

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED
JAN 06 2003
 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
37-10953					

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) Glenna R. Eden and Gary Eden
414 North 800 West, Gooding, ID 83330
4. New Owner/Claimant(s) Jeff Eden and Tabatha Gehrig
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 610 West County Line Road Gooding, ID 83330
- City, State and ZIP Code _____
- New Telephone Number () _____
5. Date you acquired the property 12-31-2002

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) _____
(include title if applicable) Naibatra Grewing

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>[Signature]</u>	Date <u>11/7/03</u>	Fee <u>25.00</u>
Received by <u>[Signature]</u>	Date <u>11/10/03</u>	Receipt No. <u>5025401</u>
Processed by <u>[Signature]</u> AJ	Date _____	WR _____ Date _____

WARRANTY DEED

#GL-03756



For Value Received

Gary Eden and Glenna R. Eden, husband and wife

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

Jeff Eden, a single man and Tabatha Gehrig, a single woman, as joint tenants
Address: 610 W CountyLine Rd., Gooding, ID 83330

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

TOWNSHIP 5 SOUTH, RANGE 16 EAST OF THE BOISE MERIDIAN, LINCOLN COUNTY, IDAHO

Section 5: A parcel of land located in Government Lots 3 & 4, more particularly described as follows.

Commencing at the Northwest corner of said Section 5, from which the North One Quarter (N $\frac{1}{4}$) Corner of said Section 5 bears N89°45'00"E-2652.73 feet,
Thence N89°45'00"E along the North boundary of the NW $\frac{1}{4}$ of said Section 5 for a distance of 134.64 feet to the TRUE POINT OF BEGINNING;
Thence continuing N89°45'00"E along the North boundary of the NW $\frac{1}{4}$ of said Section 5 for a distance of 1658.09 feet;
Thence S00°36'38"E parallel with the East boundary of the NW $\frac{1}{4}$ of said Section 5 for a distance of 505.12 feet;
Thence S65°49'41"W for a distance of 102.76 feet;
Thence S70°38'29"W (recorded S70°38'19"W) for a distance of 170.39 feet;
Thence S75°40'02"W (recorded S79°39'52"W) for a distance of 271.71 feet;
Thence N88°02'58"W (recorded N88°03'08"W) for a distance of 1162.51 feet;
Thence N3°31'14"E (recorded N3°31'04"E) for a distance of 227.38 feet;
Thence N00°18'26"E for a distance of 397.17 feet (recorded N00°20'00"E for a distance of 397.30 feet), to the TRUE POINT OF BEGINNING.

SUBJECT TO

1-A 25.0 foot wide County road Easement along the North boundary of the before described parcel.

SUBJECT TO:

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

Taxes for 2002 and subsequent years, taxes are an accruing lien, not yet due or payable.

Assessments of the American Falls Reservoir District No. 2 and the rights and powers of said District as by law provided.

Assessments of the Big Wood Canal Company and the rights and powers of said Company as by law provided.

Right of way for canals, laterals and waste ditches of Big Wood Canal Company.

Power Line Easement given by C. F. Guinn and Dessie M. Guinn, husband and wife, to Idaho Power company, a corporation, dated November 12, 1941, recorded June 1, 1942 in Book 5 Page 202 as Instrument Number 82486, Lincoln County records, affecting a portion of Lot 4, Section 5, Township 5 South, Range 16, East Boise Meridian.

Power Line Easement given by Charles F. Guinn and Dessie M. Guinn, husband and wife, to Idaho Power Company, a corporation, dated September 27, 1967, recorded February 23, 1968 as Instrument Number 120799, Lincoln County records, affecting a portion of Lot 4, Section 5, Township 5 South, Range 16, East Boise Meridian.

Subject to non-exclusive easements as contained in Warranty Deed dated April 8, 1980, recorded December

11, 1992 as Instrument Number 156531, Lincoln County records.

