

AJ5856NP

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

DATE: AUG-18-1997
PAGE: A-238

RIGHT NUMBER: 43-10514

NAME & ADDRESS: JEANETTE BENNETT
360 N 1ST WEST
MALTA ID 83342

KERMA MATTHEWS
JOSEPH S BARLOW
C/O JEANETTE BENNETT
360 N 1ST WEST
MALTA ID 83342

SOURCE: GROUNDWATER

QUANTITY: D.D4 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 06/15/1922

POINT OF DIVERSION: T13S R26E S12 SWNWNW Within CASSIA County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS

PLACE OF USE: DOMESTIC Within CASSIA County
T13S R26E S12 NWNW

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
PARCEL NO. 13S26E123325A

Claim proofread by: KT
Date: 9-5

AJ5856NP

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

DATE: AUG-8-1997
PAGE: A-244

RIGHT NUMBER: 43-10514

NAME & ADDRESS: JEANETTE BENNETT
360 N 1ST WEST
MALTA ID 83342

KERMA MATTHEWS
JOSEPH S BARLOW
C/O JEANETTE BENNETT
360 N 1ST WEST
MALTA ID 83342

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

PRIORITY DATE: 06/15/1922

POINT OF DIVERSION: T13S R26E S12 SWNNWN Within CASSIA County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC DOMESTIC, 1 HOME	01-01 12-31	0.04 CFS

PLACE OF USE: DOMESTIC Within CASSIA County
T13S R26E S12 NWNW

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

PARCEL NO. 13S26E123325A
OWNERSHIP CHANGE MADE 2/7/96 BY TLB.

-copy to emts

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

Claim data entry by: KST

Date: 8/14/97

Data entry verified by: TAM

Date: 8/15

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: A43-10514

Date Received: 6/16/1989

Receipt No: S008274

Received By: *C/C AB*

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: JEANETTE BENNETT

208-645-2280

Address: 360 N 1ST WEST

MALTA ID

83342

AND/OR

Name: KERMA MATTHEWS

208-645-2280

Address: C/O JEANETTE BENNETT

360 N 1ST WEST

MALTA ID

83342

AND/OR

Name: JOSEPH S BARLOW

208-645-2280

Address: C/O JEANETTE BENNETT

360N 1ST WEST

MALTA ID

83342

2. Date of Priority: JUN 15, 1922

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
13S	26E	12	SW	NW	NW		CASSIA

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.
DOMESTIC	01/01	12/31	0.040		

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 HOUSE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13S	26E	12	NW	NW		DOMEST	

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:
NONE

14. Remarks:
OWNERSHIP CHANGE MADE 2/7/96 BY TLB.

15. Basis of Claim: BENEFICIAL USE

Water Right Number - R43-10514

Prefix Translation: RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***
BENNETT

JEANETTE

MATTHEWS

KERMA

BARLOW

JOSEPH S

*** 0 - ORIGINAL OWNER ***
BARLOW

INEZ S

1 - 360 N 1ST WEST
2 -
3 -
City- MALTA
Phone - 208-645-2280
State- ID Zip- 83342
1 - C/O JEANETTE BENNETT
2 -
3 - 360 N 1ST WEST
City- MALTA
Phone - 208-645-2280
State- ID Zip- 83342
1 - C/O JEANETTE BENNETT
2 -
3 - 360 N 1ST WEST
City- MALTA
Phone - 208-645-2280
State- ID Zip- 83342
1 - PO BOX 122
2 -
3 -
City- MALTA
Phone - 208-645-2433
State- ID Zip- 83342

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
06/15/1922 17 SOUTHERN J - BENEFICIAL USE

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

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County
13S 26E 12 SW NW NW (31) CASSIA

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
43 - DOMESTIC 01/01 12/31 0.040
+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.040 0.0

+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
13S 26E 12 NW NW 43 DOMESTIC (31) CASSIA

Total Acres:

+ - - Diversion Means - WELL AND PUMP

Water right number - R43-10514

Prefix Translation: RESEARCH

+ - - Non-Irrigation Use - DOMESTIC, 1 HOME

+ - - Other Rights for Same Use - NONE

PARCEL NO. 13S26E123325A
OWNERSHIP CHANGE MADE 2/7/96 BY TLB.

