

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

RECEIVED

Ident. Number: A37-10745
Date Received: 7/29/1988
Receipt No: 5001359
Received By: Adm

AUG 8 1988

Department of Water Resources
Southern Region Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LESLIE F. LENKER 602-726-9123
Address: SUNI SANDS TR. PARK SPACE 1113
YUMA, AZ 85365

AND/OR

Name: EDNA M. LENKER 602-726-9123
Address: SUNI SANDS TR. PARK SPACE 1113
YUMA, AZ 85365

2. Date of Priority: MAY 01, 1920

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06S	13E	5	SW	SE	NW		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.
DOMESTIC	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 HOUSEHOLD

A37-10745

Page 1

Date: 07/29/88

MICROFILMED
FEB 25 1993

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
06S	13E	5	SE NW		DOMEST	

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): Leslie F. Lenker Date: 8-2-88
Edna M. Lenker Date: 8-2-88

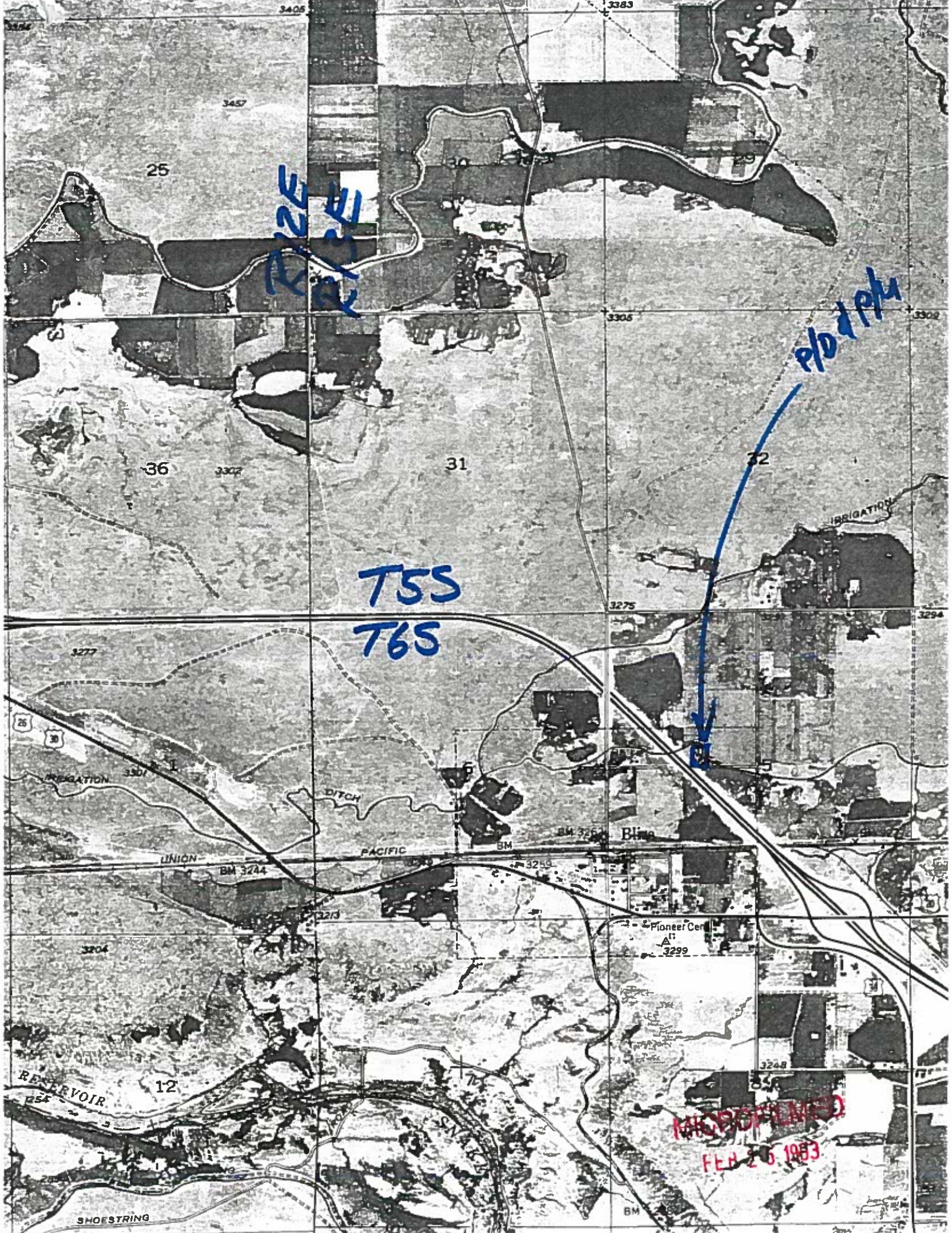
State of ^{Arizona} ~~Idaho~~)
County of Yuma) SS.

