

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: A29-12868
Date Received: 11/ 2/1994
Receipt No: E020457
Received By: LS

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LOUIS F MAIN 208-238-7396
Address: 11133 W 2 1/2 MILE RD
POCATELLO ID 83202
AND/OR
Name: DENISE A MAIN 208-238-7396
Address: 11133 W 2 1/2 MILE RD
POCATELLO ID 83202

A2912868

2. Date of Priority: JUL 1, 1993

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05S	34E	26	NE	SE			BANNOCK

5. Description of diverting works:
WELL, 8" CASING, 1 HP SUBMERSIBLE PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC, 1 HOME

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	34E	26	NE	SE		DOMEST	

11. Place of use in counties: BANNOCK

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): Louis F. Main Date: Nov 2/94

Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 2nd day
of November 19 94

Gregory Taylor
Notary Public



Residing at Edisto Falls
My Commission Expires 3/3/98

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

Water Right Number - R29-12868

Prefix Translation: RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***

BARNEY

ROY

1 - 11133 W 2 1/2 MILE RD
2 -
3 -

City- POCA TELLO

State- ID Zip- 83202

Phone - 208-237-0912

BARNEY

JOAN

1 - 11133 W 2 1/2 MILE RD

2 -

3 -

City- POCA TELLO

State- ID Zip- 83202

Phone - 208-237-0912

*** O - ORIGINAL OWNER ***

MAIN

LOUIS F

1 - 11133 W 2 1/2 MILE RD

2 -

3 -

City- POCA TELLO

State- ID Zip- 83202

Phone - 208-238-7396

MAIN

DENISE A

1 - 11133 W 2 1/2 MILE RD

2 -

3 -

City- POCA TELLO

State- ID Zip- 83202

Phone - 208-238-7396

+ - - Priority Date - - +
07/01/1993+ - - Region - - - +
15 EASTERN+ - - Stage - - - +
J - BENEFICIAL USE

+ - - Status - - - +

+ - - - - Source - - - - +
GROUNDWATER

+ - - - - Tributary - - - - - +

+ - - - - Point of Diversion - - - - - +

Tw n Rng Sec Tract Lot Rflg County
05S 34E 26 SE SE (5) BANNOCK+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

43 - DOMESTIC

01/01

12/31

0.040

+ - Total Div. Rate - + + - Total Div. Volume - +
0.040+ - Total Consumptive Use - + + - KW Usage - +
0.0+ - - - - Place of Use - - - - - +
Tw n Rng Sec Tract Lot Acres Code Description County

05S

34E

26

SE SE

43 DOMESTIC

(5) BANNOCK

Total Acres:

+ - - Diversion Means - WELL, 8" CASING, 1 HP SUBMERSIBLE PUMP

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

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	- 11/28/1997	Old Judicial District	-
Claim Received Date	- 11/02/1994	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- E020457	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND/OR	Presumption Flag	-
				Notice of Error Flag	-

AJ5856NP

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

DATE: AUG-22-1997

PAGE: A-66

RIGHT NUMBER: 29-12868

NAME & ADDRESS: ~~LOUIS F MAIN~~
~~DENISE A MAIN~~
11133 W 2 1/2 MILE RD
POCATELLO ID 83202

New Owner: Roy BARNEY

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

PRIORITY DATE: 07/01/1993

POINT OF DIVERSION: T05S R34E S26

SESE
NESE

Within BANNOCK County

PURPOSE AND

PERIOD OF USE: PURPOSE OF USE
DOMESTIC DOMESTIC, 1 HOME

PERIOD OF USE
01-01 12-31

QUANTITY
0.04 CFS

PLACE OF USE: DOMESTIC
T05S R34E S26

Within BANNOCK County

NESE
SESE

*according to assessment
records file*

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

Parcel # R380303090 7

Verified by *alw*

Date: *9/18/97*

Verification Source: *computer, plat map*
books, assessment file

RECEIVED

NOV 07 1997

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

Department of Water Resources

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

1. Water Right No(s).: A29-12868
Adjudication Claim No(s).: _____
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 for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant LOUIS + DENISE MAIN
4830 ELIZABETH POC ID 8320
4. New Owner/Claimant(s) ROY + JOAN BARNEY
Name Connector (Check one) ☒ and, ☐ or, ☒ and/or
New Mailing Address 11183 W. 2 1/2 mile rd
City, State and ZIP Code POCAHONTO IDAHO 83202
New Telephone Number (208) 237-0912
5. Date you acquired the property DEC 1 1994
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
Number of acres you irrigate _____ Number and type of stock OSTRICHES
Diversion rate in CFS 0.040 Number of homes 1 Other uses GARDEN
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.
7. Signature of New Owner or Claimant(s) Roy Barney
Joan Barney
(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..

