

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 45-2582A
Date Received: 6/2/1989
Receipt No: S007483
Received By:

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

1. Name of Claimant(s)

RUSSELL PATTERSON Phone: (208)678-0441

1800 Z ST
HEYBURN ID USA 83336

LISA PATTERSON Phone:

1800 Z ST
HEYBURN ID USA 83336

2. Date of Priority: 06/16/1959

3. Source: GROUND WATER , GROUND WATER Trib. to: ,

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
12S	21E	31	SE NW SE	CASSIA	
13S	21E	5	SW SW NW	CASSIA	

5. Description of diverting works:

TWO WELL & PUMP TO SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	1.99	474

7. Total Quantity Appropriated is:
1.99 C.F.S. and/or 474 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
12S	21E	20	SE	SE	IRRIGATION	33
			NE	NE	IRRIGATION	39
			SE	NE	IRRIGATION	40
			NE	SE	IRRIGATION	33
			NW	SE	IRRIGATION	33
			SW	SE	IRRIGATION	33
Section Acres						211
12S	21E	29	NE	NE	IRRIGATION	36
			NW	NE	IRRIGATION	40
			SW	NE	IRRIGATION	40
			SE	NE	IRRIGATION	37
Section Acres						153
Total Acres						364

11. Place of use in counties: CASSIA

12. Do you own the property listed above as place of use? No

13. Other Water Rights Used:

14. Remarks:

2-3-2003: OWNERSHIP CHANGE KENT, KIRK & J ALLEN WOODHOUSE TO KIRK WOODHOUSE PER NOTICE AND DEED RECEIVED 1997. OWNERSHIP OF POU SUPPORTED BY CASSIA CTY TAXLOTS. ADDRESS PER DEED. POSSIBLE CURRENT ADDRESS: 1435 S 600 W, OAKLEY. - VH

Use of water under this right is subject to control by the watermaster of State Water District No. &DISTRICT.

See remarks for additional conditions of approval.

TRANS. 2413.

DIVERSION POINTS AT POWER POLES 215 & 339.

NO MORE THAN 478 AFA UNDER THIS RT. SHALL BE DIVERTED IN NENE, SEC. 6, NOR MORE THAN 474 AFA DIVERTED IN NWSE, SEC. 31, T12S, R21E, AND SWNW, SEC. 5, T13S, R21E.

A TOTALIZING METER OF A TYPE APPROVED BY THE DEPT. SHALL BE MAINTAINED AT EACH P/D. DIVERSION OF WATER UNDER THIS RT. IS SUBJECT TO TERMS AND CONDITIONS OF STIPULATED JUDGMENT DATED 6/27/1980.

15. Basis of Claim: Decreed

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.

RECEIVED
FEB 09 2004
Department of Water Resources
Southern Region

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 (under the "split" heading), 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
45-11042	45-11042		45-13527	45-2585A&B	
45-13523	45-11092		45-2582A & B	45-2582A&B	
45-13524	45-13615		45-13538	45-2572	
45-13425	45-13614		45-13537	45-13613	
45-13526	45-13536		45-11066	45-11066	
45-13533	45-13534		45-13535	45-708D	45-445A
			45-13536	45-725A	45-445D
				45-705D	

current
claim
nos
per
N&H
2-11-04

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) 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(s) John Beukers and Ruth Beukers
3257 South 2400 East
Jerome, ID 83338

4. New Owner/Claimant(s) Russell V. Patterson and Lisa E. Patterson
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address 1800 Z Street

City, State and ZIP Code Heyburn, ID 83336

New Telephone Number (208) 678-0441

5. Date you acquired the property January 16, 2004

293577

WARRANTY DEED

#38454

For Value Received

John Beukers and Ruth Beukers, husband and wife

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

Russell V. Patterson and Lisa E. Patterson, husband and wife

**Address: 1800 Z Street
Heyburn, Idaho 83336**

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

PARCEL NO. 1:

TOWNSHIP 12 SOUTH, RANGE 21 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 29: SE $\frac{1}{4}$ NW $\frac{1}{4}$ and W $\frac{1}{2}$ SE $\frac{1}{4}$

PARCEL NO. 2:

TOWNSHIP 12 SOUTH, RANGE 21 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 32: NW $\frac{1}{4}$ NE $\frac{1}{4}$

PARCEL NO. 3:

TOWNSHIP 12 SOUTH, RANGE 21 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 29: SW $\frac{1}{4}$

Section 32: NE $\frac{1}{4}$ NW $\frac{1}{4}$

EXCEPTING THEREFROM, that portion of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 29, more particularly described as follows:

Beginning at the Southwest corner of said Section 29, said corner marked by a U.S. Bureau of Land Management pipe; thence North 89°57'00" East along section line for 1335.42 feet to the Southwest corner of the SE $\frac{1}{4}$ SW $\frac{1}{4}$; thence North 30°50'52" East for 37.21 feet to a $\frac{1}{2}$ inch rebar which shall be the True Point of Beginning;
Thence North 0°14'26" West for 405.84 feet to a $\frac{1}{2}$ inch rebar;
Thence South 89°59'01" East for 185.42 feet to a $\frac{1}{2}$ inch rebar;
Thence South 0°07'21" West for 399.75 feet to a $\frac{1}{2}$ inch rebar;
Thence South 88°06'35" West for 182.97 feet to the Point of Beginning.

RECORDED AT THE REQUEST OF
LAND TITLE & ESCROW

2001 JAN 16 PM 4 23

CASSIA COUNTY, IDAHO
LARRY A. MICKELSEN
RECORDER
FEE \$1.00 DEPUTY *Blue*

293577

PARCEL NO. 4:

TOWNSHIP 12 SOUTH, RANGE 21 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 31: E½NE¼

EXCEPTING THEREFROM that part of the SE¼NE¼ lying South and West
of the Oakley-Murtaugh Road.

PARCEL NO. 5:

TOWNSHIP 12 SOUTH, RANGE 21 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 32: W½NW¼

PARCEL NO. 6:

Right of way for buried irrigation pipeline as created by Right of Way Grant Serial No. I-17060, recorded May 5, 1997 as
Instrument No. 248818, records of Cassia County, Idaho over the following described land:

TOWNSHIP 12 SOUTH, RANGE 21 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 31: NE¼SE¼

Section 32: NW¼SW¼

PARCEL NO. 7:

Right of way for road and irrigation ditch as created by Right of Way Grant Serial No. I-17059, recorded May 5, 1997 as
Instrument No. 248816, records of Cassia County, Idaho, over the following described land:

TOWNSHIP 13 SOUTH, RANGE 21 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 5: Lots 3 & 4, SW¼NW¼

Section 6: SE¼NE¼

PARCEL NO. 8:

TOWNSHIP 12 SOUTH, RANGE 21 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 20: NE¼

PARCEL NO. 9:

TOWNSHIP 12 SOUTH, RANGE 21 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 20: SE¼

PARCEL NO. 10:

TOWNSHIP 12 SOUTH, RANGE 21 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 29: E $\frac{1}{2}$ NE $\frac{1}{4}$

PARCEL NO. 11:

TOWNSHIP 12 SOUTH, RANGE 21 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 29: W $\frac{1}{2}$ NE $\frac{1}{4}$

PARCEL NO. 12:

Right-of-Way for irrigation pipeline as created by Right-of-Way Grant Serial No. I-17761, recorded May 5, 1997 as Instrument No. 248817, records of Cassia County, Idaho, over the following described land:

TOWNSHIP 12 SOUTH, RANGE 21 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 32: SW $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$ and NW $\frac{1}{4}$ SE $\frac{1}{4}$

TOWNSHIP 13 SOUTH, RANGE 21 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 5: W $\frac{1}{2}$ NW $\frac{1}{4}$

PARCEL NO. 13:

Right-of-Way for use of an existing irrigation ditch and concrete diversion as created by Right-of-Way Serial No. I-20080, recorded May 5, 1997 as Instrument No. 248820, records of Cassia County, Idaho, over the following described land:

TOWNSHIP 13 SOUTH, RANGE 21 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 5: NW $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$

PARCEL NO. 14:

TOWNSHIP 12 SOUTH, RANGE 21 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 7: Lots 3 and 4, E $\frac{1}{2}$ SW $\frac{1}{4}$, and SE $\frac{1}{4}$

PARCEL NO. 15:

Pipeline Easement as created by Easement recorded April 24, 1980 as Instrument No. 125554 on Film No. 134, records of Cassia County, Idaho, over a strip of land 20 feet in width, the West line of which is described as follows:

TOWNSHIP 12 SOUTH, RANGE 21 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 19 and 30: Beginning at the S $\frac{1}{4}$ section corner of said section 30, which point is marked by a U.S. Government Brass Cap and shall be the point of Beginning;
Thence North 0°09'16" West along the $\frac{1}{4}$ section line for 5265.81 feet to the N $\frac{1}{4}$ section corner of Section 30, said point marked by a U.S. Government Brass Cap;
Thence North 2°46'06" West for 675.27 feet to a point which is 35 feet West of the $\frac{1}{4}$ section line;
Thence North 0°12'10" East parallel with the $\frac{1}{4}$ section line to the North boundary of Section 19 which point shall be the terminus of said pipe line easement, said terminus point lying 35 feet West and on section line from the N $\frac{1}{4}$ section corner brass cap in Section 19.

PARCEL NO. 16:

Pipeline Easement as created by Easement recorded April 16, 1980 as Instrument No. 125297 on Film No. 133, records of Cassia County, Idaho, over a strip of land 20 feet in width, the center line of which is described as follows:

TOWNSHIP 12 SOUTH, RANGE 21 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 18: Beginning at the N $\frac{1}{4}$ section corner of said Section 18, said point marked by a U.S. Government Brass Cap and shall be the Point of Beginning;
Thence South 1°11'19" East for 1335.21 feet to a point;
Thence South 0°06'10" West for 2599.52 feet to a point;
Thence South 2°34'32" West for 1335.58 feet to a point on the South section line of said Section 18; said point being the terminus point of said right-of-way and lying 26 feet West of the U.S. Government Brass Cap at the S $\frac{1}{4}$ section corner of said Section 18.

PARCEL NO. 17:

Right-of-Way for well and buried irrigation pipeline as created by Right of Way Grant Serial No. I-16386 recorded May 5, 1997 as Instrument 248815 records of Cassia County, Idaho, over the following described land:

TOWNSHIP 12 SOUTH, RANGE 21 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 31: W $\frac{1}{2}$ NE $\frac{1}{4}$ and NW $\frac{1}{4}$ SE $\frac{1}{4}$

PARCEL NO. 18:

Right-of-Way for road as created by Right-of-Way Grant Serial No. I-16437, recorded May 5, 1997 as Instrument No. 248819, records of Cassia County, Idaho, over the following described land:

TOWNSHIP 12 SOUTH, RANGE 21 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 31: W $\frac{1}{2}$ NE $\frac{1}{4}$ and NW $\frac{1}{4}$ SE $\frac{1}{4}$

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto.

SUBJECT TO:

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

Taxes subsequent to the year 2004.

Assessments of the Oakley Canal District and the rights and powers of said District as by law provided.

Assessments of the Southwest Irrigation District and the rights and powers of said District as by law provided.

Deed from Samuel Poulton and Jennie Poulton, husband and wife, to The Twin Falls Oakley Land & Water Co., a corporation, dated August 14, 1913 and recorded April 10, 1917, as Instrument No. 28666 in Book 22 of Deeds, Page 492, records of Cassia County, Idaho.

Power Line Easement from Geo. R. Poulton and Lela Poulton, his wife, to Idaho Power Company, a corporation, dated December 3, 1948 and recorded April 22, 1949 as Instrument No. 165525 in Book 13 of Miscellaneous, Page 588, records of Cassia County, Idaho.

Power Line Easement from Ralph H. Poulton and Desma Poulton, husband and wife, to Idaho Power Company, a corporation, dated October 6, 1948, recorded April 22, 1949, as Instrument No. 165526 in Book 13 of Miscellaneous on Page 588, records of Cassia County, Idaho.

