

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-10930

WATER RIGHT NUMBER: 37-10930

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JOHN GALLUP 1776 S 2050 E GOODING, ID 83330
Current Owner	MELANIE A GALLUP 1776 S 2050 E GOODING, ID 83330
Original Owner	ANNA M SIMIS 1776S 2050E GOODING, ID 83330 (208)934-5177
Original Owner	DON L SIMIS 1217 MAIN GOODING, ID 83330 (208)934-4914
Original Owner	MICHAEL A O DELL PO BOX 578 GOODING, ID 83330 (208)934-4649
Directors Report Owner	PATRICK W HENRY 1776 S 2050 E GOODING, ID 83330
Original Owner	TONI O DELL PO BOX 578 GOODING, ID 83330 (208)934-4649
Directors Report Owner	DARLA HENRY 1776 S 2050 E GOODING, ID 83330

Priority Date: 07/01/1925

Basis: Decreed

Status: Active

SourceTributary

GROUND WATER

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

Location of Point(s) of Diversion

GROUND WATER	SW1/4SE1/4	Sec. 33, Twp 05S, Rge 15E, B.M.
GOODING County		

Place of UseDOMESTIC Within GOODING County

T05S R15E S33 SWSE

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 37-10930

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

Remarks:

1. Explanatory PARCEL NO. RP 05S15E338587

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: AND
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

October 28, 2002

JOHN GALLUP
MELANIE GALLUP
1776 S 2050 E
GOODING ID 83330

Re: SRBA Claim(s) 37-10933B
Water Right 37-10930

Dear Mr. and Mrs. Gallup:

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 records of the claim(s) noting the change in claimant. 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, appearing to read 'Trish Fawcett'.

Trish Fawcett
Technical Records Specialist

Enc.

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

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

RECEIVED
OCT 11 2002

Department of Water Resources
 Southern Region

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
10933B					
10930					

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) Kathryn E. Pike
1776 South 2050 East, Gooding, ID 83330
4. New Owner/Claimant(s) John Gallup and Melanie A. Gallup
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 1776 South 2050 East, Gooding, ID 83330
- City, State and ZIP Code _____
- New Telephone Number () _____
5. Date you acquired the property September , 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) John Gallup
(include title if applicable) John Gallup
Melanie A. Gallup
Melanie A. Gallup

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 10/11/02 Fee 25.00
 Received by [Signature] Date 10/11/02 Receipt No. 50252107
 Processed by [Signature] AJ Date 10/15/02 WR _____ Date _____

WARRANTY DEED

#GG-03747

For Value Received

Kathryn E. Pike, a single woman

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

John Gallup and Melanie A. Gallup, husband and wife
Address: 1776 South 2050 East, 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 33: A parcel of land located in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, more particularly described as follows:

Commencing at the South one-quarter corner of said Section 33, from which the Southeast corner of Section 33 bears North 89°41'29" East 2,640.91 feet;
Thence North 00°14'17" West along the North-South center of Section line for a distance of 650.00 feet to THE TRUE POINT OF BEGINNING;
Thence continuing North 00°14'17" West along the North-South center of section line for a distance of 665.66 feet to the Northwest corner of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 33;
Thence North 89°51'45" East along the North boundary of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 33 for a distance of 300.00 feet;
Thence South 00°14'17" East parallel with the West boundary of the SE $\frac{1}{4}$ of Section 33 for a distance of 664.76 feet;
Thence South 89°41'29" West parallel with the South boundary of the SE $\frac{1}{4}$ of Section 33 for a distance of 300.00 feet to THE TRUE POINT OF BEGINNING.

SUBJECT TO:

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

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

MAC Assessments levied or to be levied by the Slough Ditch Association.

MAC Assessments of decreed water from Little Wood River.

MAC Right of way for canals, laterals and waste ditches of Big Wood Canal Company.

