

AJ5856NP

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

DATE: SEP-5-1997
PAGE: A-29

RIGHT NUMBER: 37-10659

NAME & ADDRESS: THE HOLT FAMILY TRUST
1009 FULLBRIGHT ✓
REDLANDS CA 92373

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

PRIORITY DATE: 03/05/1935

POINT OF DIVERSION: T05S R14E S15 ✓ NESENE ✓ Within GOODING County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.04 CFS
	DOMESTIC D/ 1 HOUSE S/ 50 RANGE	01-01 12-31	0.04 CFS

PLACE OF USE: STOCKWATER Within GOODING County
T05S R14E S15 ✓ SENE ✓

DOMESTIC Within GOODING County
T05S R14E S15 ✓ SENE ✓

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

CHANGE OF OWNER: THIS CHANGE INVOLVES 2 CHANGES OF OWNER. CAPPS
SOLD TO MR & MRS ELEXPURU ON 3/23/1990 (COPY OF DEED ON FILE)
AND THE ELEXPURUS SOLD TO THE HOLT FAMILY TRUST ON 8/2/1993 (COPY
OF WARRANTY DEED ON FILE) RVW 8/16/1993

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

RP 05S14E151800

Verified by AC Date: 7-14-98

Verification Source: Computer

AJ0749NP
No. R37-10659

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	THE HOLT FAMILY TRUST 1009 FULLBRIGHT REDLANDS CA 92373	03/05/1935	STOCKWATER DOMESTIC	01-01 12-31 01-01 12-31	0.04 CFS 0.04 CFS	
TOTAL DIVERSION:					0.04 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion:

T05S R14E S15

NESENE

GOODING County

Place of use Legal Description for: STOCKWATER

NE				NW				SW				SE													
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:		
				Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
05S	14E	15	:				S	:					:					:						:	

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE													
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:		
				Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
05S	14E	15	:				D	:					:					:						:	

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 50 RANGE CATTLE
PARCEL NO. RP 05S14E151800

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

OK
2-8-99
KKE

AJ0749NP
No. R37-10659

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 OWNER: THIS CHANGE INVOLVES 2 CHANGES OF OWNER. CAPPS
SOLD TO MR & MRS ELEXPURU ON 3/23/1990 (COPY OF DEED ON FILE)
AND THE ELEXPURUS SOLD TO THE HOLT FAMILY TRUST ON 8/2/1993 (COPY
OF WARRANTY DEED ON FILE) RVW 8/16/1993

Audit: 07/27/98 SEGBERT



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED

DATE OF CLOSING: 8--2-1993

LEGAL DESCRIPTION OF PROPERTY: Township 5S Range 14 EBM

Section 14 15, N1N1: 1/4 of N1SW1 1/4 of 1/4 Govt. Lot BM

Lot , Block , Subdivision/Townsite

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

AUG 11 1993

Department of Water Resource
Southern Region Office

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☐ Water Right Number(s)

Assigned by IDWR: A37-10659

☐ Name and Address of Former Owner/Claimant(s)(Seller): Maurice Capps and Belle Capps

1433 S 1600 E

☐ New Owner/Claimant (Purchaser): Gooding, Idaho 83330

THE HOLT FAMILY TRUST

☐ New Mailing Address: 1009 Fulbright

Redlands, CA 92373

☐ New Telephone Number: () -

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes XXno
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

☐ Attach proof of ownership, describe proof attached: COPIES OF RECORDED WARRANTY DEEDS - CAPPS TO ELEXPURU, ELEXPURU TO HOLT FAMILY TRUST

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☐ Signature of New Owner/Claimant(s)

☒
☒

Robert E. Holt
Betty A. Holt

Robert E. Holt

Betty A. Holt

Date 7-29-93

Date 7-29-93

☐ Signature of Former Owner/Claimant(s):

Date

Date

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: By:

Claim Numbers of Split, if any:

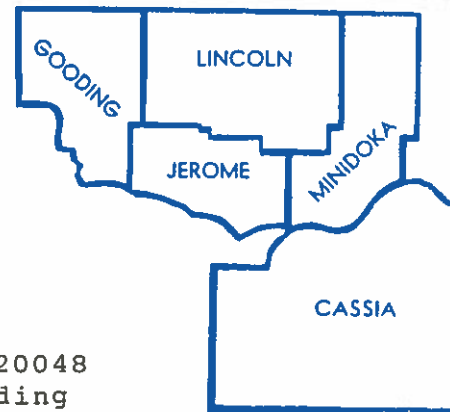
MICROFILMED

OCT 25 1994

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: G-20048
OFFICE: Gooding

August 9, 1993

Mr. Bob Worstell
Department of Water Resources
222 Shoshone Street East
Twin Falls, Idaho 83303

Re: RE Sale Elexpuru to Holt Trust

Dear Bob:

In connection with the above referenced transaction, please find enclosed the following:

1. Notice of Change of Ownership
2. Copies of recorded Warranty Deeds
Capps to Elexpuru
Elexpuru to The Holt Family Trust

Please change water right ownership to The Holt Family Trust and provide this office with a copy.

