

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-10768 V1

WATER RIGHT NUMBER: 37-10768 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	H L PATTERSON JR 863 US HWY 26 HC 60 BLISS, ID 83314 (208)352-4242
Current Owner	RICK PATTERSON 863 HWY 26 BLISS, ID 83314

Priority Date: 04/01/1953

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	1/01 to 12/31	0.040 CFS	
DOMESTIC	1/01 to 12/31	0.040 CFS	
	<u>Total Diversion:</u>	0.040 CFS	

Location of Point(s) of Diversion

GROUND WATER	NW1/4NW1/4NE1/4	Sec. 9, Twp 06S, Rge 13E, B.M.
GOODING County		

Place of UseSTOCKWATER Within GOODING County

T06S R13E S09 NWNE

Total Acres: 0

DOMESTIC Within GOODING County

T06S R13E S09 NWNE

Total Acres: 0

Conditions of Approval:

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

Remarks:

1. Explanatory PARCEL NO. RP06S13E090000A STOCKWATER, 50 RANGE CATTLE

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 37-10768 V1

Dates and Other Information:

Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag: NONE RECEIVED
State or Federal: S
Owner Name Connector:
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



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

August 30, 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

RICK PATTERSON
863 HWY 26
BLISS ID 83314

RE: Decreed Water Right 37-10768

Dear Mr. Patterson:

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,

A handwritten signature in cursive script, reading 'Trish Fawcett'.

Trish Fawcett
Technical Records Specialist

enc.

RECEIVED

JUL 30 2001

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

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
37-10768					

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) HL Patterson, Jr.
863 US Hwy 26, HC 60, Bliss, ID 83314
4. New Owner/Claimant(s) Rick Patterson
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 863 U.S. Hwy 26, Bliss, ID 83314
- City, State and ZIP Code _____
- New Telephone Number () 352-4242
5. Date you acquired the property July, 9th, 2001

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)

Rick Patterson
Rick Patterson

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 [Signature]

Date

7/31/01

Fee 25.00

Received by [Signature]

Date

7/31/01

Receipt No.

3024204

WARRANTY DEED

#GG-02801

RECEIVED

For Value Received

JUL 30 2001

Frieda Patterson, a widow

Department of Water Resources
Southern Region

Instrument # 191202

GOODING, GOODING, IDAHO

2001-07-09

02:22:02 No. of Pages: 2

Recorded for : LAND TITLE

HELEN EDWARDS

Fee: 6.00

Ex-Officio Recorder Deputy

Index to: DEED, WARRANTY

[Signature]

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

Rick Patterson, a single man

Address: 863 U.S. Hwy 26, Bliss, ID 83314

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

TOWNSHIP 6 SOUTH, RANGE 13, EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO

Section 9: A parcel of land located in the NE¼, more particularly described as follows:

Commencing at the Northeast corner of said Section 9;
Thence South 0°17'00" West along the East boundary of Section 9 for a distance of 4.7 feet to a point on the centerline of State Highway Number 26;
Thence South 89°56' West along the centerline of State Highway Number 26 for a distance of 2644.3 feet to centerline station 188+58.30;
Thence South 0°04' East for a distance of 60.0 feet to a right of way monument being a point on the Southerly right of way line of State Highway Number 26 and being a point on the West boundary of the NW¼ of Section 9 and being the TRUE POINT OF BEGINNING;
Thence South 0°30'00" West along the West boundary of the NW¼ of Section 9 for a distance of 535.10 feet;
Thence South 82°28'49" East for a distance of 362.10 feet;
Thence North 73°27'46" East for a distance of 79.17 feet;
Thence North 0°30'00" East parallel with the West boundary of the NW¼ of Section 9 for a distance of 560.46 feet to a point on the Southerly right of way line of State Highway Number 26;
Thence South 89°56'00" West along the Southerly right of way line of State Highway Number 26 for a distance of 435.10 feet to the TRUE POINT OF BEGINNING.

SUBJECT TO a 25.0 foot wide access easement for the purpose of ingress and egress along the Westerly boundary of the described parcel.

SUBJECT TO:

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

RP

Taxes for 2001 and subsequent years, taxes are an accruing lien, not yet due or payable.

Assessments of the North Side Canal Company and the rights and powers of said Company as by law provided.

Right of way for canals, laterals and waste ditches of the North Side Canal Company, Ltd.

Easement given by Idaho Farms Company to The Mountain States Telephone and Telegraph Co., dated April 27, 1938, recorded July 6, 1938 in Book 4 Page 258 as Instrument Number 71206, Gooding County records, affecting the N½NE¼ of Section 9, and NE¼NW¼ of Section 8, Township 6 South, Range 13, East Boise Meridian.

Conditions and Restrictions contained in Warranty Deed given by Clide D. Allen and Ruth J. Allen, husband and wife, to the State of Idaho, dated May 9, 1956, recorded May 31, 1956 in Book 46 Page 426 as Instrument Number 130199, Gooding County records.

Right of Way Granted to the Department of Highways, State of Idaho recorded September 6, 1957 in Book 7 Page 560 as Instrument Number 133154, Gooding County records, affecting the SW¼SW¼ of Section 3, and NE¼NE¼ of Section 9, Township 6 South, Range 13, East Boise Meridian.

Reservations contained in Patent given by the United States of America, to Clide D. Allen dated December 2, 1959, recorded January 14, 1960 in Book 1 Page 452 as Instrument Number 139736, Gooding County records, affecting the E½NE¼ of Section 9, Township 6 South, Range 13, East Boise Meridian.

Terms and Conditions of Grant of Easement by and between H.L. Patterson and Frieda Patterson, husband and wife and Federal Land Bank of Spokane, a corporation dated May 18, 1988, recorded May 20, 1988 as Instrument Number 132249, Gooding County records, affecting the NE¼ of Section 9, Township 6 South, Range 13, E.B.M.