MAC Power Line Easement given by Sam Simis and Anna Simis to Idaho Power Company, a corporation, dated November 23, 1964, recorded May 4, 1965 as Instrument Number 14068, Gooding County records, affecting a portion of Section 33, Township 5 South, Range 15 East, Boise Meridian.

MAC Declaration of Covenants, Conditions and Restrictions dated August 13, 1996, recorded August 13, 1996 as Instrument Number 166550, Gooding County records.

MAC Easement along the Westerly boundary for the existing county road as disclosed in Warranty Deed, recorded January 23, 1998 as Instrument Number 173895, Gooding County records.

MAC Easement for that part of the county road along the North boundary as disclosed in Warranty Deed, recorded January 23, 1998 as Instrument Number 173895, Gooding County records.

MAC TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to 2.25 Inches of Water Right Number 37-10933B and 37-10930 of the Idaho Department of Water Resources.

Instrument # 197005

GOODING, GOODING, IDAHO

2002-09-20

04:02:46

No. of Pages: 2

Recorded for : LAND TITLE

HELEN EDWARDS

Ex-Officio Recorder Deputy

Fee: 6.00

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: September 18, 2002

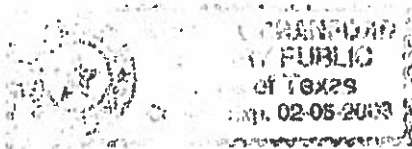
Kathryn E. Pike
Kathryn E. Pike

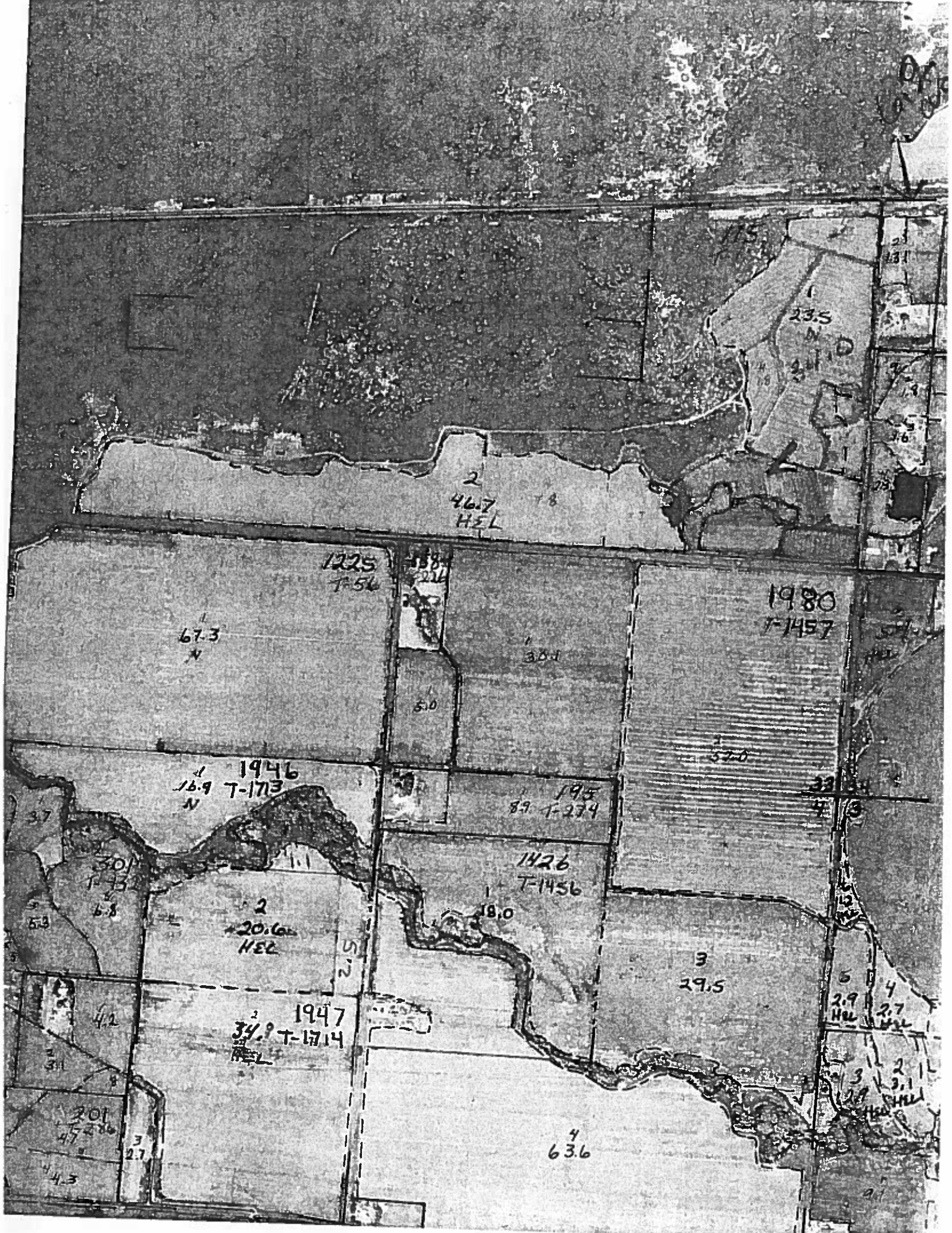
STATE OF TEXAS)