Power Line Easement from J. Richard Poulton, bachelor, to Idaho Power Company, a corporation, dated August 9, 1948 and recorded April 22, 1949 as Instrument No. 165527 in Book 13 of Miscellaneous, Page 589, records of Cassia County, Idaho.

Power Line Easement from Raymond Poulton and Maude Theodore Poulton, his wife, to Idaho Power Company, a corporation, dated August 9, 1948 and recorded April 22, 1949 as Instrument No. 165528 in Book 13 of Miscellaneous, Pages 589 and 599, records of Cassia County, Idaho.

Power Line Easement from J. Richard Poulton to Idaho Power Company dated May 10, 1956 and recorded July 11, 1957 as Instrument No. 194115 in Book 15 of Miscellaneous, Page 483, records of Cassia County, Idaho.

Agreement between George R. Poulton and Lela Poulton, his wife, and Ralph Poulton and Desma Poulton, his wife, parties of the first part, and J. Richard Poulton, a bachelor, as party of the second part, and Raymond Poulton and Maude Poulton, his wife, as parties of the third part, dated June 1, 1949 and recorded May 20, 1963 as Instrument No. 13032 on Film No. 20, records of Cassia County, Idaho.

Effects of Amended Decree in the case of Simon L. Baker, et al., Plaintiff, vs. Ore-Ida Foods, Inc., a Delaware corporation, et al., Defendants, dated October 1, 1971 and recorded January 6, 1972 as Instrument No. 60069 on Film No. 73, records of Cassia County, Idaho.

Power Line Easement from Anderson Brothers, to Idaho Power Company, a corporation, dated August 29, 1972, recorded November 17, 1972 as Instrument No. 66306 on Film No. 79, records of Cassia County, Idaho.

Power Line Easement from Staple B Ranches, Inc., as Grantor, to Idaho Power Company, a corporation, dated September 10, 1976 and recorded February 16, 1977 as Instrument No. 96304 on Film No. 106, records of Cassia County, Idaho.

Grant of a Pipeline Easement from S. Craig Baker and Shirley Baker, husband and wife, Simon Baker and Marjorie Baker, husband and wife, and Cranney Brothers, a co-partnership, consisting of Willard Cranney, Jr., Michael Cranney and Douglas Cranney, as Grantors, and Carl Van Tassell and Elda Van Tassell, husband and wife, Rulon Van Tassell and Paula Van Tassell, husband and wife, Carl Van Tassell, Jr., and Joan Van Tassell, husband and wife, and Chad Van Tassell and Gina Van Tassell, husband and wife, as Grantees, dated January 18, 1980 and recorded March 5, 1980 as Instrument No. 124125 on Film No. 132, records of Cassia County, Idaho.

Effects of Judgment in the case of Glenn Briggs and Hazel Briggs, husband and wife, Joe Tugaw, Successor in interest of Bill Brockman and Marie Brockman, husband and wife, as Petitioners-Appellants, vs. R. Keith Higginson, Director of the Department of Water Administration, State of Idaho; Simon L. Baker and Marjorie Baker, husband and wife; Ralph Poulton and Desma Poulton, husband and wife, Bill R. Poulton and Patricia L. Poulton, husband and wife, Raymond Poulton and Bessie Maud Poulton, husband and wife, and J. Richard Poulton, a bachelor; Golden Valley Land & Cattle Company, a corporation, Golden Valley Mutual Water Company, a corporation, as Respondents, dated June 25, 1980, and recorded July 2, 1980, as Instrument No. 127401 on Film No. 135, records of Cassia County, Idaho.

ASSIGNMENT from Ralph Poulton and Desma Poulton, husband and wife, to Paul M. Woodhouse and Claudia Woodhouse, husband and wife, dated May 25, 1983, and recorded May 31, 1983, as Instrument No. 152194 on Film No. 157, records of Cassia County, Idaho.

NOTE: Conveyance of Water Rights from Ralph Poulton and Desma Poulton, husband and wife, to Paul M. Woodhouse and Claudia Woodhouse, husband and wife, dated May 25, 1983, and recorded May 31, 1983, as Instrument No. 152195 on Film No. 157, records of Cassia County, Idaho.

Agreement by and between Vaughn Woodhouse and Annetta Woodhouse, husband and wife, Paul M. Woodhouse and Claudia Woodhouse, husband and wife and Clyde Goodrich and Jill Goodrich, husband and wife, dated June 30, 1992 and recorded July 1, 1992 as Instrument No. 219795 on Film No. 236, records of Cassia County, Idaho.

Terms, conditions and stipulations contained in Right-of-Way Grant recorded May 5, 1997 as Instrument No. 248815 on Film No. 286, records of Cassia County, Idaho.

Terms, conditions and stipulations contained in Right-of-Way Grant recorded May 5, 1997 as Instrument No. 248816, records of Cassia County, Idaho.

Terms, conditions and stipulations contained in Right-of-Way Grant recorded May 5, 1997 as Instrument No. 248817, records of Cassia County, Idaho.

Terms, conditions and stipulations contained in Right-of-Way Grant recorded May 5, 1997 as Instrument No. 248818, records of Cassia County, Idaho.

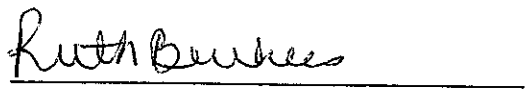
Terms, conditions and stipulations contained in Right-of-Way Grant recorded May 5, 1997 as Instrument No. 248819 on Film No. 286, records of Cassia County, Idaho.

Terms, conditions and stipulations contained in Right-of-Way Grant recorded May 5, 1997 as Instrument No. 248820, records of Cassia County, 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.

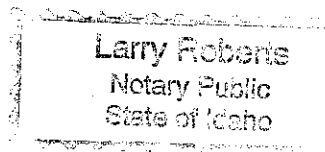
Dated: January 16, 2004

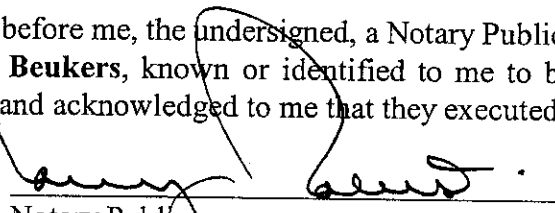

John Beukers


Ruth Beukers

STATE OF IDAHO)
) ss.
COUNTY OF Cassia)

On this 16th day of January, 2004, before me, the undersigned, a Notary Public in and for said State, personally appeared **John Beukers and Ruth Beukers**, 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.




Notary Public
Residing at: Burley, ID
My Commission expires: 6-30-09

293578

QUITCLAIM DEED

For Value Received

John Beukers and Ruth Beukers, husband and wife

Hereinafter called the grantor, hereby remises, releases, and forever Quitclaims unto

Russell V. Patterson and Lisa E. Patterson, husband and wife

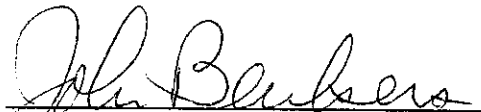
**ADDRESS: 1800 Z Street
Heyburn, Idaho 83336**

Hereinafter called the grantee, the following described premises, in Cassia County, Idaho to-wit:

State of Idaho Department of Water Resources Adjudication Nos. 45-11042, 45-13523, 45-13524, 45-13525, 45-13526, 45-13527, 45-2582A, 45-2582B, 45-13538, 45-13537, 45-11066, 45-13533, 45-13534, 45-13535, 45-13536, 45-708D, 45-725A, 45-705D, 45-445A and 45-445D

TO HAVE AND TO HOLD the said premises, with their appurtenances unto said Grantee, and the grantee's heirs and assigns forever.

Dated: January 16, 2004



John Beukers



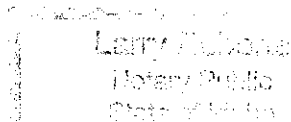
Ruth Beukers

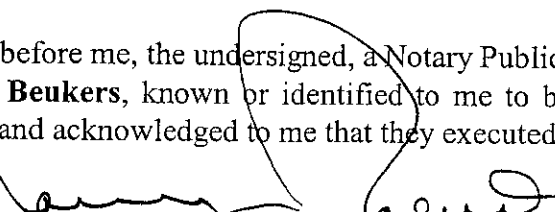
STATE OF IDAHO)

) ss.

COUNTY OF Cassia)

On this 16th day of January, 2004, before me, the undersigned, a Notary Public in and for said State, personally appeared **John Beukers and Ruth Beukers**, 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.


Larry A. Mickelsen
Notary Public
State of Idaho

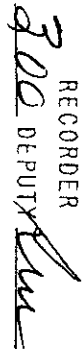

Notary Public

Residing at: Burley, ID

My Commission expires: 6-30-09

RECORDED AT THE REQUEST OF
LAND TITLE & ESCROW

2004 JAN 16 PM 4 24

FEE 300 DEPUTY 

#38454

CASSIA COUNTY, IDAHO
LARRY A. MICKELSEN
RECORDER

293578

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 45-2582A
Date Received: 6/2/1989
Receipt No: S007483
Received By:

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

1. Name of Claimant(s)

JOHN BEUKERS Phone: (208)324-8618

3257B S 2400 E
JEROME ID USA 83338

RUTH BEUKERS Phone: (208)324-8618

3257B S 2400 E
JEROME ID USA 83338

2. Date of Priority: 06/16/1959

3. Source: GROUND WATER

Trib. to: ,

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
12S	21E	31	SE NW SE	CASSIA	
13S	21E	5	SW SW NW	CASSIA	

5. Description of diverting works:

TWO WELL & PUMP TO SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	1.99	474

7. Total Quantity Appropriated is:

1.99 C.F.S. and/or 474 A.F.A.

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9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of	1/4 Lot	Use	Acres
12S	21E	20	SE	SE	IRRIGATION	33
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			SW	SE	IRRIGATION	33
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11. Place of use in counties: CASSIA

12. Do you own the property listed above as place of use? No

13. Other Water Rights Used:

14. Remarks:

10-8-2003: OWNERSHIP CHANGE WOODHOUSE TO BEUKERS PER NOTICE AND DEED SUBMITTED.

2-3-2003: OWNERSHIP CHANGE KENT, KIRK & J ALLEN WOODHOUSE TO KIRK WOODHOUSE PER NOTICE AND DEED RECEIVED 1997. OWNERSHIP OF POU SUPPORTED BY CASSIA CTY TAXLOTS. ADDRESS PER DEED. POSSIBLE CURRENT ADDRESS: 1435 S 600 W, OAKLEY. - VH

Use of water under this right is subject to control by the watermaster of State Water District No. &DISTRICT.

See remarks for additional conditions of approval.

TRANS. 2413.

DIVERSION POINTS AT POWER POLES 215 & 339.

NO MORE THAN 478 AFA UNDER THIS RT. SHALL BE DIVERTED IN NENE, SEC. 6, NOR MORE THAN 474 AFA DIVERTED IN NWSE, SEC. 31, T12S, R21E, AND SWNW, SEC. 5, T13S, R21E.

A TOTALIZING METER OF A TYPE APPROVED BY THE DEPT. SHALL BE MAINTAINED AT EACH P/D.

DIVERSION OF WATER UNDER THIS RT. IS SUBJECT TO TERMS AND CONDITIONS OF STIPULATED JUDGMENT DATED 6/27/1980.

15. Basis of Claim: Decreed

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

RECEIVED**AUG 07 2003**Department of Water Resources
Southern 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 (under the "split" heading), 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
_____	<u>45-427A, B</u>	☐	<u>45-2582A, B</u>	_____	☐
_____	<u>45-445A, B, D</u>	☐	<u>45-2585A, B</u>	_____	☐
_____	<u>45-708D</u>	☐	<u>45-11042</u>	_____	☐
_____	<u>45-724D</u>	☐	<u>45-11066</u>	_____	☐
_____	<u>45-2572</u>	☐	<u>45-11092</u>	<u>et. al.</u>	☐

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) 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) 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 PROPERTY or SURVEY MAP.