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to 20 shares of Capital Stock in American Falls No. 2 also including any licensed or domestic or irrigation water rights and licenses with the State of 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: December 27, 2002

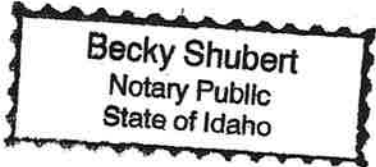
Gary Eden
Gary Eden

Glenna R. Eden
Glenna R. Eden

STATE OF IDAHO)
) ss.
COUNTY OF Gooding)

On this 27 day of **December, 2002**, before me, the undersigned, a Notary Public in and for said State, personally appeared **Gary Eden and Glenna R. Eden**, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

Becky Shubert
Notary Public
Residing at: Wendell, ID
My Commission expires: 02-23-05



THIS PLAT IS MADE SOLELY FOR THE PURPOSE OF ASSISTING IN LOCATING THE LAND, AND THE CO. ASSUMES NO LIABILITY FOR VARIATIONS, IF ANY, WITH AN ACTUAL SURVEY.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-10953 V1

WATER RIGHT NUMBER: 37-10953 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	TABATHA GEHRIG 610 W COUNTY LINE RD GOODING, ID 83330
Current Owner	JEFF EDEN 610 W COUNTY LINE RD GOODING, ID 83330
Directors Report Owner	GLENNA R EDEN 414 N 800 W GOODING, ID 83330 (208)886-2180
Directors Report Owner	GARY EDEN 414 N 800 W GOODING, ID 83330 (208)886-2180
Original Owner	ORLANDO BEORCHIA 610 W COUNTY LINE RD GOODING, ID 83330 (208)886-2765
Original Owner	JANET BEORCHIA 610 W COUNTY LINE RD GOODING, ID 83330 (208)886-2765

Priority Date: 04/25/1940

Basis: Decreed

Status: Active

SourceTributary

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	01/01 to 12/31	0.040 CFS	
DOMESTIC	01/01 to 12/31	0.040 CFS	
	<u>Total Diversion:</u>	0.080 CFS	

Location of Point(s) of Diversion

GROUND WATER L4 (NW1/4NW1/4NW1/4) Sec. 5, Twp 05S, Rge 16E, B.M.
LINCOLN County

Place of UseSTOCKWATER Within LINCOLN County

T05S R16E S05 Lot 4 NWNW

DOMESTIC Within LINCOLN County

T05S R16E S05 Lot 4 NWNW

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 37-10953 V1

Conditions of Approval:

1. 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 42-1412(6), IDAHO CODE.
2. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
3. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks:

Dates and Other Information:

Decreed Date: 12/11/2002
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag:
State or Federal: S
Owner Name Connector: AND
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

SubCase:

SubCase Number: 37-10953
Class: 1
SF5 Filed Date:
Special Master Recom Signed Date:
Attorney Assigned:
Adjudication Agent: Carter Fritschle
Basis of Claim:
Date Filed: 10/11/2002 Objection Status: Active



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

January 7, 2003

JEFF EDEN
TABATHA GEHRIG
610 W COUNTY LINE RD
GOODING ID 83330

RE: Decreed Water Right 37-10953

Dear Water Right Holders:

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

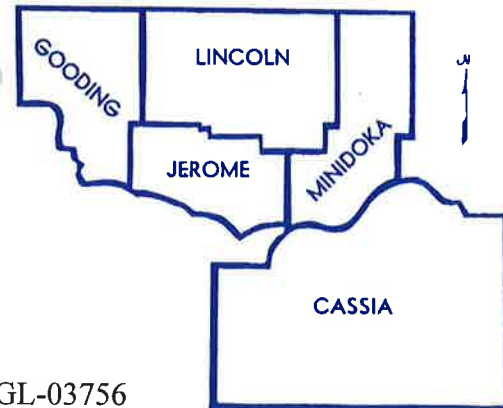
Sincerely,

Trish Fawcett
Technical Records Specialist

enc.

Land Title and Escrow, Inc.