COUNTY OF Davis) ss.

On this 18th day of September, 2002, before me, the undersigned, a Notary Public in and for said State, personally appeared Kathryn E. Pike, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

Rene J. Crump
Notary Public
Residing at: Wells Fargo Bank
My Commission expires: 05/2003





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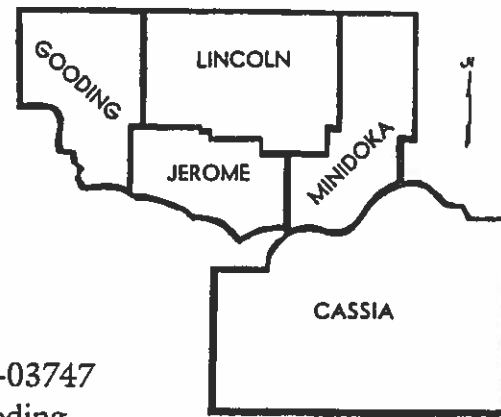
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Land Title and Escrow, Inc.

A FULL SERVICE TITLE COMPANY



REFER TO: GG-03747

OFFICE: Gooding

October 10, 2002

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

Re: John Gallup

Dear Sirs/Madam:

Enclosed please find our Land Title and Escrow, Inc. check number 16188 in the amount of \$25.00 to cover the change of ownership. I have enclosed the change of ownership form, a copy of the recorded Warranty deed and plat for your information.

Should you have any questions concerning this matter, please don't hesitate to contact me.

Very truly yours,
LAND TITLE AND ESCROW, INC.

A handwritten signature in cursive script that reads "Becky Shubert".

Becky Shubert
Escrow Officer

RECEIVED
OCT 11 2002
Department of Water Resources
Southern Region

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommended Right Report

06/12/2001

WATER RIGHT NO. 37-10930

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	KATHRYN E PIKE 1776 S 2050 E GOODING, ID 83330
Directors Report Owner	DARLA HENRY
Directors Report Owner	PATRICK W HENRY 1776 S 2050 E GOODING, ID 83330
Original Owner	DON L SIMIS 1217 MAIN GOODING, ID 83330 (208)934-4914
Original Owner	ANNA M SIMIS 1776S 2050E GOODING, ID 83330 (208)934-5177
Original Owner	MICHAEL A O DELL
Original Owner	TONI O DELL PO BOX 578 GOODING, ID 83330 (208)934-4649

Priority Date: 07/01/1925
Basis: Beneficial Use
Status: Active

Source GROUND WATER Tributary to

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
DOMESTIC	1/01	12/31	0.04 CFS		
Total Diversion			0.04 CFS		

