

AJ5856NP

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

DATE: OCT-24-1997

PAGE: A-265

RIGHT NUMBER: 37-10487

NAME & ADDRESS: PAUL SAUERWEIN
MAUREENE SAUERWEIN
935 FAITH DR
NIPONO CA 93444

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 08/12/1934

POINT OF DIVERSION: T05S R16E S04 SWSEW Within LINCOLN County

PURPOSE AND

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

PLACE OF USE: STOCKWATER Within LINCOLN County
T05S R16E S04 SESW

DOMESTIC Within LINCOLN County
T05S R16E S04 SESW

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. RP05S16E047800A
STOCKWATER, 30 CALVES

Claim proofread by: Uto
Date: 1103

D 7-29-98

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: **A37-10487**
Date Received: 7/ 8/1988
Receipt No: S000809
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: PAUL SAUERWEIN 805-929-4622
Address: 935 FAITH DR.
NIPONO, CA 93444

AND/OR

Name: MAUREENE SAUERWEIN 805-929-4622
Address: 935 FAITH DR.
NIPONO, CA 93444

2. Date of Priority: AUG 12, 1934

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	4	SW	SE	SW		LINCOLN

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.
DOMESTIC	01/01	12/31	0.040		
STOCKWATER	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/ 1 HOUSE S/30 CALVES

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
05S	16E	4	SE SW		STOCK DOMEST	

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:
NONE

14. Remarks:
OWNERSHIP CHANGE 2/25/91 BY JG.

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 _____



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

26-Feb-1991 11:26

Paul Sauerwein
Maureene Sauerwein
935 Faith Dr.
Nipono, CA 93444

Adjudication Claim(s) No. A37-10487 & A37-10489

Dear Mr. & Mrs. Sauerwein:

We have changed the name of the ownership on the above-listed Adjudication Claim(s) to a water right, as you have requested. Please review the computer generated claim(s) for accuracy. In a few instances clarifications may have been added by the Department at the time of data entry.

We apologize for the delay on the change of ownership and hope it has not caused you any inconvenience. If you have any questions or objections regarding the computer record, please contact this office.

Sincerely,

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

Judy Givens
Adjudication Secretary

/jg

Enclosures

CC: Jody West
Hub City Realty
131 S. Idaho
P O Box 656
Wendell, ID 83355

MICROFILMED

FEB 25 1993

MEMORANDUM OF AGREEMENT OF SALE

NAMES OF VENDORS: PHILIP N. BEVERLY and DONNA J. BEVERLY, husband and wife

NAMES OF VENDEES: PAUL SAUERWEIN and MAUREENE SAUERWEIN, husband and wife
whose address is: 935 Faith Drive, Nipono, CA 93444

DATE OF AGREEMENT: 05th day of September, 1990

LEGAL DESCRIPTION OF PROPERTY: TOWNSHIP 5 SOUTH, RANGE 16, EAST OF THE BOISE MERIDIAN,
LINCOLN COUNTY, IDAHO
Section 4: W¹/2SE¹/₄
TOGETHER WITH 66 shares of American Falls Canal Company water stock
PS. - me J. 20
Ph. J. B.

NOTICE IS HEREBY GIVEN that the above named Vendors have entered into an Agreement of Sale wherein the above named Vendeas agreed to buy, and the Vendors agreed to sell, the real property above described.

Pursuant to the terms of said agreement, title has been reserved in the Vendors until the Vendeas fully perform the agreement, and a Deed has been placed in escrow for delivery to the Vendeas upon completion of such performance. The recording of said Deed at a future date shall be conclusive proof, as against the Vendors, and Vendor's heirs, personal representatives, successors and assigns, that Vendeas have fully and completely performed all of the terms of said Agreement of Sale, and that Vendors have no further right, title or interest in and to the real property above described.

DATED this 5th th day of October, 1990.

"VENDORS"

Philip N. Beverly
PHILIP N. BEVERLY

Donna J. Beverly
DONNA J. BEVERLY

154362 "VENDEES"

Paul Sauerwein
PAUL SAUERWEIN

STATE OF IDAHO
COUNTY OF LINCOLN
Recorded at the request of
Paul Sauerwein

Maureen Sauerwein
MAUREENE SAUERWEIN

OCT 23 90

STATE OF IDAHO)

COUNTY OF GOODING)

SS

at 15 minutes past 10:00 A.M.
recorded by *Maureen Sauerwein*
fee 3.00 Return to: *Box 473 Gooding, M. 83330*

On this 22nd th day of October, 1990, before me, the undersigned, a Notary Public in and for said County and State, personally appeared PHILIP N. BEVERLY and DONNA J. BEVERLY, husband and wife, known to me to be the persons whose names are subscribed to the within and foregoing instrument, and who acknowledged to me that they executed the same.