Subscribed and sworn (or affirmed) before me this 2nd day
of August 19 88

Guillermo Hernandez
Notary Public

Seal

Residing at Yuma, Ariz
My Commission Expires Aug. 31, 1991



MICROFILMED
FEB 26 1983

AJ5856NP

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

DATE: SEP-5-1997
PAGE: A-34

RIGHT NUMBER: 37-10745

NAME & ADDRESS:

LESLIE F LENKER
EDNA M LENKER
SUNI SANDS TR PARK SPACE 1113
YUMA AZ 85365

Charles & Joyce Black
Box 259
Bliss, ID 83314

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

PRIORITY DATE: 05/01/1920

POINT OF DIVERSION: T06S R13E S05 ✓

SWSNW ✓

Within GOODING County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE
DOMESTIC D/ 1 HOUSEHOLD

PERIOD OF USE
01-01 12-31

QUANTITY
0.04 CFS

PLACE OF USE:

DOMESTIC

T06S R13E S05 ✓

Within GOODING County

SESW ✓

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

RP06S13E054550

AKA 732 S1850 E 83314

Verified by *SR* Date: 7-14-98

Verification Source: Computer map



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

July 28, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

CHARLES & JOYCE BLACK
BOX 259
BLISS ID 83314

RE: Snake River Basin Adjudication (SRBA)
Notice of Claim to a Water Right No. A37-10745

Dear Claimant:

We have been advised you may be the present owner of the property with the water right referenced above.

Before we can modify our records to reflect your ownership of the water right referenced above, we need Form 42-248/42-1409(6) completed. This form is enclosed for your use. Please follow the instructions on the back of the form and return to my attention at this office by August 13, 1998.

Please call this office toll-free at 1-800-451-4129 if you have any questions.

Yours truly,

Sandy Egbert
Clerical Specialist

cc: Regional office

Enclosures: Form 42-248/42-1409(6)

Copy of No.A37-10745 water right filing

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

RECEIVED

AUG 10 1998

Department of Water Resources

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 or Adjudication Claim No(s): A37-10745
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 LESLIE F. & EDNA M. LENKER
SUNI SANDS TR. PK. SP1113 YUMA, AZ.
4. New Owner/Claimant(s) CHARLES R. & JOYCE D. BLACK
 Name Connector (Check one): [] and, [] or, ☒ and/or
 New Mailing Address P.O. Box 259
 City, State and ZIP Code BLISS, ID. 83314-0259
 New Telephone Number (208) 352-4392
5. Date you acquired the property JANUARY 2, 1996
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 0 Number and type of stock 0
 Diversion rate in CFS 0 Number of homes 1 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) Charles R. Black
Joyce D. Black
 Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign this 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.



POLICY OF TITLE INSURANCE



ISSUED BY

First American Title Insurance Company

SUBJECT TO THE EXCLUSIONS FROM COVERAGE, THE EXCEPTIONS FROM COVERAGE CONTAINED IN SCHEDULE B AND THE CONDITIONS AND STIPULATIONS, FIRST AMERICAN TITLE INSURANCE COMPANY, a California corporation, herein called the Company, insures, as of Date of Policy shown in Schedule A, against loss or damage, not exceeding the Amount of Insurance stated in Schedule A, sustained or incurred by the insured by reason of:

1. Title to the estate or interest described in Schedule A being vested other than as stated therein;
2. Any defect in or lien or encumbrance on the title;
3. Unmarketability of the title;
4. Lack of a right of access to and from the land.

The Company will also pay the costs, attorneys' fees and expenses incurred in defense of the title, as insured, but only to the extent provided in the Conditions and Stipulations.

FIRST AMERICAN TITLE CO.

By:

Carlene J. Peters

First American Title Insurance Company

BY

Parker S. Kennedy

PRESIDENT

ATTEST

Mark R. Ames

SECRETARY

J 329925

FIRST AMERICAN
Form No. 1402 (6/87)
ALTA Owner's Policy
Schedule A

SCHEDULE A

File No. G-003765

Policy No. J-329925

Amount of Insurance \$ ~~720,000.00~~

Premium \$ 478.00

Policy Date: January 3, 1996 at 2:26 P.M.

1. Name of Insured:

CHARLES R. BLACK and JOYCE D. BLACK

2. The estate of interest in the land which is covered by this policy is:

FEE SIMPLE

3. Title to the estate of interest in the land is vested in:

CHARLES R. BLACK and JOYCE D. BLACK, Husband and Wife.