A FULL SERVICE TITLE COMPANY



January 3, 2003

REFER TO:
OFFICE:

GL-03756
Gooding

Idaho Department of Water Resources
1341 Fillmore Street, Suite 200
Twin Falls, ID 83301

RE: Jeff Eden

RECEIVED
JAN 06 2003
Department of Water Resources
Southern Region

Dear Sirs:

Please find enclosed our check #16700 in the amount of \$25.00 representing fees on the above referenced.

If you have any questions, please do not hesitate to call.

Very Truly Yours,

LAND TITLE AND ESCROW, INC.

Becky Shubert

Becky Shubert
(208)934-8477
P.O. Box 473, 706 Main Street
Gooding, Idaho 83330



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866 www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

March 8, 2002

37-10953
GARY EDEN
800 W 414 N
GOODING ID 83330

RESPONSE DEADLINE
APRIL 12, 2002

Re: Evidence of Priority Date

Dear Claimant:

The Notice of Claim to a Water Right (claim) identified with the number shown above your name has been filed in the Snake River Basin Adjudication (SRBA). The claim indicates your water usage is based on "Beneficial Use" or a "Statutory Claim." Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed, and are termed beneficial use rights. The date of first use, known as the priority date, has not been confirmed by a License, Decree or Permit. I will be conducting field examinations for the SRBA claims with a Ground Water source in your area in late March and early April. Since the priority date of a beneficial use right cannot be confirmed by field examination, **proof must be provided by the claimant** supporting the priority date claimed.

If you no longer own the property to which the claim is appurtenant please forward this correspondence to the present owner, or return it to Idaho Department of Water Resources (IDWR). If you have received this correspondence from the previous owner of the property it is recommended that you file a Change of Ownership form with IDWR in order to receive future mailings and to participate in the adjudication.

Enclosed you will find a computer printout of your claim and the pamphlet entitled "Evidence of Priority." The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement.

PLEASE NOTE: IDWR will recommend the SRBA Court decree the claim disallowed if no evidence of a priority date is submitted. It will be to your advantage to provide clear and convincing evidence. If you choose to submit statements from individuals as evidence, the statement should be in the form of a notarized affidavit.

Please submit the required evidence supporting the priority date by the date shown above, referencing all documents with the corresponding claim number. If you have questions not covered by this letter or the enclosed pamphlet, please contact this office. Our toll free number is 1-800-451-4129. If you have multiple claims that require evidence of priority date, the labels with the identification numbers of the additional claims are attached below. Please submit evidence of the priority date for each of your beneficial use rights. Also, if there are multiple claimants of the claim at the same address, the additional claimants are identified on the labels attached below.

Sincerely,

Carter Fritschle
Water Rights Supervisor
Adjudication Bureau

Enclosures

37-10953
GLENN R EDEN
800 W 414 N
GOODING ID 83330

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 37-10953
Date Received: 8/12/1988
Receipt No: M001047
Received By:

**COPY FOR
YOUR FILES**

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

1. Name of Claimant(s)

GLENN R EDEN Phone: (208)886-2180

800 W 414 N
GOODING ID USA 83330

GARY EDEN Phone: (208)886-2180

800 W 414 N
GOODING ID USA 83330

2. Date of Priority: 04/25/1940

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
05S	16E	5	NW NW NW	LINCOLN	

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
STOCKWATER	1/01	12/31	0.04	
COMMERCIAL	1/01	12/31	0.04	
DOMESTIC	1/01	12/31	0.04	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
05S	16E	5	NW	NW		COMMERCIAL	
			NW	NW		STOCKWATER	
			NW	NW		DOMESTIC	

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:

14. Remarks:

5/4/2000 TF; OWNERSHIP CHANGED BEORCHIA TO EDEN PER 1409(6) AND WARRANTY DEED
REC'D 5/3/2000.

