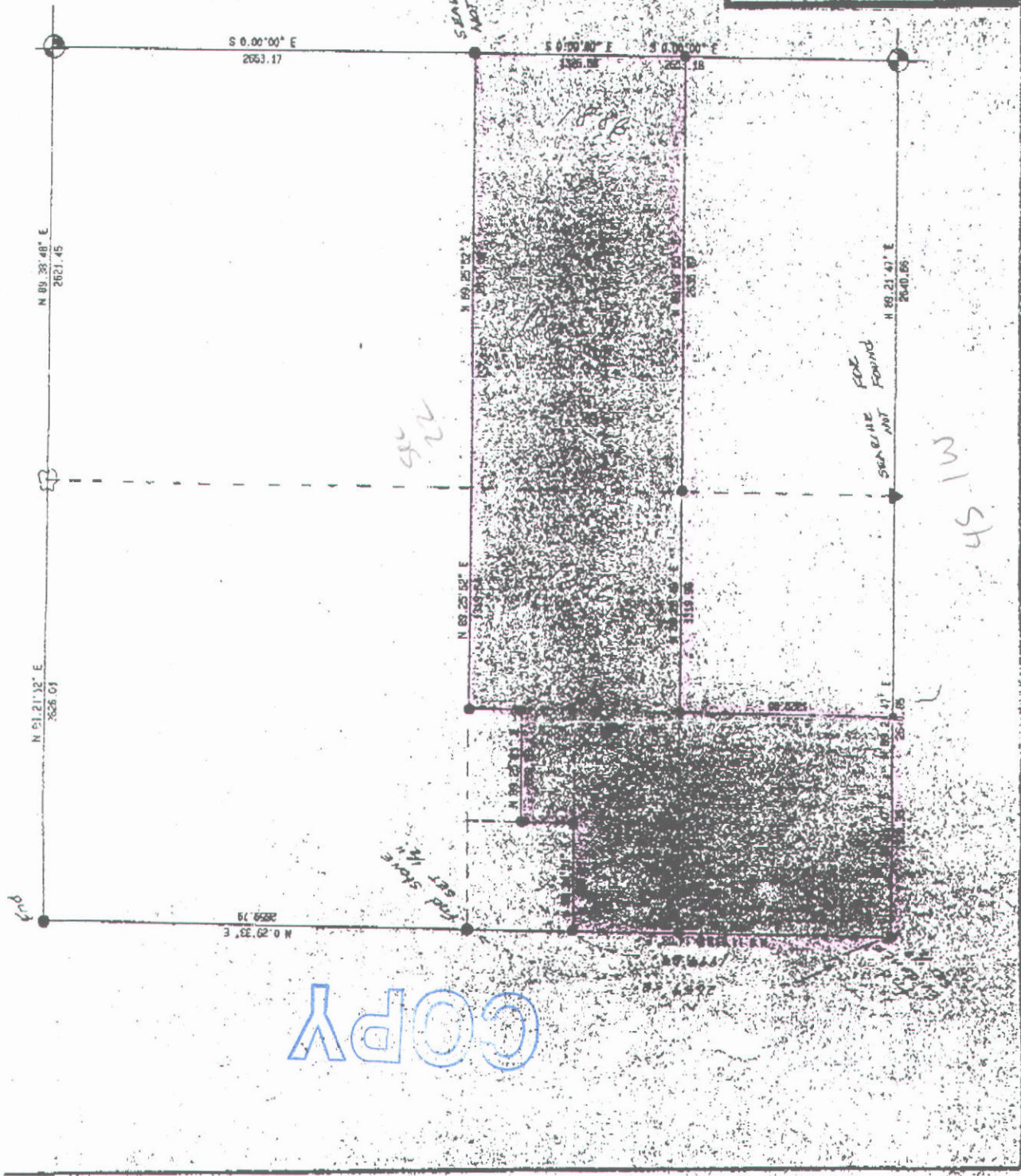


COPY



J.J. Howard
3-26-97

- SET DE END 1/2" BRASS
- END MARKED STONE
- END B.L.M. BRASS CAP
- CALCULATION POINT CNOT SEE

SURVEY FOR
John & Gene Gubica
SECTION 23, T.4S. & NW
DEUEL COUNTY

J.J. HOWARD
Consulting Engineer
Iowa State Board of Engineers, License No. 2471

DATE 3/26/97	BY J.J. Howard	CHECKED BY J.J. Howard	SCALE AS SHOWN
SHEET NO. 413		TOTAL SHEETS 413	

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

RECEIVED

APR 24 2000

WATER RESOURCES
WESTERN REGION

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
 Incomplete forms will be returned.