4. The land referred to in this policy is described as follows:

See Attached Exhibit "A"



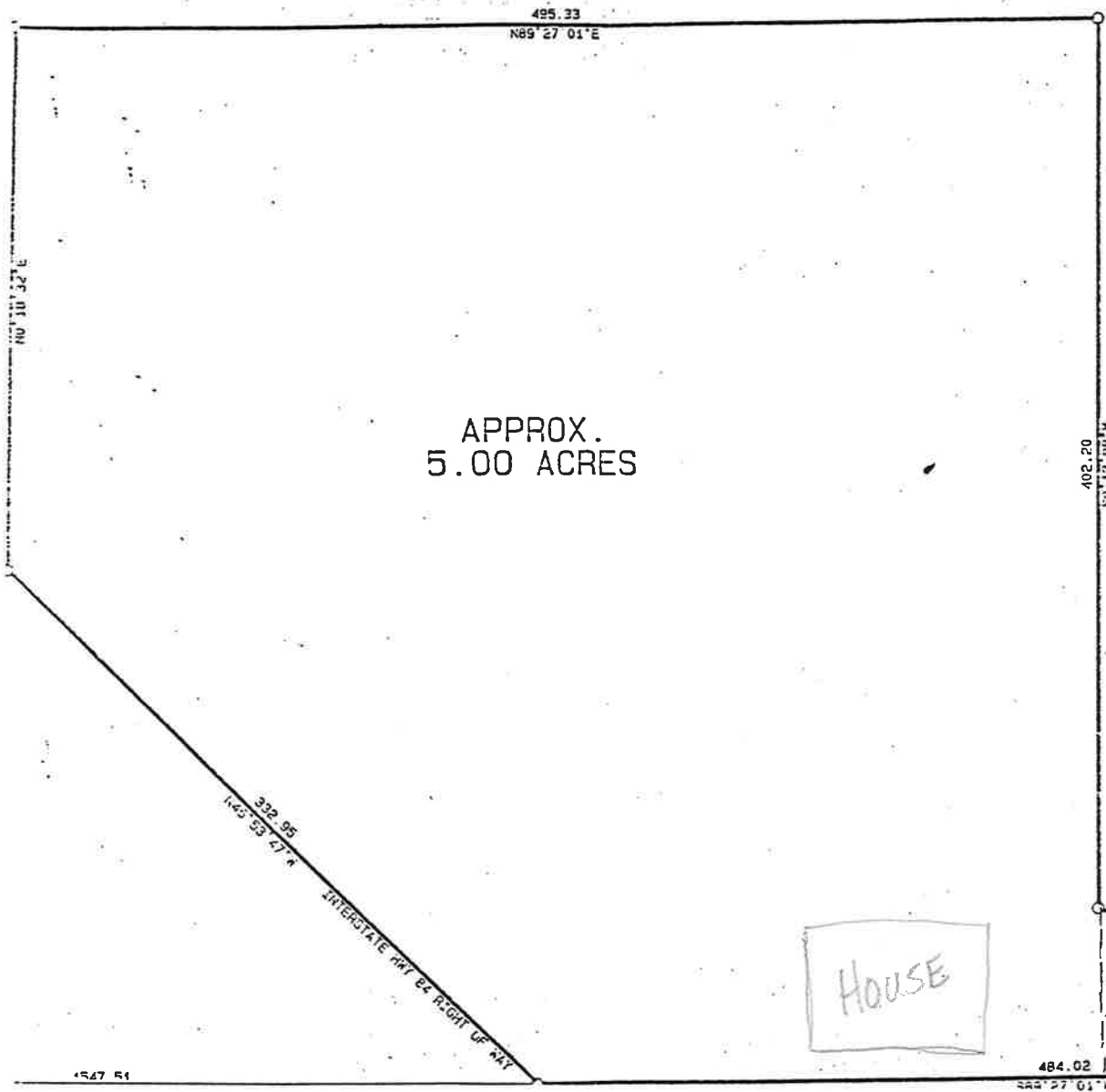
EXHIBIT "A"

Township 6 South, Range 13 East of the Boise Meridian, Gooding County, Idaho

Section 5: A parcel of land located in the Southeast 1/4 of the Northwest 1/4 described as follows:

COMMENCING at the Southeast corner of the Northwest 1/4 of Section 5;
Thence South $89^{\circ}27'01''$ West, 594.86 feet along the South line of the Northwest 1/4 to a point on said line, which is the TRUE POINT OF BEGINNING;
Thence South $89^{\circ}27'01''$ West, 484.02 feet along said line to a point on said line;
Thence North $45^{\circ}53'47''$ West, 332.95 feet along the Interstate Highway 84 right-of-way to a point on said right-of-way;
Thence North $0^{\circ}18'32''$ East, 244.64 feet along the West line of the Southeast 1/4 of the Northwest 1/4 of Section 5 to a point on said line;
Thence North $89^{\circ}27'01''$ East, 495.33 feet to a point;
Thence South $0^{\circ}12'08''$ West, 402.20 feet to a point;
Thence South $71^{\circ}56'58''$ East, 239.66 feet to the TRUE POINT OF BEGINNING.