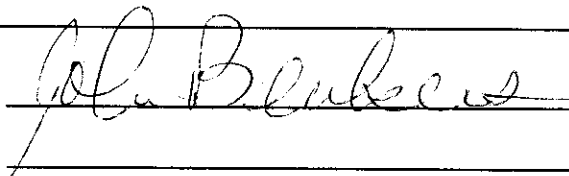
3. Name and Address of Former Owner/Claimant(s): J. Allen, Kent, Kirk, Cory Woodhouse
1157 S. Highway 27 Burley, ID 83318
4. New Owner/Claimant(s): John Beukers & Ruth Beukers
 New Mailing Address: 3257 S. 2400 E.
 City, State, Zip Code: Jerome, ID 83338
 New Telephone Number: (208) 324-8618
5. Date you acquired the property: July 31, 2003

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 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>Water Use</u>	<u>Diversion Rate or Volume</u> (cubic feet per second or acre-feet annum)	<u>Description</u> (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: _____		
<u>Water Use</u>	<u>Diversion Rate or Volume</u> (cubic feet per second or acre-feet annum)	<u>Description</u> (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)



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: _____	Date: _____	Fee: _____	
Received by: _____	Date: _____	Receipt No: _____	
Processed by: _____ AJ	Date: _____	WR: _____	Date: _____

Copy

RECEIVED

AUG 07 2003

Department of Water Resources
Southern RegionWARRANTY DEED

FOR VALUE RECEIVED,

KIRK WOODHOUSE, also known as **FREDERICK KIRK WOODHOUSE**, a married man dealing with his sole and separate property, the "Grantor", does hereby grant, bargain, sell and convey unto **JOHN BEUKERS and RUTH BEUKERS**, husband and wife, whose address is 3257 B S 2400 E, Jerome, Idaho 83338, the "Grantee", the following described premises located in Cassia County, Idaho, to wit:

See **EXHIBIT A** attached hereto.

Together with all water rights appurtenant thereto, including but not limited to the following:

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. The said Grantors do hereby covenant to and with the said Grantees, that they are the owners of said premises; that they will warrant and defend the same from all lawful claims whatsoever, except as hereinabove specifically provided, and the specific exceptions listed below:

1. Taxes for 2003 and subsequent years, a lien, but not yet due or payable.
2. Assessments of the Oakley Canal District and the rights and powers of said District as by law provided.
3. Assessments of the Southwest Irrigation District and the rights and powers of said District as by law provided.
4. Deed from Samuel Poulton and Jennie Poulton, husband and wife, to The Twin Falls Oakley Land & Water Co., a corporation, dated August 14, 1913 and recorded April 10, 1917, as Instrument No. 28666 in Book 22 of Deeds, Page 492, records of Cassia County, Idaho, "conveying a part of the NE $\frac{1}{4}$ of Section 29, Township 12 South, Range 21 East of the Boise Meridian, being a strip or land three rods wide, the center line being described as follows: Beginning at a point 1320 feet West and 885 feet North of Southeast corner of the above mentioned quarter section and running in a northwesterly direction 1797 feet to a point 690 feet due South of the Northwest corner of the above mentioned quarter section and containing 1.9 acres more or less. The

above described line is the center of the W2 canal of the Twin Falls Oakley Land & Water co., as constructed across the premises."

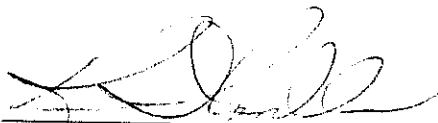
5. Power Line Easement from J. Richard Poulton to Idaho Power Company dated May 10, 1956 and recorded July 11, 1957 as Instrument No. 194115 in Book 15 of Miscellaneous, Page 483, records of Cassia County, Idaho, over and across the E $\frac{1}{2}$ NE $\frac{1}{4}$ of Section 20, Township 12 South, Range 21 East of the Boise Meridian.
6. Agreement between George R. Poulton and Lela Poulton, his wife, and Ralph Poulton and Desma Poulton, his wife, parties of the first part, and J. Richard Poulton, a bachelor, as part of the second part, and Raymond Poulton and Maude Poulton, his wife, as parties of the third part, dated June 1, 1949 and recorded May 20, 1963 as Instrument No. 13032 on Film No. 20, records of Cassia County, Idaho.
7. Power Line Easement from Anderson Brothers, to Idaho Power Company, a corporation, dated August 29, 1972, recorded November 17, 1972 as Instrument No. 66306 on Film No. 79, records of Cassia County, Idaho, granting to said corporation a right of way and easement for erection and maintenance of an electric transmission line over and across the W $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 32, Township 12 South, Range 22, East Boise Meridian.
8. Grant of a Pipeline Easement from S. Craig Baker and Shirley Baker, husband and wife, Simon Baker and Marjorie Baker, husband and wife, and Cranney Brothers, a co-partnership, consisting of Willard Cranney, Jr., Michael Cranney and Douglas Cranney, as Grantors, and Carl Van Tassell and Elda Van Tassell, husband and wife, Rulon Van Tasell and Paula Van Tassell, husband and wife, Carl Van Tassell, Jr., and Joan Van Tassell, husband and wife, and Chad Van Tassell and Gina Van Tassell, husband and wife, as Grantees, dated January 18, 1980 and recorded March 5, 1980 as Instrument No. 124125 on Film No. 132, records of Cassia County, Idaho.
9. Easement from Paul M. and Claudia Woodhouse, husband and wife, to Frederick Kirk Woodhouse, Clyde L. and Jill S. Goodrich, husband and wife, and Ralph and Desma Poulton, husband and wife, dated July 24, 1980 and recorded July 25, 1980 as Instrument No. 127844 on Film No. 136, records of Cassia County, Idaho, over and across Lot 1 of Section 6, Township 13 South, Range 21 East of the Boise Meridian, and the Southeast quarter of the Southeast quarter (SE $\frac{1}{4}$ SE $\frac{1}{4}$) of Section 31, Township 12 south, Range 21 East of the Boise Meridian.

10. Effects, if any, of Statement of Claim and Notice of Intent To Preserve from Ladd Petroleum Corporation, to the public, dated September 17, 1984 and recorded September 24, 1984 as Instrument No. 163826 on Film No. 167, records of Cassia County, Idaho, for the purpose of providing public notice of the mineral interest claimed and preserved by Ladd Petroleum Corporation in and to the oil, gas, coal, clay, gravel, uranium and all other minerals of every kind and nature.
11. Exception and Reservation contained in Warranty Deed from First Security Bank of Idaho, N.A., to J Allen Woodhouse and Renae Woodhouse, husband and wife, Kent Woodhouse and Diane Woodhouse, husband and wife, and Kirk Woodhouse and Mary Ann Woodhouse, husband and wife, dated December 29, 1986 and recorded December 30, 1986 as Instrument No. 184523 on Film No. 186, records of Cassia County, Idaho, which reads as follows: "Excepting and Reserving all water rights."
12. Access Easements conveyed to Corwin J. Woodhouse by Warranty Deed recorded July 15, 1994 as Instrument No. 232001 on Film No. 257, records of Cassia County, Idaho, over and across NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 32 and the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 29, all in Township 12 Range 21 East Boise Meridian.
13. Terms, conditions and stipulations contained in Right-of-Way Grant recorded May 5, 1997 as Instrument No. 248817, records of Cassia County, Idaho.

NOT
THIS
PROPERTY
Refers to
Sec 7 & Sec 6
T13S, R22E

DATED THIS 3rd day of July, 2003.

"GRANTOR"

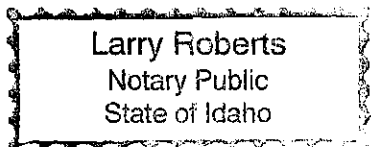


KIRK WOODHOUSE, aka
FREDERICK KIRK WOODHOUSE

STATE OF IDAHO)
)ss.
County of Cassia)

On this 3rd day of July, 2003, before me, the undersigned, a Notary Public in and for said County and State, personally appeared KIRK WOODHOUSE, aka FREDERICK KIRK WOODHOUSE, known to me to be the person whose name is subscribed to the within and foregoing instrument, and who acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal, the day and year in this certificate first above written.



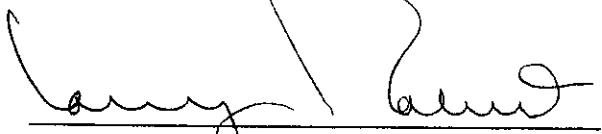

NOTARY PUBLIC for Idaho
Residing at: Burley, ID
Commission Expires: 6-30-09

EXHIBIT "A"

PARCEL NO. 1:

TOWNSHIP 12 SOUTH, RANGE 21 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 20: NE $\frac{1}{4}$

PARCEL NO. 2:

TOWNSHIP 12 SOUTH, RANGE 21 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 20: SE $\frac{1}{4}$

PARCEL NO. 3:

TOWNSHIP 12 SOUTH, RANGE 21 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 29: E $\frac{1}{2}$ NE $\frac{1}{4}$

PARCEL NO. 4:

TOWNSHIP 12 SOUTH, RANGE 21 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 29: W $\frac{1}{2}$ NE $\frac{1}{4}$, EXCEPTING THEREFROM the following described parcel:

Beginning at the Southwest corner of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 29, said point being marked by $\frac{1}{2}$ inch rebar and shall be the Point of Beginning;
Thence North 0°08'57" East along quarter section line for 732.99 feet to a $\frac{1}{2}$ inch rebar;
Thence on a curve to the left for a distance of 940.39 feet to a point on the quarter section line marked by a $\frac{1}{2}$ inch rebar. Said curve having a central angel of 39°39'17" and a long chord bearing of South 37°14'55" East for 921.73 feet;
Thence North 89°55'31" West along the quarter section line for 559.81 feet to the Point of Beginning.

-Continued-

**CONTINUATION
EXHIBIT "A"**

Section 29: Part of the NW¼SE¼ more particularly described as follows:

Beginning at the Northeast corner of the NW¼SE¼ of said Section 29, which point is marked by a ½ inch rebar and shall be the Point of Beginning;
Thence South 0°08'01" West along the 1/16th section line for 216.75 feet to a ½ inch rebar;
Thence on a curve to the right for a distance of 816.24 feet to a point on the quarter section line, said point marked by a ½ inch rebar. Said curve having a central angle of 34°25'10" and a long chord bearing of North 74°17'09" West for 804.02 feet;
Thence South 89°55'31" East along the quarter section line for 774.48 feet to the Point of Beginning.

PARCEL NO. 5:

TOWNSHIP 12 SOUTH, RANGE 21 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 29: Part of the SW¼NE¼, more particularly described as follows:

Beginning at the Southwest corner of the SW¼NE¼ of said Section 29, said point being marked by ½ inch rebar and shall be the Point of Beginning;
Thence North 0°08'57" East along quarter section line for 732.99 feet to a ½ inch rebar;
Thence on a curve to the left for a distance of 940.39 feet to a point on the quarter section line marked by a ½ inch rebar. Said curve having a central angle of 39°39'17" and a long chord bearing of South 37°14'55" East for 921.73 feet;
Thence North 89°55'31" West along the quarter section line for 559.81 feet to the Point of Beginning.

