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2.8

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)
- Joe S. Lopes *Joe S. Lopes*
Verna F. Lopes *Verna F. Lopes*

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 <i>Hewitt</i>	Date <i>11/6/01</i>	Fee <i>50.00</i>
Received by <i>Hewitt</i>	Date <i>11/6/01</i>	Receipt No. <i>5024415</i>
Processed by _____	AJ Date _____	WR _____ Date _____

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JAN 09 2003

RECEIVED

NOV 06 2001
Department of Water Resources
Southern Region

WARRANTY DEED

#GGL-02524

For Value Received

JOHN M. TOSTE and DORIS R. TOSTE, husband and wife

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

Joe S. Lopes and Verna F. Lopes, husband and wife

Address: 602 West 620 North, Shoshone, ID 83352

STATE OF IDAHO COUNTY OF LINCOLN Recorded at the request of LAND TITLE & ESCROW	171478
OCT 31 2001	
at 20 minutes past 4 P. M. recorded by <i>Robert Jackson</i> Fee <i>6.00</i> Return to: <i>Alhove</i> <i>By hand.</i>	

Hereinafter called the Grantee, the following described premises situated in Lincoln County, Idaho, to-wit:

Parcel No. 1:

TOWNSHIP 4 SOUTH, RANGE 16 EAST OF THE BOISE MERIDIAN, LINCOLN COUNTY, IDAHO

Section 35: SE $\frac{1}{4}$ SW $\frac{1}{4}$; SW $\frac{1}{4}$ SE $\frac{1}{4}$.

AND

TOWNSHIP 5 SOUTH, RANGE 16 EAST OF THE BOISE MERIDIAN, LINCOLN COUNTY, IDAHO

Section 2: Government Lots 2 and 3.

EXCEPTING THEREFROM THE FOLLOWING DESCRIBED PARCEL OF LAND:

TOWNSHIP 5 SOUTH, RANGE 16 EAST OF THE BOISE MERIDIAN, LINCOLN COUNTY, IDAHO

Section 2: A parcel of land located in the NE $\frac{1}{4}$ NW $\frac{1}{4}$, described as follows:

Commencing at the Northwest corner of said Section 2, from which the West quarter corner of Section 2 bears South 00°25'38" West, 2605.66 feet;

Thence South 89°40'30" East along the North boundary of the NW $\frac{1}{4}$ of Section 2 for a distance of 36.22 feet to the standard section corner common to Sections 34 and 35 of Township 4 South, Range 16 East, Boise Meridian;

Thence North 89°59'00" East along the North boundary of the NW $\frac{1}{4}$ of Section 2, Township 5 South, Range 16 East, for a distance of 1334.61 feet to THE TRUE POINT OF BEGINNING;

Thence continuing North 89°59'00" East along the North boundary of the NW $\frac{1}{4}$ of Section 2 for a distance of 790.00 feet;

Thence South 02°34'00" West for a distance of 276.00 feet;

Thence South 89°59'00" West parallel with the North boundary of Gov't Lot 3 of Section 2 for a distance of 779.60 feet;

Thence North 00°24'30" East for a distance of 275.73 feet to THE TRUE POINT OF BEGINNING.

SUBJECT TO a 25.0 foot wide county road easement along the North boundary of the before described parcel.

SUBJECT TO a 20.0 foot wide easement for the use and maintenance of an irrigation ditch, said easement being adjacent to and on the Easterly side of the Westerly boundary of the before described parcel.

SUBJECT TO:

All reservations in patents or deeds in the chain of title.

Taxes for 2001 and subsequent years, taxes are an accruing lien, not yet due or payable.

Assessments of the American Falls Reservoir District No. 2 and the rights and powers of said District as by law provided.

Assessments of the Big Wood Canal Company and the rights and powers of said Company as by law provided.

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Right of way for canals, laterals and waste ditches of Big Wood Canal Company.

Reservations set forth in Patent from the United States of America to Clarence R. Tews dated March 25, 1940, recorded July 29, 1940 in Book 38 of Deeds Page 541 as Instrument Number 79236, Lincoln County records, affecting the SE¼SW¼ and SW¼SE¼ of Section 35, Township 4 South, Range 16, E.B.M.

Terms and conditions of Easement Deed by and between Shoshone Highway District No. 2, Grantor, and Lone Star Water Users Cooperative Association, Incorporated, Grantee, dated September 7, 1940, recorded November 1, 1940 in Book 38 of Deeds Page 575 as Instrument Number 79553, Lincoln County records.

Reservations set forth in Patent from the United States of America to Leslie Marion Cody dated January 26, 1943, recorded May 15, 1943 in Book 39 of Deed Page 273 as Instrument Number 83941, Lincoln County records, affecting Lots 2 and 3 of Section 2, Township 5 South, Range 16, E.B.M.

