

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

Received By: Therese Chang

Date: 11/05/99

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
05S	18E	17	NW		NW		IRR	38.0
			SW		NW		IRR	31.0
			NW		SW		IRR	10.0
			SW		SW		IRR	20.0
							Section Acres	99.0
		18	NE		NE		IRR	36.0
			SE		NE		IRR	36.0
			NE		SE		IRR	38.0
			NW		SE		IRR	40.0
			SW		SE		IRR	15.0
			SE		SE		IRR	13.0
							Section Acres	178.0
							Total Acres	277.0

11. Place of use in counties: LINCOLN

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

13. Other Water Rights Used:

37-0586, 37-0589, SHARES IN BIG WOOD CANAL CO.

14. Remarks:

11/5/99, CHANGED OWNERSHIP: ROSS TO KEADING AS PER FORM 1409 AND WARRANTY DEED REC'D 2/8/99. C.T.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

S. C. FROST, ET. AL.

Decree Plaintiff

ALTURAS WATER COMPANY, ET. AL

vs Decree Defendant



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

January 5, 2000

DIRK KEMPTHORNI
GOVERNOR

KARL J. DREHER
DIRECTOR

RANDY AND ELLEN KEADING
235 W 360 N
SHOSHONE ID 83352

RE: OWNERSHIP CHANGE FOR ADJUDICATION CLAIM A37-00586,
A37-00587, A37-00589

Dear Claimant(s):

Pursuant to the change in ownership request that has been submitted to the department, we have changed the record of current ownership of the above referenced claim(s) to you. Please find the enclosed copies of the computer record of the claims, noting the change in claimant. Review these records and if there is an error, or if you have any questions, please contact this office.

Sincerely,

Cheryl E. Timm
SRBA Records Clerk

Enclosure

CT:ct

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
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.

RECEIVED
FEB 08 1999
Department of Water Resources
Southern Region

1. Water Right Number(s) A37-00586, A37-00587, A37-00589, A37-10067.
Adjudication Claim Number(s) AJ5809NPAJ5809NP

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 on file with the county.) OR

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

3. Name and Address of Former Owner/Claimant(s) Kathleen Ross and Brian J. Ross and Michelle Ross
210 East Station St. Barrington, ILL 60010

4. New Owner/Claimant(s) Randy Keading and Ellen Keading

Name connector (Check one): ☒ AND, ☐ OR, ☐ AND/OR

New Mailing Address _____

City, State and ZIP Code _____

New Telephone Number () _____

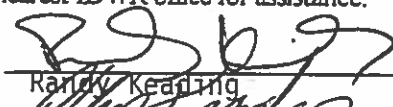
5. Date you acquired the property 1-19-99

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 actually irrigated _____ Number and type of stock _____

Diversion rate in CFS Number of homes Other uses
cubic feet per second

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/Claimant(s)  Date 1-25-99
 Date 1-25-99

8. For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

O/R 11/5/99 CF
11/3/2000

AJ5809NP
No. A37-00587

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 01/11/99
PAGE: 2

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	BRIAN J ROSS	04/02/1905	IRRIGATION	03-15 11-15	0.80 CFS	
C	MICHELLE R ROSS					
	350 NORTH 225 EAST					
	SHOSHONE ID 83352					
	(208) 886-2927					
TOTAL DIVERSION:					0.80 CFS	
CONSUMPTIVE USE:						831.00 AFA

Water Source: BIG WOOD RIVER

Tributary to: MALAD RIVER

Stage: DECREED

Point(s) of Diversion: T04S R18E S15
Point(s) of Re-diversion: T04S R18E S20

SNNWSE
SWSWSW

LINCOLN County
LINCOLN County

Place of use Legal Description for: IRRIGATION

		NE				NW				SW				SE				SUM
T	R S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
05S	18E	17	:															
05S	18E	18	:	36				36	:			38	31			10	20	99.0
																38	40 15 13	178.0
																	TOTAL ACRES	277.0

POU County: LINCOLN

Other Rights: 37-0586, 37-0589, SHARES IN BIG WOOD CANAL CO.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

162506



QUITCLAIM DEED

FOR VALUE RECEIVED, MICHELLE RAE ROSS hereinafter called the "Grantor," hereby remises, releases, and forever quitclaims unto BRIAN JAMES ROSS, whose address is 360 North 235 East, Shoshone, Idaho, hereinafter called the "Grantee," as his sole and separate property, that property located in Lincoln County, Idaho, more particularly described as follows:

