

06/07/2001

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

RIGHT NUMBER: 43-13035
NAME AND ADDRESS: G H MATTHEWS
G T MATTHEWS
2201 E 300 S
DECILO, ID 83323

SOURCE: GROUND WATER

QUANTITY: 0.08 CFS

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

USE OF THIS RIGHT WITH RIGHT NO. 43-12986 AND 43-13034 IS
LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 1.83 CFS AND TO
A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 392 AF

PRIORITY DATE: 06/30/1985

POINT OF DIVERSION: T11S R26E S12 NWNWSW Within CASSIA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
STOCKWATER	01-01 12-31	0.08 CFS
DOMESTIC 1 HOMES	01-01 12-31	0.04 CFS

PLACE OF USE:

STOCKWATER Within CASSIA County
T11S R26E S12 NWSW
DOMESTIC Within CASSIA County
T11S R26E S12 NWSW

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

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE
EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE
ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER
THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6),
IDAHO CODE.

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

THIS RIGHT IS AN EXPANSION OF RIGHT NO. 43-12986 PURSUANT
TO SECTION 42-1416B, IDAHO CODE

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

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 43-13035
Date Received: 6/7/01
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

G H MATTHEWS Phone: (208) 349-5777
2201 E 300 S
DECLO ID USA 83323

G T MATTHEWS Phone: (208) 349-5777
2201 E 300 S
DECLO ID USA 83323

2. Date of Priority: 06/30/1985

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
11S	26E	12	NW NW SW	CASSIA	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	01/01	12/31	0.08	
DOMESTIC	01/01	12/31	0.04	

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

8. Total consumptive use:

9. Non-irrigation uses:
Number of homes: 1

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
11S	26E	12	NW	SW	DOMESTIC	
			NW	SW	STOCKWATER	

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:

THIS CLAIM AND CLAIMS 43-13034 AND 43-12986 FOR IRRIGATION ARE LIMITED TO A COMBINED DIVERSION RATE OF 1.83 CFS.

14. Remarks:

6-6-01: OWNERSHIP CHANGE MATTHEWS TO TAYLOR PER NOTICE RECEIVED 5-10-01 SPLIT CLAIM 43-12988 INTO 43-13034 FOR IRRIGATION USE AND 43-13035 FOR DOMESTIC AND STOCKWATER USE. MATTHEWS CONVEYED PIVOT GROUND TO TAYLOR, RETAINED NWNWSW CORNER OF SEC 12 WITH HOUSE. - VH THIS CLAIM REPRESENTS A PORTION OF EXPANSION CLAIM 43-12988.

15. Basis of Claim: Beneficial Use

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
MAY 10 2001
Department of Water Resources
Southern Region

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
43-02338A	43-12986	☐			☐
	43-12988	☐			☐
		☐			☐
		☐			☐
		☐			☐

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**.

Name and Address of Former Owner/Claimant(s)	G. H. Matthews and Linda Matthews Burley, Idaho 83318
New Owner/Claimant(s)	Lynn Taylor and Lisa Taylor Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Mailing Address	1250 East 11 North
City, State and ZIP Code	Declo, Idaho 83323
New Telephone Number	(208) 654-2111
Date you acquired the property	April, 2001

27 747

WARRANTY DEED

THIS INDENTURE, made this 30 day of April,
2001, between G. H. MATTHEWS, a/k/a G. H. "PETE" MATTHEWS,
a/k/a PETE MATTHEWS, and LINDA H. MATTHEWS, a/k/a LINDA
MATTHEWS, husband and wife, ("Grantor"), and LYNN TAYLOR and
LISA TAYLOR, husband and wife, whose address is 1250 East 11
North, Declo, Idaho 83323, ("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: 2001 and subsequent years
taxes, levies and assessments; Right of Way
of Salt Lake Pipeline Co. recorded as
Instrument No. 15565 on film 23, records of
Cassia County, Idaho; Agreement to Purchase
Power, Instrument No. 116535, film 125,
records of Cassia County, Idaho.