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to 5.0 shares of Capital Stock in North Side Canal Company and any licenses for domestic or irrigation rights with the State of Idaho Department of Water Resources.

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: July 9, 2001

Frieda Patterson
Frieda Patterson

STATE OF IDAHO)
) ss.
COUNTY OF Gooding)

On this 9th day of July, 2001, before me, the undersigned, a Notary Public in and for said State, personally appeared **Frieda Patterson** known or identified to me to be the persons whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

LISA C. RITTER
NOTARY PUBLIC
STATE OF IDAHO

[Signature]
Notary Public
Residing at: Hagerman, ID
My Commission expires: 10/04/04

R-13E

632

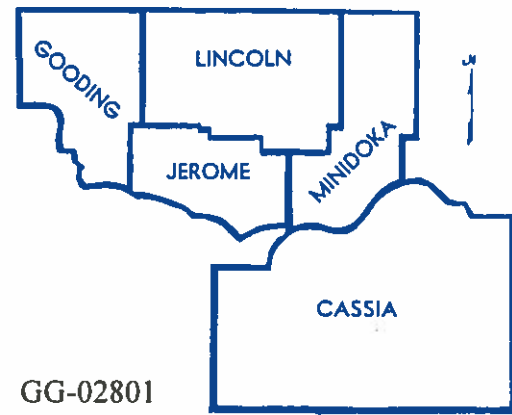
HWY 24

4/3
9/10



Land Title and Escrow, Inc.

A FULL SERVICE TITLE COMPANY



July 26, 2001

REFER TO:
OFFICE:

GG-02801
Gooding

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

RE: Transer of water right

Dear Sir/Madam:

RECEIVED

JUL 30 2001

**Department of Water Resources
Southern Region**

Please find enclosed our check #14544 in the amount of \$25.00 representing fees on the above referenced. I have also enclosed a copy of the recorded Deed, the transfer paperwork and an ASCS map.

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

Very Truly Yours,

LAND TITLE AND ESCROW, INC.

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

BOX 177, BURLEY, IDAHO 83318
PHONE 878-3524 - FAX 878-4435

BOX 348, JEROME, IDAHO 83338
PHONE 324-3357 - FAX 324-8881

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

BOX 111, RUPERT, IDAHO 83350

AJ5856NP

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

DATE: OCT-24-1997

PAGE: A-427

RIGHT NUMBER: 37-10768

NAME & ADDRESS: H L PATTERSON JR
863 US HWY 26
HC 60
BLISS ID 83314

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 04/01/1953

POINT OF DIVERSION: T06S R13E S09 NWNWNE Within GOODING 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 GOODING County
T06S R13E S09 NWNE

DOMESTIC Within GOODING County
T06S R13E S09 NWNE

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. RP06S13E090000A
STOCKWATER, 50 RANGE CATTLE

Claim proofread by: LLB

Date: 1104

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: A37-10768
Date Received: 8/02/1988
Receipt No: S001228
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: H.L. PATTERSON, JR. 208-352-4242
Address: 863 US HWY 26
HC 60
BLISS, ID 83314

2. Date of Priority: APR 01, 1953

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06S	13E	9	NW	NW	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
06S	13E	9	NW	NE		DOMEST	

A37-10768

Page 1

Date: 08/02/88

MICROFILMED

FEB 25 1988

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
06S	13E	9	NW 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): H. T. Cotton Jr Date: 8-2-88
Date: _____

State of Idaho)
County of *Twin Falls*) SS.

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

Roxanne Storey
Notary Public

Seal

Residing at Bull, Id
My Commission Expires 6-30-94

WATER RIGHT NUMBER - A37-10768

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (D) NUMBER -

+ - - - - LAST NAME - - - - + + - FIRST NAME - - + + - - - - - ADDRESS - - - - - +

*** C - CURRENT OWNER ***
PATTERSON, JR.

H.L.

1 - 863 US HWY 26
2 - HC 60
3 -
CITY- BLISS
PHONE - 208-352-4242

STATE- ID ZIP- 83314

+ - - PRIORITY DATE - - + + - - - REGION - - - + + - - - STAGE - - - + + - - - STATUS - - - - +
04/01/1953 ERROR IN REGION J - BENEFICIAL USE

+ - - - - - SOURCE - - - - - + + - - - - - TRIBUTARY - - - - - +
GROUNDWATER

+ - - - - - POINT OF DIVERSION - - - - - +
TWN RNG SEC TRACT LDT RFLG COUNTY STREAM INDEX (BLANK IF NO INDEX CODE)

06S 13E 9 NW NW NE (47) GOODING

+ - - - - - WATER USE - - - - - +
CODE DESCRIPTION PERIOD FROM PERIOD TO DIVERSION RATE DIVERSION VOLUME

43 - DOMESTIC 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 - +
0.040 0.0

+ - - - - - PLACE OF USE - - - - - +
TWN RNG SEC TRACT LDT ACRES CODE DESCRIPTION COUNTY

06S 13E 9 NW NE 04 STOCKWATER (47) GOODING
06S 13E 9 NW NE 43 DOMESTIC (47) GOODING

+ - - DIVERSION MEANS - WELL AND PUMP

+ - - NON-IRRIGATION USE - D/ 1 HOUSE S/ 50 RANGE

+ - - OTHER RIGHTS FOR SAME USE - NONE

+ - - - - - REMARKS - - - - - +
NO REMARKS FOUND.

+ - - - - - 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

MICROFILMED
OCT 25 1994

CERTIFIED
MAR 22 1992
WATER EXAMINER