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



Janet A. Cornell
NOTARY PUBLIC for Idaho
Residing at Gooding, Idaho
Commission Expires: 2-28-1993

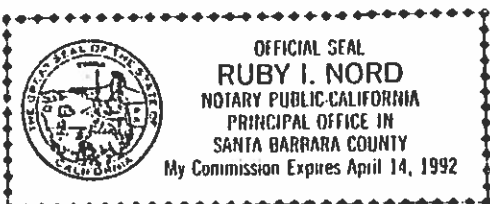
STATE OF CALIFORNIA)

COUNTY OF SANTA BARBARA)

SS

On this 10th th day of October, 1990, before me, the undersigned, a Notary Public in and for said County and State, personally appeared PAUL SAUERWEIN and MAUREENE SAUERWEIN, husband and wife, known to me to be the persons whose names are subscribed to the within and foregoing instrument, and who acknowledged to me that they executed the same.

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



Ruby I. Nord
NOTARY PUBLIC for California
Residing at 2200 S. Broadway, Santa Maria, Ca. 93454
Commission Expires: April 14, 1992

Land Title and Escrow, Inc.

301 Main Street
P.O. Box 473
GOODING, IDAHO 83330



DEPARTMENT OF WATER RESOURCES
222 SHOSHONE STREET EAST
TWIN FALLS, IDAHO 83301

RECEIVED

JAN 16 1991

Department of Water Resources
Southern Region Office

MICROFILMED

FEB 25 1993

CHANGE IN OWNERSHIP

Page 1

This form is solely for purposes of notifying IDWR of a change in ownership of an adjudication claim.

- [] Water Right Number(s): A37-10487 A-3710489
- [] Name and Address of Former Claimant(s): PHILIP N. BEVERLY AND DONNA J. BEVERLY
800 4 Mile Road
Gooding, Idaho 83330
- [] New Claimant(s): PAUL SAUERWEIN AND MAUREENE SAUERWINE
- [] New Mailing Address: 935 FAITH DRIVE
NIPONO, CALIFORNIA 93444

New Telephone Number: (805) 929-4622

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

- [] Attach proof of ownership
Describe proof attached: Copy of Recorded Memorandum of Sale
(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 claimant.)

- [] Signature of New Claimant(s): Paul Sauerwein
Maureen Sauerwein
Paul Sauerwein
Maureen Sauerwein
- Date: 10-24-90

RECEIVED

DEC 17 1990

Department of Water Resources
Southern Region Office

-8-

MICROFILMED
FEB 25 1993

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: A37-10487
Date Received: 7/08/1988
Receipt No: S000809
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: PHIL BEVERLY 208-886-7563
Address: 800 4-MILE RD.
GOODING, ID 83330

OR
Name: DONNA BEVERLY 208-886-7563
Address: 800 4-MILE RD.
GOODING, ID 83330

2. Date of Priority: AUG 12, 1934

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05S	16E	4	SW	SE	SW		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		
STOCKWATER	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/ 1 HOUSE S/30 CALVES

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
05S	16E	4	SE SW		STOCK DOMEST	

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:
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): Phil Beverly Date: 7-8-88

Date: _____

State of Idaho)
County of Blaine Falls) SS.

Subscribed and sworn (or affirmed) before me this 8th day
of July 19 88

Mary A. Baldwin
Notary Public

Seal

Residing at Gooding, Idaho
My Commission Expires 10-16-1992

11/28/91 09:33:22
PAGE 1

OLD (D) NUMBER -

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

PHONE - 208-886-7563

+ - - - STATUS - - - - +

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

05S 16E 4 SW SE SW (63) LINCOLN

0.040

COUNTY

(63) LINCOLN

(63) LINCOLN

+ - - DIVERSION MEANS - WELL & PUMP

MICROFILMED
OCT 25 1994

WATER RIGHT NUMBER - A37-10487

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - NON-IRRIGATION USE - D/ 1 HOUSE S/30 CALVES

+ - - OTHER RIGHTS FOR SAME USE - NONE

+ - - - - - REMARKS - - - - -
OWNERSHIP CHANGE 2/25/91 BY JG.

+ - - - - - 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 - 07/08/88 CLELLAND 09/26/89 REFUNDML 02/25/91 GIVENS

+ - - - - - 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 | - 07/08/1988 | 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 | - S000809 | FEDERAL/STATE INDICATOR | - S |
| CLAIMS TAPE ERROR FLG | - | POU OWNERSHIP FLAG | - Y | PRESUMPTION FLAG | - |
| FEE EXEMPT FLAG | - | NAME CONNECTOR | - AND/OR | NOTICE OF ERROR FLAG | - |

RP 05516E047800A

DATA ENTRY
ENTERED 12-20-93 PS
CHECKED 4-5-94 J

"Verified By"
Topo Map/Ortho-PQ
ASCE Map
Watermaster Records
NAPP Photos
Field Exam
Other (See Remarks)
County Records
Witness Statement
Project Records
IDWR Records

VERIFIED
FEB 13 1992

CERTIFIED
MAR 22 1992
WATER EXAMINER