

AJ0749NP
No. R37-04357

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

DATE: 07/27/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	WILLIAM M PALACIO PO BOX 281 GOODING ID 83330 (208) 934-5502	01/01/1910	STOCKWATER DOMESTIC	01-01 12-31 01-01 12-31	0.24 CFS 0.04 CFS	
TOTAL DIVERSION:					0.24 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: ~~STATUTORY~~ CLAIM

Point(s) of Diversion:

T05S R15E S28

SWSW

GOODING County

Place of use Legal Description for: STOCKWATER

NE				NW				SW				SE												
T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:					
05S	15E	28	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:				
				:					:					:					:					:

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE												
T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:					
05S	15E	28	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:				
				:					:					:					:					:

POU County: GOODING

Non-Irrigation Uses: 1 HOUSE

Other Rights: NONE

Conditions of Approval:

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks: EXP STOCKWATER 700 BEEF CATTLE
PARCEL NO. RP 05S15E286000
PROPERTY ALSO KNOWN AS 2000 MERRICK RD

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

updated
2-8-99
KKe

5001570

for pd = 2500

AJ0749NP
No. R37-04357

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

DATE: 07/27/98
PAGE: 2

=====

Comments: Date: 07/27/1998 User-ID: SEGBERT Subject: COPIED FROM REMARKS
CHANGE OF OWNERSHIP 1/30/97 SCC
AMENDED DIVERSION RATE 10/17/97 SCC.

Audit: 07/27/98 SEGBERT

AJ5856NP

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

DATE: SEP-5-1997
PAGE: A-12

RIGHT NUMBER: 37-04357

NAME & ADDRESS: WILLIAM M PALACIO
PO BOX 281
GOODING ID 83330

SOURCE: GROUNDWATER

QUANTITY: 0.4 CFS

PRIORITY DATE: 01/01/1910

POINT OF DIVERSION: T05S R15E S28 SWSW Within GOODING County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	09-01 05-01	0.4 CFS
	DOMESTIC D/1 HOUSE, SHEEP WAGON, S	01-01 12-31	0.04 CFS

PLACE OF USE: STOCKWATER Within GOODING County
T05S R15E S28 SWSW
DOMESTIC Within GOODING County
T05S R15E S28

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

CHANGE OF OWNERSHIP 1/30/97 SCC

EXPLANATORY MATERIAL: BASIS OF CLAIM - STATUTORY CLAIM

RP 05S15E286000
AKA 2000 Merrick Rd.

Verified by AK Date: 7-14-98

Verification Source: computer

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: A37-04357
Date Received: 8/19/1988
Receipt No: S001570
Received By: Scu

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: WILLIAM M PALACIO 208-934-5502
Address: PO BOX 281
GOODING ID 83330

2. Date of Priority: JAN 1, 1910

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05S	15E	28		SW	SW		GOODING

5. Description of diverting works:
WELL, PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.240		
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 HOUSE, S/700 BEEF CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	15E	28				DOMEST	
			SW	SW		STOCK	

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:
NONE

14. Remarks:
CHANGE OF OWNERSHIP 1/30/97 SCC
AMENDED DIVERSION RATE 10/17/97 SCC.

15. Basis of Claim: STATUTORY CLAIM

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): William A. Lee Date: 10-17-97

Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 17th day

of October 19 97

Steve Callahan
Notary Public

Seal

Residing at Twin Falls, ID

My Commission Expires 12/7/2000

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: A37-04357
Date Received: 8/19/1988
Receipt No: S001570
Received By: A. See

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: WILLIAM M PALACIO 208-934-5502
Address: PO BOX 281
GOODING ID 83330

2. Date of Priority: JAN 1, 1910

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05S	15E	28		SW	SW		GOODING

5. Description of diverting works:
WELL, PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	09/01	05/01	0.400		
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 HOUSE, SHEEP WAGON, S/30 BEEF CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	15E	28				DOMEST	
			SW	SW		STOCK	

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:
NONE

14. Remarks:
CHANGE OF OWNERSHIP 1/30/97 SCC

15. Basis of Claim: STATUTORY CLAIM

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

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

January 30, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

WILLIAM M PALACIO
PO BOX 281
GOODING ID 83330

RE: CHANGE OF OWNERSHIP SRBA CLAIM NOS. A37-08124 & A37-04357

DEAR BILL,

Pursuant to your request for a change in ownership and/or the notification that you presently own the property in which the above-referenced adjudication claim(s) is appurtenant, the department has changed the record of the current owners as you requested. Please find enclosed a copy of your adjudication claims, as they now appear in our records.

