

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

RIGHT NUMBER: 35-2100

NAME AND ADDRESS: ARTHUR J JONES
1697 W 700 S
PINGREE ID 83262

SOURCE: GROUND WATER TRIBUTARY:

QUANTITY: 1.620 CFS

USE OF THIS RIGHT WITH RIGHT NO. 35-10739 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 1.62 CFS, A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 360 AF.

PRIORITY DATE: 04/27/1948

POINT OF
DIVERSION: T04S R33E S8 SWNW Within BINGHAM County

PURPOSE AND PERIOD OF USE:			
<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>		<u>QUANTITY</u>
IRRIGATION	4/01 10/31		1.620 CFS

PLACE OF USE:	<u>IRRIGATION Within BINGHAM County</u>				
	T04S R33E S07	NENE	16.0	T04S R33E S08	NWNW 36.0
	T04S R33E S08	SWNW	38.0		

90 ACRES TOTAL

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THIS RIGHT IS LIMITED TO THE IRRIGATION OF 81 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. USE OF THIS RIGHT WITH RIGHT NO. 35-10739 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 90 ACRES IN A SINGLE IRRIGATION SEASON.

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 - License

RIGHT NO. 35-10739 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

RIGHT NO. 35-10739 IS AN ENLARGEMENT OF THIS RIGHT PURSUANT TO SECTION 42-1426, IDAHO CODE.

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

USE OF THIS RIGHT IS COMBINED WITH WATER FROM ABERDEEN SPRINGFIELD CANAL CO.



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

March 3, 2004

MECHAM BROTHERS
1321 W 400 S
PINGREE ID 83262

RE: Notice of Change of Water Right Ownership (NCO) for 35-2100 and Notice
of Completed Administrative Proceeding (NCAP)

Dear Sir/Madam:

On January 26, 2004, the Idaho Department of Water Resources (IDWR) received an NCO changing the right holder for the above referenced water right(s). Based on this NCO, IDWR water right records for the Snake River Basin Adjudication (SRBA) have been updated.

Furthermore, as directed by the SRBA Court, this office mailed a copy of the updated water right record(s) to each party listed on the enclosed NCAP. The intent of this mailing is to ensure each party has a current record of water right(s) as recorded in the SRBA.

Please feel free to contact me if you have any questions concerning this matter.

Respectfully,

A handwritten signature in cursive script that reads "Kristen Forsgren".

Kristen Forsgren
Office Specialist 1

Enclosure

cc: ARTHUR J JONES

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

Water Rights: 35-2100

Case No. 39576

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following Administrative proceeding:

- ☐ Address change
- ☒ Substitution of Party
- ☐ I.C. § 42-222 transfer
 - ☐ point of diversion ☐ place of use
 - ☐ period of use ☐ nature of use
 - ☐ split of water right ☐ change in ownership

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 *Amended 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: March 3, 2004

Ernest Carlson
Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on March 5, 2004, I mailed the original and copies of this form to the following persons, postage prepaid by regular mail and addressed as follows:

1. Original to:

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

2. One copy to:

Claimant/Seller for Substitution of Party or attorney of record:
ARTHUR J JONES
1697 W 700 S
PINGREE ID 83262

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:
MECHAM BROTHERS
1321 W 400 S
PINGREE ID 83262

4. One copy to:

Each party in the subcase, or attorney of record

ROGER D LING
LING NIELSEN & ROBINSON
PO BOX 396
RUPERT ID 83350

TWIN FALLS CANAL CO
PO BOX 326
TWIN FALLS ID 83303

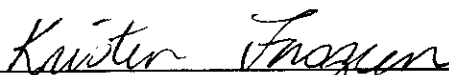
NORTH SIDE CANAL CO LTD
921 N LINCOLN
JEROME ID 83338

5. One copy each to:

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

6. One Copy to:

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



Signature of person or attorney mailing the form

RECEIVED

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

JAN 26 2004

Department of Water Resources
Eastern 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
35-2100 W - needs NCAP					
{ 35-10739					
{ 35-8954					

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) Arthur J Jones
1697 W 700 So Pingree Id 83262
4. New Owner/Claimant(s) Mecham Brothers
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 1321 W 400 So
- City, State and ZIP Code Pingree Idaho 83262
- New Telephone Number 208 684-3875
5. Date you acquired the property 1264 S 2003

Sent for
Kari Hym

B47432

526234

WARRANTY DEED

For Value Received **Arthur J. Jones, a single man, for life, with remainder in Arthur J. Jones, as Trustee of The Arthur J. Jones Trust under Trust Agreement dated effective March 1, 2000**

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

Mecham Brothers

whose address is: **1321 West 400 South, Pingree, Id 83262**

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

Township 4 South, Range 33 E.B.M., Bingham County, Idaho

Section 7: NE $\frac{1}{4}$ NE $\frac{1}{4}$, EXCEPT roads

Section 8: W $\frac{1}{2}$ NW $\frac{1}{4}$, EXCEPT roads

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Dated: May 1, 2003

Arthur J. Jones Trust

BY: Arthur J Jones
Arthur J Jones, Trustee

Arthur J Jones
Arthur J Jones

STATE OF Idaho

COUNTY OF BINGHAM

)ss.

On this 5th day of May, 2003, before me Lori Day, personally appeared Arthur J Jones, known or identified to me (or proved to me on the oath of), to be the person(s) whose name(s) is subscribed to the within instrument as Trustee of the Arthur J Jones Trust and acknowledged to me that he executed the same as such Trustee.

Notary Public of Idaho
Residing at Blackfoot, Idaho
Commission Expires: 10/21/03



FIRST AMERICAN TITLE COMPANY

RECORDED AT THE REQUEST OF
2003 MAY -5 PM 4:43
FEE 3.00
BOOKED BY RECORDER
BINGHAM CO. IDAHO

526234