No Old Water Right Numbers Found

No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - +

+ - - - - Decree Defendant - - - +

+ - Decree Date - +
00/00/0000

No Comments Found

+ - - Audit Fields - - - +
02/07/96 TBACKLUN

Adjudication Rights Dates and Flags Area		Civil Case Number	
Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000
Claim Received Date	- 06/16/1989	Last Amended Date	- 00/00/0000
		Receipt Number	- S008274
		POU Ownership Flag	- Y
		Name Connector	- AND/OR
		Presumption Flag	-
		Notice of Error Flag	-

39576



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

DATE OF CLOSING: 12-27-95

RECEIVED

FEB 05 1996

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____ Department of Water Resources
Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____
If you have additional legal descriptions, please attach separate sheet.
See Attached

RECEIVED

FEB 07 1996

Department of Water Resources
Southern Region

- ☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- ☐ Water Right Number(s) _____
Assigned by IDWR: A43-10514
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): Inez S. Barlow, Deceased
Malta, Idaho 83342
- ☐ New Owner/Claimant (Purchaser): Jeanette Bennett, Kerma Matthews and Joseph S. Barlo
- ☐ New Mailing Address: c/o Jeanette Bennett
360 N. 1st West
Malta, Idaho 83342
- ☐ New Telephone Number: (208) 645-2280
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

- ☐ Attach proof of ownership, describe proof attached: Deed Attached

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

- ☐ Signature of New Owner/Claimant(s) Jeanette Bennett Date 2/2/96
Date _____
- ☐ Signature of Former Owner/Claimant(s) ESTATE OF INEZ BARLOW Date 2/2/96
Jeanette Bennett - P/R Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: 2/7/96 By: HLB

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

No#

240694

RECEIVED

PERSONAL REPRESENTATIVE'S DEED

FEB 05 1996

DEED, made this 27 day of December Department of Water Resources
1995, between JEANETTE BENNETT, of Malta, Idaho, Personal
Representative of the ESTATE OF INEZ BARLOW, Deceased, herein
designated as the "Grantor" and JEANETTE BENNETT, of 360 N. 1st
Street West, Malta, Idaho, 83342, KERMA MATTHEWS, Box 91, Pima,
Arizona, 85543 and JOSEPH S. BARLOW, 2359 So. 17th Road,
Ballantine, Montana, 59006, herein referred to as the
"Grantee".

The Grantor recites and declares:

1. The decedent, Inez Barlow, died on the 27th day
of September, 1993. The decedent died testate.

2. The Grantor was appointed Personal Representative
of the Estate of Inez Barlow, Deceased, on the 8th day of
October, 1993, in the District Court of the Fifth Judicial
District of the State of Idaho, in and for the County of
Cassia.

3. A certified copy of the Letters Testamentary of
the Grantor were recorded in the office of the County Recorder
of the County of Cassia, State of Idaho, as Instrument No.
226990 on the 8th day of October, 1993.

FOR VALUABLE CONSIDERATION, paid to the Grantor by
the Grantee, the receipt of which is hereby acknowledged, the
Grantor hereby conveys to the Grantee, and to the heirs and
assigns of the Grantee, an undivided one-third (1/3) interest

each in and to the following real property in Cassia County,
Idaho:

TOWNSHIP 13 SOUTH, RANGE 26 EAST OF THE
BOISE MERIDIAN, CASSIA COUNTY, IDAHO

Section 12: Part of the NW $\frac{1}{4}$ NW $\frac{1}{4}$, more
particularly described as follows:

Commencing at the Northwest corner of the
NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 12;
Thence East 10 rods;
Thence South 40 rods;
Thence East 10 rods;
Thence South 20 rods to the true Point of
Beginning;
Thence West 10 rods;
Thence South 20 rods;
Thence East 10 rods;
Thence North 20 rods to the Point of
Beginning, and all water rights appurtenant
thereto.

TOGETHER with all appurtenances thereto, and the
reversion and reversions, remainder and remainders, rents,
issues and profits thereof, and all the estate, right, title,
interest, property possession, claim, and demand whatsoever,
both in law and in equity which the decedent had during her
lifetime, and at the time of death, and which the Grantor has,
in and to the above-described real estate, and every part and
parcel thereof, with appurtenances.

TO HAVE AND TO HOLD the real estate, together with
appurtenances, and every part thereof, to the Grantee, and to
the heirs and assigns of the Grantee forever.