Your request has been forwarded to our state office staff to complete the change of ownership on the separate water right numbers.

Please refer to the above SRBA claim number in future correspondence.

If you have any further corrections or questions please contact our office.

Sincerely,

STEVE CLELLAND
Sr. Water Resource Agent

ENC:



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

Please print or type

(see instructions on back of page)

AUG 14 1996

DATE OF CLOSING: August 1996

Department of Water Resources

LEGAL DESCRIPTION OF PROPERTY: Township 5 South Range 15 East B.M. Southern Region
 Section 28, SW 1/4 of SW 1/4 of 1/4 Govt. Lot, BM ---
~~Lot~~ ---, ~~Block~~ ---, ~~Subdivision/Townsite~~ ---; NW 1/4 SW 1/4 So. of Big Wood River

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

SEE COMPLETE LEGAL ON ATTACHED WARRANTY DEEDS

[] 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)

[X] Water Right Number(s)

Assigned by IDWR: A37-08124; 37-0174A, 370174B: 37-07137: A37-04357

[X] Name and Address of Former Owner/Claimant(s)(Seller):

Jerry and Anita Merrick2790 Indian Trails, Twin Falls, Idaho 83301

[X] New Owner/Claimant (Purchaser):

William M. Palacio

[X] New Mailing Address:

P.O. Box 281Gooding, Idaho 83330

[X] New Telephone Number:

(208) 934 - 5502

[X] Does the change in ownership result in a splitting of the water right owned/claimed? yes X no
 If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

[X] Attach proof of ownership, describe proof attached:

See Warranty Deeds attached

(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.)

[X] Signature of New Owner/Claimant(s)

Bill Palacio

Date 8-1-96

Date

[X] Signature of Former Owner/Claimant(s):

Anita Merrick

Date 8-1-96Jerry Merrick

Date 8-1-96Londa Merrick

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 1-29-97 By: SOC

Further Action Needed:

YES - CLAIM on 37-00174

Further Action Taken

Date: 1-29-97 By: SW

Final Review and Data-Entry

Date: 1-30-97 By: SW

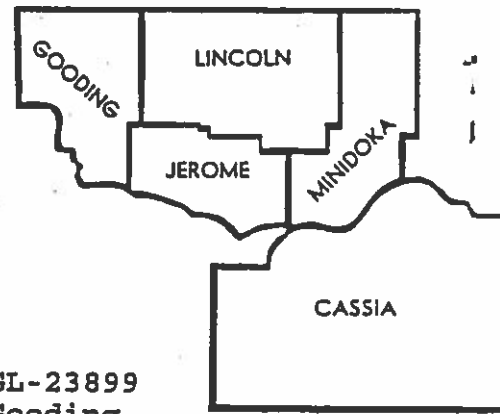
Claim Numbers of Split, if any:

PARTS 37-00174 A + B were Combined in
 SRBA CLAIM A37-00174
 No CLAIM to be filed on 37-07137 at this time.

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

Land Title and Escrow, Inc.

A FULL SERVICE TITLE COMPANY



REFER TO: GL-23899
OFFICE: Gooding

August 13, 1996

Department of Water Resources
Southern Region
222 Shoshone Street East
Twin Falls, Idaho 83301

RE: Notice of Change of Water Right Ownership
PALACIO/MERRICK
Cert Mail #Z 145 880 835

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 on
on William M. Palacio for Water Right Numbers:
A37-08124
A37-04357
37-07137
37-0174A and 37-0174B

-Copy of Deed #166426; #166425; #67004; #67109

Thank you for your assistance.

Thank you,

LAND TITLE AND ESCROW, INC.


Betty Fredericksen
(208) 934-8477
P.O. Box 473, 546 Main Street
Gooding, Idaho 83330

cc: BILL PALACIO

BOX 177, BURLEY, IDAHO 83318
PHONE 676-3524 - FAX 676-4435

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

BOX 473, GOODING, IDAHO 83330
PHONE 934-8477 - FAX 934-5880

BOX 111, RUPERT, IDAHO 83350
PHONE 436-0808 - FAX 436-1199

RECEIVED

JAN 29 1997

Department of Water Resources
Southern Region



NEW PROPERTY OWNER
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type

DATE OF CLOSING: August 1996 (see instructions on back of page)

LEGAL DESCRIPTION OF PROPERTY: Township 5 South Range 15 East B.M.
Section 28, SW 1/4 of SW 1/4 of 1/4, Govt. Lot 1/4, BM.
Lot 1/4, Block 1/4, Subdivision/Townsite 1/4; NW 1/4 SW 1/4 So. of Big Wood R

