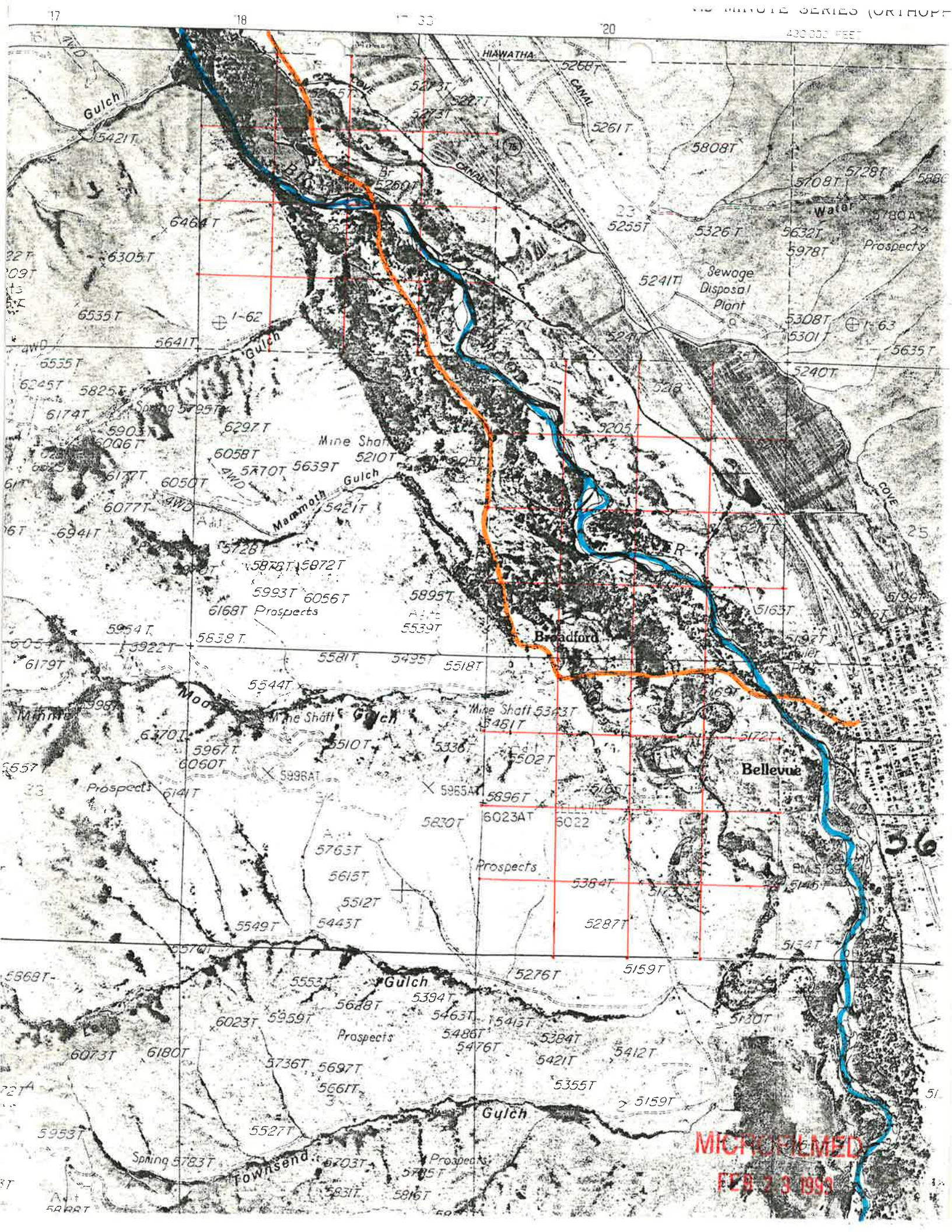
of *November* 19 *89*

Ann J Carter
Notary Public

Seal

Residing at *Ketchum*

My Commission Expires *6/17/93*



Date Received _____

State of Idaho
Department of Water Resources
REQUEST FOR EXTENSION OF TIME
TO FILE ADJUDICATION CLAIM(S)

RECEIVED

OCT 16 1989

The Idaho Department of Water Resources will consider this form as a request by the claimant for an additional period of time in which to file claim(s) beyond the 90 days allowed by Section 42-1409(10), Idaho Code.