57-63
p. +

1. Water Right No(s): 57-00046C, 57-00046F, 57-10543, 57-07206
 Adjudication Claim No(s): 57-00046B, 57-00046A, 57-00063, 57-10543-57-07206
2. The following **REQUIRED** information must be submitted with this form:

A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**

AND

B. **PLAT OF PROPERTY** or **SURVEY MAP** showing the location of the place of use of the water right(s) or claim(s). (These are usually attached to your deed or on file with the county.)

OR

C. If your water right or adjudication claim 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 Bureau & Walter Watkins AND John & Gene Gabrica
HC 78 Box 1107 Emmett, Id. 83617
4. New Owner/Claimant(s) ~~John & Gene~~ Dennis Koval
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
 New Mailing Address P.O. Box 597
 City, State and ZIP Code Emmett, Wa. 98328
 New Telephone Number 360) 832-6287
5. Date you acquired the property 4-17-98

6. Did you acquire all of the former owner's property? If you did, skip this item and go to item 7. If you acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). Describe in detail your portion of each water right or adjudication claim in the spaces in the box below **only if the water right(s) or claim(s) need to be split between owners.** If necessary, attach additional pages. If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

Number of acres you irrigate with this water right _____	Number and type of stock _____
Diversion rate in CFS _____	Number of homes you acquired <u>1</u> Other uses _____

7. Signature of New Owner(s) or Claimant(s) Dennis Koval 4/22/00

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

8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims.

SUPPORT DATA

SCANNED

OCT 22 2004

IN FILE # 57-46C

Warranty Deed

For Value Received

JOHN L. GABICA and GENE E. GABICA, husband and wife

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

DENNIS A. KOVAL, a single person

whose current address is 4315 424th St. East, Eatonville, WA 98328-9217

COPY

the grantee, the following described premises, in Owyhee County Idaho, to wit:

TOWNSHIP 4 South, Range 1 West, B.M., Owyhee County, Idaho

Section 22: S $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$

Section 22: NE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$

51-077067

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee, that they are owners in fee simple of said premises; that they are free from all incumbrances EXCEPT: Current year taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record

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

Dated: April 17, 1998

John L. Gabica
JOHN L. GABICA

Gene E. Gabica by John L. Gabica
GENE E. GABICA, by John L. Gabica, her
Attorney in Fact
John L. Gabica
JOHN L. GABICA, Attorney in Fact of
Gene E. Gabica

STATE OF IDAHO, COUNTY OF GEM

On this 17th day of April, 1998,
before me, a Notary Public in and for said State, personally appeared

John L. Gabica

known to me to be the person whose name is
subscribed to the within instrument, and acknowledged to me that
he executed the same.