Location of Point(s) of Diversion:

GROUND WATER SWSE Sec. 33 Township 05S Range 15E GOODING County

Place(s) of use:

Place of Use Legal Description: DOMESTIC GOODING County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
05S	15E	33		SWSE										

Water Right 37-10930

Conditions of Approval:

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

Remarks:

- I. Explanatory PARCEL NO. RP 05S15E338587

Dates:

Licensed Date:
Claim Received Date: 08/11/1988
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Decreed Date:
Date Filed with Court:
Objection Filed Date:
SF5 Filed:
Special Master Recom Signed Date:

Other Information:

Receipt Number(s): M000989
State or Federal: S
Owner Name Connector:
Water District Number:
Generic Max Rate per Acre:
Generic Max Volume per Acre:
Civil Case Number:
Old Case Number:
Decree Plaintiff:
Decree Defendant:
PresumptionFlag:
Notice of Error Flag:NONE RECEIVED
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary 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

June 12, 2001

KATHRYN E PIKE
1776 S 2050 E
GOODING ID 83330

RE: SRBA Claim(s) 37-19033B
Decreed Water Right 37-10930

Dear Ms. Pike:

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 claim(s) noting the change in claimant. 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', is written over a horizontal line.

Trish Fawcett
Technical Records Specialist

enc.

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

RECEIVED

JUN 07 2001

Department of Water Resources

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
37-10933B					
37-10930					

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) Darla and Patrick W. Henry
1776 S. 2050 E., Gooding, ID 83330
4. New Owner/Claimant(s) Kathryn E. Pike
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 1776 S. 2050 E.
- City, State and ZIP Code Gooding, ID 83330
- New Telephone Number ()
5. Date you acquired the property May 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	_____	_____

Signature of New Owner(s) or Claimant(s)
(include title if applicable)

Kathryn E. Pike
Kathryn E. Pike

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

6/1/01

Fee

25.00

Received by [Signature]

Date

6/7/01

Receipt No.

5024538

Processed by [Signature]

At

Date

WR

Date

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report

05/15/2001

WATER RIGHT NO. 37-10933B

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DARLA HENRY
Current Owner	PATRICK W HENRY
	1776 S 2050 E
	GOODING, ID 83330
Original Owner	DON L SIMIS
	1217 MAIN
	GOODING, ID 83330
	(208)934-4914
Original Owner	ANNA M SIMIS
	1776S 2050E
	GOODING, ID 83330
	(208)934-5177
Original Owner	MICHAEL A O DELL
Original Owner	TONI O DELL
	PO BOX 578
	GOODING, ID 83330
	(208)934-4649

Priority Date: 04/01/1884
 Basis: Decreed
 Status: Active

Source
 LITTLE WOOD RIVER

Tributary to
 MALAD RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	4/01	10/01	0.045 CFS		
Total Diversion			0.045 CFS		

Location of Point(s) of Diversion:

LITTLE WOOD RIVER NESWNW Sec. 03 Township 06S Range 15E GOODING County

IRRIGATION Use:
 Acre Limit: 1.9

Place(s) of use:

Place of Use Legal Description: IRRIGATION GOODING County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
15S	15E	33		SWSE	1.9									

Total Acres: 1.9

Remarks:

General

.12 CFS PORTION OF 37-00609B DECREE OF 2.47 CFS.

***** 12/5/96 TF; OWNERSHIP

Water Right 37-10933B

05/15/2001 08:33 2087363037

IDWR SOUTHERN REGION

PAGE 03

CHANGED SIMIS TO O'DELL.