Township 5 South, Range 18 East, Boise Meridian,

Section 17: NW 1/4 NW 1/4

Section 18: E 1/4 E 1/4 NW 1/4 SE 1/4

Section 19: N 1/4 NE 1/4

Section 20: NW 1/4 NW 1/4

Together with all tenements, hereditaments and appurtenances thereunto belonging or any wise appertaining, including existing water rights and irrigation company stock, including 167.5 shares of stock in Big Wood Canal Company, and decreed water rights for 322 inches of water, subject to any and all easements, rights of way, or restrictions of record.

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

DATED this 27th day of June, 1997.

"GRANTOR"

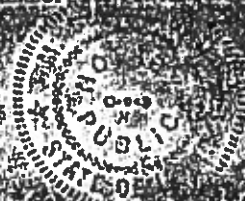
11/1/99
FROM
Stew Helton
Michelle Rae Ross
MICHELLE RAE ROSS

STATE OF IDAHO

County of TULSA

On this 27th day of June, 1997, before me, the undersigned, a Notary Public in and for said County and State, personally appeared MICHELLE RAE ROSS, 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 for the purposes and consideration therein expressed.

IN WITNESS WHEREOF



NOTARY PUBLIC for Idaho

Residing at

Commission expires: Jan 5, 2002

WARRANTY DEED

#GL-01066

For Value Received

KATHLEEN ROSS, AN UNMARRIED WOMAN and BRIAN J. ROSS, an unmarried man

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

RANDY KEADING and ELLEN KEADING, HUSBAND and WIFE

Address: 235 EAST 360 NORTH
SHOSHONE, IDAHO 83352

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

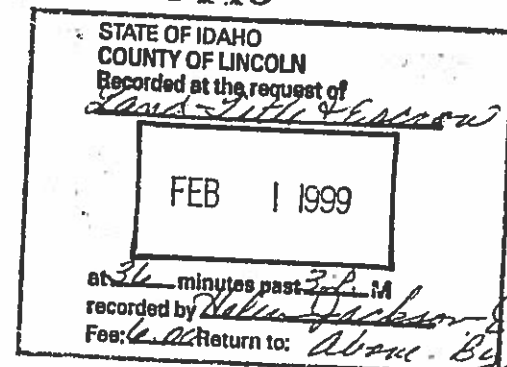
TOWNSHIP 5 SOUTH, RANGE 18, EAST OF THE BOISE MERIDIAN,
LINCOLN COUNTY, IDAHO

Section 17: W $\frac{1}{2}$ W $\frac{1}{2}$;

Section 18: E $\frac{1}{2}$ E $\frac{1}{2}$; W $\frac{1}{2}$ SE $\frac{1}{4}$;

Section 19: N $\frac{1}{2}$ NE $\frac{1}{4}$;

Section 20: NW $\frac{1}{4}$ NW $\frac{1}{4}$;



Together with all water and water rights, ditches and ditch rights, used thereon or appurtenant thereto, including but not limited to 167.50 shares of Stock in Big Wood Canal Company and also including any licensed domestic or irrigation water rights, licenses with the State or Idaho.

SUBJECT TO:

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

Taxes subsequent to the year 1998, which are not yet due or payable.

County records, affecting the $\frac{1}{4}$ SE $\frac{1}{4}$ and the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section , Township 5 South, Range 18, 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: January 20, 1999

Kathleen Ross
Kathleen Ross

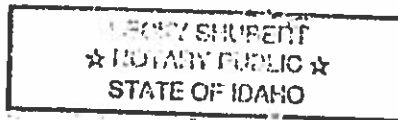
Brian J. Ross
Brian J. Ross

STATE OF IDAHO)

COUNTY OF Jerome) ss. ,

On this 5th day of January, 1999, before me, the undersigned, a Notary Public in and for said State, personally appeared Brian J. Ross, 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.

