

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	KENNETH S BLACK	10/30/1960	STOCKWATER	01-01 12-31	0.23 CFS	
C	NINA E BLACK		DOMESTIC	01-01 12-31	0.08 CFS	
	352 SOUTH HWY 27					
	BURLEY ID 83318					
	(208) 678-7963					
TOTAL DIVERSION:					0.23 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: ~~LICENSE~~ *J*

Point(s) of Diversion: T11S R23E S08

NENESW

CASSIA County

Place of use Legal Description for: STOCKWATER

NE				NW				SW				SE			
NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE
T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac
11S	23E	8	:	:	:	:	:	S	:	:	:	:	:	:	:

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE			
NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE
T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac
11S	23E	8	:	:	:	:	:	S	:	:	:	:	:	:	:

POU County: CASSIA

Non-Irrigation Uses: 2 HOMES

Other Rights: NONE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A45-12776

Remarks: EXP S/1500 HEAD CATTLE, D/ 2 HOUSES SINGLE OWNERSHIP

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

Comments: Date: 07/21/1997 User-ID: SCLELLAN Subject: RENUMBERED

No records found for 40-acre tract in WR DATABASE

only right on WR Data base for this Q/Q is Dept Interior 01-00219

needs N11 N10 N13

M003787 \$83.00 fees paid

updated 2-9-98 KHC / fees

AJ5809NP
No. R45-12776

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 01/31/98
PAGE: 21

=====

Comments: Date: 07/21/1997 User-ID: SCLELLAN Subject: RENUMBERED
THIS CLAIM WAS FIRST RECORDED AS A43-10301. THIS WAS THE WRONG
BASIN FOR THE RIGHT.
DIVERSION RATE AND LOCATION WERE CONFIRMED BY WATER MEAS. AGENT
DAN NELSON.

Audit: 07/21/97 SCLELLAN

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: A45-12776
Date Received: 5/31/1989
Receipt No: M003787
Received By: SCA

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: KENNETH S BLACK 208-678-7963
Address: 352 SOUTH HWY 27
BURLEY ID 83318

OR

Name: NINA E BLACK 208-678-7963
Address: 352 SOUTH HWY 27
BURLEY ID 83318

2. Date of Priority: OCT 30, 1960

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11S	23E	8	NE	NE	SW		CASSIA

5. Description of diverting works:
WELL 90' DEEP, 1HP PUMP. PIPED TO TROUGHTS & HOUSES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.230		
DOMESTIC	01/01	12/31	0.080		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/1500 HEAD CATTLE, D/ 2 HOUSES SINGLE OWNERSHIP

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11S	23E	8	NE	SW		STOCK	
			NE	SW		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:

15. Basis of Claim: LICENSE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ 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 _____

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

*Data Entry:
See 7/21/97*

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

1. Water Right Number(s) (A43-10301) A45-12776 *KB*
Adjudication Claim Number(s) _____

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

**Renumbered to Correct
BLSIN. See 7/21/97*

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) J. SPENCER BLACK

4. New Owner/Claimant(s) KENNETH S. BLACK

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

New Mailing Address 352 S. HWY 27

City, State and ZIP Code BURLEY, ID. 83318

New Telephone Number (208) 678-7963

5. Date you acquired the property OCT. 5, 1993

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) Kenneth S. Black Date 7/21/97

Date _____

8. (Corporations or other organizations must submit list of directors/officers demonstrating authority to sign form.)
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.

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: ~~A43-10301~~ **A45-12776**

Date Received: 5/31/1989

Receipt No: M003787

Received By: ECU

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: KENNETH S BLACK 208-678-7963
Address: 352 SOUTH HWY 27
BURLEY ID 83318

OR

Name: NINA E BLACK 208-678-7963
Address: 352 SOUTH HWY 27
BURLEY ID 83318

2. Date of Priority: OCT 30, 1960

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
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Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.230		
DOMESTIC	01/01	12/31	0.080		

7. Total Quantity Appropriated is:

0.230 C.F.S. (and/or) A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

S/1500 HEAD CATTLE, D/ 2 HOUSES SINGLE OWNERSHIP

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11S	23E	8	NE	SW		STOCK	
			NE	SW		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:

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): Kenneth L. Black Date: 7/21/97

Date: _____

State of Idaho)
County of TWIN FALLS) SS.