Exhibit A attached to and made a part of Commitment No. 46068

PARCEL 1

A part of the E1/2 SE1/4 of Section 26, Township 5 South, Range 34 East, Boise Meridian, Bannock County, Idaho, described as:

Beginning at a point on the monumented East-West centerline of said Section 26 that is North 89°58'00" West a distance of 999.95 feet along said centerline from the East Quarter corner of said Section 26 and running thence South 00°01'19" West a distance of 1320.13 feet to the South line of the NE1/4SE1/4 of said Section 26; thence North 89°47'35" East a distance of 504.38 feet; thence North 00°01'19" East a distance of 737.02 feet; thence North 89°58'00" West a distance of 454.38 feet; thence North 00°01'19" East a distance of 581.00 feet to the said centerline line of Section 26; thence North 89°58'00" West along said centerline a distance of 50.00 feet to the point of beginning.

PARCEL 2

A part of the E1/2 SE1/4 of Section 26, Township 5 South, Range 34 East, Boise Meridian, Bannock County, Idaho, described as:

Beginning at a point on the monumented East-West centerline of said Section 26 that is North 89°58'00" West a distance of 999.95 feet along said centerline from the East Quarter corner of said Section 26 and running thence South 00°01'19" West a distance of 1320.13 feet to the true point of beginning; thence continuing South 00°01'19" West a distance of 1320 feet to the South line of said Section 26; thence North 89°47'35" East a distance of 504.38 feet along said South line of Section 26; thence North 00°01'19" East a distance of 1320 feet; thence North 89°58'00" West a distance of 504.38 feet to the point of beginning.

CO-BORROWER'S SIGNATURE _____

STATE OF _____)
COUNTY OF _____)

The foregoing instrument was acknowledged before me on the _____
day of _____, 19____, by: _____

Notary Public

My Commission Expires



A Pioneer Company
PIONEER TITLE COMPANY
OF BANNOCK COUNTY

135 North Arthur Avenue / P.O. Box 1057 / Pocatello, Idaho 83204 / Telephone (208) 233-9595

BUYER'S CLOSING STATEMENT

ESCROW STATEMENT OF:

ROY BARNEY
JOAN BARNEY

Escrow: 46068TA

Escrow Officer: Thais M. Ayre

Date: November 29, 1994

Closing Date: 11/30/94

FINAL

Property Address: 11133 W. 2 1/2 MILE ROAD
POCATELLO, ID, 83202

ITEMS	DEBITS	CREDITS
TOTAL CONSIDERATION	108,000.00	
DEPOSIT HELD BY COLDWELL BANKER LANDMARK		500.00
NEW Deed of Trust TO: BANK OF EASTERN IDAHO		110,160.00
PRORATIONS/ADJUSTMENTS	FROM	TO
TAX ACCOUNT R3803030905		
FOR TAX YEAR 1994 AT \$218.56	01/01/94	11/30/94
		199.40
TAX ACCOUNT MH033014300		
FOR TAX YEAR 1994 AT \$468.26	01/01/94	11/30/94
		427.21
TITLE CHARGES TO Pioneer Title Co. of Bannock County		
MORTGAGEES POLICY FOR \$110,160.00		
EXTENDED POLICY		225.40
100, 116, 8.1		35.00
DEED RECORDING FEE		6.00
MORTGAGE RECORDING FEE		18.00
TITLE CONVERSION		9.00
LENDER CHARGES		
NEW LOAN CHARGES TO BANK OF EASTERN		
DEPOSIT TO LENDER		475.00
ORIGINATION FEE AT 1.0000%		1,101.60
APPRAISAL FEE		207.50
VA FUNDING FEE		2,160.00
CREDIT REPORT FEE		60.00
PREPAID INTEREST AT \$27.16 PER DAY	11/30/94	12/01/94
		27.16
FIRE INSURANCE FOR 2 MONTHS @ \$27.33		54.66
COUNTY TAXES FOR 2 MONTHS @ \$57.35		114.70
HAZARD INSURANCE		328.00
PROPERTY TAXES		
TAX PARCEL NO.: R3803030905		218.56
TAX PARCEL NO.: MH033014300		468.26
BALANCE DUE ESCROW		1,272.23
TOTALS	113,033.84	113,033.84

ROY BARNEY

JOAN BARNEY