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

SEE COMPLETE LEGAL ON ATTACHED WARRANTY DEEDS

[] 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)

[X] Water Right Number(s)
Assigned by IDWR: A37-08124; 37-0174A, 370174B; 37-07137; A37-04357

[X] Name and Address of Former Owner/Claimant(s)(Seller): Jerry and Anita Merrick
2790 Indian Trails, Twin Falls, Idaho 83301

[X] New Owner/Claimant (Purchaser): William M. Palacio

[X] New Mailing Address: P.O. Box 281
Gooding, Idaho 83330

[X] New Telephone Number: (208) 934 - 5502

[X] Does the change in ownership result in a splitting of the water right owned/claimed? yes X no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

[X] Attach proof of ownership, describe proof attached: See Warranty Deeds attached

(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.)

[X] Signature of New Owner/Claimant(s) Bill Palacio *William M. Palacio* Date 8-1-96

[X] Signature of Former Owner/Claimant(s) Anita Merrick *Anita Merrick* Date 8-1-96
Jerry Merrick by *Jerry Merrick* Date 8-1-96
Londa Merrick *Londa Merrick* Date 8-1-96
(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: By:

Claim Numbers of Split, if any:

COPY

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

RECEIVED

JAN 29 1997

Department of Water Resources
Southern Region

WARRANTY DEED made this 24th day of October, 1977 67109
between MARK HANSEN and JANET HANSEN, Husband and Wife
of Fairfield, County of CAMAR, State of Idaho
hereinafter referred to as "grantor", and JERRY ALAN MERRICK and ANITA MERRICK, Husband
and Wife
of Gooding, County of Gooding, State of Idaho
hereinafter referred to as "grantee".

WITNESSETH, that grantor, for and in consideration of the sum of Ten and no/100 (\$10.00)
dollars,
and other good and valuable consideration-----
in lawful money of the United States, to grantor in hand paid by grantee, the receipt of which is hereby acknowledged,
has granted, bargained and sold, and by these presents does grant, bargain, sell, convey and confirm unto grantee, and to
grantee's heirs and assigns forever, all of the following described property situate in Gooding,
County, State of Idaho:

The SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 28, and also that part
of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 28, lying South of the
main channel of the Big Wood River, all in Township
5 South, Range 15 E.B.M., containing 60 acres more
or less, and together with all water rights appurtenant
thereto including, but not limited to, decreed rights,
rights of American Falls Reservoir District No. 2 and
State of Idaho Water Permit No. 37-7137.

This conveyance is subject to the use, occupation,
rents, issues and profits of the improvements located
on the one-half acre situate in the Southwest corner
of the above described real estate for Herman Jansen
and Walter Jansen during the natural lives thereof and
during the lifetime of the survivor of them; and on
the death of the survivor thereof, absolute title to
said real estate shall be vested in Grantees, their
heirs and assigns.

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in any-
wise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all estate,
right, title and interest in and to the said property, as well in law as in equity, of the grantor.

TO HAVE AND TO HOLD all and singular the above mentioned and described premises, together with the appurten-
ances, unto the grantee, and to the grantor's heirs and assigns forever. And the grantor, and the grantor's heirs, the said
premise in the quiet and peaceable possession of the grantee, and the grantee's heirs and assigns, against the grantor, and
the grantor's heirs, and against all and every person and persons whomsoever lawfully claiming the same, shall and will
WARRANT and by these presents forever DEFEND.

IN WITNESS WHEREOF, the grantor has subscribed this deed the day and year first above written.

Mark Hansen
Grantor

Indrsed..... Paged.....
Proof Read.....67199
No.

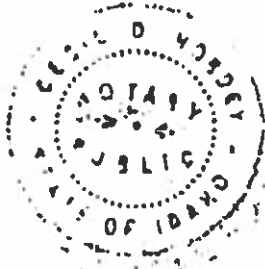
WARRANTY DEED

to

State of Idaho ;
County of Gooding ;
James, Shelley & Larin
at 22 minutes past
3 o'clock P M.
October 24, 1977
in my office and recorded in

Book..... Page.....
of the records of deeds.
Margaret F. Clementis
County Recorder
by Dora Scott Deputy

RECORDED
Direct ✓
Witness ✓



OF IDAHO
County of Gooding
On this 24th day of October, 19 77, before me, the undersigned notary public in
and for said State, personally appeared
Mark Hansen and Janet Hansen
known to me to be the persons whose names subscribed to the within instrument and acknowledged to me that they 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.