The real estate hereby conveyed is subject to the

1 following: Accruing taxes, levies and assessments; and
2 easements of record, if any.

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

ESTATE OF INEZ BARLOW Deceased

5 By Jeanette Bennett
6 Jeanette Bennett, Personal
7 Representative of the Estate
Of Inez Barlow, Deceased.

8 STATE OF IDAHO)
9 County of Cassia) ss

10 On this 27 day of December, in the year
11 1995, before me, the undersigned, a Notary Public in and for
12 said State, personally appeared JEANETTE BENNETT, known or
13 identified to me to be the person whose name is subscribed to
the within instrument as Personal Representative of the ESTATE
OF INEZ BARLOW, Deceased, and acknowledged to me that she
executed the same as such Personal Representative.

14 WILLIAM A. PARSONS
15 NOTARY PUBLIC
STATE OF IDAHO

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

14 William A. Parsons
15 Notary Public for Idaho
16 Residing at _____
17 My commission expires _____

18
19
20
21
22
23
24
25
26
RECORDED AT THE REQUEST OF
LAND TITLE & ESCROW
FILM 273
1996 JAN 22 P 3:50
CASSIA COUNTY, IDAHO
GARRELL M. ROSKELLEY
RECORDER
FEE 9.00 DEPUTY AM
LAND TITLE & ESCROW

240694

PARSONS, SMITH, STONE & FLETCHER

WILLIAM A. PARSONS
RICHARD K. SMITH
RANDOLPH C. STONE
WM. KENT FLETCHER

ATTORNEYS AT LAW
137 WEST 13TH STREET
P. O. BOX 910
BURLEY, IDAHO 83318

TELEPHONE
(208) 678-8382
FAX NO.
(208) 678-0146

February 2, 1996 RECEIVED

FEB 05 1996

Idaho Department of Water
Resources
Statehouse Mail
Boise, Idaho 83720-9000

Department of Water Resources

Gentlemen:

Enclosed are two Change of Water Right Ownership forms. One is from Inez S. Barlow, deceased to Jeanette Bennett, Kerma Matthews and Joseph S. Barlow. The other is from Inez Barlow, deceased to Ted V. Higley and Betty Ann Higley and Hank T. Higley.

Please transfer the water appropriately.

Thank you.

Very truly yours,


William A. Parsons

WAP:rt
Enc.

RECEIVED

FEB 07 1996

Department of Water Resources
Southern Region



State of Idaho
DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033
Fax (208) 736-3037

PHILIP E. BATT
Governor

KARL J. DREHER
Director

FEBRUARY 8, 1996

JEANNETTE BENNETT
360 N 1ST WEST
MALTA ID 83342

RE: SRBA CLAIM(S) A43-10514
BARLOW

DEAR CLAIMANT(S):

PURSUANT TO THE NOTIFICATION THAT YOU HAVE PURCHASED PROPERTY WITH THE ABOVE-REFERENCED ADJUDICATION CLAIM(S). WE HAVE CHANGED THE DEPARTMENT'S RECORDS AS YOU HAVE REQUESTED. **THIS COPY IS FOR YOUR RECORDS.** PLEASE REVIEW THESE RECORDS FOR ACCURACY.

IF YOU HAVE ANY QUESTIONS, PLEASE FEEL FREE TO CALL ME AT THIS OFFICE.

SINCERELY,

TARA L BACKLUND
SNAKE RIVER BASIN ADJUDICATION
RECORDS CLERK

/tlb
ENCLOSURES

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: A43-10514
Date Received: 6/16/1989
Receipt No: S008274
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: INEZ S. BARLOW 208-645-2433
Address: P.O. BOX 122
MALTA, ID 83342

2. Date of Priority: JUN 15, 1922

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
13S	26E	12	SW	NW	NW		CASSIA

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.
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 HOUSE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13S	26E	12	NW	NW		DOMEST	

11. Place of use in counties: CASSIA

A43-10514

Page 1

Date: 06/16/89

MICROFILMED
MAR 05 1993

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

MICROFILMED
MAR 05 1993

2500

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

Identification No. A43-10514

Date Received _____

Receipt Number _____

NOTICE OF CLAIM
TO A
WATER RIGHT

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes
Where Daily Use is less than 13,000 gallons per day.

