

1973 JUL 15 AM 3:28

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

NOTICE OF COMPLETED ADMINISTRATIVE PROCEEDINGS

SUB CASE NO. 45-10726, 45-10727

IDWR has completed the following Administrative proceeding: **SUBSTITUTION OF PARTY**

Does the change in "ownership" result in a splitting of the water right claimed? ☐ Yes ☒ No

FROM: Claimant/Seller(s):

Name and Address of Claimant/Seller(s):

Orval E Roberson
Idalene M Roberson
3060 Hiland Ave
Burley ID 83318
Phone: 678-8471

TO: Claimant/Purchaser(s):

Name and Address of Claimant/Purchaser(s):

Cory L Parish
Lori A Parish
3060 Hiland Ave
Burley ID 83318
Phone:

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

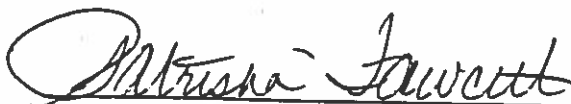
DATED: 2/14/98

Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 7-15, 1998, I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls ID 83303-2707
2. One Copy to:
Claimant/Seller for Substitution of Party or attorney of record:
Orval E Roberson
Idalene M Roberson
3060 Hiland Ave
Burley ID 83318
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:
Cory L Parish
Lori A Parish
3060 Hiland Ave
Burley ID 83318
4. One Copy to:
Each party in the subcase or attorney of record:
5. One Copy to:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449
6. One Copy to:
United States Dept Of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724



Signature of person or attorney mailing the form

AJ5856NP

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

DATE: JUL-14-1998
PAGE: A-1

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 45-10726

NAME & ADDRESS: CORY L PARISH
LORI A PARISH
3060 HILAND AVE
BURLEY ID 83318

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 07/15/1958

POINT OF DIVERSION: T10S R23E S32 NESENE 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
T10S R23E S32 SENE

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. 10S23E321810

FILED
DISTRICT CLERK - SRBA
TWIN FALLS CO., IDAHO
JUL 15 11 3: 28

AJ5856NP

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

DATE: JUL-14-1998

PAGE: A-2

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 45-10727

NAME & ADDRESS: CORY L PARISH
LORI A PARISH
3060 HILAND AVE
BURLEY ID 83318

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 07/15/1958

POINT OF DIVERSION: T10S R23E S32 NESENE Within CASSIA County

PURPOSE AND

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

PLACE OF USE: DOMESTIC Within CASSIA County
T10S R23E S32 SENE

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. 10S23E321810

REC'D JUL 15 AM 3:28
DISTRICT CLERK - SNBA
TWIN FALLS CO., IDAHO



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

July 15, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

CORY L PARISH
LORI A PARISH
3060 HILAND AVE
BURLEY ID 83318

RE: SRBA Claim(s) 45-10726, 45-10727

Dear Claimant:

Please find the enclosed copy of the Notice of Completed Administrative Proceeding which the department has filed with the SRBA Court regarding the above referenced claims. You have received this notice pursuant to SRBA Court Administrative Order 11 requiring IDWR to report to the court and interested parties any pending changes to adjudication claims in basins for which a Director's Report has been filed with the court.

Please contact this office if you have any questions about the notice or the administrative process.

Sincerely,

Trish Fawcett
Technical Records Specialist

/tf

cc: Orval and Idalene Robinson

NCAP-both

RECEIVED

JUL 09 1998

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.Department of Water Resources
Southern Region

1. Water Right No(s).: A45-10726 & A45-10727
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 Orval E. and Idalene M. Roberson
3060 Hiland Avenue, Burley, Id 83318
4. New Owner/Claimant(s) Cory L. and Lori A. Parish
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Mailing Address 3060 Hiland Avenue, Burley, ID 83318
City, State and ZIP Code _____
New Telephone Number () _____
5. Date you acquired the property June 30, 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 _____ 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) Cory L. Parish
(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..