[Signature]
Notary Public for the State of Idaho
Residing at: Gooding, Idaho

WARRANTY DEED

#GL-2389

Due Received

JERRY ALAN MERRICK, ALSO KNOWN AS JERRY A. MERRICK, AND ANITA MERRICK, HUSBAND AND WIFE

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

- WILLIAM M. PALACIO, AN UNMARRIED MAN

Address: _____, P.O. BOX 281, GOODING, IDAHO 83330

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

SEE SCHEDULE A ATTACHED

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: AUGUST 15th, 1996

*Jerry Alan Merrick, also known as
Jerry A. Merrick by Londa Merrick
Stout - Attorney in fact*

Anita Merrick

JERRY ALAN MERRICK by LONDA MERRICK STOUT,
attorney in fact

ANITA MERRICK

STATE OF IDAHO)

COUNTY OF GOODING)

ss.

On this 15th day of AUGUST, 1996, before me, the undersigned, a Notary Public in and for said State, personally appeared ANITA MERRICK, 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.

Betty Fredericksen
Notary Public
Residing at: GOODING, IDAHO
My Commission expires: 3-29-2000

 BETTY FREDERICKSEN
NOTARY PUBLIC
STATE OF IDAHO
Gooding County, Idaho
Commission Expires 3-29-2000

STATE OF IDAHO)

COUNTY OF GOODING)

ss.

On this 15th day of AUGUST, 1996, before me, the undersigned, a Notary Public in and for said State, personally appeared LONDA MERRICK STOUT, known or identified to me to be the person whose name is subscribed to the within instrument, as the Attorney-In-Fact of JERRY ALAN MERRICK, ALSO KNOWN AS JERRY A. MERRICK and acknowledged to me that she subscribed the name of JERRY ALAN MERRICK, thereto as principal, and her own name as Attorney-In-Fact.

 BETTY FREDERICKSEN
NOTARY PUBLIC
STATE OF IDAHO

Betty Fredericksen
Notary Public
Residing at: GOODING, IDAHO
My Commission expires: 3-29-2000

Gooding County, Idaho
Commission Expires 3-29-2000

SCHEDULE A

TOWNSHIP 5 SOUTH, RANGE 15 EAST OF THE BOISE MERIDIAN,
GOODING COUNTY, IDAHO

Section 28: SW1/4SW1/4; NW1/4SW1/4 South of the main channel of
the Big Wood River.

TOGETHER WITH all water and water rights, ditches and ditch rights,
used thereon or appurtenant thereto including, but not limited to
decreed rights, rights of American Falls Reservoir District No. 2
15.63 inches AFSW, 25 shares of capital stock of the Big Wood Canal
Company, and State of Idaho Permit Nos. A37-08124, 37-0174A,
37-07137, A37-04357, and #37-0174 issued by State of Idaho,
Department of Water Resources priority date May 1, 1905,
and 15.63 inches American Falls Supplemental Water.

*J.A.M.
by L.M.S.
W.M.P.*

SUBJECT TO THE FOLLOWING:

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

Taxes for 1996 and subsequent years, a lien, but not yet due and
payable.

Assessments levied or to be levied by the Gooding County Solid
Waste Department.

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

Assessments of the Water Master.

Assessments of the American Falls Reservoir District No.2 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 Will Deasy and Katherine Deasy, his wife, to Idaho
Power Company, a corporation, dated November 17, 1943, recorded May 27, 1944 as
Instrument Number 90613, Gooding County records, affecting N $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ of
Section 28, Township 5 South, Range 15.

Power Line Easement given by A. E. Johnston and Mrs. Vercie Johnston, his wife, to
Idaho Power Company, a corporation, dated June 3, 1950, recorded March 22, 1951 as
Instrument Number 114856, Gooding County records, affecting SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section
28, Township 5 South, Range 15.

Power Line Easement given by Willes Cheney & Beth Cheney (husband & wife), M.L.
Becker and Esther Becker (husband & wife) to Idaho Power Company, a corporation,
dated May 22, 1956, recorded June 6, 1956 as Instrument Number 130247, Gooding
County records, affecting NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 28, Township 5 South, Range 15.

166426

STATE OF IDAHO COUNTY OF GOODING

Land Title & Escrow Inc.

Filed for record at the request of

51 min. past *3* o'clock *P.* m. this *1st*

of *August* 19*96* *6.00*

By *Penny Watson* Deputy

COUNTY OF GOODING
Land Title & Escrow Inc.
at the request of _____
min. past 3 o'clock P. m. this 1st
August 1996 3.00
By Penny Watson Deputy

02:00:00 P5:00

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

In The Matter Of The Estate Of:)

WALTER JOHN JANTZEN,)

Deceased.)