Residing at Emmett
Comm. Expires 3-14-99
Notary Public, Idaho

STATE OF IDAHO
COUNTY OF GEM

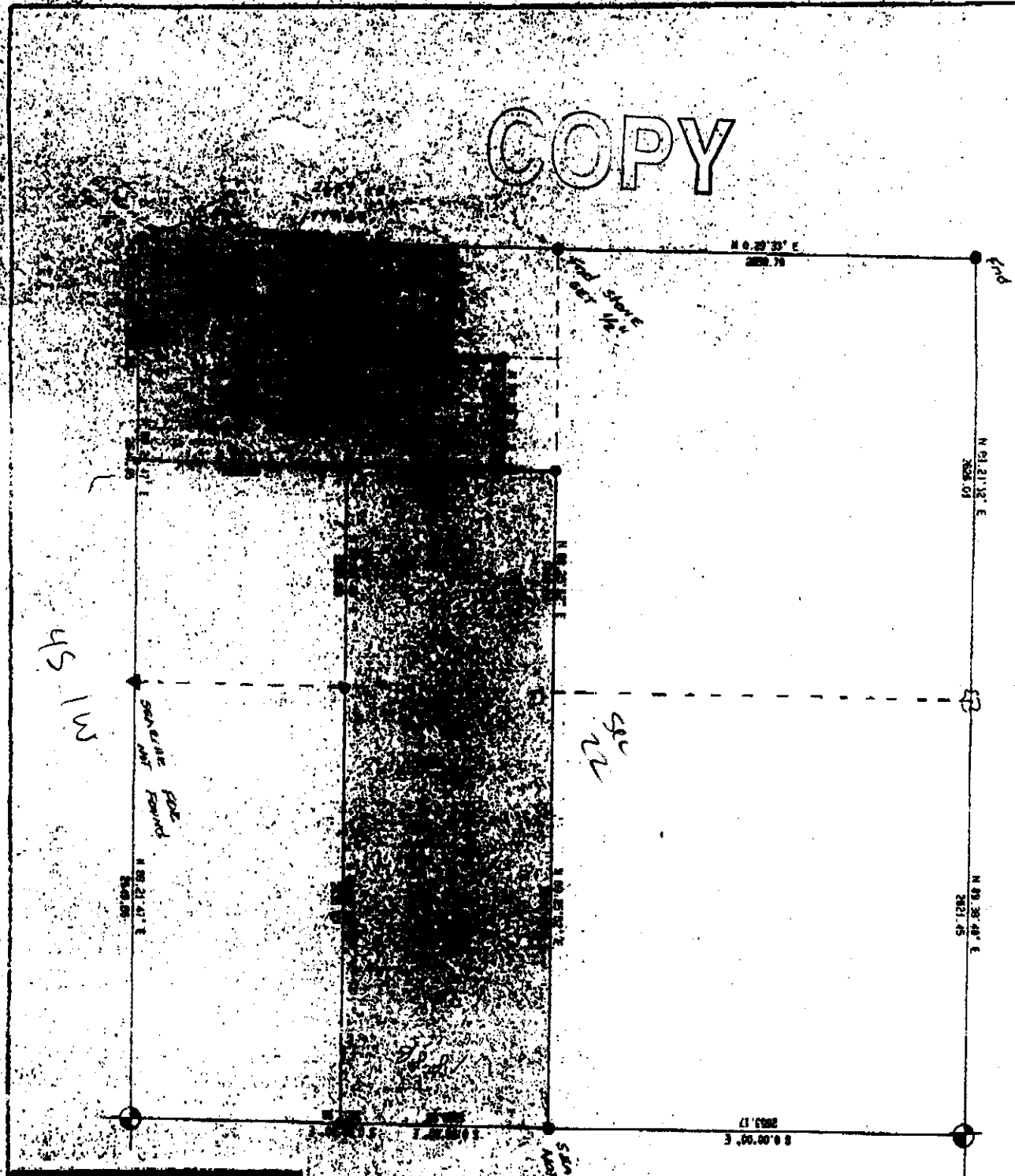
On this 17th day of April, 1998, before me, a Notary Public, personally appeared
John L. Gabica

known or identified to me to be the person whose name is subscribed to the within
instrument as the attorney in fact of Gene E. Gabica

and acknowledged to me
that he subscribed the name of Gene E. Gabica
therein as principal, and his (their) own name as attorney in fact.

Notary Public, Idaho
Residing at
Commission Expires: 3-14-99

COPY



JOHN J. HOWARD
 Surveyor
 1111 1/2 S. 1st St.
 Oklahoma City, OK 73101
 (405) 233-1111
 (405) 233-1112
 (405) 233-1113
 (405) 233-1114
 (405) 233-1115
 (405) 233-1116
 (405) 233-1117
 (405) 233-1118
 (405) 233-1119
 (405) 233-1120
 (405) 233-1121
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 (405) 233-1197
 (405) 233-1198
 (405) 233-1199
 (405) 233-1200