256417

WARRANTY DEED

IN THE COUNTY OF CASSIA, STATE OF IDAHO

#30165

JUL 09 1998

For Value Received

Department of Water Resources
Southern Region

ORVAL E. ROBERSON and IDALENE M. ROBERSON, husband and wife

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

CORY L. PARISH and LORI A. PARISH, husband and wife

Address: 3060 Hiland Avenue, Burley, ID 83318

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

**TOWNSHIP 10 SOUTH, RANGE 23 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO**

Section 32: Part of the SE $\frac{1}{4}$ NE $\frac{1}{4}$, more particularly described as follows:

**Commencing at a point 1,635 feet South of the Northeast corner of said Section 32;
Thence South 100 feet;
Thence West 270 feet;
Thence North 100 feet;
Thence East 270 feet to the Point of Beginning.**

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto.

SUBJECT TO:

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

Taxes for 1998 and subsequent years.

Assessments of the Burley Irrigation District and the rights and powers of said District as by law provided.

Declarations Imposing Restrictions and Agreements dated July 5, 1960 and recorded July 7, 1960 as Instrument No. 207218 in Book 16 of Miscellaneous, records of Cassia County, Idaho.

CERTIFICATE OF APPOINTMENT recorded October 13, 1970 as Instrument No. 53292 on Film No. 67, records of Cassia County, Idaho.

Reservation disclosed by Warranty Deed from Rulon J. Price and Hattie Price, husband and wife to Lonnie B. Swearingen, a single person, dated September 27, 1985 and recorded October 15, 1985 as Instrument No. 173345 on Film No. 176, records of Cassia County, 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.

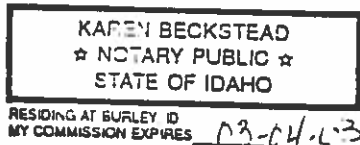
Dated: June 29, 1998

Orval E. Roberson
ORVAL E. ROBERSON

Idalene M. Roberson
IDALENE M. ROBERSON

BY: Orval E. Roberson
ORVAL E. ROBERSON, her
Attorney-In-Fact
STATE OF IDAHO)
COUNTY OF CASSIA) ss.

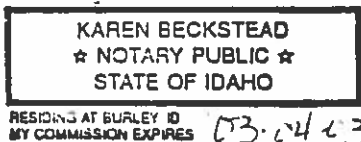
On this 29th day of June, 1998, before me, the undersigned, a Notary Public in and for said State, personally appeared ORVAL E. ROBERSON, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.



Karen Beckstead
Notary Public
Residing at: Burley
My Commission expires: 03/04/03

STATE OF IDAHO)
COUNTY OF CASSIA) ss.

On this 29th day of June, 1998, before me, the undersigned, a Notary Public in and for said State, personally appeared Orval E. Roberson, known or identified to me to be the person whose name is subscribed to the within instrument, as the Attorney-In-Fact of Idalene M. Roberson and acknowledged to me that he subscribed the name of Idalene M. Roberson thereto as principal, and his own name as Attorney-In-Fact.



