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Department of Water Resources
Southern Region

STATE OF IDAHO

IDAHO DEPARTMENT OF WATER RESOURCES

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SEP 01 1999

Department of Water Resources
Southern Region

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

1. Water Right No(s):

36-07265

Adjudication Claim No(s):

2. The following REQUIRED information must be submitted with this form:

A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.

AND

B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant

JOHN VEINEIRA - ADELINO SILVALOS DAIRY

4. New Owner/Claimant(s)

John B. ToledoName Connector (Check one): ☐ and, ☐ or, ☐ and/or98 S. 300 W.

New Mailing Address

City, State and ZIP Code

JEROME ID

New Telephone Number

(208) 324-4367

5. Date you acquired the property

9-1-1998

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres you irrigate

Number and type of stock

Diversion rate in CFS

Number of homes

4

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)

Angelia R. ToledoJohn B. Toledo

(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..

OK 11/17/99 CTJohn B. Toledo



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

November 17, 1999

JOHN B TOLEDO
28 S 300 W
JEROME ID 83338

RE: OWNERSHIP CHANGE FOR ADJUDICATION CLAIMS A36-07265

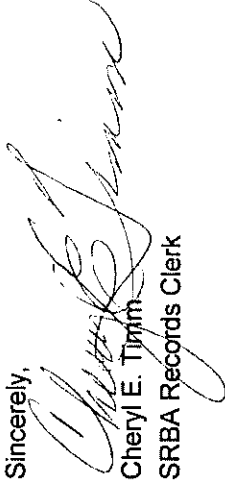
Dear Claimant(s):

Thank you for returning the NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP form. Our records, however, cannot be updated without the required information listed under item 2. A. of the ownership change form. Specifically, we need a copy of your **DEED, TITLE POLICY, CONTRACT OF SALE**.

Enclosed is your original ownership change form. Please attach the required information and return the entire packet in the enclosed self-addressed envelope by **DECEMBER 1, 1999**. As soon as this information is received, our records will be updated and you will be notified by mail that the change has been completed.

Thank you for your prompt attention to this matter and should you have any questions please feel free to contact me.

Sincerely,


Cheryl E. Timm
SRBA Records Clerk

enc.

COMMONWEALTH LAND TITLE INSURANCE COMPANY

OWNERS POLICY

SCHEDULE A

FILE NO.	POLICY NO.	DATE OF POLICY	AMOUNT	PREMIUM
G-27125	169-360000	November 14, 1998 at 3:57 P.M.	\$350,000.00	\$1,267.50

1. Name of Insured: John B. Toledo and Maria Toledo

2. The estate or interest in the land which is covered by this Policy is:

FEE SIMPLE

3. Title to the estate or interest in the land is vested in:

John B. Toledo and Maria Toledo,
husband and wife

4. The land referred to in this Policy in said instrument, is situated in the County of Gooding, State of Idaho, and is identified as follows:

SEE ATTACHED SCHEDULE A, PAGE 2

LAND TITLE AND ESCROW, INC.

Countersigned: *Seamus J. McQuinn*

Authorized Officer or Agent

This Policy is valid only if Schedule A is attached.

WARRANTY DEED

#JG-27125

For Value Received

T & S DAIRY, An Idaho general partnership, JOHN TEIXEIRA and ADELINO SILVA,
Partners

Know all men by these presents, that T & S DAIRY, An Idaho general partnership,

JOHN B. TOLEDO AND MARIA TOLEDO, husband and wife,
Address: 28 North 3rd Street Jefferson Id. 83450

Hereafter called the Grantor, the following described premises situated in Gooding County, Idaho, to-wit:

SEE ATTACHED SCHEDULE "A"

SUBJECT TO:

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

Taxes for 1998 and subsequent years, which are a lien, but not yet due and payable.

Right of way for canals, laterals and waste ditched of the North Side Canal Company, Ltd.

Power Line Easement given by Len H. Riddle and Velma J. Riddle, husband and wife, to Idaho Power Company, a corporation, dated June 12, 1973, recorded June 26, 1973 as Instrument Number 45988, Gooding County records, affecting the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 26, Township 8 South, Range 15, East Boise Meridian.