PARCEL NO. 6:

Right-of-Way for irrigation pipeline as created by Right-of-Way Grant Serial No. I-17761, recorded May 5, 1997 as Instrument No. 248817, records of Cassia County, Idaho, over the following described land:

TOWNSHIP 12 SOUTH, RANGE 21 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 32: SW¼NE¼, E½SW¼ and NW¼SE¼

TOWNSHIP 13 SOUTH, RANGE 21 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 5: W½NW¼

-Continued-

CONTINUATION

EXHIBIT "A"

PARCEL NO: 7:

Easement for irrigation pipeline for the benefit of Parcels No. 1, 2, 3, & 4 as created by Irrigation Pipeline Easement dated March 5, 1997 and recorded March 6, 1997 as Instrument No. 247812, records of Cassia County, Idaho, over the following described land:

TOWNSHIP 12 SOUTH, RANGE 21 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 29: W $\frac{1}{2}$ SE $\frac{1}{4}$ EXCEPTING THEREFROM that part of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ more particularly described as follows:

Beginning at the Northeast corner of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of said section 29, which point is marked by a $\frac{1}{2}$ inch rebar and shall be the Point of Beginning;
Thence South 0°08'01" West along the 1/16th section line for 216.75 feet to a $\frac{1}{2}$ inch rebar;

Thence on a curve to the right for a distance of 816.24 feet to a point on the quarter section line, said point marked by a $\frac{1}{2}$ inch rebar; Said curve having a central angle of 34°25'10" and a long chord bearing North 74°17'09" West for 804.02 feet;

Thence South 89°55'31" East along the quarter section line for 774.48 feet to the point of Beginning.

Section 32: NW $\frac{1}{4}$ NE $\frac{1}{4}$

RECORDED AT THE
REQUEST OF
LAND TITLE & ESCROW

2003 AUG - 1 P 12: 17

290377

CASSIA COUNTY, IDAHO
LARRY A. MICKELSEN
RECORDER
FEE 212 DEPUTY PB



COUNTY OF CASSIA

COURTHOUSE

1459 Overland Avenue
BURLEY, IDAHOLARRY A. MICKELSEN
CLERK OF THE DISTRICT COURT

PHONE: 208 878-4367

FAX: 208-878-1003

e-mail: lmickelsen@cassiacounty.org

FAX COVER SHEET

To:

TICKIE

From:

Cassia County

Fax:

1-208-736-3037

Date:

8/21/03

Phone:

Pages:

Dept of Water

CC:

4 pages

Comments:

First Security Bank
to

J. Allen Woodhouse et al

Deed.

CONFIDENTIALITY NOTICE: The documents accompanying this telecopy transmission may contain confidential information belonging to the sender, which is legally privileged. The information is intended only for the use of the individual or entity named above. If you are not the intended recipient, you are hereby notified that any disclosure, copying, distribution or the taking of any action in reliance on the contents of the telecopied information is strictly prohibited. If you have received this telecopy in error, please immediately notify us by telephone to arrange for return of the original documents.

18494

184523

WARRANTY DEED

FOR VALUE RECEIVED, FIRST SECURITY BANK OF IDAHO, N.A., a national banking association (Grantor), hereby GRANTS, CONVEYS AND WARRANTS to J. ALLEN WOODHOUSE and RENAE WOODHOUSE, husband and wife, KENT WOODHOUSE and DIANE WOODHOUSE, husband and wife, and KIRK WOODHOUSE and MARY ANN WOODHOUSE, husband and wife, whose address is Rural Route, Oakley, Idaho 83346 (Grantees), the following described property located in Cassia County, Idaho:

That property described on Exhibit A attached hereto and made a part hereof by this reference.

SUBJECT TO all restrictions, reservations, limitations, levies, assessments, easements and rights of way of record or apparent upon inspection of the property.

TOGETHER with all and singular the tenements, hereditaments, and appurtenances thereto belonging or in anywise appertaining, oil, gas and other mineral rights and leases, appurtenant easements and rights of way, improvements, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all estate, right, title and interest in and to said property in law and equity of the Grantor.

EXCEPTING AND RESERVING all water rights.

TO HAVE AND TO HOLD, all and singular the said premises, together with the appurtenances, unto the Grantees and their successors and assigns forever. The Grantor does hereby covenant to and with the Grantees that the Grantor will warrant and defend the same from all lawful claims whatsoever.

IN WITNESS WHEREOF, the Grantor has caused its corporate name to be hereunto subscribed by its Senior Vice President and its corporate seal affixed by its Assistant Secretary.

DATED this 29th day of December, 1986.

FIRST SECURITY BANK OF IDAHO, N.A.

By

Lamar Giles

Senior Vice President

ATTEST:

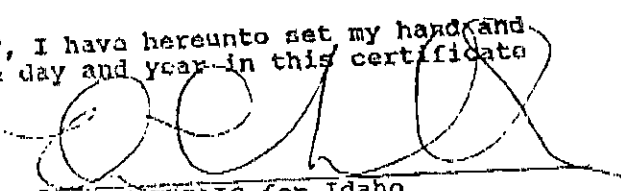
Robert E. Onnen

Robert E. Onnen
Assistant Secretary

STATE OF IDAHO)
) ss.
County of Ada)

On this 29 day of December, 1986, before me, a notary public in and for said county and state, personally appeared J. LAMAR GILES and ROBERT E. ONNEN, known to me to be the Senior Vice President and Assistant Secretary, respectively, of FIRST SECURITY BANK OF IDAHO, N.A., the corporation named in the above instrument and acknowledged to me that they executed the same on behalf of such corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.


NOTARY PUBLIC for Idaho

Residing at Boise

My Commission Expires 12/29/86

WARRANTY DEED - 2
122486

EXHIBIT A

WOODHOUSE/FIRST SECURITY BANK

Township 13 South, Range 22 East of the
Boise Meridian, Cassia County, Idaho

Section 6: SE1/4SE1/4NE1/4

Section 6: Lot 2, SW1/4SE1/4, W1/2SE1/4, NE1/4SE1/4.

EXHIBIT A

WOODHOUSE/FIRST SECURITY BANK

Township 13 South, Range 22 East of the
Boise Meridian, Cassia County, Idaho

Section 6: SE1/4SE1/4NE1/4

Section 6: Lot 2, SW1/4NE1/4, W1/2SE1/4, NE1/4SE1/4,
EXCEPT the following described property:

Beginning at a point on the East boundary
line of said NE1/4SE1/4 1210 feet
North of the Southeast corner thereof;
Thence West 367.5 feet;
Thence North 110 feet, more or less, to
the North line of said NE1/4SE1/4;
Thence East along said North line 367.5
feet to the Northeast corner of said
NE1/4SE1/4;
Thence South along the East line of said
NE1/4SE1/4 110 feet, more or less,
to the Point of Beginning.

Section 7: N1/2NE1/4, EXCEPT the following described
property:

Beginning at the Northeast corner of the
NE1/4NE1/4 of said Section 7, said
point marked by a railroad spike;
thence South 0°00'00" West (Basis of
Bearing) section line for 694.79
feet to a P.K. nail which shall be
the Point of Beginning;
Thence South 0°00'00" West along said
section line for 209.40 feet to a
P.K. nail;
Thence North 88°04'30" West for 185.34
feet to an iron pin;
Thence North 0°50'51" East for 203.20
feet to an iron pin;
Thence North 90°00'00" East for 182.23
feet to the Point of Beginning.

EXHIBIT A

184523
RECORDED & RETURNED
LAND TITLE & ESCRROW
FILE 186
DEC 30 12 06 PM '98
CASSIA COUNTY, IDAHO
FRANK B. EARNES
RECORDER
FEE 6.00
LAWD TITLE & ESCRROW

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 45-2582A
Date Received: 6/2/1989
Receipt No: S007483
Received By:

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

1. Name of Claimant(s)

KIRK WOODHOUSE Phone:
1157 S HWY 27
BURLEY ID USA 83318

2. Date of Priority: 06/16/1959

3. Source: GROUND WATER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
12S	21E	31	SE NW SE	CASSIA	
13S	21E	5	SW SW NW	CASSIA	

5. Description of diverting works:

TWO WELL & PUMP TO SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	1.99	474

7. Total Quantity Appropriated is:
1.99 C.F.S. and/or 474 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
12S	21E	20	SE SE	IRRIGATION	33
			NE NE	IRRIGATION	39
			SE NE	IRRIGATION	40

			NE	SE	IRRIGATION	33
			NW	SE	IRRIGATION	33
			SW	SE	IRRIGATION	33
					Section Acres	211
12S	21E	29	NE	NE	IRRIGATION	36
			NW	NE	IRRIGATION	40
			SW	NE	IRRIGATION	40
			SE	NE	IRRIGATION	37
					Section Acres	153
					Total Acres	364

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:

14. Remarks:

2-3-2003: OWNERSHIP CHANGE KENT, KIRK & J ALLEN WOODHOUSE TO KIRK WOODHOUSE
PER NOTICE AND DEED RECEIVED 1997. - VH

TRANS. 2413.

DIVERSION POINTS AT POWER POLES 215 & 339.

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474 AFA DIVERTED IN NWSE, SEC. 31, T12S, R21E, AND SWNW, SEC. 5, T13S, R21E.

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JUDGMENT DATED 6/27/1980.

Use of water under this right is subject to control by the watermaster of State
Water District No. &DISTRICT.

See remarks for additional conditions of approval.

15. Basis of Claim: Decreed

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

RECEIVED

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP JUN 02 1997

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

Department of Water Resources
Southern Region

1. Water Right No(s).: _____
 Adjudication Claim No(s).: A45-02582A

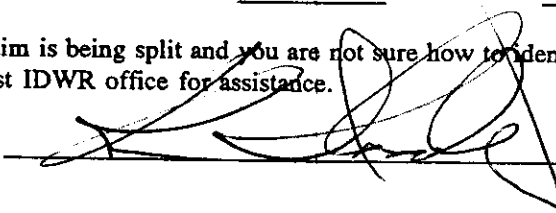
2. The following REQUIRED information must be submitted with this form:
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY 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 Kirk Woodhouse, J. Allen Woodhouse, Kent Woodhouse
Box 25 Star Route -Burley, Idaho 83318

4. New Owner/Claimant(s) Kirk Woodhouse
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
 New Mailing Address 1157 South Highway 27
 City, State and ZIP Code Burley, Idaho 83318
 New Telephone Number (208) 862-3335

5. Date you acquired the property May 30, 1997

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 364 Number and type of stock -
 Diversion rate in CFS 1.99 Number of homes -- Other uses --
 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) 

- (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..

249271

WARRANTY DEED

THIS INDENTURE, made this 30th day of May, 1997, between KENT WOODHOUSE and DIANE WOODHOUSE, husband and wife; J. ALLEN WOODHOUSE and RENAE WOODHOUSE, husband and wife; and KIRK WOODHOUSE, KENT WOODHOUSE, J. ALLEN WOODHOUSE, Co-partners, d/b/a WOODHOUSE & SONS, of 1157 South Highway 27, Burley, Idaho 83318 ("Grantor"), and KIRK WOODHOUSE, a/k/a FREDERICK KIRK WOODHOUSE, a single person, whose address is 1157 South Highway 27, Burley, Idaho 83318, ("Grantee").

W I T N E S S E T H:

The Grantor for and in consideration of the sum of Ten Dollars (\$10.00), lawful money of the United States of America, and other good and valuable consideration, to the Grantor in hand paid by the Grantee, the receipt whereof is hereby acknowledged, has granted, bargained, and sold and by these presents does grant, bargain and sell, convey and confirm unto the Grantee, and to the heirs and assigns of Grantee forever, all of the following described real estate situated in the County of Cassia, State of Idaho, to-wit:

That property more particularly described on Exhibit A attached hereto and made a part hereof by reference.

SUBJECT TO: Accruing taxes, levies and assessments; assessments of the Southwest Irrigation District; assessments of the Oakley Canal Company; easements of record, mineral deed recorded as Instrument No. 175775, in the office of Cassia County Recorder; Agreement of record as Instrument No. 13032, records of Cassia County, Idaho;

RECEIVED

JUN 02 1997

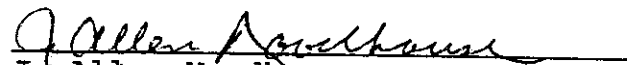
Pipeline Easement; Exception to water
rights on parcel 5 and rights of way grants
of record.

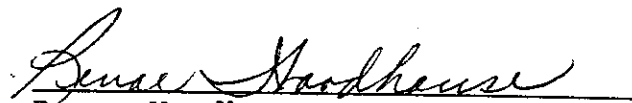
TOGETHER with all and singular the tenements,
hereditaments, all water rights, and appurtenances thereunto
belonging or in anywise appertaining, the reversion and
reversions, remainder and remainders, rents, issues and profits
thereof, and all estate, right, title and interest in and to
said property as well in law as in equity of the Grantor.

