

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-10844

WATER RIGHT NUMBER: 37-10844

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	SONYA C YAMASHITA 1949 E 1550 S GOODING, ID 83330
Original Owner	RAY HARDING 1949 E 1550 S GOODING, ID 83330 (208)934-5122
Original Owner	JUANITA C HARDING 1949 E 1550 S GOODING, ID 83330 (208)934-5122

Priority Date: 05/21/1922

Basis: Decreed

Status: Active

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

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	1/01 to 12/31	0.070 CFS	
DOMESTIC	1/01 to 12/31	0.040 CFS	
	<u>Total Diversion:</u>	0.110 CFS	

Location of Point(s) of Diversion

GROUND WATER	NE1/4NE1/4SW1/4	Sec. 20, Twp 05S, Rge 15E, B.M.
GOODING County		

Place of UseSTOCKWATER Within GOODING County

T05S R15E S20 NESW

DOMESTIC Within GOODING County

T05S R15E S20 NESW

Conditions of Approval:

1. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
2. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-10844

3. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks:

1. Explanatory PARCEL NO. RP05S15E204820A STOCKWATER, 50 CATTLE, 4 HORSES

Dates and Other Information:

Licensed Date:
Decreed Date: 1/5/2001
Water Supply Bank Enrollment Accepted:
Water Supply Bank Enrollment Removed:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant:
Decree Plaintiff:
Civil Case Number: 39576
Judicial District: FIFTH
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

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

September 4, 2002

SONYA C YAMASHITA
1949 E 1550 S
GOODING ID 83330

RE: Decreed Water Right 37-10844

Dear Ms. Yamashita:

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 that reads "Trish Fawcett".

Trish Fawcett
Technical Records Specialist

enc.

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

RECEIVED
AUG 29 2002
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
37-10844					

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) Juanita C. Harding Ray Harding
1949 S. 1550S. Gooding ID 83330
4. New Owner/Claimant(s) Sonya C. Yamashita
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 1949 E. 1550 S.
- City, State and ZIP Code Gooding, ID 83330
- New Telephone Number () _____
- Date you acquired the property Aug. 21, 2002

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.

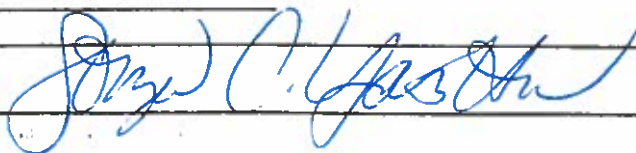
DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

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)



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 <u>H. M. H.</u>	Date <u>9/3/02</u>	Fee <u>\$2500</u>
Received by <u>H. M. H.</u>	Date <u>9/3/02</u>	Receipt No. <u>5025190</u>
Processed by <u>H. M. H.</u>	Date <u>9/4/02</u>	WR _____ Date _____

WARRANTY DEED

#GG-03664

For Value Received

Juanita C. Harding, as Successor Trustee and Juanita C. Harding as Trustee of the Ray and Juanita C. Harding Trust, U/T/A Dated Mar. 3, 1997

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

Sonya C. Yamashita, an unmarried person
Address: 1949-A E 1550 S, Gooding, ID 83330



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

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

Section 20: A parcel of land located in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, described as follows:
Beginning at the Southwest Corner of Section 20;
Thence North 2,634.23 feet along the Westerly boundary of Section 20 to the West quarter corner;
Thence S89°21'35"E, 2,337.15 feet along the Northerly boundary of the SW $\frac{1}{4}$, Section 20, to the TRUE POINT OF BEGINNING;
Thence S89°21'35"E, 300.00 feet to the center of Section 20;
Thence S0°04'32"W, 726.00 feet along the Easterly boundary of the SW $\frac{1}{4}$, Section 20;
Thence N89°21'35"W, 300.00 feet;
Thence N0°04'32"E, 726.00 feet to the TRUE POINT OF BEGINNING;

SUBJECT TO:

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

Instrument # 196573

GOODING, GOODING, IDAHO

2002-08-22

10:17:48

No. of Pages: 2

Recorded for : LAND TITLE

HELEN EDWARDS

Ex-Officio Recorder Deputy

Fee: 6.00



Taxes for 2002 and subsequent years, taxes are an accruing lien, not yet due or payable.

Assessments of the American Falls Reservoir District No. 2 and the rights and powers of said District as by law provided.

Assessments of the Big Wood Canal Company 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.

Easement as set forth in Right of Way Deed by and between Forrest A. Carpenter and Laura Carpenter his wife and Idaho Irrigation Company dated May 9, 1910, recorded October 30, 1911 in Book 20 of Deeds, page 387, as Instrument Number 24173, Gooding County records.