Subscribed and sworn (or affirmed) before me this 21st day
of July 19 97
Steve COO
Notary Public

Seal

Residing at Twin Falls
My Commission Expires 12/7/2000

WARRANTY DEED

For Value Received

J. SPENCER BLACK and ARICA BLACK, also known as ARICA L. BLACK, husband and wife

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

KENNEITH S. BLACK and NINA E. BLACK, husband and wife

ADDRESS: Route #3 Box 3099
Burley, Idaho 83318Hereinafter called the Grantee, the following described premises situated in CASSIA County, Idaho,
to-wit:

SEE ATTACHED EXHIBIT "A" FOR LEGAL DESCRIPTION

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

SUBJECT TO:

SEE ATTACHED EXHIBIT "B"

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: October 5th, 1993

J. Spencer Black
J. SPENCER BLACK

Arica L. Black
ARICA BLACK, aka ARICA L. BLACK

STATE OF IDAHO, COUNTY OF Cassia
On this 5th day of October, 1993
before me, a notary public in and for said State, personally appeared

J. SPENCER BLACK and
ARICA L. BLACK aka ARICA BLACK

known to me to be the persons whose names are
subscribed to the within instrument, and acknowledged
to me that they

LARRY HOBERTS
NOTARY PUBLIC
STATE OF IDAHO

Residing at Burley, Idaho
My Commission Expires

Residing at
Commission expires: 6-30-97

A45-12776

EXHIBIT "A"

PARCEL NO. 1:

TOWNSHIP 14 SOUTH, RANGE 25 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 19: E $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$

Section 20: SW $\frac{1}{4}$ SW $\frac{1}{4}$

Section 29: NW $\frac{1}{4}$ NW $\frac{1}{4}$

Section 30: NE $\frac{1}{4}$

PARCEL NO. 2:

TOWNSHIP 11 SOUTH, RANGE 23 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 8: N $\frac{1}{2}$ SW $\frac{1}{4}$ EXCEPTING THEREFROM the following described property:

Beginning at the Northeast corner of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 8;
Thence West along the quarter section line for 404.0 feet to a point;
Thence South along the centerline of a small irrigation ditch for 128.0 feet to a point on the bottom of a Burley Irrigation District Lateral;
Thence North 88°44' East along the centerline of said Irrigation Lateral for 404.10 feet to a point on the East line of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 8;
Thence North for 119.0 feet to the Point of Beginning.

ALSO EXCEPT that portion deeded to the State of Idaho for highway purposes.

EXHIBIT "B"

All Reservation in Patents or Deeds in the chain of title.

Taxes for 1993 and subsequent years.

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

Right of Way Deed for State Highway from DeTweede Northwestern and Pacific Hypotheekbank, a corporation, to the State of Idaho, dated December 7, 1935, and recorded May 9, 1936, as Instrument No. 118743 in Book 43 of Deeds, Page 494, records of Cassia County, Idaho, which contains the following: "There is also granted hereby an easement adjacent to the above described highway right of way for relocation of all irrigation and/or drainage ditches and structures now located on such right-of-way and such surface drain ditches as may be necessary to the proper construction of the highway." (Covers the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 8, Township 11 South, Range 23 East of the Boise Meridian.)

Reservations contained in Warranty Deed from Hypotheek Land Company to J. Spencer Black and Arica Black, husband and wife, dated January 9, 1961, and recorded January 11, 1961, as Instrument No. 209649 in Book 62 of Deeds, records of Cassia County, Idaho, which reads as follows: "EXCEPTING AND RESERVING unto the party of the first part, its successors and assigns forever, all minerals of any nature or description whatsoever upon, in or under aforesaid land or any part thereof including all coal, iron, natural gas and oil, and also the use of such of the surface ground as may be necessary for exploring for and mining or otherwise extracting or carrying away the same, provided, however, the party of the first part agrees to pay to the parties of the second part reasonable damages to the within described land and/or the crops and improvements thereof, caused by or resulting from the exploration for or removal of said minerals." (Covers the N $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 8, Township 11 South, Range 23 East of the Boise Meridian.)

Right of Way Deed from J. Spencer Black and Arica Black, husband and wife, to Unity Light and Power Company, dated February 6, 1961, and recorded February 6, 1961, as Instrument No. 56 on Film No. 1, records of Cassia County, Idaho, said right-of-way described as follows: Beginning 218 feet South of the Northeast corner of the N $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 8, Township 11 South, Range 23 East of the Boise Meridian; thence West 410 feet; thence South 20 feet; thence East 410 feet; thence North 20 feet to the Point of Beginning.