GARY CLARK 208 788 4955
Name of Claimant Phone Number
Box 210 Bellevue Id 83313
Mailing Address City State Zip
Blaine OCT 26 1988
County(s) where place of use is located Date claim originally due
20 inches of Broad Sand slew (decreed) Ident. Number A37-00689A
Identify water right(s) for which extension is requested

State why an extension of time is requested explaining how a diligent effort has been made to meet the deadline:

Oct 25 - 1988 I went to the court house to take care of domestic & irrigation
water rights. Ernest Carlson was the one who helped me. & told me that I didn't
need to file on the irrigation that the ditch co would. so I filed on
my domestic well, & came to find out the other day that I had to
file on irrigation also. so I tried to & they told me in their talk that I would
dec 1 (Cont.)

Claimant requests an extension to dec 1, 19 89
Gary Clark Oct 12, 19 89
Signature Date of request
owner
Title

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

The above request for extension of time is hereby [☒ granted] [☐ denied] for the following reasons:

and if granted the filing deadline is extended to December 1, 19 89
Signed this 25 day of October, 19 89

DAVID B. SHAW
Director or his designated agent

DAVID B. SHAW

Mail to: Idaho Department of Water Resources
1301 N. Orchard St.
Boise, ID 83706

MICROFILMED

FEB 23 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

29-Sep-1989 11:36

Gary Clark
P.O. Box 210
Bellevue, Idaho 83313

RE: SRBA Claim A37-00689A

Dear Claimant:

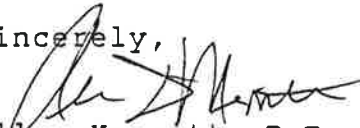
Please find enclosed your claim and your check # 2383 for \$55.00 which you submitted to our office. I am returning these pursuant to Rule 10,4 of the Department's Adjudications Rules and Regulations.

The deadline for filing timely claims for diversion of water in Blaine County was on or before Oct. 26, 1988. Since we received your claim after the deadline it is considered late and subject to an additional late fee penalty of \$50.00. The total fee for your claim will be \$105.00.

I have reviewed the claim you submitted and found that several items were incomplete however based on your claim and our records I have drafted a complete claim for your review. Please review the claim and if it correctly describes your water use sign it before a notary and return it to our office with the correct fee.

If you have any questions please feel free to contact our office.

Sincerely,


Allen Merritt, P.E.
Water Rights Supervisor

ADM:adm
Enclosures:

MICROFILMED
FEB 23 1993

Ferry

as near as I can tell this is all
the information you need. I got the
information from Reid J. Newby
watermaster of Unit 37 Shoreline.

If you have any questions call
me or drop me a note. 788 4955.

I am sending the flat fee of 50.00
plus 1.00 per acre variable fee. I have
5 acres so that is a total of 55.00.

Gary Clark

RECEIVED

SEP 28 1989

Department of Water Resources
Southern Region Office

diver with 5 horse power pump. 3" DIAMETER x 16' L.

MICROFILMED

FEB 23 1993

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576
Ident. Number 137-006894
Date Received _____
Receipt Number _____

RECEIVED

SEP 28 1989

Department of Water Resources
Southern Region Office
Please type or print clearly

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant (s) GARY CLARK Phone (208) 788-4955
Mailing Address Box 210 Zip 83313

2. Date of Priority (Only one (1) per claim) _____

3. Source of water supply (a) GROUND WATER
which is tributary to (b) MOON RIVER & BROADSHEET SLEW

4. a. Location of existing point of diversion is: Township 2 N Range 18 East Section 35
NE 1/4 of NW 1/4 of sect. 35 1/4, Govt. Lot, 29 B.M., County of Blaine Idaho

Additional points of diversion if any: Pump point N.E. 1/4 of NW 1/4 sect. 35 Township 2 range 18E

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. 3' DIAMETER x 16' long perforated
CULVERT with 5 horse power pump

MICROFILMED

FEB 23 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

Nov. 15, 1989

Re: A37-00689A

GARY CLARK
P O BOX 210
BELLEVUE ID 83313

Dear Claimant(s):

Please find enclosed your receipt and a copy of a computer generated claim based on the information from your original claim(s) which has been entered in our computer records.