Case No. 21982

LETTERS OF ADMINISTRATION
AND OATH

KATHRYN CAPELL is hereby appointed Personal Representative of
the Estate of Walter John Jantzen, deceased.

WITNESS: Magistrate of the above entitled Court, with the
Seal thereof affixed this 14 day of March, 1992.

C. H. H.
JUDGE

STATE OF IDAHO)
County of Bannock) ss.

I hereby accept the duties of Personal Representative of the
Estate of Walter John Jantzen, deceased, and do solemnly swear that
I will perform, according to law, the duties of Personal
Representative.

DATED this 31st day of March, 1992.

Kathryn Capell
KATHRYN CAPELL

SUBSCRIBED AND SWORN TO before me this 31st day of March,
1992.

Bryan H. Murray
NOTARY PUBLIC FOR IDAHO
Residing at Bocatello, Idaho
STATE OF IDAHO } ss.
COUNTY OF GOODING }

(SEAL)

I hereby certify that the foregoing is a true copy
of the original instrument on file in my office.

LETTERS OF ADMINISTRATION AND OATH
Page 1

Dated 7-30, 1996
HELEN P. EDWARDS
District Court Clerk

By Kay Smith
Deputy Clerk

CONVERSATION MEMORANDUM

934-8477
NAME OF PARTY BETTY LAND TITLE AND ESCROW DATE 07/29/96
EMPLOYEE COREY SKINNER CS FILE A37-04357
A37-08124

RE: _____

THIS DAY BETTY FROM LAND TITLE & ESCROW CALLED
REQUESTING COPIES OF JERRY MERRICK'S WATER RIGHTS,
IN BASIN 37. I SENT (FAXED) HER COPIES OF THE
FOLLOWING PROFILE REPORTS:

37-07137 (ALLOCATION LICENSE)

A37-04357 (STATUTORY CLAIM)

A37-08124 (BENEFICIAL USE CLAIM)

I CALLED HER BACK AND TOLD HER
THAT WHAT I WAS SENDING HER MAY OR MAY
NOT BE VALID SINCE THEY WERE JUST CLAIMS.

MICROFILMED
NOV 27 1996

6/9/94

COMMUNICATION DOCUMENTATION

Claim No. A37-08124

A37-04357

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

January 28, 1997 9:42am

NAME:

BILL PALACIO

CALLIN

RE:

QUESTIONS ON EVIDENCE

HE IS TRYING TO ESTABLISH HISTORICAL USE OF A WELL AND ALSO
CHANGE THE OWNERSHIP OF THE RIGHT; A37-08124 & A37-04357.

WE DISCUSSED POSSIBLE SOURCES OF HISTORICAL DOCUMENTATION... I SUGGESTED HE GET COPIES OF THE CHAIN OF DEEDS TO SEE WHAT THEY CONTAIN... HE ALSO MENTIONED A NEIGHBOR WHOSE FATHER RENTED THE POU IN QUESTION; SHOULD GET AN AFFIDAVIT.

HE WILL GATHER THIS INFO AND COME IN WITH ALL THE WORK AT ONE TIME. THIS SOUNDS GOOD TO ME.

COMMUNICATION DOCUMENTATION

CLAIMS: A37-00174, A37-08124 & A37-04357

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: A37-04357
Date Received: 8/19/1988
Receipt No: S001569 70
Received By: LW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ANITA MERRICK
Address: P.O. BOX 512
GOODING, ID 83330
AND/OR
Name: JERRY MERRICK
Address: P.O. BOX 512
GOODING, ID 83330
208-934-5305
2. Date of Priority: JAN 01, 1910
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|---------|
| 05S | 15E | 28 | SW | SW | SW | | GOODING |
5. Description of diverting works:
WELL, PUMP
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| STOCKWATER | 09/01 | 05/01 | 0.400 | | |
| DOMESTIC | 01/01 | 12/31 | 0.040 | | |
7. Total Quantity Appropriated is:
0.400 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
D/1 HOUSE, SHEEP WAGON, S/30 BEEF CATTLE

A37-04357

Page 1

Date: 08/19/88

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FEB 24 1993

10. Place of Use:

Township 05S	Range 15E	Section 28	1/4 of 1/4 SW SW	Lot	Use DOMEST STOCK	Acres
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11. Place of use in counties: GOODING

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: STATUTORY CLAIM

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): Anita Merrick Date: 8-19-88
 _____ Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 19th day
of August 19 88 Roxanne

Seal

Roxanne Storey
Notary Public

Residing at Buhl, Id

My Commission Expires 6-30-94

19/88
MICROFILMED
FEB 24 1993