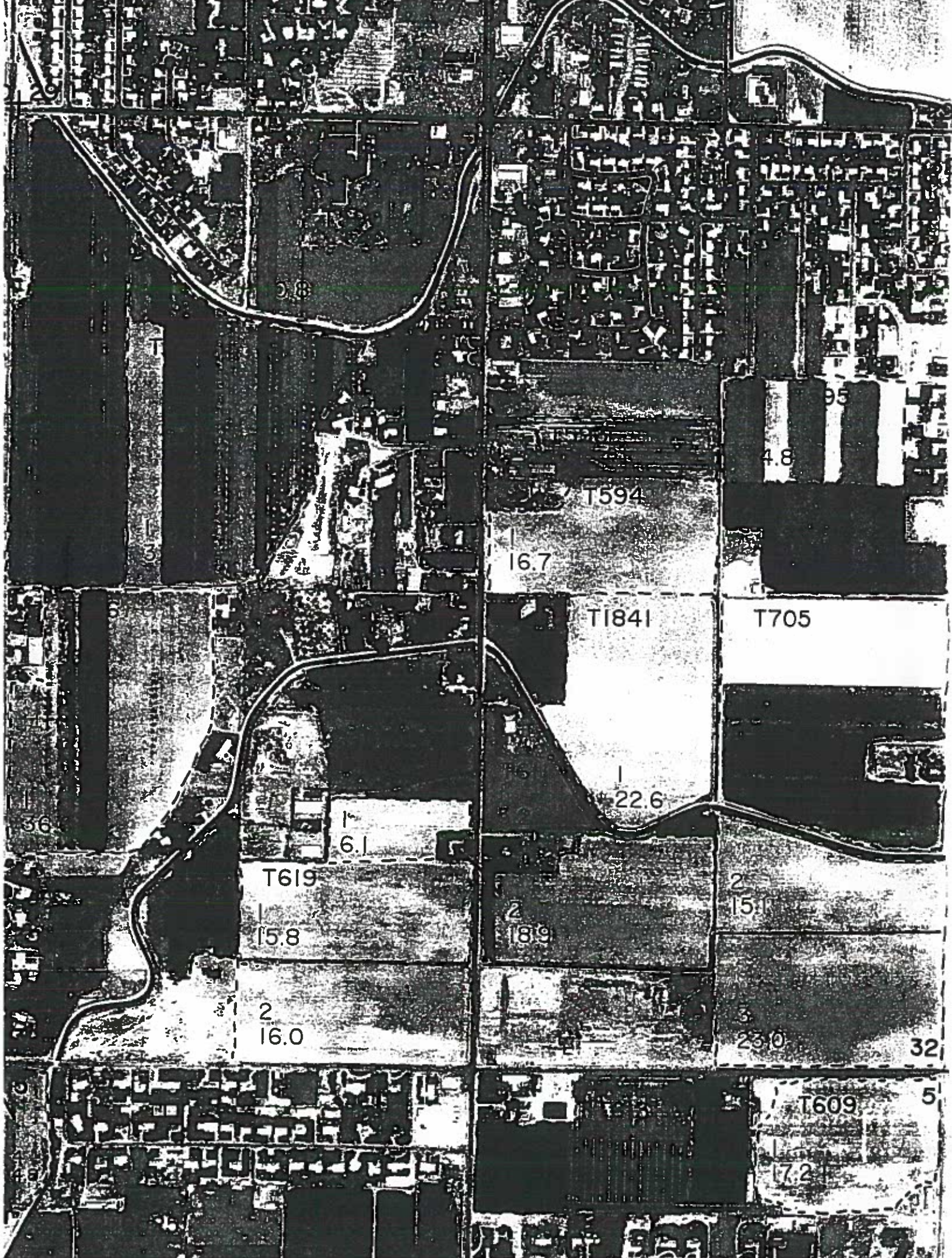
Karen Beckstead
Notary Public
Residing at: Burley
My Commission expires: 03/04/03

LAND TITLE & ESCROW

1998 JUN 30 A 11:59
CASSIA COUNTY, IDAHO
DAFNE L. M. ROSKELLEY
RECORDER
FEE: \$10.00

256417

RECORDED AT THE REQUEST OF
LAND TITLE & ESCROW
FILM 300



T594

16.7

T1841

22.6

T705

T619

15.8

2

16.0

6.1

2

18.9

2

15.1

3

23.0

T609

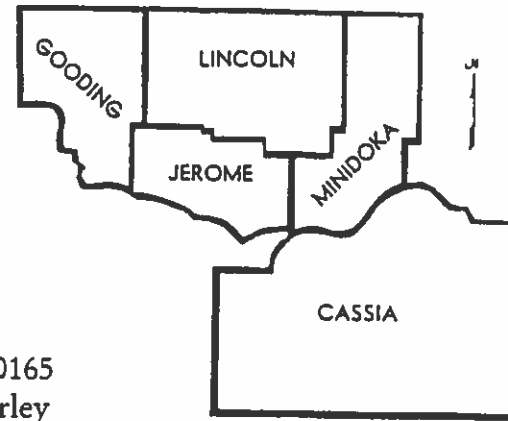
17.2

32

5

Land Title and Escrow, Inc.