Becky Shupert
Notary Public
Residing at:
My Commission expires:



STATE OF ILLINOIS)
COUNTY OF COOK) ss. ,

On this 21 day of January, 1999, before me, the undersigned, a Notary Public in and for said State, personally appeared Kathleen Ross, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

Maria L. Ward
Notary Public
Residing at:

166450

STATE OF IDAHO
COUNTY OF LINCOLN
Recorded at the request of
Land Title & Abstract

FEB 4 1999

at 41 minutes past 3 P. M.
recorded by Walter Jackson, Jr.
Fee 6.00 Return to: above byWARRANTY DEED

FOR VALUE RECEIVED, THE FEDERAL LAND BANK OF SPOKANE, a corporation, the Grantor, does hereby grant, bargain, sell and convey unto KATHLEEN ROSS, a single person, and BRIAN J. ROSS and MICHELLE R. ROSS, husband and wife, Grantees, the following described premises in Lincoln County, Idaho, to-wit:

Township 5 South, Range 18 East, Boise Meridian,

Section 17: W $\frac{1}{2}$ W $\frac{1}{2}$
Section 18: E $\frac{1}{2}$ E $\frac{1}{2}$, W $\frac{1}{2}$ SE $\frac{1}{4}$
Section 19: N $\frac{1}{2}$ NE $\frac{1}{4}$
Section 20: NW $\frac{1}{4}$ NW $\frac{1}{4}$

Together with all tenements, hereditaments and appurtenances thereunto belonging or any wise appertaining, including existing water rights and irrigation company stock, including 167.5 shares of stock in Big Wood Canal Company, and decreed water right for 322 inches of water, subject to any and all easements, rights of way, or restrictions of record.

Seller also hereby transfers to Purchasers all rights that Seller had in any Government Grain Program relative to the above-described real property.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees that they are the owners in fee simple of said premises; that the premises are free from all encumbrances except easements and encumbrances of record, and that they will

warrant and defend the same from all lawful claims whatsoever.

DATED: December 17th, 1987.

FEDERAL LAND BANK OF SPOKANE

By: Jon W. Maughn

Position: Credit Officer

STATE OF IDAHO)

Jerome)

ss.)

County of ~~Twin Falls~~)

On this 18th day of December, 1987, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Jon W. Maughn, known to me to be the Credit Officer of the Federal Land Bank of Spokane who executed the foregoing instrument on behalf of the said corporation, and acknowledged to me that such corporation executed the same.

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

Rick Bernsen
NOTARY PUBLIC FOR IDAHO

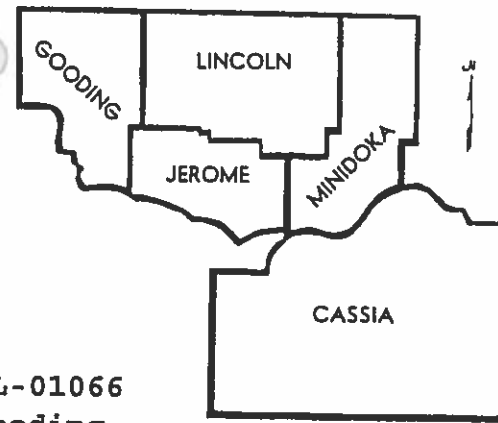
Residing at: Jerome

My commission expires: July 1991

RICK BERNSEN
NOTARY PUBLIC
FOR THE STATE OF IDAHO
Residing: Jerome, Idaho
My Commission Expires July 1991

Land Title and Escrow, Inc.

A FULL SERVICE TITLE COMPANY



February 4, 1999

REFER TO: GL-01066
OFFICE: Gooding

State of Idaho
Department of Water Resources
Southern Region
1341 FILLMORE SUITE 200
Twin Falls, Idaho 83301-3380

RECEIVED
FEB 08 1999
Department of Water Resources
Southern Region

RE: Notice of Change of Water Right Ownership
Ross to Keading
Cert. Mail #Z 380 159 663

Dear Sirs:

At the request of the Buyer, we are forwarding to your office the following in connection with the above referenced:

- Notice of Change of Water Right Ownership
- Copy of Deed # 166446, 166470 & 162506
- Copy of Map

Thank You,

LAND TITLE AND ESCROW, INC.