Thank you for your assistance.

Sincerely,

LAND TITLE AND ESCROW, INC.

A handwritten signature in blue ink that reads "Janet".

Janet Gorrell
Manager-Gooding

Enclosures

RECEIVED

AUG 11 1993

Department of Water Resources
Southern Region Office

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

BOX 349, JEROME, IDAHO 83338
PHONE 324-4842 - FAX 324-8961

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

BOX 111, RUPERT, IDAHO 83350
PHONE 436-0606 - FAX 436-1199

MICROFILMED

OCT 25 1994

REGULATORY

G-20048

AUG 11 1993

Department of Water Resources
W A R R A N T Y S O U T H E R N R E G I O N O F F I C E
D E E D

COPY

For Value Received JOSE MARTIN ELEXPURU and CAROLYN ELEXPURU, husband and wife, the Grantors, grant, bargain, sell, and convey to THE HOLT FAMILY TRUST, dated September 1, 1990, ROBERT E. HOLT and BETTY A. HOLT, Trustors and/or Trustees, the Grantee, of 1009 Fulbright Avenue, Redlands, California 92373, the following described premises:

TOWNSHIP 5 SOUTH, RANGE 14 EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO

Section 15: S1/2N1/2; N1/2 SW1/4, together with 167 shares of Big Wood Canal Company water stock

Subject to an indebtedness to Northwest Farm Credit Services, ACA, recorded on July 24, 1992 as Instrument Number 149471, records of Gooding County, Idaho.

TO HAVE AND TO HOLD the premises, with their appurtenances to the Grantee and its assigns forever. The Grantors covenant to and with the Grantee, that the Grantors are the owners in fee simple of the premises; that they are free from all encumbrances except as described above and that Grantors will warrant and defend the same from all lawful claims whatsoever.

Dated August 2, 1993.

Jose Martin Elexpuru
JOSE MARTIN ELEXPURU
Carolyn Elexpuru
CAROLYN ELEXPURU

STATE OF IDAHO)
County of Gooding .)

On August 2, 1993, before me, a Notary Public in and for said State, personally appeared JOSE MARTIN ELEXPURU and CAROLYN ELEXPURU, husband and wife, known or identified to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed it.

185851

Janet A. Gorrell
Notary Public for Idaho
Commission Expires: 2-28-1999

MICROFILMED

OCT 25 1994

WARRANTY DEED - 1

JANET A. GORRELL
★ NOTARY PUBLIC ★
STATE OF IDAHO
Residing at Gooding, ID
My Commission Expires 2-28-1999
Attorney at Law
218 West Avenue East
Gooding, Idaho 83203-0108

POOR ORIGINAL

THIS INSTRUMENT WAS FILED FOR RECORD IN THE CLERK'S OFFICE OF THE COUNTY OF GOODING, IDAHO, ON AUGUST 2, 1993.

THE INSTRUMENT WAS FILED FOR RECORD IN THE CLERK'S OFFICE OF THE COUNTY OF GOODING, IDAHO, ON AUGUST 2, 1993.

TO HAVE AND TO HOLD the premises, with their appurtenances, unto the Grantee and his heirs forever. The Grantee covenants to defend and keep the Grantee and his heirs in the quiet enjoyment of the premises, and they are free from all mortgages except as shown on the first page of this instrument and as otherwise provided in the instrument, hereafter.

Witness my hand and seal of office this 2nd day of August, 1993.

JOHN A. MYERS, Recorder

By _____

MICROFILMED
OCT 25 1994

153581

STATE OF IDAHO COUNTY OF GOODING

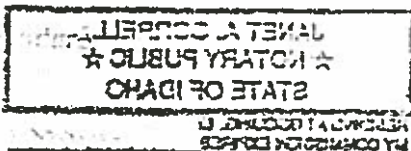
Filed for record at the request of Land Title & Escrow Inc.

00 min. past 4 o'clock P m. this 2

of August, 1993 Fee #600

JOHN A. MYERS Recorder

By Helen K. Pratt Deputy



DEED

COPY

FOR VALUE RECEIVED, CAPPS FARMS, INC.,
Gooding, Idaho

a corporation duly organized and existing under the laws of the State of Idaho, grantor, does hereby Grant,
Bargain, Sell and Convey unto JOSE MARTIN ELEXPURU and CAROLYN ELEXPURU,
husband and wife, 1433 S. 1600 E., Gooding, ID 83330
grantee, the following described real estate, to-wit:

S1/2 N1/2 and the N1/2 SW1/4 of Section 15, Township 5 South,
Range 14 E.B.M.