A FULL SERVICE TITLE COMPANY



REFER TO: #30165
OFFICE: Burley

July 8, 1998

RECEIVED

JUL 09 1998

Idaho Dept. of Water Resources
1341 Fillmore Street, Suite 200
Twin Falls, Idaho 83301-3380

Department of Water Resources
Southern Region

Re: Cory L. Parish

Dear Sir/Madam:

Enclosed with this letter please find an original executed Notice of Change of Water Right Ownership on property located in Cassia County, Idaho along with an aerial photo.

Would you please make the necessary changes in your records to indicate the new owners as Cory L. and Lori A. Parish for future assessments.

Should you have any questions concerning this matter, please don't hesitate to contact me.

Very truly yours,
LAND TITLE AND ESCROW, INC.

A handwritten signature in cursive script that reads "Nancy Garrett".

Nancy Garrett
Reconveyance Department

/nrg
enc.

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 834-8477 - FAX 834-5880

BOX 111, RUPERT, IDAHO 83350
PHONE 436-0808 - FAX 436-1198

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: A45-10727
Date Received: 5/22/1989
Receipt No: S007262
Received By: AD

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LONNIE B. SWEARNINGEN 208-678-7668
Address: 3060 HILAND AVE.
BURLEY, ID 83318
OR
Name: ROSE SWEARNINGEN 208-678-7668
Address: 3060 HILAND AVE.
BURLEY, ID 83318
2. Date of Priority: JUL 15, 1958
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:
Township Range Section 1/4 of 1/4 of 1/4 Lot County
10S 23E 32 NE SE NE CASSIA
5. Description of diverting works:
WELL 100' & 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/ LAWN IRRIG.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10S	23E	32	SE	NE		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:
A45-10726 FOR CULINARY USE.

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 _____

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. A45-10727
Date Received 5/22/89 AD
Receipt Number 5007262

RECEIVED **NOTICE OF CLAIM**
TO A
WATER RIGHT

MAY 22 1989

Department of Water Resources
Southern Region Office

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

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) LONNIE B. OR ROSE SWEARINGIN Phone (208) 678-7668

Mailing Address 3060 HILAND AVE - BURLEY IDAHO Zip 83318

2. Date of Priority (Only one per claim) JULY 15, 1958 Month/Day/Year

3. 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 10 SOUTH Range 23 EAST

Section 32, NE 1/4 of SE 1/4 of NE 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 100' PUMP

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

For DOMESTIC purposes from 7/1 Month/Day to 12/31 Month/Day amount 0.04 (cfs)
(Both dates are inclusive)

For _____ purposes from _____ to _____ amount _____

7. Total quantity claimed 0.04 (cfs)

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served; Stockwater: Type and Number of livestock) DOMESTIC LAWN IRRIGATION

MICROFILMED

MAR 08 1993

10. Place of use is: Township: 10 SOUTH Range 23 EAST

Section 32, SE 1/4 of NE 1/4, Govt. Lot _____, B.M.,

County of _____ 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? _____

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 ()

SECOND WELL USED FOR HOUSE

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 _____

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

Signature of Claimant (s) [Signature] Date 5-18-89

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 _____ } SS.

County of Cassia }

Subscribed and sworn (or affirmed) before me this 18th day of May 1989

SEAL

Notary Public [Signature]

Residing at Boise Idaho

My Commission Expires 12/7 1994

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

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MAR 08 1993



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

Aug 1, 1989

Re: A45-10726
A45-10727-

LONNIE B SWEARINGEN
3060 HILAND AVE
BURLEY ID 83318

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,

A handwritten signature in dark ink, appearing to read 'Judy Givens'.

Judy Givens
Adjudication Secretary

/jg

Enclosures:

MICROFILMED
MAR 08 1993

AJ5856NP

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

DATE: SEP-9-1997

PAGE: A-489

RIGHT NUMBER: 45-10727

NAME & ADDRESS: ORVAL E ROBERSON
IDALENE M ROBERSON
3060 HILAND AVENUE
BURLEY ID 83318

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 07/15/1958

POINT OF DIVERSION: T10S R23E S32 NESENE Within CASSIA County

PURPOSE AND

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

PLACE OF USE: DOMESTIC Within CASSIA County
T10S R23E S32 SENE

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. 10S23E321810

Claim proofread by: Q1
Date: 9 26



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: **A45-10727**

Date Received: 5/22/1989

Receipt No: S007262

Received By: _____

ownership change JK

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

1. Name: ORVAL E ROBERSON 208-678-8471
Address: 3060 HILAND AVENUE
BURLEY ID 83318

AND

Name: IDALENE M ROBERSON 208-678-8471
Address: 3060 HILAND AVENUE
BURLEY ID 83318

2. Date of Priority: JUL 15, 1958

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10S	23E	32	NE	SE	NE		CASSIA

5. Description of diverting works:
WELL 100' & 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/ LAWN IRRIG.

MICROFILMED
OCT 28 1994

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
10S	23E	32	SE NE		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:
A45-10726 FOR CULINARY USE.

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
OCT 28 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

. *Coral Roberson*
. *3060 Hiland Ave.*
. *Burley ID 83318*

MAILING DATE: *Aug. 3, 1998*

RESPONSE DATE: *Aug. 23, 1998*

RE: NOTICE OF CLAIM NO[S]: *A45-10726, A45-10727*

Dear Claimant(s):

We are currently preparing the Notice(s) of Claim referenced above for the Director's Report in the Snake River Basin Adjudication. Our research indicates there may have been a change in either the ownership or address for the above claim(s). IDWR records currently show the following name and address for the owner of the claim(s) listed above:

. *Lorrie + Rose Swearingen*
. *3060 Hiland Ave.*
. *Burley ID 83318*

If our current records, as listed above, are not correct please complete the enclosed Change in Ownership or Change of Address form, as appropriate, to correct our records.

Your response must be received in this office by the Response Date indicated above. If no response is received from you, all further legal notices concerning the claim(s) will be sent to the name and address shown above. If you have claims other than those referenced here, please contact the Department so we may assist you in updating the information for all your claims. Should you have any questions, or feel that you need assistance, please contact IDWR at 1-800-451-4129.

Sincerely,

Donald V. Shaff
Manager Adjudication Section

state:region

Enclosures:

Change of Ownership Form
Change of Address Form

MICROFILMED

OCT 28 1994



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

DATE OF CLOSING: 2-5-91

LEGAL DESCRIPTION OF PROPERTY: Township 10 So. Range 23 E.

Section 32, 1/4 of 1/4 of 1/4 Govt. Lot

Lot , Block , Subdivision/Townsite

If you have additional legal descriptions, please attach separate sheet.

RECEIVED
AUG 12 1993
Department of Water Resources
Bozeman Region Office

- [] 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: A45-10726 A45-10737
- [] Name and Address of Former Owner/Claimant(s)(Seller): LONNIE SWEARINGEN
903 19th, HEXBURN, ID 83336
- [] New Owner/Claimant (Purchaser): ORVAL AND IDALENE ROBERSON
- [] New Mailing Address: 3060 HILAND
BURLEY, ID.
- [] New Telephone Number: (208) 678-8471
- [] 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: Photocopy of Warranty Deed

(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) Orval E. Roberson Date 8/9/93
Idalene Roberson Date 8-9-93
- [] Signature of Former Owner/Claimant(s): Date
 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 8/19/93 By: [Signature]

Further Action Needed:

Further Action Taken

Dates By:

Final Review and Data-Entry

Date By:

Claim Numbers of Split, if any:

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

211848

WARRANTY DEED

For Value Received

LONNIE B. SWEARINGEN, a single person

Indexed
Department of Water Resources
Southern Region Office
NOV. 12 1993

POOR ORIGINAL

the grantor do es hereby grant, bargain, sell and convey unto
ORVAL E. ROBERSON AND IDALENE M. ROBERSON, husband and wife
3060 Hiland Avenue, Burley, Idaho 85318

the grantees, the following described premises, to-wit:
TOWNSHIP 10 SOUTH, RANGE 23 EAST, BOISE MERIDIAN
Section 32: Part of the SE 1/4, described as follows:

Commencing at a point 1,635 feet South of the Northeast
corner of said Section 32;

Thence South 100 feet; Thence West 270 feet;

Thence North 100 feet; Thence East 270 feet to the Point
of Beginning.