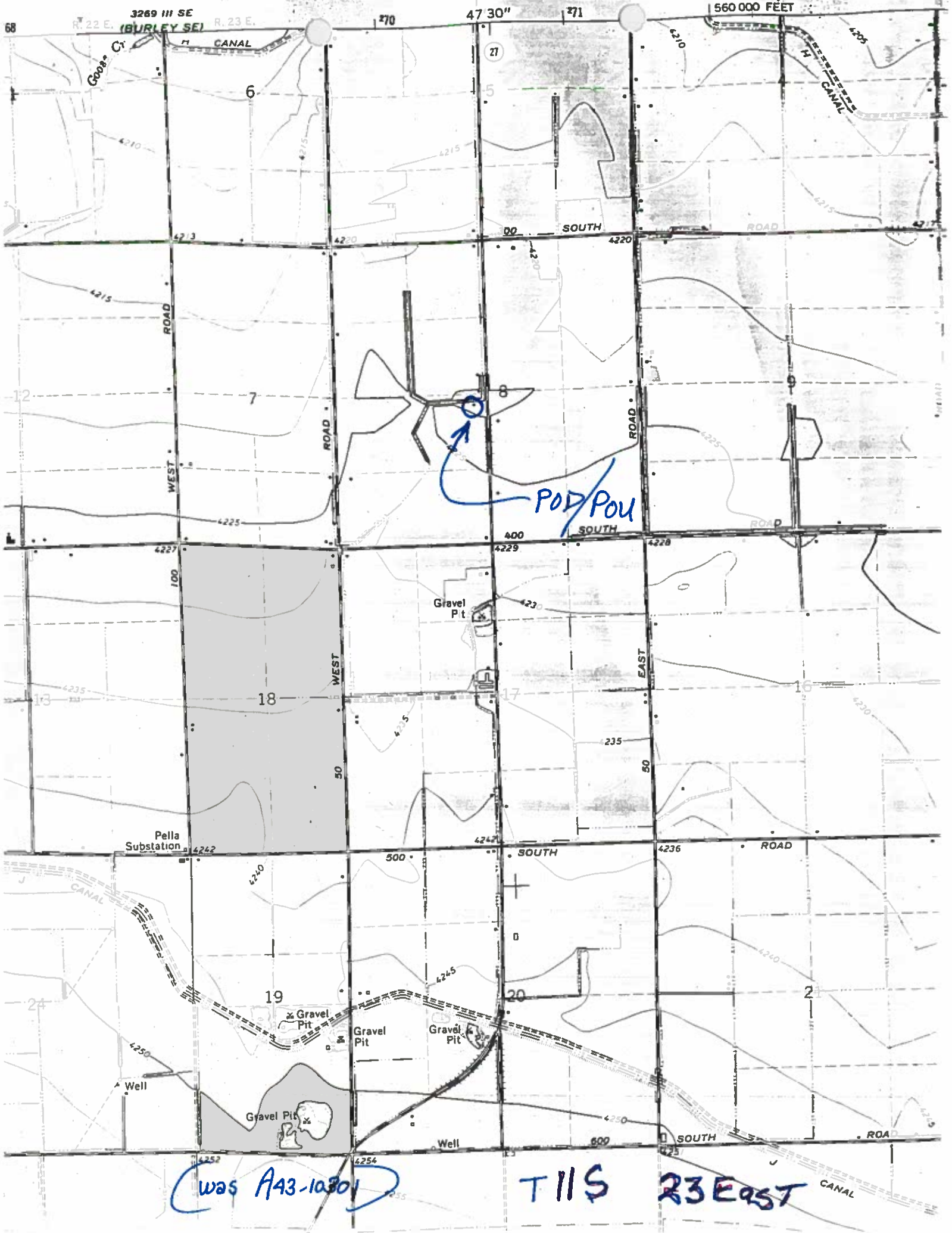
-Continued-

Right of Way's disclosed by Quitclaim Deed from Jay L. Black and Sharon L. Black, husband and wife, to J. Spencer Black and Arica L. Black, husband and wife, dated April 21, 1987 and recorded May 11, 1987 as Instrument No. 188121 on Film No. 190, records of Cassia County, Idaho, which reads as follows: "Subject to a Burley Irrigation District lateral right-of-way along the South side and a State Highway right-of-way along the East."

