

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 37-2663
Date Received: 8/23/1988
Receipt No: S001657
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

SHANNA KOYLE Phone: (208)934-5215
1550 E 1800 S
GOODING ID 83330

JOHN DENNIS KOYLE Phone: (208)934-5215
1550 E 1800 S
GOODING ID 83330

2. Date of Priority: 05/31/1961

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
05S	14E	33	NE NE	GOODING	

5. Description of diverting works:

WELL AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	2.12	

7. Total Quantity Appropriated is:
2.12 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres		
05S	14E	28	SW	SE	IRRIGATION	34		
			SE	SE	IRRIGATION	40		
			Section Acres					74
05S	14E	33	NE	NE	IRRIGATION	40		
			SW	NE	IRRIGATION	2		
			SE	NE	IRRIGATION	28		
			NW	NE	IRRIGATION	12		
			Section Acres					82
Total Acres					156			

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: License

RECEIVED

FEB 13 2002

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

Department of Water Resources
Southern Region

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

1. Water Right No(s): 37-2663
 Adjudication Claim No(s): _____

2. The following **REQUIRED** information must be submitted with this form:
 - A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**
 - AND**
 - B. **PLAT OF PROPERTY** or **SURVEY MAP** showing the location of the place of use of the water right(s) or claims(s).
 (These are usually attached to your deed or on file with the county.)
 - OR**
 - C. If your water right or adjudication claim is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with 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 John H. Koyle and Margaret H. Koyle
1774 South 1500 East, Gooding, ID 83330

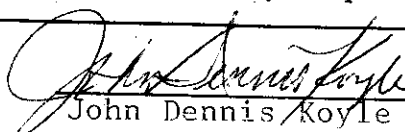
4. New Owner/Claimant(s) John Dennis Koyle and Shanna Koyle
 New Mailing Address Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
1550 East 1800 South
 City, State and ZIP Code Gooding, ID 83330
 New Telephone Number () 934-5215

5. Date you acquired the property 02-08-2002

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

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

7. Signature of New Owner(s) or Claimant(s)



 John Dennis Koyle Shanna Koyle

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.

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. Section 42-248 requires certain property holders to notify the Department of Water Resources (IDWR) of any change in mailing address or ownership of all or part of a water right record on file with IDWR. Section 42-1409(6) provides that new property owners must notify IDWR of any change in ownership of a water right during an adjudication of water rights. Required claims may be filed by a new owner.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. Please contact your nearest IDWR office, or call 1-800-451-4129, if you would like more information or need help completing this form. Please attach additional sheets to the form if you require additional space to describe or explain any of the items on the form.

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). Please enter these number(s) at Item 1. If you or the seller believes there are water rights for the property but the numbers are unknown, you may wish to contact IDWR for assistance in identifying the water rights for the property in question. If claims for the rights are required, and have not been filed, IDWR will so advise you.
2. The information described at Item 2 is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.
3. Please provide the name and address of the former owner of the water right and/or adjudication claim at Item 3.
4. The name, mailing address, and telephone number of the new owner(s) is entered at Item 4. Please indicate the relationship between multiple owners by using the connector 'and', 'or', or 'and/or'. If an 'and' is used, all parties must sign this form. If an 'and/or' or 'or' is used, all parties may sign. However, only one of the named parties is required to sign.
5. At Item 5, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.
6. You may be purchasing only a portion of the total water right held by the seller. This means the water right held by the seller may be "split" to provide your share of the right in question. Be sure to include a description of the portion of the water right you have purchased at Item 6.

Please provide as much detail as possible concerning your water right: include the number of homes you acquired, number of acres irrigated with your portion of the right, if it is more than 1/2 acre, type and number of stock if your portion of the right includes stockwater, etc. In the absence of information to the contrary, IDWR will assume the intent is to split the rights *proportionately*.

7. The new owner(s) must sign the form in the space(s) provided at Item 7. Corporations and other organizations must submit a list of directors or officers demonstrating the authority of the director or officer to sign the form.
8. There is no filing fee. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:

IDWR Western Region
2735 Airport Way
Boise, ID 83705-5082
(208) 334-2190

IDWR Southern Region
1341 Fillmore St., Suite 200
Twin Falls, ID 83301-3380
(208) 736-3033

IDWR Eastern Region
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718
(208) 525-7161

IDWR Northern Region
1910 Northwest Blvd., Suite 210
Coeur d'Alene, ID 83814-2615
(208) 769-1450

WARRANTY DEED

#GG-1301

For Value Received

John H. Koyle and Margaret H. Koyle, husband and wife

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

John Dennis Koyle and Shanna Koyle, husband and wife
Address: 1550 East 1800 South, Gooding, ID 83330

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

See attached Schedule A

This deed is prepared to replace a deed held in an escrow for payment of Contract dated February 17, 1989. Said Deed had an error in the legal description and therefore is replaced by this corrected deed.