Power Line Easement given by The Federal Land Bank of Spokane to Idaho Power Company, a corporation, dated December 5, 1941, recorded May 15, 1942 in Book 5 Page 120 as Instrument Number 84083, Gooding County records, affecting a portion of the NE¼SE¼ of Section 1, Township 7 South, Range 13, E.B.M.

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to 142 shares of Stock in ~~Big Wood Canal Company~~ ^{American Falls No. 2} and also including any licensed domestic or irrigation water rights, and licenses with the State of Idaho .

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: October 31, 2001

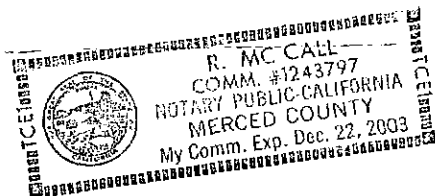
John M. Toste
JOHN M. TOSTE

Doris R. Toste
DORIS R. TOSTE

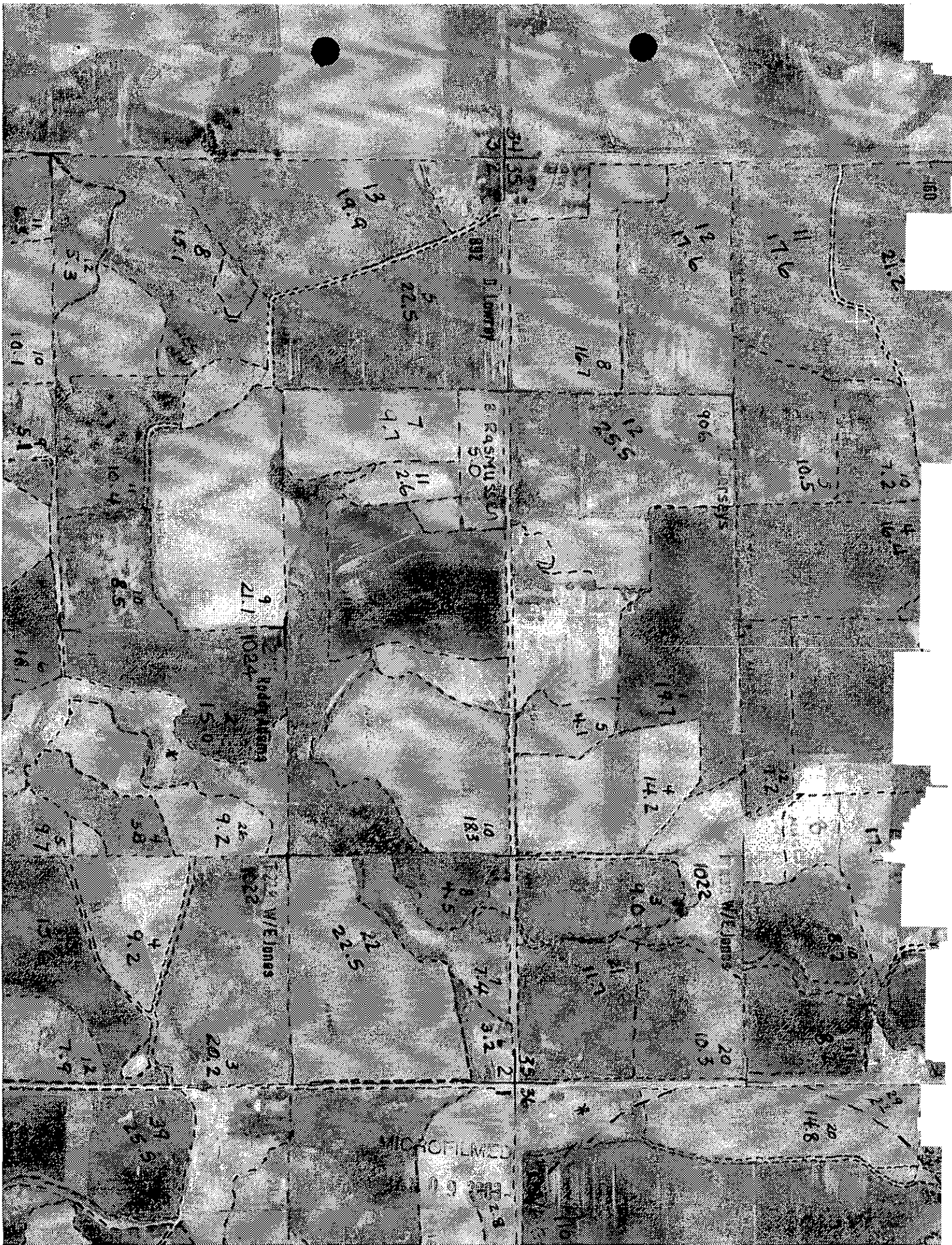
STATE OF CALIFORNIA)
) ss.
COUNTY OF merced)