SUBJECT to a public road right-of-way along the South boundary.



APPROX.
5.00 ACRES

House

Proposed
utility
Easement

LEGAL DESCRIPTION

A PARCEL OF LAND LOCATED IN THE SOUTHEAST 1/4 OF THE NORTHWEST 1/4 OF SECTION 5, TOWNSHIP 6 SOUTH, RANGE 13 EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO, DESCRIBED AS FOLLOWS; COMMENCING AT THE SOUTHEAST CORNER OF THE NORTHWEST 1/4 OF SECTION 5;

THENCE, S89°27'01"W, 594.95 FEET ALONG THE SOUTH LINE OF THE NORTHWEST 1/4 TO A POINT ON SAID LINE, WHICH IS THE TRUE POINT OF BEGINNING.

THENCE, S89°27'01"W, 484.02 FEET ALONG SAID LINE TO A POINT ON SAID LINE;

THENCE, N45°53'47"W, 332.95 FEET ALONG THE INTERSTATE HIGHWAY 84 RIGHT OF WAY TO A POINT ON SAID RIGHT OF WAY;

THENCE, N0°18'32"E, 244.54 FEET ALONG THE WEST LINE OF THE SOUTHEAST 1/4 OF THE NORTHWEST 1/4 OF SECTION 5 TO A POINT ON SAID LINE;

THENCE, N29°27'01"E, 495.33 FEET TO A POINT;

THENCE, S0°12'08"W, 402.20 FEET TO A POINT;

THENCE, S71°56'56"E, 239.65 FEET TO THE TRUE POINT OF BEGINNING.

CONTAINING APPROXIMATELY 5.00 ACRES.

SUBJECT TO ALL EXISTING EASEMENTS.

LEGEND

-  QUARTER CORNER
-  1/2" STEEL PIN FND
-  1/2" PIN W/CAP FND
-  PROPERTY CORNER
-  1/2" REBAR W/CAP, SET
-  PROPERTY LINE
-  ROAD CENTER

WARRANTY DEED

For Value Received

**Charles E. Wilkins And Linda J. Wilkins,
Husband And Wife.**

the grantor(s), do(es) hereby grant, bargain, sell, and convey unto

**Charles R. Black And Joyce D. Black,
Husband And Wife.**

the grantee(s), whose current address is

Box 790, Challis, ID 83226

the following described premises, to-wit:

See Attached Exhibit "A"

TOGETHER with 5 shares of North Side Canal Company water.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), his/her/their heirs and assigns forever. And the said Grantor(s) do(es) hereby covenant to and with the said Grantee(s), that he/she/they are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that he/she/they will warrant and defend the same from all claims whatsoever.

Dated: December 28, 1995

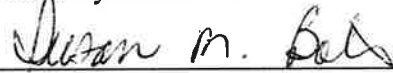

Charles E. Wilkins

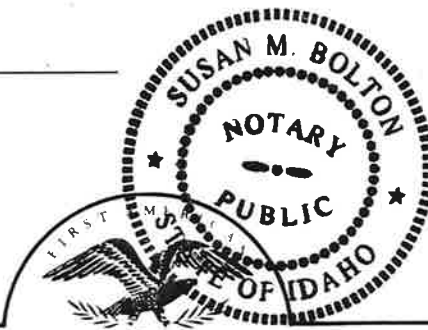

Linda J. Wilkins

STATE OF IDAHO
: ss
COUNTY OF GOODING

On This 3rd Day of January, in the year 1996, before me, a Notary Public in and for said State, personally appeared **Charles E. Wilkins And Linda J. Wilkins**, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within Instrument, and acknowledged to me that he/she/they executed the same.

WITNESS my hand and official seal.


Notary Public of Idaho
Residing at Gooding, Idaho
Commission Expires: 10/16/98



First American Title Company of Idaho

AJ0749NP
No. R37-10745

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

DATE: 08/14/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CHARLES R BLACK	05/01/1920	DOMESTIC	01-01 12-31	0.04 CFS	
C	JOYCE D BLACK PO BOX 259 BLISS ID 833140259 (208) 352-4392					
				TOTAL DIVERSION:	0.04 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion:

T06S R13E S05

SWSENW

GOODING County

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	:
06S	13E	5	:					:					:					:					:	

POU County: GOODING

Non-Irrigation Uses: 1 HOME

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 PARCEL NO. RP 06S13E054550
PROPERTY ALSO KNOWN AS 732 S 1850 E

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Audit: 08/14/98 SEGBERT

OK
2-8-99
KKC