TO HAVE AND TO HOLD, all and singular the above-
mentioned and described premises, together with appurtenances
unto the Grantee and to the heirs and assigns of Grantee
forever.

The Grantor shall and will warrant and by these
presents will forever defend the said premises in the quiet and
peaceable possession of the Grantee, and the heirs and assigns
of Grantee against all and every person and persons whomsoever
lawfully claiming the same, except as aforesaid.

IN WITNESS WHEREOF, the Grantor has executed this
Deed the day and year first above written.


J. Allen Woodhouse


Renae Woodhouse


Kent Woodhouse

Diane Woodhouse
Diane Woodhouse

WOODHOUSE & SONS

BY Kent Woodhouse
Kent Woodhouse, General Partner

BY Kirk Woodhouse
Kirk Woodhouse, General Partner

BY J. Allen Woodhouse
J. Allen Woodhouse, General Partner

STATE OF IDAHO)
County of Cassia) ss

On this 30 day of May, in the year 1997,
before me, the undersigned, a Notary Public in and for said
State, personally appeared J. ALLEN WOODHOUSE and RENAE
WOODHOUSE, husband and wife, 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.

WILLIAM A. PARSONS
NOTARY PUBLIC
STATE OF IDAHO

Residing at Burley, Idaho
My Commission Expires 7/29/98

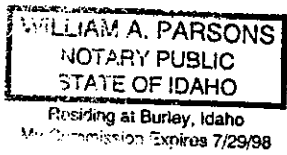
William A. Parsons
Notary Public for Idaho
Residing at _____
My Commission Expires: _____

STATE OF IDAHO)
County of Cassia) ss

On this 30 day of May, in the year 1997,
before me, the undersigned, a Notary Public in and for said
State, personally appeared KENT WOODHOUSE, and DIANE WOODHOUSE,
husband and wife, 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.

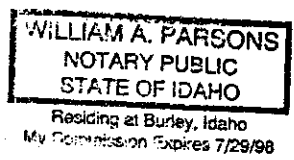
William A. Parsons
Notary Public for Idaho
Residing at _____
My Commission Expires: _____



STATE OF IDAHO)
) ss
County of Cassia)

On this 30 day of May, in the year 1997,
before me, the undersigned, a Notary Public in and for said
State, personally appeared KIRK WOODHOUSE, KENT WOODHOUSE, J.
ALLEN WOODHOUSE, known or identified to me to be the partner or
partners of the partnership of WOODHOUSE & SONS and the partner
or one of the partners who subscribed said partnership name to
the foregoing instrument, and acknowledged to me that they
executed the same in said partnership name.

William A. Parsons
Notary Public for Idaho
Residing at _____
My Commission Expires: _____



(Kirk Woodhouse)

EXHIBIT "A"

PARCEL NO. 1:

TOWNSHIP 12 SOUTH, RANGE 21 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 20: NE $\frac{1}{4}$

PARCEL NO. 2:

TOWNSHIP 12 SOUTH, RANGE 21 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 20: SE $\frac{1}{4}$

PARCEL NO. 3:

TOWNSHIP 12 SOUTH, RANGE 21 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 29: E $\frac{1}{2}$ NE $\frac{1}{4}$

PARCEL NO. 4:

TOWNSHIP 12 SOUTH, RANGE 21 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 29: W $\frac{1}{2}$ NE $\frac{1}{4}$

Section 29: Part of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ more particularly described as follows:

Beginning at the Northeast corner of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 29,
which point is marked by a 1/2 inch rebar and shall be the Point of
Beginning;

Thence South 0°08'01" West along the 1/16th section line for 216.75 feet
to a 1/2 inch rebar;

Thence on a curve to the right for a distance of 816.24 feet to a point on
the quarter section line, said point marked by a 1/2 inch rebar. Said
curve having a central angle of 34°25'10" and a long chord bearing of
North 74°17'09" West for 804.02 feet;

Thence South 89°55'31" East along the quarter section line for 774.48 feet
to the Point of Beginning.

PARCEL NO. 5:

TOWNSHIP 13 SOUTH, RANGE 22 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 6: SE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$

Section 6: Lot 2, SW $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, EXCEPT the following described tracts:

TRACT 1:

Beginning at a point on the East boundary line of said NE $\frac{1}{4}$ SE $\frac{1}{4}$ 1210 feet North of the Southeast corner thereof;

Thence West 367.5 feet;

Thence North 110 feet, more or less, to the North line of said NE $\frac{1}{4}$ SE $\frac{1}{4}$;

Thence East along said North line 367.5 feet to the Northeast corner of said NE $\frac{1}{4}$ SE $\frac{1}{4}$;

Thence South along the East line of said NE $\frac{1}{4}$ SE $\frac{1}{4}$ 110 feet, more or less, to the Point of Beginning.

TRACT 2:

Beginning at the East $\frac{1}{4}$ corner of said Section 6, said corner marked by a $\frac{5}{8}$ inch rebar with a 3" Cassia County Survey cap; Thence South 00°00'00" East (South, rec.) along the East line of Section 6 for a distance of 124.09 feet (110 feet rec.) to a $\frac{1}{2}$ inch rebar which shall be the Point of Beginning; said rebar lying North 00°00'00" West along section line for 1210.00 feet from the Southeast corner of the NE $\frac{1}{4}$ SE $\frac{1}{4}$;

Thence South 00°00'00" East along said line for a distance of 748.47 feet to a $\frac{1}{2}$ inch rebar;

Thence North 90°00'00" West for a distance of 13.18 feet to a $\frac{1}{2}$ inch rebar;

Thence along non-tangent curve to the left for a distance of 671.68 feet to a $\frac{1}{2}$ inch rebar, said curve having a radius of 1381.55 feet and a central angle of 27°51'21" and a long chord bearing of North 32°10'39" West for a distance of 665.08 feet;

Thence North 00°00'00" East for a distance of 195.54 feet to a $\frac{1}{2}$ inch rebar;

Thence South 88°26'30" East (East rec.) for a distance of 367.50 feet to the Point of Beginning.

TRACT NO. 3:

Beginning at the Northwest corner of the NW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 6;

Thence East along the North boundary line of said NW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ for 300 feet;

Thence South parallel with the West boundary line of said NW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ for 150 feet;

Thence West parallel with the North boundary line of said NW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{2}$ for 300 feet;

Thence North 150 feet, more or less, to the Point of Beginning

Section 7:

N $\frac{1}{2}$ NE $\frac{1}{4}$, EXCEPT the following described property:

Beginning at the Northeast corner of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 7, said point marked by a railroad spike; thence South 0°00'00" West along (Basis of Bearing) section line for 694.79 feet to a P.K. nail which shall be the Point of Beginning;

Thence South 0°00'00" West along said section line for 209.40 feet to a P.K. nail;

Thence North 88°04'30" West for 185.34 feet to an iron pin;

Thence North 0°50'51" East for 203.20 feet to an iron pin;

Thence North 90°00'00" East for 182.23 feet to the Point of Beginning.

PARCEL NO. 6:

TOWNSHIP 13 SOUTH, RANGE 22 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 6:

SE $\frac{1}{4}$ SE $\frac{1}{4}$, EXCEPTING THEREFROM the following described property:

Beginning at the Southeast corner of said Section 6; thence North 0°00'00" East (Basis of Bearing) along section line for 398.72 feet to a point marked by a P.K. nail which shall be the Point of Beginning;

Thence North 89°10'00" West for 217.80 feet to a point;

Thence North 0°00'00" East for 200.00 feet to an iron pin;

Thence South 89°10'00" East for 217.80 feet to a point on section line, said point marked by a P.K. nail;

Thence South 0°00'00" West along said section line for 200.00 feet to the Point of Beginning.

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: A45-02582A
Date Received: 6/02/1989
Receipt No: 5007487
Received By: AD

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: KIRK WOODHOUSE 208-678-2748
Address: BOX 25 STAR RT
BURLEY, ID 83318

AND/OR

Name: J. ALLEN WOODHOUSE 208-678-2748
Address: BOX 25 STAR RT
BURLEY, ID 83318

AND/OR

Name: KENT WOODHOUSE 208-678-2748
Address: BOX 25 STAR RT
BURLEY, ID 83318

2. Date of Priority: JUN 16, 1959

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
12S	21E	31	SE	NW	SE		CASSIA
13S	21E	5	SW	SW	NW		CASSIA

5. Description of diverting works:
TWO WELL & PUMP TO SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.990		474.00

7. Total Quantity Appropriated is:
1.990 C.F.S. (and/or) 474.00 A.F.A.

8. Total consumptive use is 474.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A45-02582A

Page 1

Date: 06/02/89

MICROFILMED

MAR 08 1993

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
12S	21E	20	NE		NE		IRR	39.0
			SE		NE		IRR	40.0
			NE		SE		IRR	33.0
			NW		SE		IRR	33.0
			SW		SE		IRR	33.0
			SE		SE		IRR	33.0
			Section Acres					211.0
		29	NE		NE		IRR	36.0
			NW		NE		IRR	40.0
			SW		NE		IRR	40.0
			SE		NE		IRR	37.0
			Section Acres					153.0
			Total Acres					364.0

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:

A45-02585A, AND RIGHTS FROM COTTONWOOD CREEK

14. Remarks:

TRANS. 2413.

DIVERSION POINTS AT POWER POLES 215 & 339.

NO MORE THAN 478 AFA UNDER THIS RT. SHALL BE DIVERTED IN NENE, SEC. 6, NOR MORE THAN 474 AFA DIVERTED IN NWSE, SEC. 31, T12S, R21E, AND SWNW, SEC. 5, T13S, R21E.

A TOTALIZING METER OF A TYPE APPROVED BY THE DEPT. SHALL BE MAINTAINED AT EACH P/D.

DIVERSION OF WATER UNDER THIS RT. IS SUBJECT TO TERMS AND CONDITIONS OF STIPULATED JUDGMENT DATED 6/27/1980.

15. Basis of Claim: DECREED

Water Right Number: 27987

Case Number:

Court :

Decree date:

BAKER ET AT

Decree Plaintiff

vs

ORE-IDA FOODS INC. ET AL

Decree Defendant

A45-02582A

Page

2

Date: 06/02/89

MICROFILMED

MAR 0 8 1993

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): [Signature] Date: 6-2-89
Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 2nd day
of June 19 89
[Signature]
Notary Public

Seal

Residing at Kinsley, Id.
My Commission Expires 6/30/92

02/13/2004

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 45-2582A
NAME AND ADDRESS: LISA PATTERSON
1800 Z ST
HEYBURN ID 83336

RUSSELL PATTERSON
1800 Z ST
HEYBURN ID 83336

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.990 CFS
474.00 AFY

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 5.18 CFS AND TO A TOTAL COMBINED ANNUAL
DIVERSION VOLUME OF 1188 AF. COMBINED RIGHT NOS.: 45-2582A,
45-2585A, 45-11042.

PRIORITY DATE: 06/16/1959

POINT OF DIVERSION:
T12S R21E S31 SENWSE Within CASSIA County
T13S R21E S5 SWSWNW Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/15 11/15	1.990 CFS 474.00 AFY

PLACE OF USE: IRRIGATION Within CASSIA County

T12S R21E S07	NESW	40.0	T12S R21E S07 Lot 3	NWSW	38.0
T12S R21E S07 Lot 4	SWSW	38.0	T12S R21E S07	SESW	40.0
T12S R21E S07	NESE	40.0	T12S R21E S07	NWSE	40.0
T12S R21E S07	SWSE	36.0	T12S R21E S07	SESE	34.0
T12S R21E S20	NENE	40.0	T12S R21E S20	NWNE	32.0
T12S R21E S20	SWNE	40.0	T12S R21E S20	SENE	40.0
T12S R21E S20	NESE	33.0	T12S R21E S20	NWSE	33.0
T12S R21E S20	SWSE	33.0	T12S R21E S20	SESE	33.0
T12S R21E S29	NENE	37.0	T12S R21E S29	NWNE	40.0
T12S R21E S29	SWNE	40.0	T12S R21E S29	SENE	35.0

742 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 742 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 45-2572, 45-2582A, 45-2585A, 45-11042.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 1234 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 45-2582A, 45-2582B, 45-2585A, 45-2585B,
45-11042, 45-11066, 45-11092, 45-13534, 45-13536, 45-13613, 45-13614,
45-13615.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 364 ACRES WITHIN THE
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF
WATER DISTRICT 45-0.