Power Line Easement given by Gilbert VerHoeven and Diana VerHoeven, husband and wife, to Idaho Power Company, a corporation, dated August 14, 1979, recorded February 13, 1980 as Instrument Number 81424, Gooding County records, affecting the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 26, Township 8 South, Range 15, East Boise Meridian.

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: September 5, 1998

T & S DAIRY, An Idaho general partnership

BY: John Teixeira
John Teixeira, Partner

T & S DAIRY, An Idaho general Partnership

BY: Adelino Silva
Adelino Silva, Partner

STATE OF IDAHO)

COUNTY OF GEROGE)

On this 5 day of September, 1998, before me, the undersigned, a Notary Public in and for said State, personally appeared John Teixeira, known or identified to me to be the partner or one of the partners in the Partnership of T & S DAIRY, and the partner or one of the partners who subscribed said Partnership name to the foregoing instrument, and acknowledged to me that he executed the same as said Partnership name.

Notary Public

1998

STATE OF IDAHO COUNTY OF GOODING
Filed for record at the request of
John Teixeira & Escrow Inc.

23 days past 3 o'clock P.M. the 9th
of September 1998

Penney A. Bickel Deputy

BILL OF SALE

KNOW ALL MEN BY THESE PRESENTS: That **T & S Dairy, an Idaho general partnership, JOHN TEIXEIRA and ADELINO SILVA, partners**, the Party of the First Part, hereinafter called the Grantor, for and in good and valuable consideration to him in hand paid by **JOHN TOLEDO and MARIA R. TOLEDO**, the Party of the Second Part, hereinafter called the Grantees, the receipt and adequacy of which is hereby acknowledged, does hereby grant, bargain, sell, assign, and convey unto the said Grantees, the following described personal property, to wit:

1994 Nashua mobile home, VIN No. NC(D)2906X and VIN No. NC(D)32906U;
1992 Guerdon mobile home, VIN No. GDB(J)D04926597A;
1973 Skyline mobile home, VIN No. F533592;
Two existing pivot irrigation systems on property;
Feed truck; big bale feeder, stock trailer, manure spreader,
Milking equipment (12 automatic take-offs; one 4,000 gallon bulk tank; one 1200 gallon bulk tank; two vacuum pumps; one air compressor);
Office equipment (one file cabinet; one desk, existing telephone);
Semen tank, fly sprayer; gas furnace; water tank; calf pens; John Deere lawnmower;
K621 front end loader; Case 5250 tractor; and Case 5130 tractor)

TO HAVE AND TO HOLD the same unto the said Grantees, their heirs, assigns, administrators and assigns forever.

And Grantor does hereby covenant and agree to and with the said Grantees that Grantor is the lawful owner of said property and will warrant and defend the sale thereof unto the said Grantees, their heirs, executors, administrators and assigns, against all lawful claims.

IN WITNESS WHEREOF, Grantor has hereunto set his hand, this 8 day of Sept, 1998.

T & S DAIRY

By John Teixeira
JOHN TEIXEIRA, Partner

Adelino Silva
ADELINO SILVA, Partner

WST
gjt

Hereinafter called the Grantee, the following described premises situated in Gooding County, Idaho, to-wit: 02258

SEE ATTACHED SCHEDULE "A"

SUBJECT TO:

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

Taxes for 1998 and subsequent years, which are a lien, but not yet due and payable.

Right of way for canals, laterals and waste ditched of the North Side Canal Company, Ltd.

Power Line Easement given by Len H. Riddle and Velma J. Riddle, husband and wife, to Idaho Power Company, a corporation, dated June 12, 1973, recorded June 26, 1973 as Instrument Number 45988, Gooding County records, affecting the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 26, Township 8 South, Range 15, East Boise Meridian.

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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: September 8, 1998

T & S DAIRY, An Idaho general partnership

BY: John Teixeira
John Teixeira, Partner

T & S DAIRY, An Idaho general Partnership

BY: Adelino Silva
Adelino Silva, Partner

STATE OF IDAHO)

) ss.