RECEIVED

JUN 1 1989

Department of Water Resource
Southern Region Office

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) INEZ S. BARLOW Phone (208) 645-2433Mailing Address P.O. Box 122, Malta, Idaho Zip 833422. Date of Priority (Only one per claim) June 15, 1922 Month/Day/Year3. Source of water supply (Check one) (☒ Groundwater or Other () (a) _____

Name or kind of source

which is tributary to (b) _____

4. Location of point of diversion is: Township 13 Range 26Section 12, SW 1/4 of NW 1/4 of NW 1/4, Govt. Lot _____, BM.,County of Cassia

Additional points of diversion if any: _____

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc.), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well.

Well & pump 1/2 hp.

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)

For Domestic purposes from 1-1 Month/Day to 12-31 Month/Day amount .04 (cfs)
(Both dates are inclusive)

For Stockwater purposes from _____ to _____ amount _____

7. Total quantity claimed .04 (cfs)8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) 1 Household

MICROFILMED

MAR 05 1989

10. Place of use is: Township: 13 Range 26

Section 12, NW 1/4 of NW 1/4, Govt. Lot _____, B.M.,

County of Cassia for (Circle One) Domestic Stock Domestic and Stock

Additional places of use, if any _____

11. In which county (ies) are lands listed above as place of use located? Cassia 143-10514

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

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above. None ☒

14. Remarks: _____

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree

Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number _____

16. Signature (s) _____

Number of Attachments _____

By signing I/We acknowledge reading the notice on the back of this claim form. I/We wish to receive for a small annual fee monthly copies of the docket sheet. YES _____ NO X

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) X Greg D. Barlow Date May 30, 1989

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

of _____, that I have signed the foregoing

document in the space below as _____ of _____

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____ Date _____

Title and Organization _____

State of Idaho/or _____)

County of Cassia) SS.