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

DIVERSION OF WATER UNDER THIS RIGHT IS SUBJECT TO TERMS AND
CONDITIONS OF STIPULATED JUDGEMENT DATED 6-25-1980.

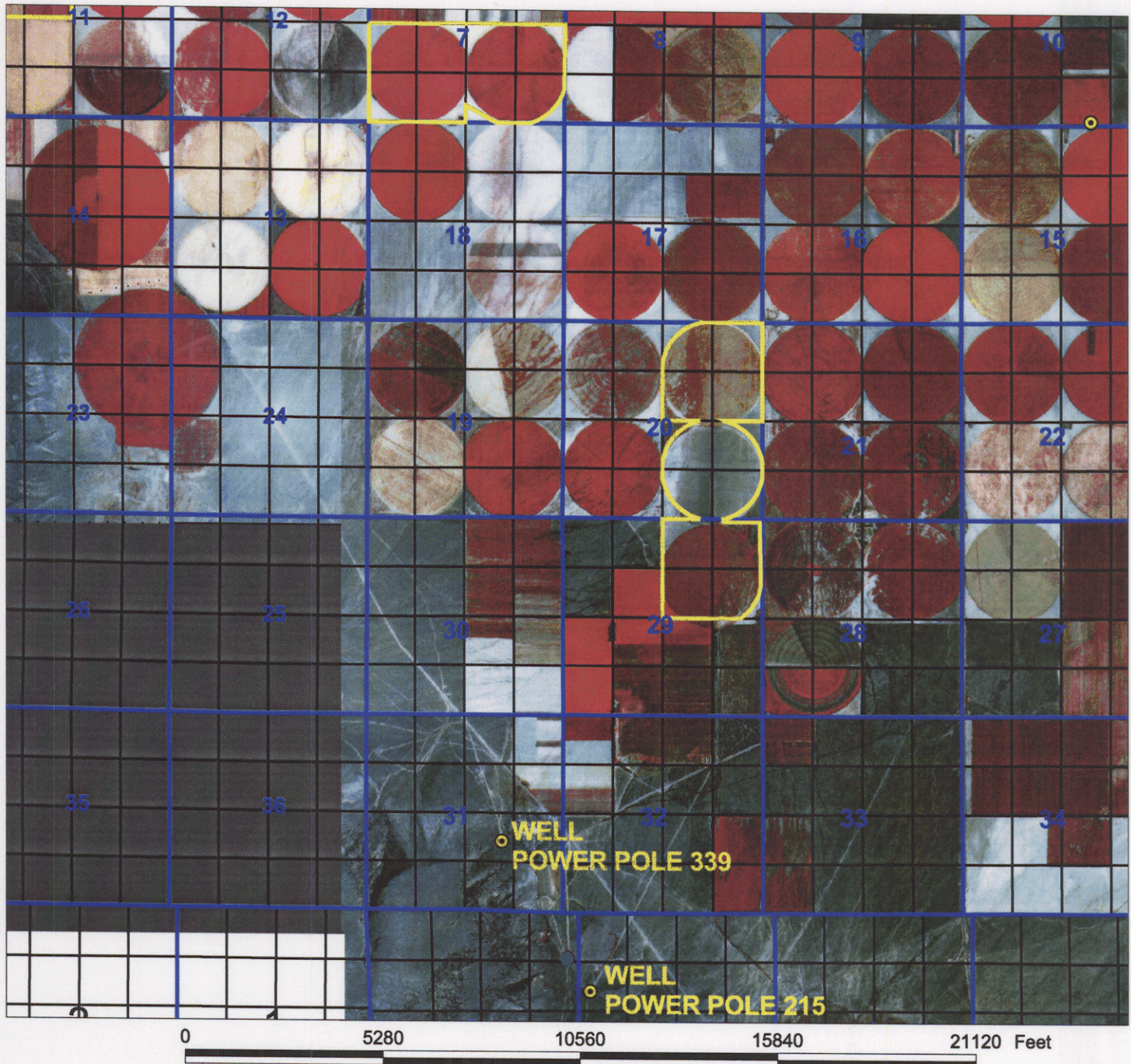
A TOTALIZING METER OF A TYPE APPROVED BY THE DEPARTMENT
SHALL BE MAINTAINED AT EACH POINT OF DIVERSION

RIGHT NO. 45-11042 IS AN EXPANSION OF RIGHTS 45-2582A & 45-2585A
PURSUANT TO SECTION 42-1416B, IDAHO CODE.

Idaho Department of Water Resources

**RIGHTS: 45-2582A, 45-2585A
45-11042**

**RECOMMENDED PLACE OF USE
TWP 12S, RNG 21E
TWP 13S, RNG 21E**



-  **RECOMMENDED POINT OF DIVERSION**
-  **RECOMMENDED PLACE OF USE**
-  **SECTION LINES**
-  **QUARTER SECTION LINES**



**GIS PLACE OF USE PRESENTATION
1987 NAPP AERIAL PHOTOGRAPHY**

**PREPARED BY VIKIE HANCOCK
JANUARY 21, 2004**

02/13/2004

**NOTICE OF ERROR
REPLY**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: See Cover Letter

Water right number: 45-2582A

LISA PATTERSON

1800 Z ST

HEYBURN ID 83336

Telephone Number: (208) 678-0441

RUSSELL PATTERSON

1800 Z ST

HEYBURN ID 83336

Telephone Number: (208) 678-0441

RECEIVED
MAY 18 2004
Department of Water Resources
Southern Region

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE:

5-9-04

SIGNATURE:

Russell V. Patterson

Please print your name:

Russell V. Patterson

IDWR Regional Office, 1341 Fillmore St, Suite 200, Twin Falls, ID 83301, 2087363033

MEMO TO FILE

From: Vikie Hancock

1/22/04

RE: Recommendation of Claim Nos: 45-2582A, 45-2585A, 45-11042

The point of diversion of the above rights is located within the Cottonwood Critical Ground Water Area, closed January 1962. The place of use is located within the Oakley Fan Critical Ground Water Area, closed January 1982.

SRBA Recommendations for rights 45-2582A and 45-2585A are based upon Transfer #2413 Approved July 18, 1980. Both rights were involved in Cassia County Case No. 9818 and bound by Judgment signed 6-25-1980, and stipulated agreement signed 6-27-1980. See Golden Valley Decree 45-O file.

45-2582 and 45-2585 were split by ownership (see transfer 2413) into two separate farms – the “A” portion of each right being appurtenant to the north part of the farm and the “B” portion of each right being appurtenant to the south part. At one time during the Adjudication process the farm was owned by four separate entities (four Woodhouse brothers), and some SRBA documents were prepared at that time. Currently, both the north and south parts of the farm are owned by one individual and the SRBA recommendation reflects that.

45-11042 is an expansion of rights 45-2582B and 45-2585B from two wells located at power poles 215 and 339. These 72 acres located in the W ½ NE Section 20 were reportedly irrigated from these wells after 1980.

45-2572 was licensed in 1958 for the irrigation of 38 acres in the W½NE Section 20, T12S, R21E, from a well located in the NWSE Section 20. Since this well went dry, the right has no longer been used, however the entire W½NE Section 20 (72 ac) has been irrigated under expansion claim 45-11042 (see above). If both rights are recommended, the two rights combined are limited to the irrigation of 72 acres

The four rights above are recommended within a PPU of 742 acres. Per the 1980 transfer, 45-2582A is limited to 364 acres and 45-2585A limited to an overlapping 670 acres. 45-2572 is limited to 38 acres, which is overlapped by the 72 acres under expansion claim 45-11042. Decreed rights from Big Cottonwood Creek are also used to irrigate the place of use and were in place prior to the time ground water was developed on the farm.

Combined System

POD - wells #215 & #339 (215 = SWNW 5, 339 = NWSE 31)
 (NORTH) ADD06875 ADD06877

45-2582 A	1.99 cfs	474 AF	364 AC
45-2585 A	3.19 cfs	714 AF	670 AC
45-11042	&	&	72 AC

ABOVE CLAIMS LIMITED TO
 5.18 cfs, ~~714~~ AFA, 740 AC
 1188

45-2572	1.76 cfs	152 AF	38 AC
---------	----------	--------	-------

POD - well 2572

ABOVE claims limited to 742 AC
 45-2572 & 45-11042 limited to 72 AC

(South)

POD - well #214 (NE NE Sec 6) ADD06876

45-2582 B	2.01 cfs	478 AF	433 AC
45-2585 B	3.12 cfs	699 AF	433 AC
45-Expansion 13613	&	&	60 AC 59

ABOVE claims limited to
 5.13 cfs, ~~699~~ AF, 493 AC
 492
 1177

1234
 Total AC IRR ~~1235~~ AC
 Total div rate 10.31 GW
 Total volume ~~1413~~ AF
 2365

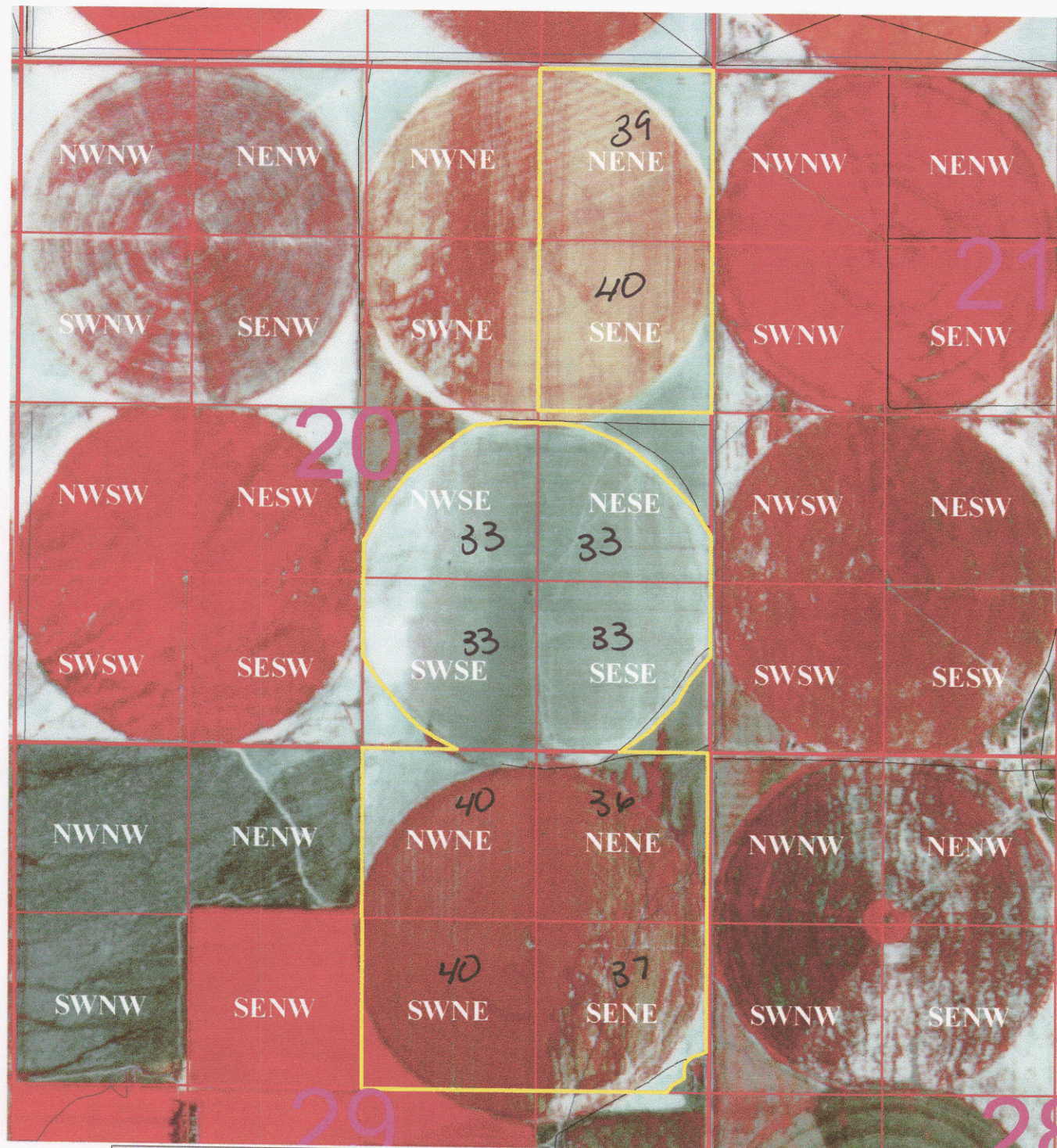
131 Expansion AC (-38)
 (11042 & 13613)
 1985
 ↑
 2572