Keri Craig
Keri Craig

(208) 934-8477

P.O. Box 473, 546 Main Street
Gooding, Idaho 83330

cc:

BOX 177, BURLEY, IDAHO 83318
PHONE 878-3524 - FAX 878-4435

BOX 348, JEROME, IDAHO 83338
PHONE 324-3357 - FAX 324-8861

BOX 473, GOODING, IDAHO 83330
PHONE 934-8477 - FAX 934-5800

BOX 111, RUPERT, IDAHO 83350
PHONE 436-0808 - FAX 436-1189

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: A37-00587
Date Received: 5/31/1988
Receipt No: 5000294

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BRIAN J. ROSS 208-886-2927
Address: 350 NORTH 225 EAST
SHOSHONE, ID 83352

AND/OR

Name: MICHELLE R. ROSS 208-886-2927
Address: 350 NORTH 225 EAST
SHOSHONE, ID 83352

2. Date of Priority: APR 02, 1905

3. Source: BIG WOOD RIVER Trib. to: MALAD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04S	18E	15	SW	NW	SE		LINCOLN
		20	SW	SW	SW	R	LINCOLN

5. Description of diverting works:
HEADGATE & N. SHOSHONE CANAL; CALHOUN #17 HEADGATE IN CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.800		

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

8. Total consumptive use is 831.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	18E	17	NW	NW		IRR	38.0
			SW	NW		IRR	31.0
			NW	SW		IRR	10.0
			SW	SW		IRR	20.0
					Section Acres		99.0
		18	NE	NE		IRR	36.0
			SE	NE		IRR	36.0
			NE	SE		IRR	38.0
			NW	SE		IRR	40.0
			SW	SE		IRR	15.0
			SE	SE		IRR	13.0
					Section Acres		178.0
			Total Acres		277.0		

11. Place of use in counties: LINCOLN

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

13. Other Water Rights Used:

37-0586, 37-0589, SHARES IN BIG WOOD CANAL CO.

14. Remarks:

15. Basis of Claim: DECREED

Water Right Number:

Case Number:

Court :

Decree date:

S. C. FROST, ET. AL.

Decree Plaintiff

vs

ALTURAS WATER COMPANY, ET. AL.

Decree Defendant

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 X 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): Brian J. Ross Date: 31 May 88

Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 31st day

of May 19 88

Mary A. Baldwin
Notary Public

Seal

Residing at Gooding Id

My Commission Expires 10/16/1992

07/12/2004

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

RIGHT NUMBER: 37-587

NAME AND ADDRESS: RANDY KEADING
235 E 360 N
SHOSHONE ID 83352

ELLEN KEADING
235 E 360 N
SHOSHONE ID 83352

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 0.800 CFS

PRIORITY DATE: 04/02/1905

POINT OF DIVERSION:

T03S R18E S9 SENESE Within LINCOLN County

T04S R18E S15 SWNWSE Within LINCOLN County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/15 11/15	0.800 CFS

PLACE OF USE: IRRIGATION Within LINCOLN County

T05S R18E S17	NWNW	34.0	T05S R18E S17	SWNW	32.0
T05S R18E S17	NWSW	23.0	T05S R18E S17	SWSW	18.0
T05S R18E S18	NENE	38.0	T05S R18E S18	SENE	34.0
T05S R18E S18	NESE	36.0	T05S R18E S18	NWSE	40.0
T05S R18E S18	SWSE	4.1	T05S R18E S18	SESE	7.8

266.9 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 266.9 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 37-586 & 37-589.

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.