Subscribed and sworn (or affirmed) before me this 30th day of May 19 89

SEAL

Notary Public Julie A. Hargrave

Residing at Buxley, ID

My Commission Expires 8-1-91

Last Name _____ Ident No. _____

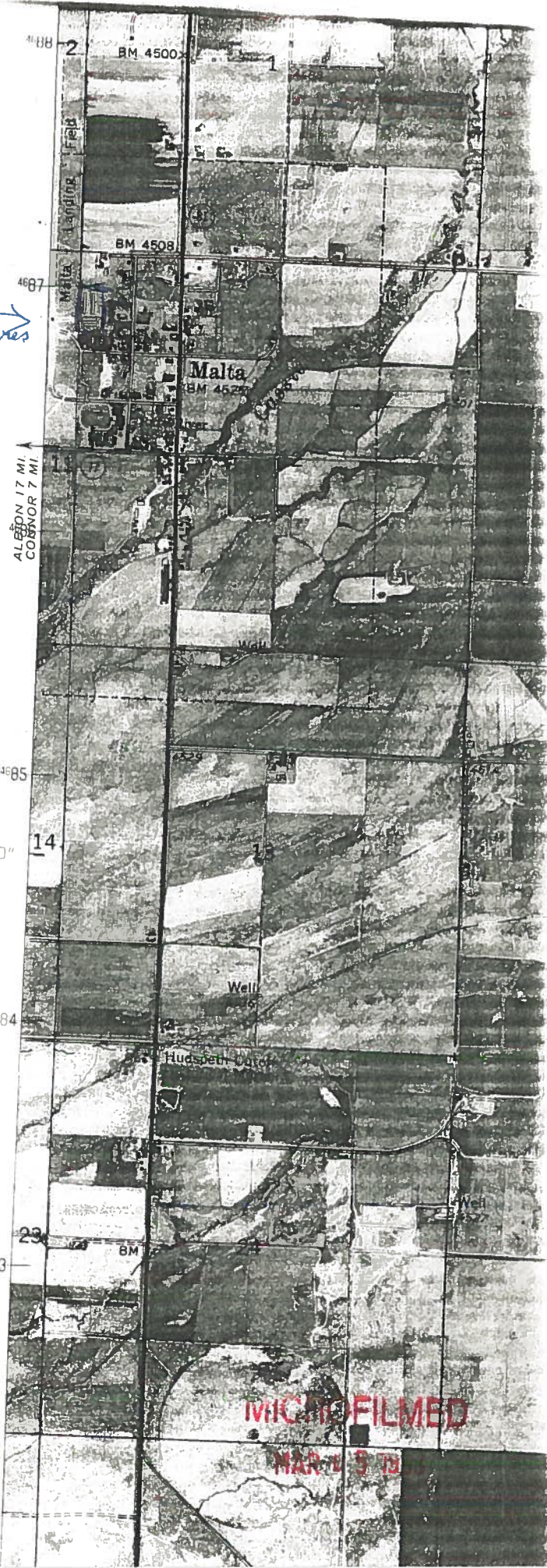
Copies: White-State, Yellow-Claimant

MICROFILMED
MAR 05 1993



6.7 acres

10514



MICROFILMED
MAR 15 1979

220 000
FEET
482



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

July 19, 1989

Re: A43-02277
A43-10514

INEZ S BARLOW
P O BOX 122
MALTA ID 83342

Dear Claimant(s):

Please find enclosed your receipt and a copy of a computer generated claim based on the information from your original claim(s) which has been entered in our computer records.

Please review the computer generated claim for accuracy. In a few instances clarifications may have been added by the Department at the time of data entry. If you have any questions or objections regarding the computer record of your claim(s), please contact this office.

Yours truly,

Judy Givens
Adjudication Secretary

/jg

Enclosures:

MICROFILMED
MAR 05 1993

05/31/2001

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommended Right Report

WATER RIGHT NO. 43-10514

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JEANETTE B BENNETT PO BOX 657 MALTA, ID 83342 (208)645-2280
Original Owner	JOSEPH S BARLOW
Original Owner	KERMA MATTHEWS C/O JEANETTE BENNETT 360 N 1ST WEST MALTA, ID 83342 (208)645-2280
Original Owner	INEZ S BARLOW PO BOX 122 MALTA, ID 83342 (208)645-2433

Priority Date: 06/15/1922
Basis: Beneficial Use
Status: Active

<u>Source</u>	<u>Tributary to</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
DOMESTIC	1/01	12/31	0.04 CFS		
Total Diversion			0.04 CFS		

Location of Point(s) of Diversion:

GROUND WATER	SWNWNW	Sec. 12	Township 13S	Range 26E	CASSIA County
--------------	--------	---------	--------------	-----------	---------------

Place(s) of use:

Place of Use Legal Description: DOMESTIC	CASSIA County
--	---------------

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
13S	26E	12		NWNW										

Conditions of Approval:

1. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
2. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
3. C18 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-

Water Right 43-10514

1412(6), IDAHO CODE.

Remarks:

1. Explanatory PARCEL NO. 13S26E123325A

Dates:

Licensed Date:
Claim Received Date: 06/16/1989
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Decreed Date:
Date Filed with Court:
Objection Filed Date:
SF5 Filed:
Special Master Recom Signed Date:

Other Information:

Receipt Number(s): S008274
State or Federal: S
Owner Name Connector:
Water District Number:
Generic Max Rate per Acre:
Generic Max Volume per Acre:
Civil Case Number:
Old Case Number:
Decree Plaintiff:
Decree Defendant:
PresumptionFlag:
Notice of Error Flag:NONE RECEIVED
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary Act Number:
Mitigation Plan: False



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

May 31, 2001

JEANETTE BENNETT
PO BOX 657
MALTA ID 83342

RE: SRBA Claim(s) 43-10514

Dear Mrs. Bennett:

Pursuant to the change in ownership request you dropped off at the public meeting in Malta last night, I have changed the record of current ownership to you alone. Please find the enclosed copy of the computer record of the claim(s) noting the change in claimant. Review this record and if there is an error, or you have any questions, please contact this office.

I am also enclosing the deeds you brought confirming the change. I have made the appropriate copies and included them in your claim file. Once again, thanks for stopping by and letting us know of the change.

Sincerely,

Trish Fawcett
Technical Records Specialist

enc.