Easement as set forth in Easement by and between Big Wood Canal Company and American Telephone and Telegraph Company of Wyoming, dated September 1, 1941, recorded January 5, 1942, in Book 5 of Miscellaneous, page 43 as Instrument Number 82563, Gooding County records.

Power Line Easement given by Ray Harding and Juanita C. Harding, his wife to Idaho Power Company, a corporation, dated October 20, 1990, recorded April 30, 1991 as Instrument Number 144651, Gooding County records, affecting a parcel of land in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 20, Township 5 South, Range 15 East, Gooding County, Idaho.

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 Big Wood Canal Company and also including any licenses domestic or irrigation water rights and/or licenses with the State of Idaho.

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 21, 2002

Juanita C. Harding
Juanita C. Harding, Successor Trustee

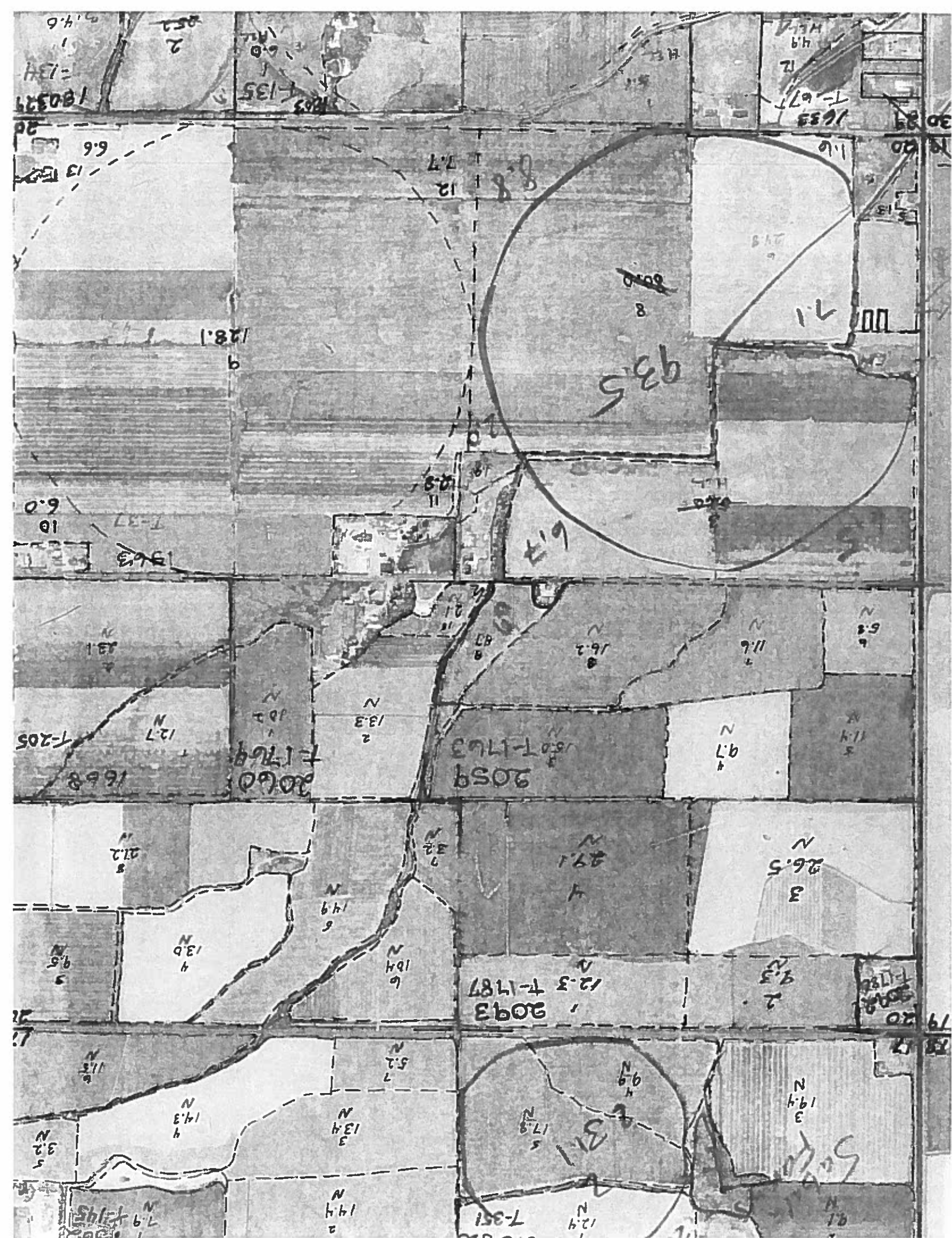
Juanita C. Harding
Juanita C. Harding, Trustee

STATE OF IDAHO)
) ss.
COUNTY OF Gooding)

On this 21 day of August, 2002, before me, the undersigned, a Notary Public in and for said State, personally appeared Juanita C. Harding, known or identified to me to be the person whose name is subscribed to the within instrument as Trustee of the Ray and Juanita C. Harding Trust U/T/A dated March 3, 1997, and acknowledged to me that she executed the same as such Successor Trustee and Trustee.