SUBJECT TO:

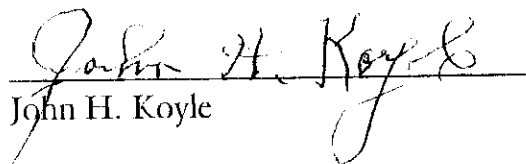
All reservations in patents or deeds in the chain of title.

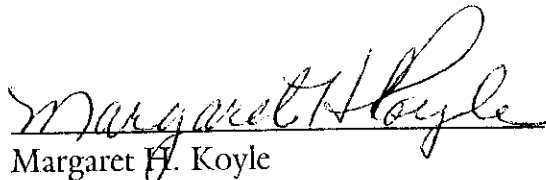
Accruing taxes, levies and assessments; easements and rights of way of record if any.

 Together with all water and water rights, ditches and ditch rights used thereon or appurtenant thereto, including but not limited to 195 shares of Capital Stock in Big Wood Canal Company and 179.4 acres of American Falls No. 2, together with any licensed domestic or irrigation water rights with the State of Idaho.

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

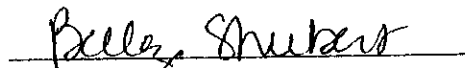
Dated: February 8, 2002

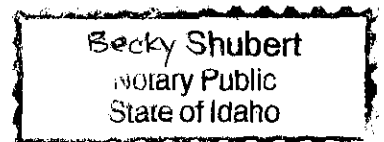

John H. Koyle


Margaret H. Koyle

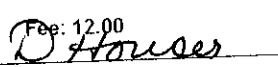
STATE OF IDAHO)
) ss.
COUNTY OF Gooding)

On this 8th day of February, 2002, before me, the undersigned, a Notary Public in and for said State, personally appeared John H. Koyle and Margaret H. Koyle, 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: Wendell, ID
My Commission expires: 02-23-04



Instrument # 193906

GOODING, GOODING, IDAHO
2002-02-08 02:29:26 No. of Pages: 4
Recorded for : LAND TITLE
HELEN EDWARDS
Ex-Officio Recorder Deputy 

SCHEDULE A

Order Number: GG-01301

PARCEL NO. 1:

TOWNSHIP 5 SOUTH, RANGE 14, EAST OF THE BOISE MERIDIAN,
GOODING COUNTY, IDAHO

Section 28: S½SE¼, EXCEPTING THEREFROM a tract located in the SW¼SE¼, described as follows:

Beginning at the Southeast corner of Section 28;
Thence North 89°41'34" West, 2185.56 feet along the Southerly boundary of said Section 28 to THE TRUE POINT OF BEGINNING;
Thence North 15°34'47" West, 584.09 feet;
Thence North 55°48'17" West, 48.07 feet;
Thence North 32°43'34" West, 100.03 feet;
Thence North 56°14'24" West, 98.10 feet;
Thence North 43°58'30" West, 94.04 feet;
Thence North 65°41'06" West, 48.72 feet;
Thence North 1°01'00" East, 102.23 feet;
Thence North 34°30'24" East, 99.15 feet;
Thence North 17°46'45" East, 191.84 feet;
Thence North 8°52'28" East, 139.40 feet;
Thence North 89°41'34" West, 144.31 feet to the Westerly boundary of said SW¼SE¼;
Thence South 0°04'40" West, 1318.74 feet along the Westerly boundary of the SW¼SE¼ said Section 28 to the South quarter corner thereof;
Thence South 89°41'34" East, 450.00 feet along the Southerly boundary of said Section 28 to THE TRUE POINT OF BEGINNING.

Section 33: NE¼, EXCEPTING THEREFROM a tract described as follows:

Beginning at the East quarter corner of Section 33;
Thence North 89°42'44" West, 980.00 feet along the Southerly boundary of the NE¼ said Section 33 to THE TRUE POINT OF BEGINNING;
Thence North 27°42'44" West, 980.00 feet;
Thence North 46°03'41" West, 630.54 feet;
Thence North 0°23'35" East, 670.98 feet;
Thence North 8°36'24" West, 310.00 feet;
Thence North 34°33'21" West, 444.22 feet to a point on the Northerly boundary of the NE¼ said Section 33;
Thence North 89°41'34" West, 450.00 feet along the Northerly boundary of the NE¼ said Section 33 to the Northwest corner thereof;
Thence South 0°14'16" West, 2642.50 feet along the Westerly boundary of the NE¼ said Section 33 to the Southwest corner thereof;

-Continued-

CONTINUATION

SCHEDULE A

Order Number: GG-01301

Thence South 89°42'44" East, 1664.5 feet along the Southerly boundary of the NE¼ of said Section 33 to THE TRUE POINT OF BEGINNING.

AND EXCEPTING THEREFROM a 70 feet wide strip of land for an access roadway over and across a portion of the NE¼, Section 33, Township 5 South, Range 14, East Boise Meridian, being centered on the following described centerline:

Beginning at the East quarter corner of Section 33;
Thence North 0°02'38" East, 555.49 feet along the Easterly boundary of said Section 33 to THE TRUE POINT OF BEGINNING;
Thence South 59°29'24" West, 754.83 feet;
Thence South 49°03'35" West, 256.43 feet to a point on the Southerly boundary of the NE¼ said Section 33, said point being THE POINT OF ENDING.
From THE POINT OF ENDING the East quarter corner of said Section 33 bears 89°42'44" East, 843.61 feet.