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

RECEIVED
MAY 31 2001
 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
	43-105141	___			___
	43	___			___
		___			___
		___			___
		___			___

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)

Jeanette Bennett, Kerma Matthews
Joseph Barlow

4. New Owner/Claimant(s)

Jeanette Bennett

Name Connector (Check one): [] and, [] or, [] and/or

New Mailing Address

Po Box 657

City, State and ZIP Code

Malta 83342

New Telephone Number

() 645-2280

5. Date you acquired the property

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 a 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 _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (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 _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) *Jeannette B. Bennett*
(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 <u><i>Howett</i></u>	Date <u><i>5/31/01</i></u>	Fee <u><i>0</i></u>	
Received by <u><i>Howett</i></u>	Date <u><i>5/31/01</i></u>	Receipt No. _____	
Processed by <u><i>Howett</i></u> AJ	Date <u><i>5/31/01</i></u>	WR _____	Date _____

263827

QUITCLAIM DEED

THIS INDENTURE, made this 8th day of July, 1999,
between KERMA MATTHEWS, a married person, contracting with her
sole and separate property, of Box 91, Pima, Arizona 85543,
herein called the "Grantor", and JEANETTE BENNETT, a married
person, as her sole and separate property, of 255 North First
West, Malta, Idaho 83342, herein called the "Grantee".

W I T N E S S E T H:

The said Grantor, for and in consideration of the sum
of Ten Dollars (\$10.00), lawful money of the United States of
America, and other valuable consideration to Grantor in hand paid
by the Grantee, the receipt whereof is hereby acknowledged, does
by these presents remise, release and forever quitclaim unto the
Grantee and to the heirs and assigns of the Grantee, all of the
interest of the Grantor in that certain lot, piece or parcel of
land situated, lying and being in the County of Cassia, State of
Idaho, bounded and particularly described as follows, to-wit:

An undivided 1/3 Interest in the following
property:

TOWNSHIP 13 SOUTH, RANGE 26 EAST OF THE BOISE
MERIDIAN, CASSIA COUNTY, IDAHO

Section 12: Part of the NW $\frac{1}{4}$ NW $\frac{1}{4}$, more particularly
described as follows:

Commencing at the Northwest corner of the NW $\frac{1}{4}$ NW $\frac{1}{4}$
of Section 12;
Thence East 10 rods;
Thence South 40 rods;
Thence East 10 rods;
Thence South 20 rods to the True Point
of Beginning;

Thence West 10 rods;
Thence South 20 rods;
Thence East 10 rods;
Thence North 20 rods to the Point of Beginning.

AND ALL WATER RIGHTS APPURTENANT THERETO.

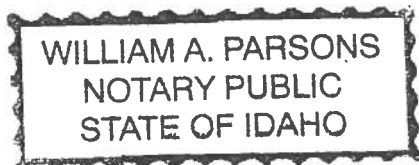
TOGETHER with all and singular the tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues, and profits thereof. To have and to hold all and singular the said premises, together with the appurtenances, unto the Grantee, and to the heirs and assigns of Grantee forever.

IN WITNESS WHEREOF, the Grantor has executed this Quitclaim Deed.

Kerma Matthews
Kerma Matthews

STATE OF IDAHO)
County of Cassia) ss

On this 8 day of July, in the year 1999, before me, the undersigned, a Notary Public in and for said State, personally appeared KERMA MATTHEWS, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.



William A. Parsons
Notary Public for Idaho
Residing at Burley
My Commission Expires: 7/2/2004

RECEIVED AT THE REQUEST OF
Parsons & Smith
FILED _____

1999 JUL -8 P 4:47

263827

IDAHO COUNTY, IDAHO
JILL N. ROSKELLEY
RECORDER

600
L.S. Day 9:10
Burley, ID

PARSONS, SMITH, STONE & FLETCHER

WILLIAM A. PARSONS
RICHARD K. SMITH
RANDOLPH C. STONE
WM. KENT FLETCHER

ATTORNEYS AT LAW
137 WEST 13TH STREET
P. O. BOX 910
BURLEY, IDAHO 83318

TELEPHONE
(208) 678-8382
FAX NO.
(208) 678-0146

February 16, 1996

Marcia Brown
193 Quiet Water
Billings, Montana 59105

RE: Joseph F. Barlow - Jeanette Bennett

Dear Marcia:

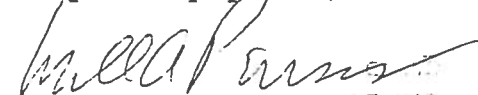
I am enclosing two checks, one pursuant to your letter of February 13, 1996, and the other having to do with the Estate of Inez Barlow.

The check for \$8,333.33 is dated February 22, 1996, as this date will be the date that funds are transferred from another source to cover this check.

The check from the Estate of Inez Barlow is on the distribution. The original check apparently was lost and therefore a Stop Payment Order was put on it and this check issued in the place thereof. If you would deliver this to Mr. Barlow I would appreciate it.