SEARCHED FOR
 NOT FOUND
 JAMES J. HOWARD
 3-24-97
 2471
 PROFESSIONAL SURVEYOR
 OKLAHOMA
 EXPIRATION DATE 12/31/2000

RECEIVED

DEC - 1 1997

Department of Water Resources
Adjudication Bureau

1997 NOV 25 PM 4: 39

DISTRICT COURT-5th JUDICIAL DISTRICT
TWIN FALLS COUNTY, IDAHO
FILED

✓
11-25

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	)	ORDER OF PARTIAL DECREE
	)	
Case No. 39576	)	For Water Right 57-00046A
	)	

On August 25, 1997, a *Special Master's Report and Recommendation* was filed for the above water right. No Challenges were filed to the *Special Master's Report and Recommendation* and the time for filing Challenges has now expired.

Pursuant to I.R.C.P. 53(e)(2) and *SRBA Administrative Order 1*, Section 13f, this court has reviewed the Findings of Fact and Conclusions of Law contained in the *Special Master's Report* and wholly adopts them as its own.

Therefore, IT IS ORDERED that water right 57-00046A is hereby decreed as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED November 25, 1997.


DANIEL C. HURLBUTT, JR.
Presiding Judge
Snake River Basin Adjudication

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)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 57-00046A

1997 NOV 25 PM 4:39

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED

NAME & ADDRESS: BARBARA WATKINS
JOHN GABICA
GENE GABICA
WALTER J WATKINS
HC 78 BOX 1107
EMMETT ID 83617

SOURCE: PICKETT CREEK TRIBUTARY: CATHERINE CREEK

QUANTITY: 0.54 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE
SHALL NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 03/31/1868

POINT OF DIVERSION: T04S R01W S21 SESE Within Owyhee County
S28 SENW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	Irrigation Season	0.54 CFS
	STOCKWATER	01-01 12-31	0.16 CFS

PLACE OF USE:	IRRIGATION	Within Owyhee County
	T04S R01W S21	SWSE 8 SESE 7
	S22	NWSW 4.5 SWSW 2.3
	S28	NWNE 8 NENW 10.7
	43.5 ACRES TOTAL	SENE 3

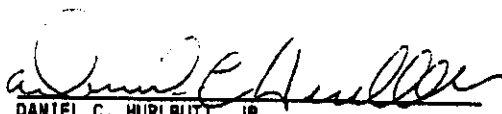
USE OF THIS RIGHT WITH RIGHT NO. 57-00046B IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 43.5 ACRES IN A SINGLE
IRRIGATION SEASON.

THE USE OF WATER FOR IRRIGATION AND STOCKWATER PURPOSES WITHIN
T04S R01W S22 NWSW SHALL BE LIMITED TO THE SOUTH 1/2 OF THAT
PLACE OF USE.

STOCKWATER	Within Owyhee County
T04S R01W S21	SWSE SESE
S22	NWSW SWSW
S28	NWNE NENW
	SENE

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL
USE.

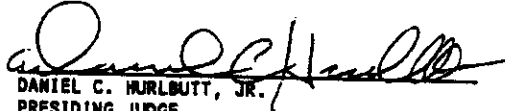

DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Water Right 57-00046A

PAGE 1
NOV-20-1997

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.



DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

September 20, 2004

DENNIS KOVAL
PO BOX 592
EATONVILLE WA 98328

RE: Change of Ownership for Water Rights 57-46C, 57-46F, 57-7206, 57-10543 &
57-11669

Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water rights to you. The department has modified its records to reflect the changes in ownership and has enclosed computer-generated reports for your records.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,

for 
Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosures

SCANNED
OCT 22 2004

RECEIVED

APR 25 2000

DEPARTMENT OF WATER RESOURCES

RECEIVED

APR 24 2000

WATER RESOURCES
WESTERN REGION

4/22/00

Dear Mr. Nelson

This letter is to inform you that
Cecilia Schaal is to be my representative
regarding my property in Owyhee County.

We do intend to finalize the exchange
of property, but until that time please
work with her on the water rights
issues regarding this property on Pickett
creek.

Respectfully,

Dennis Toml

P.S. Any questions, or concerns please
contact me.