LESS a County Road Right-of-way along the East.

ALL IN CASSIA COUNTY, STATE OF IDAHO

SUBJECT TO: General taxes for the year 1991 and subsequent years.

Assessments of the Burley Irrigation District and the rights and powers
of said District as by law provided.

Declarations Imposing Restrictions and Agreements, executed by Midstate
Land Company, a Washington corporation, dated July 5, 1960 and recorded
July 7, 1960 as Instrument No. 207218 in Book 16 of Misc. on pages 266,
267, 268 and 269, record of Cassia County, Idaho. AND Certificate of
appointment of Architectural Control Committee, recorded October 13, 1970
as Instrument No. 53292 on Film No. 67, records of Cassia County, Idaho.

Grantees herein jointly and severally hereby assume and covenant to perform
all the terms and conditions of the obligations set forth in that certain
Promissory Note executed by Lonnie B. Swearingen, a single person, and
delivered to Cameron-Brown Company, a North Carolina corporation in the
amount of \$53,560.00 (FIFTY THREE THOUSAND FIVE HUNDRED SIXTY AND NO/100)
dated October 15, 1985, and that certain Deed of Trust with Adjustable Rate
Rider and Mortgage Insurance Premium Rider, securing said Promissory Note
of even date therewith, upon the property conveyed in the Deed, which Deed
of Trust is recorded on October 15, 1985 as Instrument No. 173346 on Film
No. 176, records of Cassia County, Idaho, including, but not limited to,
the obligation to repay the debt.

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

Dated: January 15, 1991

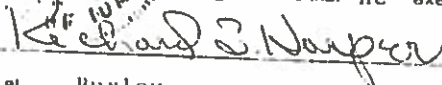

Lonnie B. Swearingen

STATE OF IDAHO, COUNTY OF CASSIA:

On this 5th day of February, 1991 before me, a
notary public in and for said State, personally appeared

Lonnie B. Swearingen

known to me to be the person whose name is subscribed to the
within instrument, and acknowledged to me that he executed the same.



Residing at Burley Idaho. Comm. Expires 2/20/92

FOR RECORDING INFORMATION

MICROFILMED

RECORDED AT THE REQUEST OF
CASSIA COUNTY ABSTRACT
FRANK H. REAPAS
RECORDED
FEB 5 11 44 AM '91
211848

Complete legal description of property of Orval and Idalene Roberson,
located at 3060 Hiland, Burley, Idaho 83318-3323

TOWNSHIP 10 SOUTH, RANGE 23 EAST, BOISE MERIDIAN
Section 32: Part of the SE $\frac{1}{4}$ NE $\frac{1}{4}$, described as follows:

Commencing at a point 1,635 feet South of the Northeast
corner of said Section 32;

Thence South 100 feet; Thence West 270 feet;

Thence North 100 feet; Thence East 270 feet to the Point
of Beginning.

LESS a County Road Right-of-way along the East.

ALL IN CASSIA COUNTY, STATE OF IDAHO

RECEIVED

AUG 12 1993

Department of Water Resources
Southwest Region Office

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SD-0601-2 Last Name: SWEARNINGEN

STATE

S E L	First Name	O W N	Water Right No.	Priority Date	Source	Total Diversion	Use Code Desc
	SWEARNINGEN						
	LONNIE B.	C	A45-10726	07/15/1958	GROUNDWATER	0.040	43 DOMEST
	ROSE	C	A45-10726	07/15/1958	GROUNDWATER	0.040	43 DOMEST
	LONNIE B.	C	A45-10727	07/15/1958	GROUNDWATER	0.040	43 DOMEST
	ROSE	C	A45-10727	07/15/1958	GROUNDWATER	0.040	43 DOMEST
	LONNIE B	C	R45-10726	07/15/1958	GROUNDWATER	0.040	43 DOMEST
	ROSE	C	R45-10726	07/15/1958	GROUNDWATER	0.040	43 DOMEST
	LONNIE B	C	R45-10727	07/15/1958	GROUNDWATER	0.040	43 DOMEST
	ROSE	C	R45-10727	07/15/1958	GROUNDWATER	0.040	43 DOMEST