1 INCLUDING ALL WATER RIGHTS, including, but not
2 Limited to 43-02338A.

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

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

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

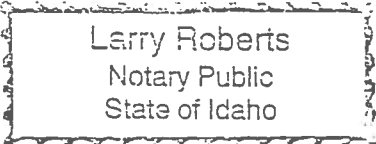
18
19 IN WITNESS WHEREOF, the Grantor has executed this
20 Deed the day and year first above written.

21 G. H. Matthews
22 G. H. Matthews

23 Linda H. Matthews
24 Linda H. Matthews
25
26

1 STATE OF IDAHO)
2) ss
3 County of Cassia)

4 On this 1st day of May, in the year 2001,
5 before me, the undersigned, a Notary Public in and for said
6 State, personally appeared G. H. MATTHEWS and LINDA H.
7 MATTHEWS, husband and wife, known or identified to me to be the
8 persons whose names are subscribed to the within instrument,
9 and acknowledged to me that they executed the same

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Larry Roberts
Notary Public
State of Idaho

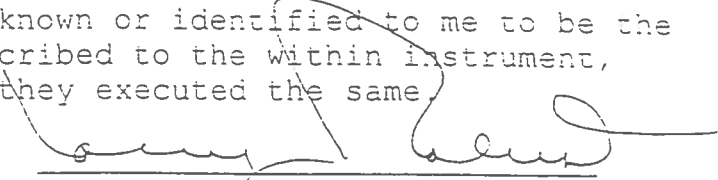

Notary Public for Idaho
Residing at Burley ID
My Commission Expires 06-30-03

EXHIBIT A

PARCEL 1:

TOWNSHIP 11 SOUTH, RANGE 26 EAST BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Part of the SW1/4 of Section 12 of Township 11 South,
Range 26 East of the Boise Meridian, Cassia County,
State of Idaho.

Beginning at the West 1/4 section corner of Section
12 of T. 11 S., R. 26 E., B.M., said corner marked by
a U.S. BLM pipe with cap;
THENCE South 89°33'41" East for a distance of 146.36
feet to the Point of Beginning;
THENCE South 00°03'01" West along the West line of Section
12 for a distance of 34.41 feet to a point;
THENCE North 00°03'01" East for a distance of 10.00
feet;
THENCE South 89°33'41" East for a distance of 40.00
feet;
THENCE South 00°03'01" West for a distance of 40.00
feet;
THENCE North 89°33'41" West for a distance of 40.00
feet;
THENCE North 00°03'01" East for a distance of 30.00
feet to the Point of Beginning.

PARCEL 2:

TOWNSHIP 11 SOUTH, RANGE 26 EAST BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 12: SW1/4 EXCEPT the following parcel:

Part of the SW1/4 of Section 12 of Township 11 South,
Range 26 East of the Boise Meridian, Cassia County, State
of Idaho.

Beginning at the West 1/4 section corner of Section
12, of T.11 S., R. 26 E., B.M. said corner marked by
a U.S. BLM pipe with cap which shall be the Point of
Beginning;

THENCE South 89°33'41" East along the North line of
the SW1/4 for a distance of 614.30 feet to a 1/2"
rebar;

THENCE South 35°14'01" West for a distance of 1066.11 feet to a ½" rebar on the West line of Section 12;
THENCE North 00°03'01" East along the west line of section 12 for a distance of 875.50 feet to the Point of Beginning.

The immediately foregoing exception expressly excludes Parcel 1 heretofore described notwithstanding the fact that Parcel 1 is described within the foregoing exception.

AND FURTHER GRANTING AND CONVEYING to the Grantee a perpetual nonexclusive easement on, over and across the following described real estate in Section 12, Township 11 South, Range 26 East, Boise Meridian, particularly described as follows:

EASEMENT:

Part of the SW1/4 of Section 12 of Township 11 South, Range 26 East, of the Boise Meridian, Cassia County, Idaho.