15. 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: **A37-10953**

Date Received: 8/12/1988

Receipt No: M001047

Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: GARY EDEN
Address: 800 W 414 N
GOODING ID 83330 208-886-2180

AND

Name: GLENNA R EDEN
Address: 800 W 414 N
GOODING ID 83330 208-886-2180

2. Date of Priority: APR 25, 1940

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
05S	16E	5	NW	NW	NW		LINCOLN

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		
COMMERCIAL	01/01	12/31	0.040		
STOCKWATER	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC - 1 HOUSE, COMMERCIAL - DAIRY, STOCK - 50 DAIRY COWS

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
05S	16E	5	NW		NW		DOMEST	
			NW		NW		STOCK	
			NW		NW		COMMER	

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:

WATER FROM CANAL FOR DOMESTIC USE ALSO

14. Remarks:

5/4/2000 TF; OWNERSHIP CHANGED BEORCHIA TO EDEN PER 1409(6) AND
WARRANTY DEED REC'D 5/3/2000.

15. Basis of Claim: BENEFICIAL USE

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
MAY 03 2000
Department of Water Resources
Southern Region

1. Water Right No(s).: A37-10953
Adjudication Claim No(s).: AJ5808NP

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 Orlando Beorchia
610 W. County Line Road., Gooding, ID 83330

4. New Owner/Claimant(s) Gary Eden and Glenna R. Eden
Name Connector (Check one): ☒ and, ☐ or, ☐ and/or
New Mailing Address 800 W. 414 N.
City, State and ZIP Code Gooding, ID 83330
New Telephone Number () _____

5. Date you acquired the property May 2000

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) Gary Eden Glenna R. Eden
(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..

AJ5808NP
(00-26)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

04/12/00 15:42:13
Page 1

Water Right Number - A37-10953

Prefix Translation: ADJUDICATION CLAIM

Old (D) Number -

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

*** C - CURRENT OWNER ***
BEORCHIA

ORLANDO

1 - 610 W COUNTY LINE ROAD

2 -

3 -

City- GOODING

State- ID Zip- 83330

Phone - 208-886-2765

BEORCHIA

JANET

1 - 610 W COUNTY LINE ROAD

2 -

3 -

City- GOODING

State- ID Zip- 83330

Phone - 208-886-2765

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
04/25/1940 ERROR IN REGION J - BENEFICIAL USE

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

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County Diversion Name
05S 16E 5 NW NW NW (63) LINCOLN

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
43 - DOMESTIC 01/01 12/31 0.040
10 - COMMERCIAL 01/01 12/31 0.040
04 - STOCKWATER 01/01 12/31 0.040

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
0.120 0.0

+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
05S 16E 5 NW NW 04 STOCKWATER (63) LINCOLN
05S 16E 5 NW NW 10 COMMERCIAL (63) LINCOLN
05S 16E 5 NW NW 43 DOMESTIC (63) LINCOLN

+ - - Diversion Means - WELL AND PUMP

+ - - Non-Irrigation Use - DOMESTIC - 1 HOUSE, COMMERCIAL - DAIRY, STOCK - 50 DAIRY COWS

+ - - Other Rights for Same Use - WATER FROM CANAL FOR DOMESTIC USE ALSO

+ - - - - Remarks - - - - - +
No Remarks found.

Received: 4/12/00 3:47PM;
04/12/2000 15:34 2087363037

2087363037 -> LANDTITLE - GOODING -; Page 3

IDWR SOUTHERN REGION

PAGE 03

AJ5808NP
(00-26)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

04/12/00 15:42:45
Page 2

Water right number - A37-10953

Prefix Translation: ADJUDICATION CLAIM

+ - - - - Old Water Right Numbers - - - - - +

+ - - - - 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 - 08/12/88 CARLSON 03/30/95 POST-STD

+ - - - - Comments - - - - - +
No Comments Found

+ - - - - 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	- 08/12/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
Proof Due Date	- 00/00/0000	Proof Made Date	- 00/00/0000	Water District	-
Licensed Date	- 00/00/0000	Receipt Number	- M001047	Federal/State Indicator	- S
		POU Ownership Flag	- Y	Presumption Flag	-
		Name Connector	- OR	Notice of Error Flag	-

WARRANTY DEED

#GL-01927

For Value Received

ORLANDO I. BEORCHIA , A SINGLE MAN

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

GARY EDEN and GLENNA R. EDEN, HUSBAND and WIFE
Address: 800 W. 414 N., GOODING, ID 83330

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

SEE ATTACHED SCHEDULE A

SUBJECT TO:

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

2000 and subsequent years, taxes are an accruing lien, not yet due or payable.