Please review the computer generated claim for accuracy. In a few instances clarifications may have been added by the Department at the time of data entry. If you have any questions or objections regarding the computer record of your claim(s), please contact this office.

Yours truly,

A handwritten signature in dark ink, appearing to read 'Judy Givens'.

Judy Givens
Adjudication Secretary

/jg

Enclosures:

MICROFILMED
FEB 23 1993

COPY

FILED
TWIN FALLS CO., IDAHO
2003 JUN 25 PM 12 05

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

In Re SRBA

SUBCASE NO. 37-20587

Case No. 39576

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING

IDWR has completed the following Administrative proceeding: **CHANGE OF ADDRESS**

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

Dated:

6/24/03


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 6/25, 2008, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

Original to:

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

Copies to:

Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449

United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724

James P Speck
Speck & Aanestad
PO Box 987
Ketchum ID 83340



Signature of person or attorney mailing the form

04/08/2008

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

RIGHT NUMBER: 37-20587

NAME AND ADDRESS: ANNE L WINGATE
PO BOX 2190
SUN VALLEY ID 83353

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 0.216 CFS

PRIORITY DATE: 07/15/1885

POINT OF
DIVERSION:

T02N R18E S35 NENW 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	0.216 CFS
PLACE OF USE:	<u>IRRIGATION in BLAINE County</u>		
	T02N R18E S35 Lot 1 NENW	2.70	

2.7 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.

Use of water under this water right will be regulated by the watermaster of State Water District No. 37.

A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.

RECEIVED

NOV 13 2007

DEPT. OF WATER RESOURCES
SOUTHERN REGION

**SNAKE RIVER BASIN ADJUDICATION
CHANGE IN ADDRESS OF NOTICE OF CLAIM**

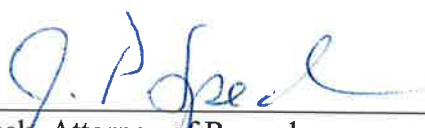
Water Right Number(s): 37-20587, 37-20610

Previous Mailing Address: Anne L. Wingate
2675 Larmar Road
Los Angeles, CA 90068

New Mailing Address: Anne L. Wingate
P. O. Box 2190
Sun Valley, ID 83353

Telephone Number: (208) 726-1988

Signature of Claimant(s):


James P. Speck, Attorney of Record

Please mail or FAX this completed form to the office nearest you:

Adjudication Bureau
Idaho Dept. Of Water Resources
1910 Northwest Blvd., Se. 210
Coeur d'Alene, ID 83814-2615
Ph. 208/769-1450 or
FAX 208/769-1454

Adjudication Bureau
Idaho Dept. Of Water Resources
2735 Airport Way
Boise, ID 83705-5082
Ph. 208/334-2190 or
FAX 208/334-2348

Adjudication Bureau
Idaho Dept. Of Water Resources
1341 Fillmore St., Ste. 200
Twin Falls, Idaho 83301-3380
Ph. 208/736-3033 or
FAX 208/736-3037

Adjudication Bureau
Idaho Dept. Of Water Resources
900 N. Skyline, Ste. A
Idaho Falls, ID 83402-3653
Ph. 208/525-7161
FAX 208/525-7177

Adjudication Bureau
Idaho Dept. Of Water Resources
322 E. Front St.
P.O. Box 83720
Boise, ID 83720-4800
Ph. 208/287-4800
FAX 208/287-6701

JAMES P. SPECK
jim@speckandaanestad.com
DOUGLAS J. AANESTAD
doug@speckandaanestad.com

SPECK & AANESTAD
A PROFESSIONAL CORPORATION
ATTORNEYS
120 EAST AVENUE
POST OFFICE BOX 987
KETCHUM, IDAHO 83340

RECEIVED
NOV 13 2007
DEPT. OF WATER RESOURCES
SOUTHERN REGION
TELEPHONE (208) 726-4421
FACSIMILE (208) 726-0752

November 8, 2007

Ms. Trish Fawcett
Idaho Department of Water Resources
1341 Fillmore, Suite 200
Twin Falls, Idaho 83301

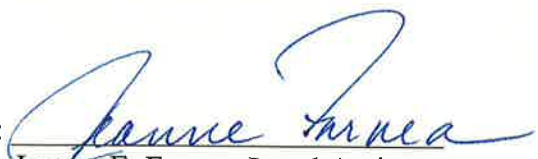
Re: *Water Right No. 37-20587 and 37-20610;*
Anne L. Wingate

Dear Trish:

Enclosed for filing please find the original and one copy of an Address Change Notice for the above-referenced water rights. Please return the receipt date-stamped copy to our office in the postage prepaid, self-addressed envelope provided. Kindly call if you have any questions. Thank you.