Mortgage from J. Spencer Black and Arica Black, his wife, to the United States of America, acting through the Farmers Home Administration, dated January 24, 1967, and recorded January 24, 1967, as Instrument No. 33296 on Film No. 47, records of Cassia County, Idaho. (Said Mortgage secured the original principal amount of \$30,220.00, however, no representation is made as to the present outstanding balance thereof.) (Parcels No. 1 & 2)

SUBORDINATION BY THE GOVERNMENT dated March 11, 1975, and recorded March 13, 1975, as Instrument No. 81773 on Film No. 94, records of Cassia County, Idaho, subordinating the lien of the above Mortgage to the lien of the Mortgage in favor of The Equitable Life Assurance Society of the United States.

Mortgage from J. Spencer Black and Arica Black, husband and wife, and Jay L. Black and Sharon L. Black, husband and wife, to The Equitable Life Assurance Society of the United States, a New York Corporation, dated February 25, 1975, and recorded March 13, 1975, as Instrument No. 81772 on Film No. 94, records of Cassia County, Idaho. (Said Mortgage secured the original principal amount of \$95,000.00, however, no representation is made as to the present outstanding balance thereof.) (Parcels No. 1 & 2)



68

3269 III SE
R. 22 E. (BURLEY SE) R. 23 E.

270

47 30"

271

560 000 FEET

Goose Cr

CANAL

CANAL

6

27

5

4210

4215

4215

4210

4205

4213

4220

4200

SOUTH

4220

ROAD

4217

4215

ROAD

WEST

7

ROAD

4225

400

SOUTH

4228

ROAD

Gravel Pit

4229

4230

12

13

18

WEST

50

17

EAST

50

16

Pella Substation

4242

500

SOUTH

4236

ROAD

24

19

Gravel Pit

Gravel Pit

Gravel Pit

20

2

4250

Well

Gravel Pit

Well

600

SOUTH

ROAD

was A43-10301

T11S 23E

CANAL

AJ0749NP
No. R45-12776

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

VERIFIED BY SM

DATE: 07/21/97
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	KENNETH S BLACK	10/30/1960	STOCKWATER	01-01 12-31	0.23 CFS	
C	NINA E BLACK		DOMESTIC	01-01 12-31	0.08 CFS	
	352 SOUTH HWY 27					
	BURLEY ID 83318					
	(208) 678-7963					
				TOTAL DIVERSION:	0.23 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T11S R23E S08

NENESW

CASSIA County

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
11S	23E	8	:																	:
			:																	:

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
11S	23E	8	:																	:
			:																	:

POU County: CASSIA

Non-Irrigation Uses: 2 HOMES

Other Rights: NONE

Remarks: EXP S/1500 HEAD CATTLE, D/ 2 HOUSES SINGLE OWNERSHIP

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

Comments: Date: 07/21/1997 User-ID: SCLELLAN Subject: RENUMBERED
THIS CLAIM WAS FIRST RECORDED AS A43-10301. THIS WAS THE WRONG
BASIN FOR THE RIGHT.

AJ0749NP
No. R45-12776

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 07/21/97
PAGE: 2

=====

Comments: Date: 07/21/1997 User-ID: SCLELLAN Subject: RENUMBERED
DIVERSION RATE AND LOCATION WERE CONFIRMED BY WATER MEAS. AGENT
DAN NELSON.

Audit: 07/21/97 SCLELLAN

6/9/94

COMMUNICATION DOCUMENTATION

Claim No. A45-12776

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Steve Clelland

July 21, 1997 9:09am

NAME: KEN BLACK RE: CALLIN WANTS APPT TO AMEND

I SUGGESTED HE COME IN AND RESOLVE THE QUESTIONS HE HAS. WE SET UP A MTG. FOR TODAY AT 3 PM.

July 21, 1997 3:56pm

NAME: KEN BLACK RE: CHANGE OF OWNER
CAMEIN

HE CAME IN TO COMPLETE THE CHANGE OF OWNERSHIP FOR THE RIGHT A43-10301; WHICH WAS DONE. DAN NELSON HAS CONFIRMED THE LOCATION AND FLOW RATE OF THIS RIGHT SO THE R-RECORD HAS BEEN CREATED AND THIS REVIEW IS CONSIDERED COMPLETE AT THIS TIME. (BARCODED AS SUCH)

DAN N. ALSO NOTIFIED ME OF THE NEED TO CHANGE THE BASIN LOCATION OF THE RIGHT. I REVIEWED THE INFO AND IT CLEARLY NEEDS RENUMBERED IN THE CORRECT BASIN = 45. RENUMBERED TO A45-12776.