Does not include 2572

Water Right Claim Number A45-02582A

01/27/2000

Township , 12S21E



Legend			
	Irrigated Area		Section line
	Place of Diversion		Quarter Section Line
			Roads
			Streams and canals



200 0 200 400 600 Feet

Claimed per T 2413



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

February 13, 2003

Kirk Woodhouse
1157 S Hwy 27
Burley, Idaho 83318

RE: Snake River Basin Adjudication (SRBA)
Claim Nos.: 45-445A, 45-725A Cottonwood Creek
45-11066 Little Cedar Creek
45-2582A, 45-13523, 45-11042, 45-13527, 45-13230 Ground water

Dear Mr. Woodhouse:

I have completed a preliminary review of the water right claims that are appurtenant to property you own at Warm Spring Ranch. As you know, various water rights from both surface water and ground water sources have, at various times, been made appurtenant to the entire ranch. Over the years, these rights have been split between owners in several different ways. The summary sheet enclosed describes the water rights as they have been proportionately split by land ownership between you, J. Allen Woodhouse, Kent Woodhouse and Cory Woodhouse. This is based upon the last ownership information IDWR received from your attorney in 1997, and the deeds submitted at that time.

Your property is covered by the "A" portions of ground water licenses 45-2582 and 45-2585. 45-2585A has been split between you and Kent, resulting in two new numbers. You will notice that your share also includes expansion claim 45-11042, which represents additional acres but no additional water. Also, the place of use of your water rights includes the small 2.5 acre portion in the corner of NWSE Section 29 deeded to you to accommodate your pivot. This resulted in your receiving a small share of water rights 45-2582B and 45-2585B that were appurtenant to that property. Please also take note of the wells that are recorded as the points of diversion for your water rights.

Irrigation from Cottonwood Creek is limited to the number of acres within your property that were originally developed and described in the 1953 decree, Poulton vs. Foster. This decree identified sixteen 40-acre tracts, of which you currently own $4\frac{1}{4}$ (this includes a portion of the rights that were transferred from 50 acres in the E $\frac{1}{2}$ NE Sec 31 to the E $\frac{1}{2}$ SE Sec 20 by Cranney in 1977). The diversion rates are proportionate, based upon your percentage of the original decreed place of use.

Water from Warm Springs Creek was also decreed to the ranch in Poulton vs. Foster. It has not been claimed in the SRBA, and my information is that this source no longer flows. Rights from Little Cedar Creek were also claimed, based upon beneficial use. Although it is clear from aerial photos that Little Cedar Creek flows into your conveyance ditch from Cottonwood Creek, I do not have enough information in the file to recommend these rights. I also do not have enough information to determine the current ownership of, or recommend, a right originally filed by Clyde Goodrich for domestic and stock water that is claimed on BLM ground.

I have included a map based upon 1987 aerial photos of your property that outlines the limits of your water rights. If you have corrections and/or additional information about any of the mentioned SRBA claims, please call to make an appointment so that we can discuss your rights and ensure that they are accurately described in the upcoming SRBA decree. Also, please advise me of your current address if the one above is incorrect.

Sincerely,

Vikie Hancock
Sr. Water Resource Agent
Southern Adjudication Unit, Twin Falls

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 45-2582A

WATER RIGHT NUMBER: 45-2582A

Owner Type Name and Address
 Current Owner SIMON L BAKER

Priority Date: 06/16/1959

Basis: Decreed

Status: Active

Source Tributary
 GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	1.990 CFS	474.00 AF
DOMESTIC	1/01 to 12/31		
	<u>Total Diversion:</u>	1.990 CFS	474.00 AF

Location of Point(s) of Diversion

GROUND WATER	SW1/4NW1/4	Sec. 5, Twp 13S, Rge 21E, B.M.
CASSIA County		
GROUND WATER	NW1/4SE1/4	Sec. 31, Twp 12S, Rge 21E, B.M.
CASSIA County		

Place of Use

IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
12S 21E 20	39.0			40.0									33.0	33.0	33.0	33.0	211.0
12S 21E 29	36.0	40.0	40.0	37.0													153.0

Total Acres: 364

DOMESTIC same as IRRIGATIONConditions of Approval:

- 005 Use of water under this right is subject to control by the watermaster of State Water District No. &DISTRICT.
- 016 See remarks for additional conditions of approval.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 45-2582A

1. General TRANS. 2413.
DIVERSION POINTS AT POWER POLES 215 & 339.
NO MORE THAN 478 AFA UNDER THIS RT. SHALL BE DIVERTED IN NENE, SEC. 6, NOR
MORE THAN 474 AFA DIVERTED IN NWSE, SEC. 31, T12S, R21E, AND SWNW, SEC. 5,
T13S, R21E.
A TOTALIZING METER OF A TYPE APPROVED BY THE DEPT. SHALL BE MAINTAINED AT
EACH P/D.
DIVERSION OF WATER UNDER THIS RT. IS SUBJECT TO TERMS AND CONDITIONS OF
STIPULATED JUDGMENT DATED 6/27/1980.

Dates and Other Information:

Licensed Date:
Decreed Date: 6/27/1980
Water Supply Bank Enrollment Accepted:
Water Supply Bank Enrollment Removed:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal:
Owner Name Connector:
Water District Number: 450
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant:
Decree Plaintiff:
Civil Case Number:
Judicial District:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Pole No.	Owner	Permit No.	Priority	Licensed Amounts-CFS	Acre Feet Per Year
201)	Joseph E. Tugaw	G-20805	12/13/48)	1.64	
205)	(Briggs-Brockman)	G-21359	1/16/50)	3.33	1,663
207)		G-27866	4/3/59)	0.55	
208	Golden Valley Mutual Water Co.	G-27908	4/29/59	3.56	978
339	Baker-Poulton	G-27987	6/16/59	4.00	952
214	Baker-Poulton	G-28052	7/20/59	6.31	1,413
211	Golden Valley	G-28374	1/13/60	13.5	494
348	Mutual Water Co.				
				Total	5,500

45-2582 A&B
 A
 B
 474 AF 478 AF
 1.99 cfs 2.01 cfs

II.

The well at Pole No. 201 shall be used only as a part of a group of wells used by Tugaw to pump his 1,663 acre feet. The well at Pole No. 207 has been transferred to Tugaw and may be used by him in accordance with this Judgment.

III.

Golden Valley may pump the wells at Poles 216/and 386 under Permit Nos. G-27908 and G-28374, but total withdrawal from all listed wells of Golden Valley shall not exceed the total quantities stated in Paragraph I hereinabove.

IV.

The quantity of underground water which each of the parties shall be entitled to divert and use annually from the first 5,500 acre feet of water annually diverted from the limestone aquifer in Cassia County, Idaho under the provisions of Paragraph X of the Amended Decree made and entered on October 1, 1971, in said Civil No. 7876, be and the same are hereby fixed and determined to be the respective quantities of water in acre feet per year as set forth in Paragraph I hereinabove under the respective water rights and priorities stated therein and the rights of the parties to the annual diversion and use of the quantities of water in acre feet per year stated therein be and the same are hereby settled, confirmed and adjudged to be final and binding on the parties hereto.

RECEIVED

FEB 25 1980

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESDepartment of Water Resources
Southern District Office**APPLICATION FOR TRANSFER OF WATER RIGHT****To Change the Point of Diversion and/or the Place of Use****APPROVED**Name of applicant Simon L. Baker Phone 862-3620Post office address Box 156, Oakley, Idaho 83346**A. DESCRIPTION OF RIGHT AS RECORDED****1. Right evidenced by:**a. Decree to _____
(Name)
in case of _____ vs _____dated _____ in _____ county of _____
(Name of court)b. License No. 45-2582 * issued by the Idaho Department of Water Resources

c. Claim No. _____ on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant _____

3. Source of water Groundwater tributary to _____4. Date of priority 6-16-1959**5. Water is used for the following purposes:**amount 4.0 cfs for irrigation purposes from Mar 15 to Nov 15amount _____ for domestic purposes from Jan 1 to Dec 31amount _____ for _____ purposes from _____ to _____
(month/day — both dates inclusive)6. Total amount of water under right: a. 4.0 cubic feet per second** Per signed agreement dated _____ &/or
6-25-80 correction to transfer 952**
requested by Simon Baker -1038* acre feet per annum7. Location of original point of diversion is NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 31
Township 12S Range 21E, B.M., in Cassia County
Additional points of diversion, if any _____**8. Lands irrigated or place of use:**

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
12S	21E	20	40			40									40	20	31	40	211
		21					40	36											76
		29		37	40				40	40	27	11	40		40	40			315
		31	40			10													50
		32		32			33	40	40										145

Total number of acres to be irrigated 797

* This right has been adjudicated in the case of Simon L. Baker et al vs Ore-Ida Foods Inc. et al. Acre-foot limitations determined by subsequent Dept. of Water Resources order dated 5-9-1972 and amended 3-15-1977, and judgement dated 6-27-80.

WHICH THE CHANGE IS REQUESTED (If the entire right is

3. Place of use:

6.

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

- Additional points SW $\frac{1}{2}$ NW $\frac{1}{2}$ Sec. 5 T. 13S R. 21E

- a. Describe the lands or place of use to which the right will be transferred:

Total number of acres to be irrigated	364
---------------------------------------	-----

1. Amount of water: a. 2.01 cubic feet per second
478 ** &/or
b. 521 acre feet per annum

2. Point of diversion NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 31 Township 12S
Range 21E, B.M., Cassia County
Additional points (This diversion point is at Power Pole #339)

[illegible]

a. Amount of water to be diverted 2.01 c.f.s. &/or ~~521~~ 478 ** acre feet

b. Point(s) of diversion NE ¼ NE ¼, Section 6 Township 13S
Range 21E, B.M., Cassia County

Additional points (This diversion point is at Power Pole #214)

d. Describe the reasons for applying for a change in the point(s) of diversion _____
The land is being sold and divided into two separate parcels, Parcel B to be
watered from this well.