***** 6-2-98: OWNERSHIP CHANGE RESULTED IN A SPLIT PER WARRANTEY DEED
SUBMITTED 2-2-98. ODELL RETAINED "A" PORTION OF 3.1 IRR ACRES AND .075 CFS, HENRY RECIEVED
1.9 IRR ACRES AND .045 CFS - VH

Dates:

Licensed Date:
Claim Received Date:
Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:

Other Information:

Receipt Number(s): X777777
State or Federal: S
Owner Name Connector:
Water District Number:
Generic Max Rate per Acre:
Generic Max Volume per Acre:
Civil Case Number:
Old Case Number:
Decree Plaintiff:
Decree Defendant:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary Act Number:
Mitigation Plan: False

05/15/01

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommended Right Report

05/15/2001

WATER RIGHT NO. 37-10930

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DARLA HENRY
Current Owner	PATRICK W HENRY 1776 S 2050 E GOODING, ID 83330
Original Owner	DON L SIMIS 1217 MAIN GOODING, ID 83330 (208)934-4914
Original Owner	ANNA M SIMIS 1776S 2050E GOODING, ID 83330 (208)934-5177
Original Owner	MICHAEL A O DELL
Original Owner	TONI O DELL PO BOX 578 GOODING, ID 83330 (208)934-4649

Priority Date: 07/01/1925
Basis: Beneficial Use
Status: Active

Source Tributary to
GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
DOMESTIC	1/01	12/31	0.04 CFS		
Total Diversion			0.04 CFS		

Location of Point(s) of Diversion:

GROUND WATER SWSE Sec. 33 Township 05S Range 15E GOODING County

Place(s) of use:

Place of Use Legal Description: DOMESTIC GOODING County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
05S	15E	33		SWSE										

Conditions of Approval:

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

Remarks:

- Explanatory PARCEL NO. RP 05S15E338587

Water Right 37-10930

Comments:

Author	Date	Subject	Comment
SEGBERT	8/20/98	COPIED FROM REMARKS	12/5/96 TF; OWNERSHIP CHANGED FROM SIMIS TO O'DELL. 6- 2-98: OWNERSHIP CHANGE ODELL TO HENRY PER NOTICE REC'C 2-2-98 - VH

Dates:

Licensed Date:
Claim Received Date: 08/11/1988
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Decreed Date:
Date Filed with Court:
Objection Filed Date:
SF5 Filed:
Special Master Recom Signed Date:

Other Information:

Receipt Number(s): M000989
State or Federal: S
Owner Name Connector:
Water District Number:
Generic Max Rate per Acre:
Generic Max Volume per Acre:
Civil Case Number:
Old Case Number:
Decree Plaintiff:
Decree Defendant:
PresumptionFlag:
Notice of Error Flag: NONE RECEIVED
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary Act Number:
Mitigation Plan: False

TRANSMITTAL COVER SHEET

TO: Lisafax # 934-5890TOTAL PAGES SENT: 5

(including cover sheet)

DOCUMENT DESCRIPTION: PROOF REPORTS OF ADJUDICATION CLAIM37-10933 B AND RECOMMENDED RIGHT 37-10930

FROM:

IDAHO DEPARTMENT OF WATER RESOURCES1341 FILLMORE ST, STE 200TWIN FALLS ID 83301-3380

PHONE: 736-3033

FAX: 736-3037

CHARGES: One (1) free copy
per request, cover sheet not
counted. Two (2) or more
copies per request will cost
\$0.25 per page. (\$0.50
minimum)

Please consider this document as a billing statement.

The charge for your fax copies is _____

Please remit to the above address.

SENDER: [Signature]

COMMENTS: _____

WARRANTY DEED

#GG-02688

For Value Received

Patrick W. Henry and Darla Henry, husband and wife

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

Kathryn E. Pike, a single woman

Address: 1776 S. 2050 E., Gooding, ID 83330

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

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

Section 33: A parcel of land located in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, more particularly described as follows:

Commencing at the South one-quarter corner of said Section 33, from which the Southeast corner of Section 33 bears North 89°41'29" East 2,640.91 feet;
Thence North 00°14'17" West along the North-South center of Section line for a distance of 650.00 feet to THE TRUE POINT OF BEGINNING;
Thence continuing North 00°14'17" West along the North-South center of section line for a distance of 665.66 feet to the Northwest corner of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 33;
Thence North 89°51'45" East along the North boundary of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 33 for a distance of 300.00 feet;
Thence South 00°14'17" East parallel with the West boundary of the SE $\frac{1}{4}$ of Section 33 for a distance of 664.76 feet;
Thence South 89°41'29" West parallel with the South boundary of the SE $\frac{1}{4}$ of Section 33 for a distance of 300.00 feet to THE TRUE POINT OF BEGINNING.