Assessments of the American Falls Reservoir District No. 2 and the rights and powers of said District as by law provided.

Assessments of the Big Wood Canal Company and the rights and powers of said Company as by law provided.

Right of way for canals, laterals and waste ditches of Big Wood Canal Company.

Power Line Easement given by C. F. Guinn and Dessie M. Guinn, husband and wife, to Idaho Power Company, a corporation, dated November 12, 1941, recorded June 1, 1942 in Book 5 Page 202 as Instrument Number 82486, Lincoln County records, affecting a portion of Lot 4, Section 5, Township 5 South, Range 16, East Boise Meridian.

Power Line Easement given by Charles F. Guinn and Dessie M. Guinn, husband and wife, to Idaho Power Company, a corporation, dated September 27, 1967, recorded February 23, 1968 as Instrument Number 120799, Lincoln County records, affecting a portion of Lot 4, Section 5, Township 5 South, Range 16, East Boise Meridian.

Subject to non-exclusive easements as contained in Warranty Deed dated April 8, 1980, recorded December 11, 1992 as Instrument Number 156531, Lincoln County records.

Easement for road and utilities over the North 25.00 feet and over the West 25.00 feet of the insured premises.

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to 20.0 acres of American Falls Reservoir District #2, and any licenses with the State of Idaho.

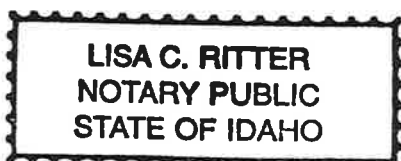
TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all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

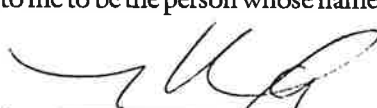
Dated: April 28, 2000

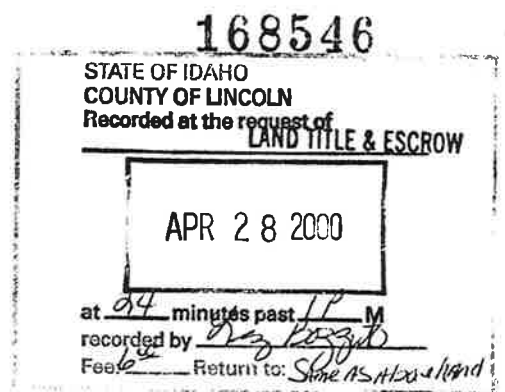

ORLANDO I. BEORCHIA

STATE OF IDAHO)
) ss.
COUNTY OF GOODING)

On this 28 day of April, 2000, before me, the undersigned, a Notary Public in and for said State, personally appeared ORLANDO I. BEORCHIA, 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.




Notary Public
Residing at: Clagerman, ID
My Commission expires: 10/08/04



SCHEDULE A

Order Number: GL-01927

**TOWNSHIP 5 SOUTH, RANGE 16, EAST OF THE BOISE MERIDIAN,
LINCOLN COUNTY, IDAHO**

Section 5: That part of Lots 3 and 4, described as follows:

Beginning at the Northwest corner of Section 5;
Thence North $89^{\circ}45'$ East, 134.64 feet along the Northerly boundary of Section 5 to THE TRUE POINT OF BEGINNING;
Thence North $89^{\circ}45'$ East, 2517.89 feet along the Northerly boundary of Section 5 to the North quarter corner of Section 5;
Thence South $0^{\circ}36'48''$ East, 122.00 feet along the Easterly boundary of Lot 3;
Thence North $81^{\circ}45'29''$ West, 252.46 feet;
Thence South $51^{\circ}03'53''$ West, 416.56 feet;
Thence South $56^{\circ}39'01''$ West, 198.73 feet;
Thence South $65^{\circ}49'31''$ West, 229.87 feet;
Thence South $70^{\circ}38'19''$ West, 170.39 feet;
Thence South $75^{\circ}39'52''$ West, 271.71 feet;
Thence North $88^{\circ}03'08''$ West, 1162.51 feet to the center of a county road;
Thence along said center of county road North $3^{\circ}31'04''$ East, 227.38 feet;
Thence North $0^{\circ}20'00''$ East, 397.30 feet to THE TRUE POINT OF BEGINNING.



T 240 H. Brown
168

T 241 D. Koe
293

T 320 M. Stafford
281

T 241 D. Wofford
169

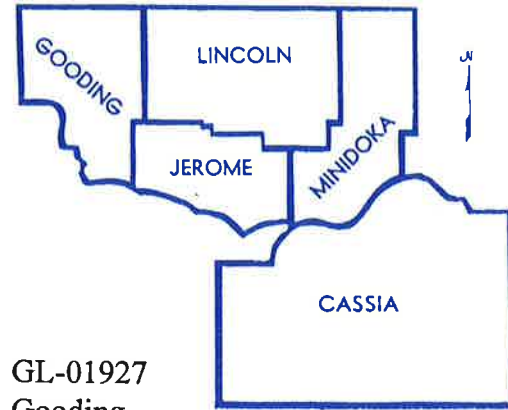
T 242 T. Kuhn
776

T 243 E. Jarome
697

T
5
5

Land Title and Escrow, Inc.

A FULL SERVICE TITLE COMPANY



May 2, 2000

REFER TO:
OFFICE:

GL-01927
Gooding

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

RECEIVED

MAY 03 2000

Department of Water Resources
Southern Region

RE: Notice of Change of Water Right Ownership
Beorchia/Eden
Cert. Mail #7000 0520 0015 3071 7091

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 # 168546
- Copy of Map

Thank You,

LAND TITLE AND ESCROW, INC.

Keri Craig

Keri Craig
Escrow Assistant
(208) 934-8477
P.O. Box 473, 706 Main Street
Gooding, Idaho 83330

cc:

BOX 177, BURLEY, IDAHO 83318
PHONE 678-3524 - FAX 678-4435

BOX 349, JEROME, IDAHO 83338
PHONE 324-3357 - FAX 324-8961

BOX 473, GOODING, IDAHO 83330
PHONE 934-8477 - FAX 934-5890

BOX 111, RUPERT, IDAHO 83350
PHONE 436-0606 - 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: A37-10953
Date Received: 8/11/1988
Receipt No: 11001047
Received By: AD

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ORLANDO BEORCHIA 208-886-2765
Address: 610 W. COUNTY LINE ROAD
GOODING, ID 83330

OR
Name: JANET BEORCHIA 208-886-2765
Address: 610 W. COUNTY LINE ROAD
GOODING, ID 83330

2. Date of Priority: APR 25, 1940

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
05S	16E	5	NW	NW	NW		LINCOLN

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		
COMMERCIAL	01/01	12/31	0.040		
STOCKWATER	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC - 1 HOUSE, COMMERCIAL - DAIRY, STOCK - 50 DAIRY COWS

A37-10953

Page 1

Date: 08/12/88

MICROFILMED
FEB 25 1993

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	16E	5	NW	NW		DOMEST	
			NW	NW		STOCK	
			NW	NW		COMMER	

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:

WATER FROM CANAL FOR DOMESTIC USE ALSO

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

MICROFILMED
FEB 25 1993

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): x *Andre D...* Date: 8-12-88

Date: _____

State of Idaho)
County of Gooding) SS.

Subscribed and sworn (or affirmed) before me this 12th day
of Aug 19 88

Alle D. Meritt
Notary Public

Seal

Residing at Kimberly, ID

My Commission Expires 6/30/92