I have delivered the assignment to the title company and have recorded the Deeds because I know the check will clear as soon as the logistics of the bank are handled. I dated it that day because we have a holiday in between and you probably won't get it until the 20th anyway and I have just given ourselves a couple of extra days to be sure that the transfer is complete.

Very truly yours,



William A. Parsons

WAP:rt
Enc.

cc: Jeanette Bennett

COPY

QUIT CLAIM DEED

THIS INDENTURE, made the 12th day of February, 1996, between JOSEPH S. BARLOW, of 2359 South 17th Road, Ballantine, Montana 59006, the party of the first part; and SAVOLA R. BLANCHARD, of 2359 South 17th Road, Ballantine, Montana 59006, the party of the second part.

WITNESSETH:

That the said party of the first part, for good and valuable consideration to him in hand paid by the said party of the second part, receipt of which is hereby acknowledged, does hereby convey, remise, release and forever quitclaim unto the said party of the second part, and to her heirs and assigns, all of his undivided one-third right, title, and interest in and to the following described real estate, situated in Cassia County, Idaho, to-wit:

TOWNSHIP 13 SOUTH, RANGE 26 EAST OF THE
BOISE MERIDIAN, CASSIA COUNTY, IDAHO

Section 12: Part of the NW $\frac{1}{4}$ NW $\frac{1}{4}$, more particularly described
as follows:

Commencing at the Northwest corner of the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of
Section 12;

Thence East 10 rods;

Thence South 40 rods;

Thence East 10 rods;

Thence South 20 rods to the true Point of Beginning;

Thence West 10 rods;

Thence South 20 rods;

Thence East 10 rods;

Thence North 20 rods to the Point of Beginning, and all
water rights appurtenant thereto,

together with all the tenements, hereditaments, and appurtenances thereto
belonging, and the reversion and reversions, remainder and remainders, rents,
issues and profits thereof; and also all the estate, right, title, interest, property,
possession, claim and demand whatsoever as well in law as in equity, of the

said party of the first part, of, in or to the said premises and every part and parcel thereof.

TO HAVE AND TO HOLD, all and singular the said premises, with the appurtenances unto the said party of the second part, her heirs and assigns forever.

IN WITNESS WHEREOF, the said party of the first part has hereunto set his hand and seal the day and year first above written.

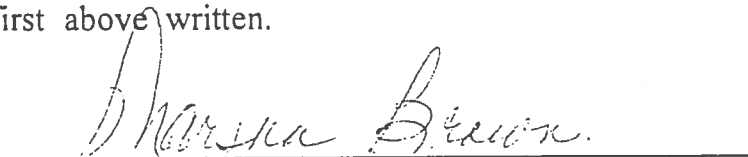


Joseph S. Barlow

STATE OF MONTANA)
 : ss.
County of Yellowstone)

On this 12th day of February, 1996, before me, the undersigned, a Notary Public for the State of Montana, personally appeared JOSEPH S. BARLOW, known to me to be the person whose name is subscribed to the foregoing Assignment, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal the date first above written.



Notary Public for the State of Montana
Residing at Billings, Montana
My Commission expires: 4/9/1998

QUIT CLAIM DEED

THIS INDENTURE, made the 13th day of February, 1996, between SAVOLA R. BLANCHARD, of 2359 South 17th Road, Ballantine, Montana 59006, the party of the first part; and JEANETTE BENNETT, of 316 N. 1st West, Malta, Idaho 83342, the party of the second part.

WITNESSETH:

That the said party of the first part, for good and valuable consideration to her in hand paid by the said party of the second part, receipt of which is hereby acknowledged, does hereby convey, remise, release and forever quitclaim unto the said party of the second part, and to her heirs and assigns, all of her undivided one-third right, title, and interest in and to the following described real estate, situated in Cassia County, Idaho, to-wit:

TOWNSHIP 13 SOUTH, RANGE 26 EAST OF THE
BOISE MERIDIAN, CASSIA COUNTY, IDAHO

Section 12: Part of the NW $\frac{1}{4}$ NW $\frac{1}{4}$, more particularly described as follows:

Commencing at the Northwest corner of the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 12;

Thence East 10 rods;

Thence South 40 rods;

Thence East 10 rods;

Thence South 20 rods to the true Point of Beginning;

Thence West 10 rods;

Thence South 20 rods;

Thence East 10 rods;

Thence North 20 rods to the Point of Beginning, and all water rights appurtenant thereto,

together with all the tenements, hereditaments, and appurtenances thereto belonging, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof; and also all the estate, right, title, interest, property, possession, claim and demand whatsoever as well in law as in equity, of the

said party of the first part, of, in or to the said premises and every part and parcel thereof.