SUBJECT TO:

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

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

Assessments levied or to be levied by the Slough Ditch Association.

Assessments of decreed water from Little Wood River.

Right of way for canals, laterals and waste ditches of Big Wood Canal Company.

Power Line Easement given by Sam Simis and Anna Simis to Idaho Power Company, a corporation, dated November 23, 1964, recorded May 4, 1965 as Instrument Number 14068, Gooding County records, affecting a portion of Section 33, Township 5 South, Range 15 East, Boise Meridian.

Declaration of Covenants, Conditions and Restrictions dated August 13, 1996, recorded August 13, 1996 as Instrument Number 166550, Gooding County records.

Easement along the Westerly boundary for the existing county road as disclosed in Warranty Deed, recorded January 23, 1998 as Instrument Number 173895, Gooding County records.

Easement for that part of the county road along the North boundary as disclosed in Warranty Deed, recorded January 23, 1998 as Instrument Number 173895, Gooding County records.

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to 2.25 Inches of Water Right Number 37-0609 of the 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.

Instrument # 190622

GOODING, GOODING, IDAHO

2001-05-30

11:28:10 No. of Pages: 2

Recorded for: LAND TITLE

HELEN EDWARDS

Ex-Officio Recorder Deputy

Index to: DEED, WARRANTY

Fee: 6.00

Dated: May 29, 2001

Penny Archibald

Patrick W. Henry By Darla Henry P.O.A.
Patrick W. Henry by Darla Henry

Darla Henry
Darla Henry

STATE OF IDAHO)
COUNTY OF Gooding) ss.

On this 24 day of May, 2001, before me, the undersigned, a Notary Public in and for said State, personally appeared Darla Henry, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

LISA C. RITTER
NOTARY PUBLIC
STATE OF IDAHO

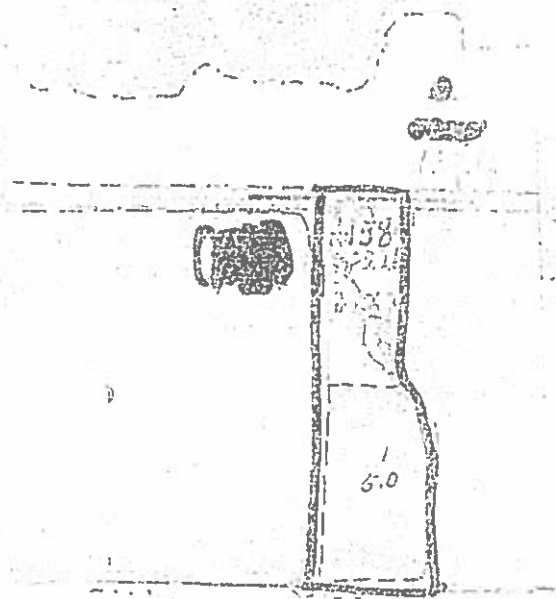
[Signature]
Notary Public
Residing at: Hagerman, ID
My Commission expires: 10/06/04

STATE OF IDAHO)
COUNTY OF Gooding) ss.

On this 24 day of May, 2001, before me, the undersigned, a Notary Public in and for said State, personally appeared Darla Henry, known or identified to me to be the person whose name is subscribed to the within instrument, as the Attorney-In-Fact of Patrick W. Henry and acknowledged to me that she subscribed the name of Patrick W. Henry thereto as principal, and her own name as Attorney-In-Fact.