TOGETHER with 167 shares of stock of the Big Wood Canal Company
and together with all irrigation equipment situate thereon.

SITUATE IN GOODING COUNTY, STATE OF IDAHO

RECEIVED

AUG 11 1993

Department of Water Resources
Southern Region Office

TO HAVE AND TO HOLD The said premises, with their appurtenances unto the said Grantee, and their
heirs and assigns forever.

IN WITNESS WHEREOF, The Grantor, pursuant to a resolution of its Board of Directors has caused its
corporate name to be hereunto subscribed by its President and its corporate seal to be affixed by its Secre-
tary this 23rd day of March, 1990.

CAPPS FARMS, INC.

By

Larry M. Capps

PRESIDENT

ATTEST:

V. Belle Capps

SECRETARY

STATE OF IDAHO
County of Gooding } ss.

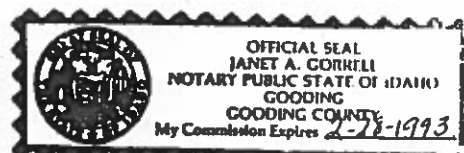
On this 23rd day of March, 19 90
before me, a Notary public in and for said State, personally
appeared Larry M. Capps and
V. Belle Capps, known to me to
be the President and Secretary of the corporation that exe-
cuted this instrument or the persons who executed the instru-
ment on behalf of said corporation, and acknowledged to me
that such corporation 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.

Janet A. Garrell

Notary Public

Residing at Gooding
Commission Expires: 2-28-1993 Idaho



STATE OF IDAHO
COUNTY OF GOODING, SS
RECORDED AT REQUEST
JUL 26 & E. C. S. S. S.
90 MAR 23 PM 4 00
JANET A. GARRELL, REC.
SEP. 14 1993

140253



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

16-Aug-1993

THE HOLT FAMILY TRUST
1009 FULLBRIGHT
REDLANDS CA 92373

Re: Ownership change for Adjudication Claim No. A37-10659

Dear Sir;

Pursuant to the notification that you presently have bought the property in which the above-referenced Adjudication Claim is appurtenant, the Department has changed the record of the current owner as you requested. Enclosed is a copy of the computer record of the claim with the change in the claimant.

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

Sincerely,

A handwritten signature in cursive script that reads 'Robert Worstell'.

Robert Worstell
Sr Adjudication Agent

1 Enclosure

MICROFILMED

OCT 25 1994

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: A37-10659
Date Received: 7/20/1988
Receipt No: S001011
Received By: See

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MAURICE CAPPS 208-934-5190
Address: 1433 S. 1600 E.
GOODING, ID 83330

OR

Name: V. BELLE CAPPS 208-934-5190
Address: 1433 S. 1600 E.
GOODING, ID 83330

2. Date of Priority: MAR 05, 1935

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
05S	14E	15	NE	SE	NE		GOODING

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/ 50 RANGE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	14E	15	SE	NE		DOMEST	
			SE	NE		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:

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): U. Belle Sappal Date: July 20, 19
Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 20th day

of July 19 88

Seal

Mary A. Baldwin
Notary Public

Residing at Gooding Id

My Commission Expires 10/16/1992

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: A37-10659
Date Received: 7/20/1988
Receipt No: S001011
Received By: _____

Owner Change

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: THE HOLT FAMILY TRUST
Address: 1009 FULLBRIGHT
REDLANDS CA

92373

2. Date of Priority: MAR 5, 1935

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
05S	14E	15	NE	SE	NE		GOODING

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/ 50 RANGE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use
05S	14E	15	SE	NE		DOMEST
			SE	NE		STOCK

MICROFILMED
OCT 25 1994

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 OWNER: THIS CHANGE INVOLVES 2 CHANGES OF OWNER. CAPPS
SOLD TO MR & MRS ELEXPURU ON 3/23/1990 (COPY OF DEED ON FILE)
AND THE ELEXPURUS SOLD TO THE HOLT FAMILY TRUST ON 8/2/1993 (COPY
OF WARRANTY DEED ON FILE) RVW 8/16/1993

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 Organizations:

I do solemnly swear or affirm that I am _____ of

Title
_____, that I have signed the foregoing
Organization
document in the space below as _____ of

Title
_____ and that the statements contained in the
Organization
foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization

Date

MICROFILMED
OCT 25 1994

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

MICROFILMED
OCT 4 5 1994