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

MICROFILMED
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SD-0604-2 Township: 10S Range: 23E Section: 32		Tract:		Lot:	
S	L	STATE	O	S	Max # Records 135
E	O	Water	W	T	Priority Use
L	Tract T	Right No.	Name	AC	Date
			Last, First		Code Desc
-	SWNE	A01-00007Z0	BURLEY IRRIGATION DIST	C 40	D 04/01/1939 01 IRR
-			LING, ROGER D.		
-			BID		
-	SENE	A45-10726	SWEARNINGEN, LONNIE B.	C	J 07/15/1958 43 DOMEST
-			SWEARNINGEN, ROSE	C	
-	SENE	A45-10727	SWEARNINGEN, LONNIE B.	C	J 07/15/1958 43 DOMEST
-			SWEARNINGEN, ROSE	C	
-	SENE	A45-11778	YOST, MARLENE B.	C	J 07/01/1916 43 DOMEST
-					04 STOCK
-	SENE	A45-11778	YOST, MARLENE B.	C	J 07/01/1916 43 DOMEST
-					04 STOCK
-	SENE	R45-11778	YOST, MARLENE B	C	J 07/01/1916 43 DOMEST
-					04 STOCK
-	SENE	A01-00007Z0	BURLEY IRRIGATION DIST	C 3	D 04/01/1939 01 IRR
-			LING, ROGER D.		
-			BID		

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

MICROFILMED
OCT 28 1994

SD-0604-2 Township: 10S Range: 23E Section: 32				Tract:		Lot:	
S	L	STATE	O	S	Max # Records	135	
E	O	Water	Name	T	Priority	Use	
L Tract	T	Right No.	Last, First	N	AC	G	Date Code Desc
SENE		A45-12411	DAVIDS, WAYNE	C		J	01/01/1956 43 DOMEST
SENE		R45-11778	DAVIDS, ROBIN	C		J	07/01/1916 43 DOMEST
SENE		R45-10726	YOST, MARLENE B	C		J	07/01/1916 43 DOMEST
SENE		R45-10727	SWEARNINGEN, LONNIE B	C		J	07/15/1958 43 DOMEST
SENE		R45-10727	SWEARNINGEN, ROSE	C		J	07/15/1958 43 DOMEST
NENW		A36-04080	SWEARNINGEN, LONNIE B	C		J	07/15/1958 43 DOMEST
NENW		A45-04080	SWEARNINGEN, ROSE	C		S	11/01/1962 40 MUNI
NENW		A45-04097	CITY OF BURLEY	C		S	06/01/1925 40 MUNI
NENW		A45-04098	CITY OF BURLEY	C		S	06/01/1960 40 MUNI
NENW		A45-04099	CITY OF BURLEY	C		S	06/01/1940 40 MUNI
NENW		A45-07269	CITY OF BURLEY	C		L	05/25/1976 40 MUNI
NENW		A45-11794	GREENER, BYRON G.	C		J	07/20/1962 43 DOMEST
NENW		A45-11320	GREENER, NAOMI	C		J	01/01/1936 43 DOMEST
NENW		A45-11320	PARISH, WILMA N.	C		J	01/01/1936 43 DOMEST

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

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State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

19-Aug-1993

ORVAL E ROBERSON
IDALENE M ROBERSON
3060 HILAND AVENUE
BURLEY ID 83318

Re: Ownership Change for Adjudication Claim #A45-10726, A45-10727 -
SWEARNINGEN/ROBERSON

Dear Claimant(s):

Pursuant to notification that you presently own the property in which the above referenced Adjudication Claim is appurtenant, the Department has changed the record of the current owner as you requested. Please find enclosed a copy of the computer record of the claim noting the change in claimant.

Please review the record and if you have any corrections or questions, please feel free to call this office.