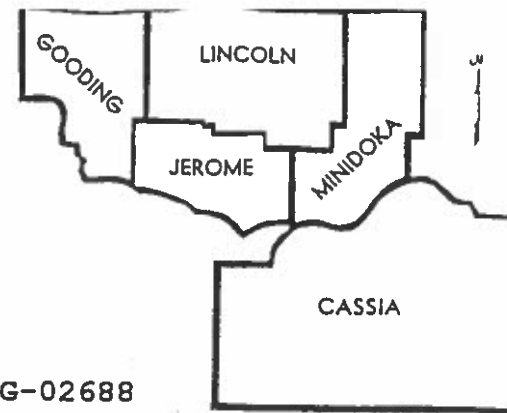
LISA C. RITTER
NOTARY PUBLIC
STATE OF IDAHO

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



Land Title and Escrow, Inc.

A FULL SERVICE TITLE COMPANY



REFER TO:

OFFICE:

GG-02688

Gooding

June 6, 2001

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

RECEIVED
JUN 07 2001
Department of Water Resources
Southern Region

RE: Notice of Change of Water Right Ownership
Henry to Pike
Cert Mail #7000 0520 0015 3071 7930

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 Patrick W. & Darla Henry to Kathryn E. Pike
for Water Right Number 37-10933B and 37-10930
- Copy of Deed #190622
- 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:

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

BOX 349, JEROME, IDAHO 83338
PHONE 324-3357 - FAX 324-8961

BOX 473, GOODING, IDAHO 83330
PHONE 934-8477 - FAX 934-5880

BOX 111, RUPERT, IDAHO 83350
PHONE 436-0808 - FAX 436-1199

AJ5856NP

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

DATE: SEP-5-1997

PAGE: A-45

RIGHT NUMBER: 37-10930

NAME & ADDRESS: MICHAEL A O'DELL
TONI O'DELL
PO BOX 578
GOODING ID 83330

*Patric K & Darla Henry
1776 South, 2050 East
Gooding 83330*

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

PRIORITY DATE: 07/01/1925

POINT OF DIVERSION: T05S R15E S33 ✓

SWSE ✓

Within GOODING County

PURPOSE AND

PERIOD OF USE: PURPOSE OF USE
DOMESTIC D/I HOUSE

PERIOD OF USE
01-01 12-31

QUANTITY
0.04 CFS

PLACE OF USE: DOMESTIC

T05S R15E S33 ✓

Within GOODING County

SWSE ✓

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

12/5/96 TF; OWNERSHIP CHANGED FROM SIMIS TO O'DELL.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

RP05S15E33 8587

Verified by *BE* 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

PATRICK & DARLA HENRY
1776 SOUTH 2050 EAST
GOODING ID 83330

RE: Snake River Basin Adjudication (SRBA)
Notice of Claim to a Water Right No. A37-10930

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

*No response
8-20-98*

cc: Regional office

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

Copy of No.A37-10930 water right filing

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: **A37-10930**
Date Received: 8/11/1988
Receipt No: M000989
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: PATRICK W HENRY
Address: 1776 S 2050 E
GOODING ID

83330

AND

Name: DARLA HENRY
Address: 1776 S 2050 E
GOODING ID

83330

2. Date of Priority: JUL 1, 1925

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05S	15E	33	SW	SE			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 HOUSE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	15E	33	SW	SE		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:

12/5/96 TF; OWNERSHIP CHANGED FROM SIMIS TO O'DELL.