TO HAVE AND TO HOLD, all and singular the said premises, with the appurtenances unto the said party of the second part, her heirs and assigns forever.

IN WITNESS WHEREOF, the said party of the first part has hereunto set her hand and seal the day and year first above written.

Savola R. Blanchard
Savola R. Blanchard

STATE OF MONTANA)
 : ss.
County of Yellowstone)

On this 13th day of February, 1996, before me, the undersigned, a Notary Public for the State of Montana, personally appeared SAVOLA R. BLANCHARD, known to me to be the person whose name is subscribed to the foregoing Assignment, and acknowledged to me that she executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal the date first above written.

Maria Brown
Notary Public for the State of Montana
Residing at Billings, Montana
My Commission expires: 4/9/1998



State of Idaho
DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033
Fax (208) 736-3037

PHILIP E. BATT
Governor

KARL J. DREHER
Director

January 23, 1996

PARSONS SMITH STONE & FLETCHER
137 W 13TH ST
PO BOX 910
BURLEY ID 83318

RE: Snake River Basin Adjudication CLAIMS FOR INEZ S BARLOW
A43-02277 AND A43-10514

Dear Mr Parsons

Enclosed are proof reports for claims held by Ms Barlow. I have also enclosed change of ownership forms. Assuming that the claims will not be split both claims can be entered on one form.

The necessary documents for authorization to sign for the estate will need to be attached to the change of ownership form.

If you have any questions please call this office.

Sincerely

Kelly K Christensen
Sr Water Resource Agent

Enclosures

WATER RIGHT NUMBER - A43-10514

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (D) NUMBER -

+ - - - - LAST NAME - - - - +

+ - - - - FIRST NAME - - - - +

+ - - - - ADDRESS - - - - - +

*** C - CURRENT OWNER ***

BARLUW

INEZ S.

1 - P.O. BOX 122

2 -

3 -

CITY- MALTA

PHONE - 208-645-2433

STATE- ID ZIP- 83342

+ - - PRIORITY DATE - - +

06/15/1922

+ - - REGION - - - +

17 SOUTHERN

+ - - STAGE - - - +

J - BENEFICIAL USE

+ - - SOURCE - - - - +

GROUNDWATER

+ - - TRIBUTARY - - - - - +

+ - - - - -

TWN RNG SEC TRACT LOT RFLG COUNTY

POINT OF DIVERSION - - - - -

STREAM INDEX (BLANK IF NO INDEX CODE)

13S 26E 12 SW NW NW

(31) CASSIA

+ - - - - -

CODE DESCRIPTION PERIOD FROM PERIOD TO WATER USE

DIVERSION RATE DIVERSION VOLUME

43 - DOMESTIC

01/01 12/31 0.040

+ - - TOTAL DIV. RATE - +

0.040

+ - - TOTAL DIV. VOLUME - +

+ - - TOTAL DIV. CAPACITY - +

+ - - TOTAL CONSUMPTIVE USE - +

+ - - KW USAGE - +

+ - - - - -

TWN RNG SEC TRACT LOT ACRES CODE DESCRIPTION

PLACE OF USE - - - - -

COUNTY

13S 26E 12 NW NW

43 DOMESTIC

(31) CASSIA

+ - - DIVERSION MEANS - WELL AND PUMP

+ - - NON-IRRIGATION USE - 0/1 HOUSE

+ - - OTHER RIGHTS FOR SAME USE - NONE

+ - - - - -

REMARKS - - - - -

NO REMARKS FOUND.

+ - - - - -

OLD WATER RIGHT NUMBERS - - - - -

NO OLD WATER RIGHT NUMBERS FOUND.

+ - - - - -

CONDITIONS OF APPROVAL - - - - -

NO CONDITIONS OF APPROVAL FOUND.

+ - - - - DECREE PLAINTIFF - - - +

+ - - - - DECREE DEFENDANT - - - +

+ - - DECREE DATE - +

00/00/0000

+ - - AUDIT FIELDS - 06/16/89 CLELLAND