Sincerely yours,

SPECK & AANESTAD
A Professional Corporation

By: 
Jeanne E. Farnea, Legal Assistant to
James P. Speck

Enclosure

cc: client (w/encl.)



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 1341 Fillmore Street, Suite 200 • Twin Falls, Idaho 83301-3380
Phone: (208) 736-3033 • Fax: (208) 736-3037 • Web Site: www.idwr.idaho.gov

June 25, 2008

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

JAMES P SPECK
SPECK & AANESTAD
PO BOX 987
KETCHUM ID 83340

RE: SRBA Claim(s) ~~47-17245~~ 37-20581, 37-20610

Dear Counselor:

Please find the enclosed copy of the Notice of Completed Administrative Proceeding, which the department has filed with the SRBA Court regarding the above referenced claims. You have received this notice pursuant to SRBA Court Administrative Order 11 requiring IDWR to report to the court and interested parties any pending changes to adjudication claims in basins for which a Director's Report has been filed with the court.

Please contact this office if you have any questions about the notice or the administrative process.

Sincerely,

Trish Fawcett
Technical Records Specialist

Enclosure

Education Bureau
P.O. Box 83720
e, ID 83720-0098

 **MOVED, LEFT
NO ADDRESS**

**ADDRESS SERVICE
REQUESTED**

FIRST CLASS



UNITED STATES
EVEN'S BOWLES
02 1A
0004310839 JAN 08 2007
\$ 00.870
MAILED FROM ZIP CODE 83702

RECEIVED
JAN 22 2007
DEPARTMENT OF
WATER RESOURCES

2

37

37-20587

~~WINGATE ANNE L
[REDACTED]
LOS ANGELES CA 90008~~

42 x 13

TRANSMITTAL COVER SHEET

OMNIFAX G66

TO: FELICE @

IDAHO MOUNTAIN REAL ESTATE

FAX # 726-2244

TOTAL PAGES SENT: 3

DOCUMENT DESCRIPTION: PROFILE REPORTS OF
A37-00689A AND A37-11987

FROM: **IDAHO DEPARTMENT OF WATER RESOURCES**
1341 Fillmore Street, Suite 200
Twin Falls ID 83301-3380

PHONE: 736-3033

FAX: 736-3037

SENDER: Corey Skinner

CHARGES:

One (1) free copy per request, cover sheet not counted. Two (2) or more copies per request will cost \$0.25 per page. (\$0.50 minimum)

Please consider this document as a billing statement.

The charge for your fax copies is: NONE
Please remit to the above address.

COMMENTS: NOTE: THESE REPORTS ARE BASED ON SNAKE
RIVER BASIN ADJUDICATION CLAIMS AND VARIOUS
ELEMENTS OF THESE CLAIMS MAY, OR MAY NOT, BE
CORRECT, OR VALID.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

~~*GREGG D. ANDRUS*~~
Governor PHIL BATT

R. KEITH HIGGINSON
Director

March 16, 1995

ANNE WINGATE
2675 LARMAR ROAD
LOS ANGELES, CA 90068

RE: SRBA CLAIMS A47-00689A & A47-11987

DEAR CLAIMANT:

PURSUANT TO THE NOTIFICATION THAT YOU HAVE PURCHASED PROPERTY WITH THE ABOVE-REFERENCED ADJUDICATION CLAIMS, WE HAVE CHANGED THE DEPARTMENT'S RECORDS AS YOU HAVE REQUESTED. **THIS COPY IS FOR YOUR RECORDS.** PLEASE REVIEW THE RECORDS FOR ACCURACY.

YOU HAVE ANY MORE QUESTIONS, PLEASE FEEL FREE TO CONTACT ME AT THIS OFFICE.

SINCERELY,

TARA L BACKLUND
SNAKE RIVER BASIN ADJUDICATION
RECORDS CLERK

/TLB