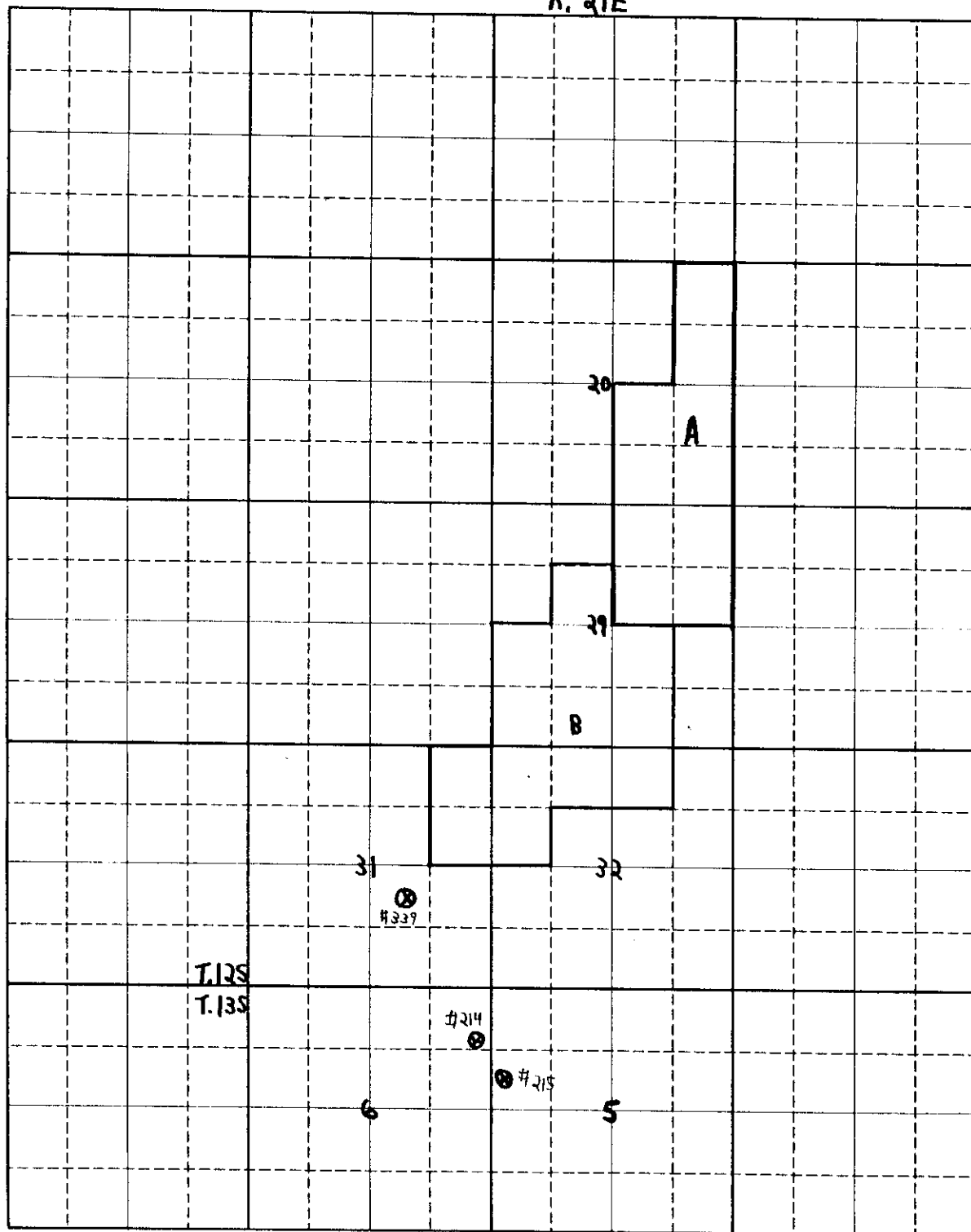
a. Describe the lands or place of use to which the right will be transferred:

[illegible]

Total number of acres to be irrigated

- b. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.

R. 21E



SCALE: 2 inches equal 1 mile. Draw plan in ink.

State of Idaho

License and Certificate of Water Right

Water License No. G-27987

Amount 4.0 c.f.s.

Water District No. _____

Priority June 16, 1959

THIS IS TO CERTIFY that BILL R. POULTON

of Oakley, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated June 16, 19 59; that Permit No. G-27987 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 4.0 second feet, was issued thereunder on December 22, 19 65, showing that said works were completed on the 13th day of July, 19 64; and that on the 13th day of July, 19 64, Bill R. Poulton

of Oakley, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of a well, a tributary of subterranean flow, for the purpose of domestic use and irrigation, under Use Permit No. G-27987 of the Department of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume

13 of Licenses at page 8427, on the 22 day of December, 19 65;

The right hereby confirmed dates from June 16, 19 59;

The Point of Diversion is located

in the NW 1/4 SE 1/4 Sec. 31, Tp. 12 S, R. 21 E, B. M. Cassia County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 4.0 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
12 S	21 E	20	E 1/2 NE 1/4	80	90
			NE 1/2 SE 1/4	40	40
			NW 1/2 SE 1/4	40	20
			SW 1/2 SE 1/4	40	31
			S 1/2 SE 1/4	40	40
		21	NW 1/4 NE 1/4	40	40
			SW 1/4 NE 1/4	40	36
			NW 1/4 NE 1/4	40	37
			SW 1/4 NE 1/4	40	40
			SE 1/4 NE 1/4	40	40
		29	E 1/2 SW 1/4	80	80
			NW 1/4 SW 1/4	40	27
			SW 1/4 SW 1/4	40	11
			W 1/2 SE 1/4	80	30
			NW 1/4 SE 1/4	40	40
		31	SW 1/4 SE 1/4	40	10
			SE 1/4 SE 1/4	40	40
			SW 1/4 SE 1/4	40	40
			SE 1/4 SE 1/4	40	40
			SW 1/4 SE 1/4	40	40

The right to the use of the water described hereby confirmed is restricted to the land or place of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this 22nd day of December, 19 65.

(SEAL)

/s/ RALPH W. THOMAS
Deputy State Reclamation Engineer.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. G-27987

This proof is for Completion of Works & Bene. Use

In Water District No. _____

1. Name of applicant Bill R. Poulton
2. Source of water supply: Subterranean from four wells
3. Location of point of diversion: Is in the NW¹/₄ SE¹/₄, NE¹/₄ SE¹/₄ of Section 31
T. 12S R. 21E County of Cassia
4. Describe works as they exist, giving dimensions and capacities of same: GE Motor 200 HP
Model 5K6286XC20A Ser.# NWJ126138
Layne & Bowler pump Model 14 MSH Ser.# 28607
3400 GPM @ 150' @ 1770 RPM
Discharge 10" Steel pipe 12' long To open dirt ditch
water Temp 82°
5. Water is used for: Domestic & Irrigation
6. State whether or not water has been turned into works of diversion: yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

E¹/₂ SE¹/₄, Section 20; W¹/₂ NW¹/₄, Section 21; SE¹/₄ NW¹/₄, W¹/₂ NE¹/₄, SW¹/₄, W¹/₂ SE¹/₄, Section 29;
E¹/₂ NE¹/₄, Section 31; W¹/₂ NW¹/₄, NE¹/₄ NW¹/₄, NW¹/₄ NE¹/₄, Section 32, all in T. 12S., R. 21E.
making a total of 920 acres.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?

Remarks Mr. Bill Poulton along Simon Lake.

Measured with springometer 5 Rev @ 1.59 ^{sec}/_{min} = 4.0 cfs
or 200 inches

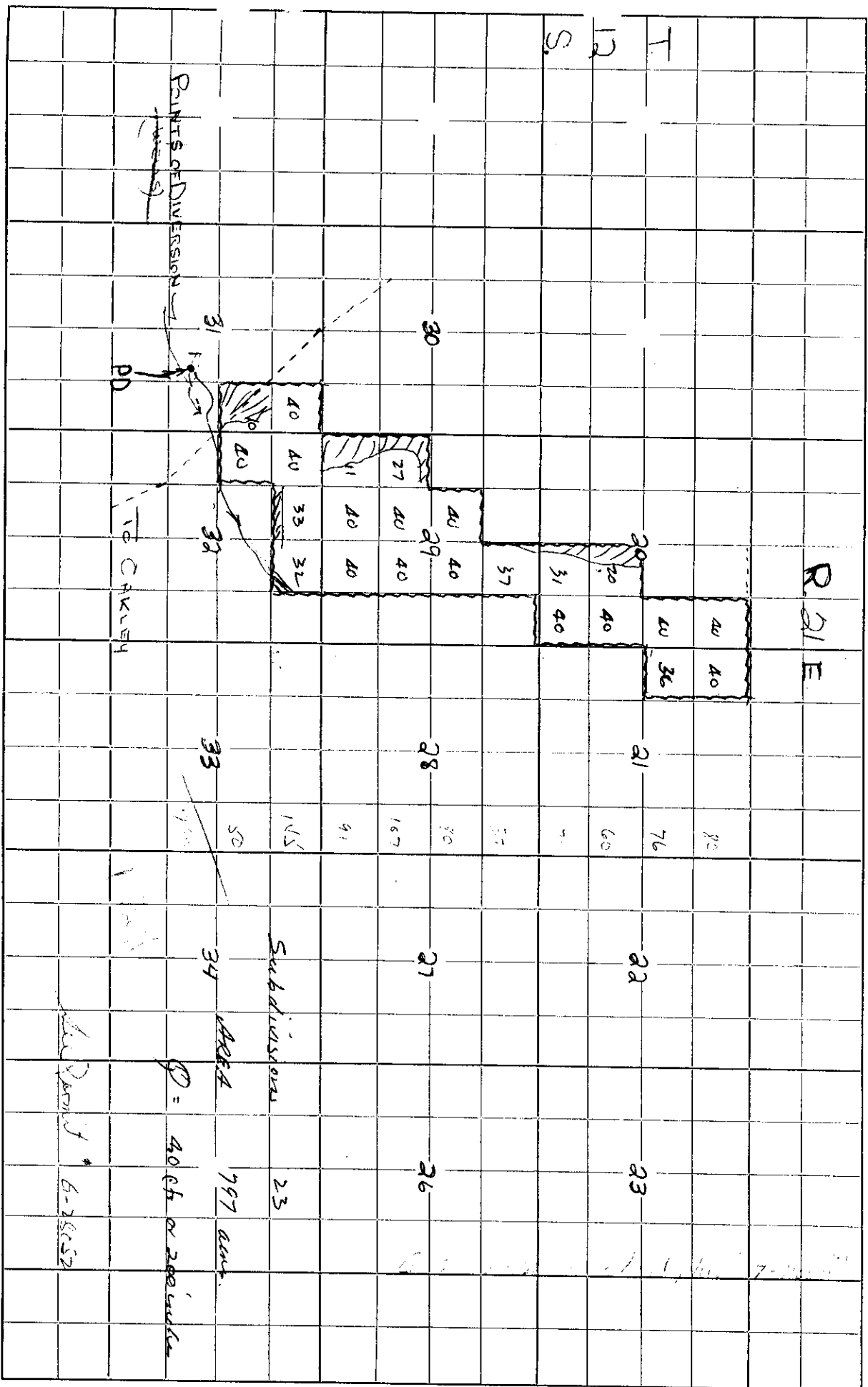
In Permit G-28052This examination was made on the 14 day of July, 1965

(Signed)

Don Johnson
Don Johnson

Examiner.

27987



Scale: 2 Inches Equals 1 Mile. Draw Map in Ink.

27987

TRANS. 2413.
DIVERSION POINTS AT POWER POLES 215 & 359.
NO MORE THAN 478 AFA UNDER THIS RT. SHALL BE DIVERTED IN NENE
SEC. 6, NOR MORE THAN 474 AFA DIVERTED IN NHSE, SEC. 31,
T12S, R21E, AND SMNW, SEC. 5, T13S, R21E.
A TOTALIZING METER OF A TYPE APPROVED BY THE DEPT. SHALL BE
MAINTAINED AT EACH P/D.
DIVERSION OF WATER UNDER THIS RT. IS SUBJECT TO TERMS AND
CONDITIONS OF STIPULATED JUDGMENT DATED 6/27/1980.

AJ5809NP
No. A45-02582A

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/22/99
PAGE: 23

Dates: Exam Made Date: Verified Date: 05/06/1985 Objection Filed Date:

Misc: Water District Number: 450 Field Inspection Flag:
Presumption Flag:

Audit: 06/02/89 MERRITT 06/06/89 WHITE 03/30/95 POST-STD