PARCEL NO. 2:

TOWNSHIP 5 SOUTH, RANGE 14, EAST OF THE BOISE MERIDIAN,
GOODING COUNTY, IDAHO

Section 33: NE¼SE¼; N½SE¼SE¼; EXCEPTING THEREFROM Railroad Right of Way.

AND EXCEPTING THEREFROM a part of the NE¼SE¼, described as follows:

Beginning at the East quarter corner of Section 33;
Thence North 89°42'44" West, 764.73 feet along the Northerly boundary of the NE¼SE¼, said Section 33 to THE TRUE POINT OF BEGINNING;
Thence continuing North 89°42'44" West, 557.52 feet to the Northwest corner of the NE¼SE¼ said Section 33;
Thence South 0°08'27" West, 198.51 feet along the Westerly boundary of the NE¼SE¼ said Section 33 to a point on the Easterly rim of the Big Wood River Canyon;
Thence Southeasterly along the Big Wood River the following two courses and distances:
South 45°02'16" East, 74.26 feet;
South 63°49'13" East, 193.51 feet to the confluence of the Big Wood River and the Little Wood River;
Thence Northeasterly along the Northerly rim of the Little Wood River Canyon the following two courses and distances:
North 39°40'35" East, 93.90 feet;
North 46°08'07" East, 377.05 feet to a point on the Northerly boundary of the NE¼SE¼ said Section 33, being THE TRUE POINT OF BEGINNING.

-Continued-

CONTINUATION

SCHEDULE A

Order Number: GG-01301

Section 34: S $\frac{1}{2}$ SW $\frac{1}{4}$; NW $\frac{1}{4}$ SE $\frac{1}{4}$; and that part of the SW $\frac{1}{4}$ SE $\frac{1}{4}$, described as follows:

Beginning at the Southwest corner of the SW $\frac{1}{4}$ SE $\frac{1}{4}$;
Thence East along the South line of said SW $\frac{1}{4}$ SE $\frac{1}{4}$, 240 feet;
Thence North 240 feet to a ditch;
Thence Northwesterly along said ditch to a point 30 feet East of the West line of
said SW $\frac{1}{4}$ SE $\frac{1}{4}$;
Thence North parallel with said West line to the North line of said SW $\frac{1}{4}$ SE $\frac{1}{4}$;
Thence West 30 feet to the said Northwest corner;
Thence South along said West line 1320 feet to THE POINT OF BEGINNING.

PARCEL NO. 3:

TOWNSHIP 5 SOUTH, RANGE 14, EAST OF THE BOISE MERIDIAN,
GOODING COUNTY, IDAHO

Section 34: SE $\frac{1}{4}$ NW $\frac{1}{4}$; and that part of the SW $\frac{1}{4}$ NW $\frac{1}{4}$, lying South and East of Union Pacific
Railroad right of way.

AND

N $\frac{1}{2}$ SW $\frac{1}{4}$, EXCEPTING THEREFROM that part of the NW $\frac{1}{4}$ SW $\frac{1}{4}$, lying North
and West of Union Pacific Railroad right of way.

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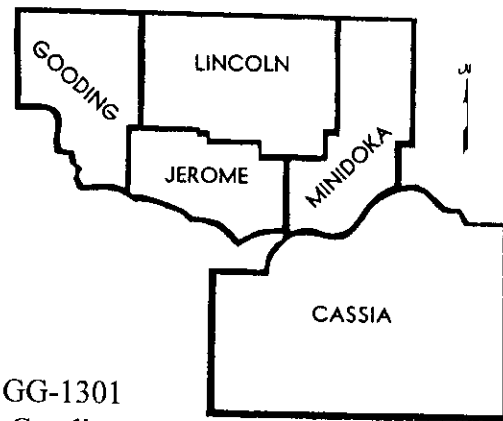
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Land Title and Escrow, Inc.

A FULL SERVICE TITLE COMPANY



February 12, 2002

REFER TO:
OFFICE:

GG-1301
Gooding

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

RE: 372663

Dear Sirs:

Please find enclosed the paperwork to complete the change of ownership on this water right. Your officer said there was no fee involved in this transfer.

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

Very Truly Yours,

LAND TITLE AND ESCROW, INC.

A handwritten signature in cursive script, appearing to read "Becky Shubert".

Becky Shubert
(208)934-8477

P.O. Box 473, 706 Main Street
Gooding, Idaho 83330

RECEIVED

FEB 13 2002

Department of Water Resources
Southern Region

BOX 177, BURLEY, IDAHO 83318
PHONE 678-3524 - FAX 678-4435

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

BOX 473, GOODING, IDAHO 83330
PHONE 934-8477 - FAX 934-5890

BOX 111, RUPERT, IDAHO 83350
PHONE 436-0606 - FAX 436-1199