Sincerely,


Jeanie Robertson
Records Clerk

/jr
Enclosures

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Water Right Number - R45-10727

Prefix Translation: RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***
ROBERSON

ORVAL E

1 - 3060 HILAND AVENUE

2 -

3 -

City- BURLEY

State- ID Zip- 83318

Phone - 208-678-8471

ROBERSON

IDALENE M

1 - 3060 HILAND AVENUE

2 -

3 -

City- BURLEY

State- ID Zip- 83318

Phone - 208-678-8471

*** O - ORIGINAL OWNER ***
SWEARNINGEN

LONNIE B

1 - 3060 HILAND AVE

2 -

3 -

City- BURLEY

State- ID Zip- 83318

Phone - 208-678-7668

SWEARNINGEN

ROSE

1 - 3060 HILAND AVE

2 -

3 -

City- BURLEY

State- ID Zip- 83318

Phone - 208-678-7668

+ - - Priority Date - - +
07/15/1958+ - - - Region - - - +
ERROR IN REGION+ - - - Stage - - - +
J - BENEFICIAL USE

+ - - - Status - - - +

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

+ - - - - Tributary - - - - - +

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County

10S 23E 32 NE SE NE (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 - +
0.040+ - Total Consumptive Use - + + - KW Usage - +
0.0+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

10S

23E

32

SE NE

43 DOMESTIC

(31) CASSIA

Total Acres:

OCT 28 1994
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Water right number - R45-10727 Prefix Translation: RESEARCH

+ - - Diversion Means - WELL 100' & PUMP

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

+ - - Other Rights for Same Use - A45-10726 FOR CULINARY USE.

+ - - - - - Remarks - - - - - +
PARCEL NO. 10S23E321810

+ - - - - - 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

+ - - - - - Comments - - - - - +
Date: 08/19/1993 User Id: ROBERTSO Subject: OWNERSHIP CHANGE
Change of ownership form received 8/12/93, original owner Lonnie Swearingen-new owners Orval & Idalene Roberson. Copy of Warranty
Deed submitted with form. A45-10727 also changed this date. Contractor to continue review.

+ - - Audit Fields - - +
08/19/93 ROBERTSO

+ - - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 05/22/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S007262	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND	Presumption Flag	-
				Notice of Error Flag	-

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WATER RIGHT NUMBER - A45-10727

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (D) NUMBER -

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

+ - FIRST NAME - - +

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

*** C - CURRENT OWNER ***
SWEARNINGEN

LONNIE B.

1 - 3060 HILAND AVE.
2 -
3 -
CITY- BURLEY
PHONE - 208-678-7668
1 - 3060 HILAND AVE.
2 -
3 -
CITY- BURLEY
PHONE - 208-678-7668

STATE- ID ZIP- 83318

STATE- ID ZIP- 83318

SWEARNINGEN

ROSE

+ - - PRIORITY DATE - - +
07/15/1958

+ - - - REGION - - - +
ERROR IN REGION

+ - - - STAGE - - - +
J - BENEFICIAL USE

+ - - - STATUS - - - - +

+ - - - - SOURCE - - - - - +
GROUNDWATER

+ - - - - TRIBUTARY - - - - - +

+ - - - - POINT OF DIVERSION - - - - - +

TWN

RNG

SEC

TRACT

LOT

RFLG

COUNTY

STREAM INDEX (BLANK IF NO INDEX CODE)

10S

23E

32

NE SE NE

(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 DIV. CAPACITY - +

+ - TOTAL CONSUMPTIVE USE - +

+ - KW USAGE - +

0.040

0.0

+ - - - - PLACE OF USE - - - - - +

TWN

RNG

SEC

TRACT

LOT

ACRES

CODE

DESCRIPTION

COUNTY

10S

23E

32

SE NE

43

DOMESTIC

(31) CASSIA

+ - - DIVERSION MEANS - WELL 100' & PUMP

+ - - NON-IRRIGATION USE - D/ LAWN IRRIG.

+ - - OTHER RIGHTS FOR SAME USE - A45-10726 FOR CULINARY USE.

+ - - - - REMARKS - - - - - +

NO REMARKS FOUND.

+ - - - - OLD WATER RIGHT NUMBERS - - - - - +

NO OLD WATER RIGHT NUMBERS FOUND.

+ - - - - CONDITIONS OF APPROVAL - - - - - +

NO CONDITIONS OF APPROVAL FOUND.

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