On this 30 day of October, 2001, before me, the undersigned, a Notary Public in and for said State, personally appeared JOHN M. TOSTE and DORIS R. TOSTE, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

R. McCall
Notary Public
Residing at: Merced Co
My Commission expires: 12/22/03



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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 37-10175

NAME AND ADDRESS: BILLIE JEAN RASMUSSEN
N WARREN RASMUSSEN
602 W 620 N
SHOSHONE, ID 83552

SOURCE: GROUNDWATER

QUANTITY: 0.15 CFS

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

PRIORITY DATE: 10/11/1934

POINT OF DIVERSION: T04S R16E S35 SESESW Within Lincoln County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Domestic 1 HOME	01-01 TO 12-31	0.02 CFS
	Stockwater	01-01 TO 12-31	0.13 CFS

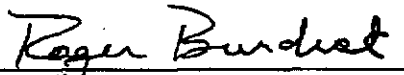
PLACE OF USE:	Stockwater		Within Lincoln County
	T04S R16E S35	SWSE	
	Domestic		Within Lincoln County
	T04S R16E S35	SESW	

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.
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. I.C. SECTION 42-1412(6).

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.


Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

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JAN 09 2003



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

December 31, 2002

JOE S LOPES
VERNA F LOPES
602 W 620 N
SHOSHONE ID 83352

RE: Change of Ownership for Water Rights 37-10175 and 37-10181

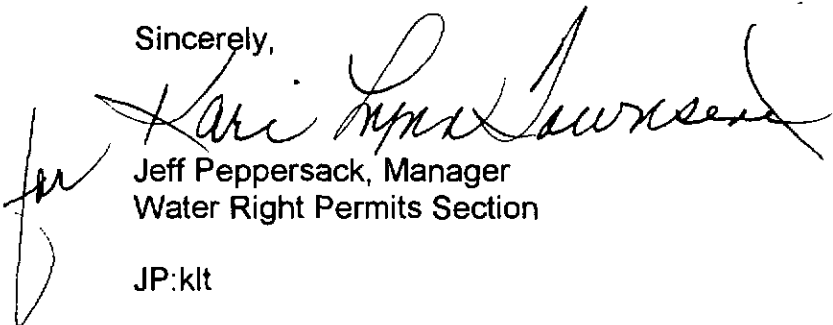
Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water right to you. The department has modified its records to reflect the change in ownership and has enclosed a computer-generated report 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,


Jeff Peppersack, Manager
Water Right Permits Section

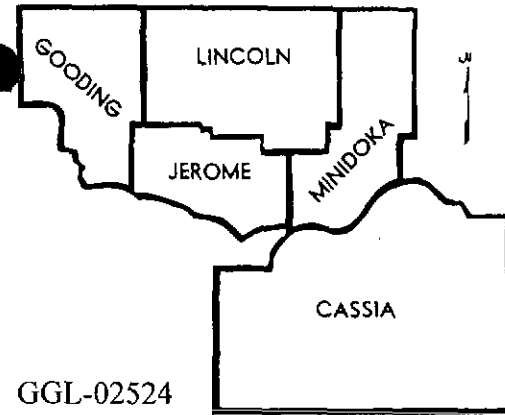
JP:klt

Enclosures

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Land Title and Escrow, Inc.

A FULL SERVICE TITLE COMPANY



November 1, 2001

REFER TO:
OFFICE:

GGL-02524
Gooding

Idaho Department of Water Resources
1341 Fillmore Street, Ste 200
Twin Falls, ID 83301

RECEIVED

NOV 13 2001

Department of Water Resources

RECEIVED

NOV 05 2001

Department of Water Resources
Southern Region

RE: Change of Ownership

Dear Sir/Madam:

Please find enclosed our check #14885 in the amount of \$50.00 representing fees on the above referenced. I have also enclosed the change form and copies of the recorded Warranty Deeds.

If you have any questions, please do not hesitate to call.

Very Truly Yours,

LAND TITLE AND ESCROW, INC.

Becky Shubert

Becky Shubert

(208)934-8477

P.O. Box 473, 706 Main Street

Gooding, Idaho 83330

BOX 177, BURLEY, IDAHO 83318
PHONE 878-3524 - FAX 878-4435

BOX 349, JEROME, IDAHO 83338
PHONE 324-3357 - FAX 324-8961

BOX 473, GOODING, IDAHO 83330
PHONE 934-8477 - FAX 934-5880

BOX 111, RUPERT, IDAHO 83350
PHONE 438-0606 - FAX 438-1199

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