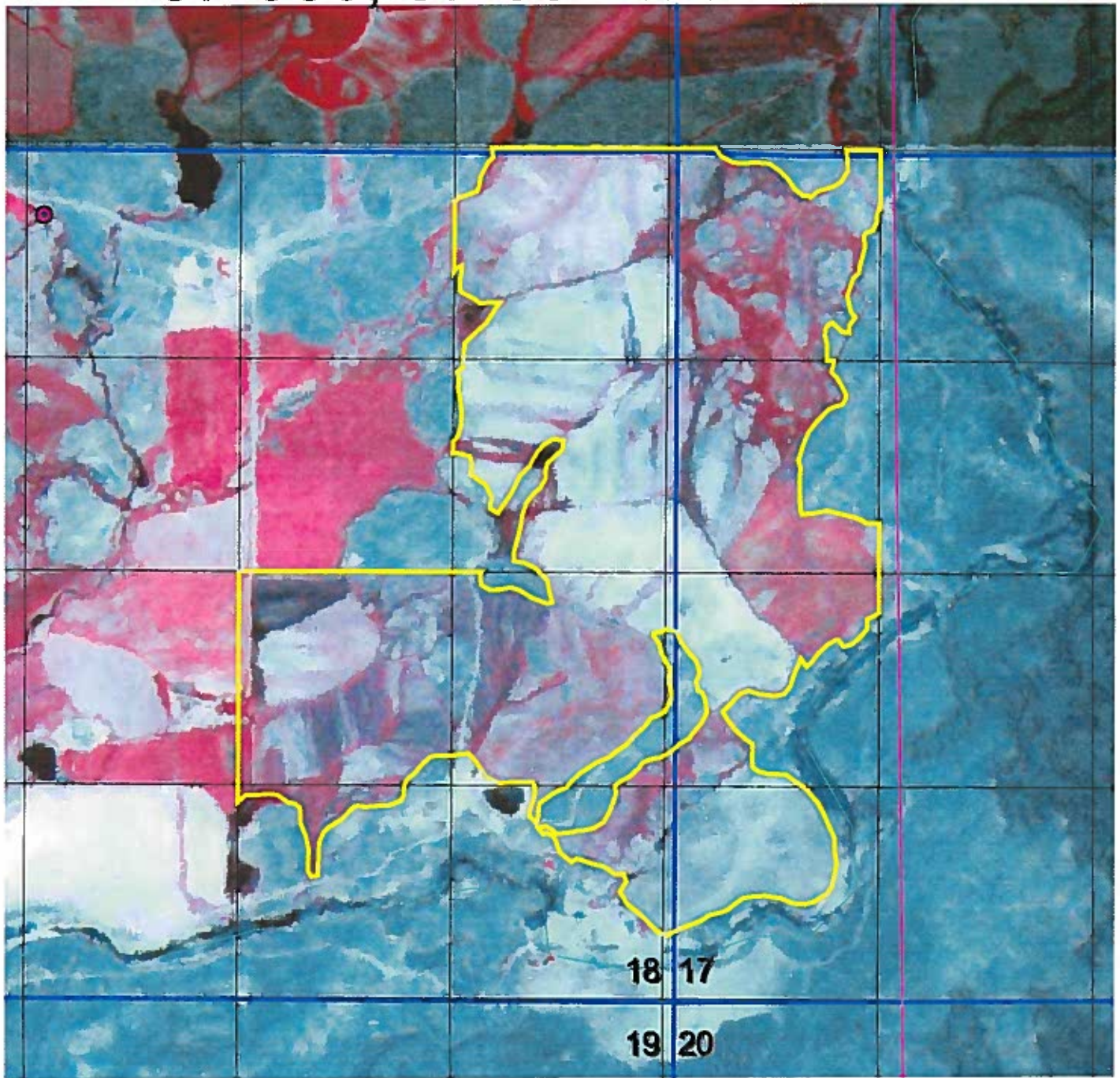
EXPLANATORY MATERIAL: Decreed

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT
TO SECTION 42-1425, IDAHO CODE.

USE OF THIS RIGHT IS COMBINED WITH WATER FROM BIG WOOD CANAL
CO.

IDAHO DEPT OF WATER RESOURCES

37-586, 37-587 & 37-589



1320 0 1320 Feet

-  Basin 37 part 1-POU
-  Basin 37 part 1-POD
-  Ownership FED-Private
-  Streams
-  Section Lines
-  Quarter - Quarter lines

TWN: 5S
RNG: 18E
SEC. 17 & 18



GIS Place of Use Presentation
NAPP Aerial Photo 1987/1988
By Steve Clelland

Date: JULY 12, 2004

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-587

WATER RIGHT NUMBER: 37-587

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	GEORGE J ROESSLER
	, ZZ

Priority Date: 04/02/1905

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
BIG WOOD RIVER	MALAD RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	/ to /	0.800 CFS	
	<u>Total Diversion:</u>	0.800 CFS	

Location of Point(s) of Diversion

BIG WOOD RIVER	SW1/4SW1/4	Sec. 20, Twp 04S, Rge 18E, B.M.
LINCOLN County	(Rediversion)	
BIG WOOD RIVER	NW1/4SE1/4	Sec. 15, Twp 04S, Rge 18E, B.M.
LINCOLN 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	
04S 18E 28						X	X										
04S 18E 29	X			X													
05S 18E 18														X			

Conditions of Approval:Remarks:

- General P/D NOT GIVEN IN DECREE BUT DETERMINED FROM WATERMASTER.
AC. IRRIG. NOT SPECIFIED. FARM = 200 AC.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-587

Comments:

Dates and Other Information:

Licensed Date:
Decreed Date: 12/13/1909
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: 37
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