COUNTY OF JEROME)

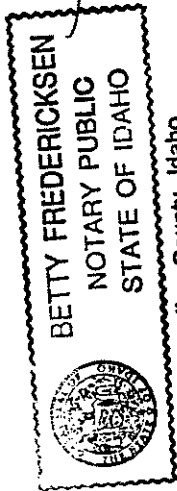
177104

STATE OF IDAHO COUNTY OF GOODING
Filed for record at the request of Land Title & Escrow Inc.

23 min. past 3 o'clock P.m. this 9th
of September, 1998

By Betty Fredericksen Deputy

On this 8 day of September, 1998, before me, the undersigned, a Notary Public in and for said State, personally appeared John Teixeira, known or identified to me to be the partner or one of the partners in the Partnership of T & S DAIRY, and the partner or one of the partners who subscribed said Partnership name to the foregoing instrument, and acknowledged to me that he executed the same in said Partnership name.



Betty Fredericksen
Notary Public

Residing at: Gooding, Idaho

My Commission expires: 3-29-2000

Gooding County, Idaho
Commission Expires 3-29-2000

SCHEDULE "A"

TOWNSHIP 8 SOUTH, RANGE 15, EAST OF THE BOISE MERIDIAN,
GOODING COUNTY, IDAHO

Section 26: SW $\frac{1}{4}$ SE $\frac{1}{4}$, EXCEPTING THEREFROM the following described parcel of land:

Beginning at the Southeast corner of Section 26;
Thence South 89°57'06" West, 1323.27 feet along the Southerly boundary of

Section 26 to the Southeast corner SW $\frac{1}{4}$ SE $\frac{1}{4}$, THE TRUE POINT OF
BEGINNING;

Thence North 0°00'58" West, 500.00 feet along the Easterly boundary of
SW $\frac{1}{4}$ SE $\frac{1}{4}$;

Thence South 89°57'06" West, 435.60 feet;

Thence South 0°00'58" East, 500.00 feet to the Southerly boundary of Section
26;

Thence North 89°57'06" East, 435.60 feet along the Southerly boundary of
Section 26 to THE TRUE POINT OF BEGINNING.

SUBJECT TO a 25.00 feet in width county road right of way along the Southerly
boundary.

SUBJECT TO a 10.00 feet in width easement for utilities along the Easterly
boundary.

Y S
M R T

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: **A36-07265**
Date Received: 6/ 7/1996
Receipt No: 4036590
Received By: [Signature] 9/19/96

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

1. Name: JOHN TEIXEIRA 208-536-5039
Address: 2164 BOB BARTON HWY
WEMDELL ID 83355
2. Date of Priority: SEP 25, 1972
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
08S	15E	26	SW SE		GOODING

5. Description of diverting works:

IRRIGATION WELL TO TWO THREE-TOWER PIVOTS & A DAIRY WELL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31	0.300		60.00
STOCKWATER	01/01	12/31	0.230		
COMMERCIAL	01/01	12/31	0.230		

7. Total Quantity Appropriated is:
0.760 C.F.S. (and/or) 60.00 A.F.A.

8. Total consumptive use is 45.0 Acre Feet Per Annum.

9. Non-irrigation uses:

STOCKWATER: 600 MILKING, 200 DRY REPLACEMENT: COMMERCIAL: DAIRY

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
08S	15E	26	SW SE		IRR STOCK	15.0

A36-07265

Page

1

Date: 06/07/96

ORIGINAL

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
08S	15E	26	SW	SE	COMMER	
Section Acres						15.0
Total Acres						15.0

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:

DAIRY DEVELOPED SOMETIME BETWEEN 1976 AND 1987.

15. Basis of Claim: LICENSE

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 not ☒ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): *Robert J. Fanning* Date: *6-7-96*

_____ Date: _____

State of Idaho)
County of Twin Falls) ss.

Subscribed and sworn (or affirmed) before me this 7 day
of June 19 96

Seal

D. J. Bohler
Notary Public

Residing at Buhl

My Commission Expires 8/8/2001