Beginning at the West 1/4 section corner of Section 12 of T. 11 S., R. 26 E., B.M., said corner marked by a U.S. BLM pipe with cap;

THENCE South 00°03'01" West along the West line of Section 12 for a distance of 34.41 feet to the Point of Beginning;

THENCE South 89°33'41" East for a distance of 146.36 feet;

THENCE South 00°03'01" West for a distance of 20.00 feet;

THENCE North 89°33'41" West for a distance of 124.41 feet;

THENCE South 00°03'01" West for a distance of 587.49 feet;

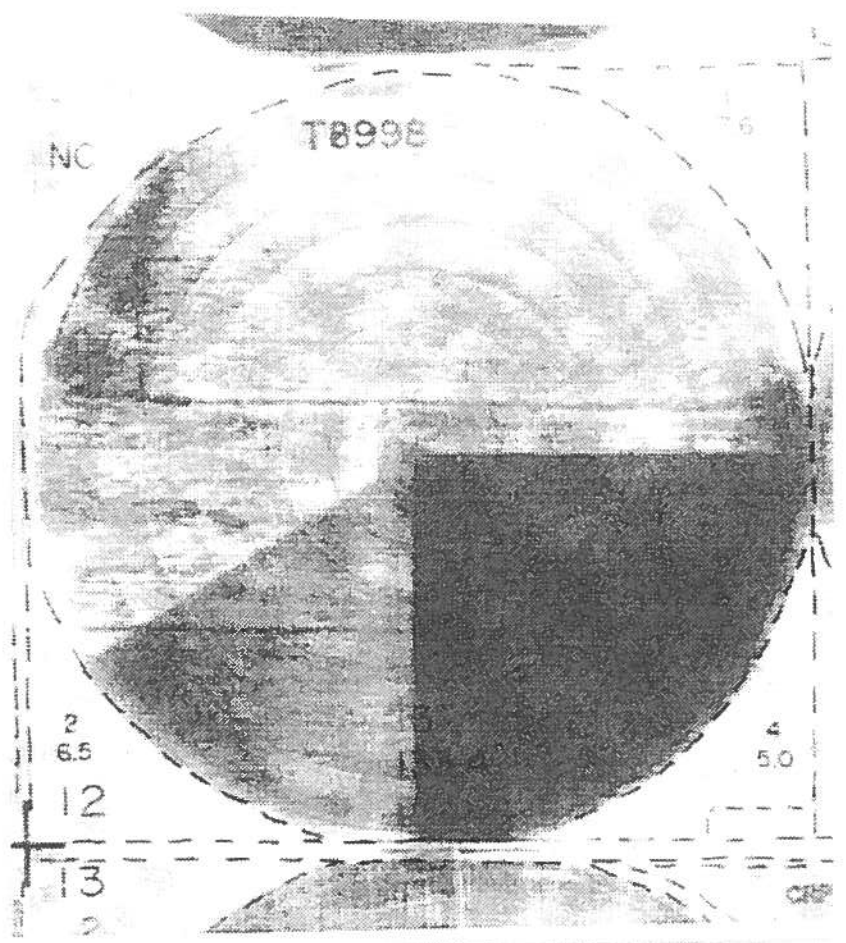
THENCE South 62°37'50" East for a distance of 117.69 feet;

THENCE South 35°14'01" West for a distance of 20.19 feet;

THENCE North 62°37'50" West for a distance of 129.30 feet to the West line of Section 12;

THENCE North 00°03'01" East along the West line of Section 12 for a distance of 618.81 feet to the Point of Beginning.

FOR THE PURPOSE of installing, maintaining, repairing and replacing an irrigation pipeline from Parcel 1 for the benefit of Parcel 2 above described, and which easement shall be an easement running with the land and shall inure to the benefit of the Grantee and the successors and assigns of the Grantee of Parcels 1 and 2 heretofore described.





IDAHO DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION
1341 FILLMORE ST STE 200
TWIN FALLS ID 83301-3380
(208) 736-3033

DIRK KEMPTHORNE
GOVERNOR

KARL J DREHER
DIRECTOR

CHANGE IN ADDRESS

☐ Water Right Number(s): _____

☐ Old Mailing Address: _____

☐ New Mailing Address: 300 S
2210 E Declo, Id. 83323

☐ New Telephone Number: (____) _____

☐ Signature of Claimant(s): G.H. Matthews

Date: May 30, 2001

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: _____ By: _____