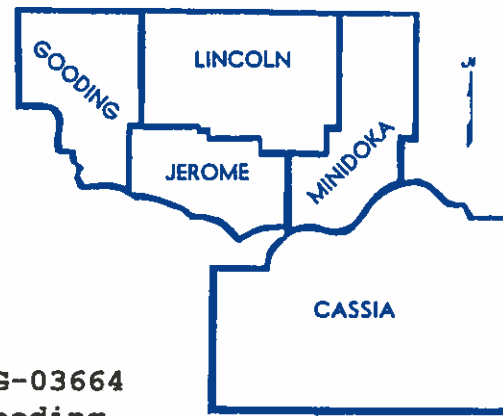
[Signature]
Notary Public
Residing at: Hagerman, ID
My Commission expires: 10/06/04

LISA C. RITTER
NOTARY PUBLIC
STATE OF IDAHO



Land Title and Escrow, Inc.

A FULL SERVICE TITLE COMPANY



REFER TO: GG-03664
OFFICE: Gooding

August 28, 2002

Department of Water Resources
Southern Region
1341 Fillmore Suite 200
Twin Falls, Idaho 83301

RECEIVED
AUG 29 2002
Department of Water Resources
Southern Region

RE: Notice of Change of Water Right Ownership
Harding to Yamashita
Cert Mail #7001 1940 000 0632 9536

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 Harding
for Water Right Number 37-10844
- Copy of Deed #196573
- Copy of Map

Thank you,

LAND TITLE AND ESCROW, INC.


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

cc:

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: A37-10844
Date Received: 8/09/1988
Receipt No: M000911
Received By: 

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RAY HARDING 208-934-5122
Address: 1949 E. 1550 S.
GOODING, ID 83330

OR
Name: JUANITA C. HARDING 208-934-5122
Address: 1949 E. 1550 S.
GOODING, ID 83330

2. Date of Priority: MAY 21, 1922

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05S	15E	20	NE	NE	SW		GOODING

5. Description of diverting works:
WELL, 185' DEEP, 6" CASING, 2" PIPELINE

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	0.070		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
ONE DOMESTIC HOUSEHOLD, 50 HEAD OF MIXED CATTLE, 4 HORSES

A37-10844

Page 1

Date: 08/09/88

MICROFILMED
FEB 25 1993

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	15E	20	NE	SW		DOMEST	
			NE	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:

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: 1

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): Ray Harding Date: Aug. 9, 1988

Date: _____

State of Idaho)
County of Gooding) SS.

Subscribed and sworn (or affirmed) before me this 9 day
of Aug 19 88
Seal

John Dale Coulter
Notary Public

Residing at Bonito
My Commission Expires 5/19/91

TERIOR
Y



KAY HARDING

TSS R 15E

SECTION 20

NENE SW



11/28/91 14:57:31
PAGE 1

OLD (O) NUMBER -

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

PHONE - 208-934-5122

JUANITA C.

+ - - - STATUS - - - - +

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

(47) GOODING

9.070

0.110

COUNTY

(47) GOODING

(47) GOODING

NO REMARKS FOUND.

- - - OLD WATER RIGHT NUMBERS - -
NO OLD WATER RIGHT NUMBERS FOUND.

MICROFILMED
OCT 25 1994

PREFIX TRANSLATION: ADJUDICATION CLAIM

[illegible]

| | | | | | |
|-----------------------|--------------|-----------------------|--------------|-------------------------|---------|
| 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 | - 08/09/1988 | 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 | - M000911 | FEDERAL/STATE INDICATOR | - S |
| CLAIMS TAPE ERROR FLG | - | POU OWNERSHIP FLAG | - Y | PRESUMPTION FLAG | - |
| FEE EXEMPT FLAG | - | NAME CONNECTOR | - OR | NOTICE OF ERROR FLAG | - |

RP05515E204820 A

DATA ENTRY
ENTERED 10-26-93
CHECKED 12/5/93

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

VERIFIED
FEB 15 1992

CERTIFIED
MAR 22 1992
WATER EXAMINER