6-2-98: OWNERSHIP CHANGE ODELL TO HENRY PER NOTICE REC'C

2-2-98 - VH

15. Basis of Claim: BENEFICIAL USE



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

July 31, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

Patrick W. and Darla Henry
1776 South 2050 East
Gooding, Idaho 83330

RE: Snake River Basin Adjudication (SRBA)
Claim Number(s): A37-10933B, and A37-10930
Change of Ownership Notification

Dear Claimant(s):

We have been notified that you have purchased a portion of property with the above referenced Snake River Basin Adjudication claims, and our records have been changed, accordingly. Note that claim number A37-10933B, for irrigation water, is your portion of the original right A37-10933. **The enclosed copies are for your records**, please review these documents for accuracy in all respects. If you have any questions, please contact me at this office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Vikie Hancock', is written over a horizontal line.

Vikie Hancock
Water Resource Agent

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

FEB 02 1998

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

Water Right Number(s) A37-10933 AJ5809NP

Adjudication Claim Number(s) A37-10930 AJ5809NP

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 on file with the county.) OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly LSCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

Name and Address of Former Owner/Claimant(s) MICHAEL A. OLDELL AND TONI ODELL
P.O. BOX 578 GOODING, IDAHO 83330

New Owner/Claimant(s) Patrick W. and Darla Henry

Name connector (Check one): ☐ AND ☐ OR ☐ AND/OR

New Mailing Address 1776 South 2050 East

City, State and ZIP Code Gooding, Idaho 83330

New Telephone Number () -

Date you acquired the property 1-23-98

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 actually irrigated _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second

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.

Signature of New Owner/Claimant(s) Patrick W. Henry Date 1-23-98

Darla Henry Date 1-23-98

Darla Henry

(Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)

For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

WARRANTY DEED

#G-26233

For Value Received

FEB 02 1998

MICHAEL O'DELL and TONI L. O'DELL, husband and wife
who acquired title as Michael O'Dell

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

PATRICK W. HENRY and DARLA HENRY, husband and wife
Address: 1776 SOUTH 2050 EAST, GOODING, IDAHO 83330

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

SEE SCHEDULE A ATTACHED

SUBJECT TO:

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

Taxes for 1998 and subsequent years, which are a lien but not yet due and payable.

Assessments of the Slough Ditch Association and the rights and powers thereof.

Assessments of decreed water from Little Wood River.

Right of way for canals, laterals and waste ditches of the Big Wood Canal Company.

Power Line Easement given by Sam Simis and Anna Simis, husband and wife to Idaho Power Company, a corporation, dated November 23, 1964, recorded May 4, 1965 as Instrument Number 14068, Gooding County records.

Declaration of Covenants, Conditions and Restrictions dated August 13, 1996, recorded August 13, 1996 as Instrument Number 166550, Gooding County records.

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: January 16, 1998

Michael O'Dell
MICHAEL O'DELL

PAH
WHL

Toni L. O'Dell
TONI L. O'DELL

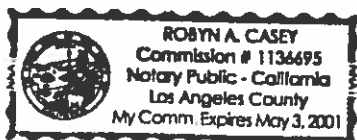
173895

STATE OF IDAHO COUNTY OF GOODING
Land Title & Escrow Inc.
Filed for record at the request of
25 min. past 4 o'clock P.m. this 23rd
of January 1998 9:00
By Penny Watson Deputy

STATE OF CALIFORNIA)
COUNTY OF Los Angeles) ss.

On this 16 day of January, 1998, before me, the undersigned, a Notary Public in and for said State, personally appeared MICHAEL O'DELL and TONI L. O'DELL, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

Robyn A. Casey
Notary Public
Residing at 3944 Calle Wang Brown Valley, Ca.
My Commission expires: 5-3-2001 9:30



USE ATTACHED DOCUMENT

SCHEDULE A

A parcel of land located in the Southwest quarter of the Southeast quarter of Section 33, Township 5 South, Range 15 East of the Boise Meridian, Gooding County, Idaho, and more particularly described as follows:

Commencing at the South one quarter corner of said Section 33, from which the Southeast corner of Section 33 bears North 89 41'29" East 2640.91 feet, thence North 00 14'17" West along the North-South center of Section line for a distance of 650.00 feet to the true point of beginning;

thence continuing North 00 14'17" West along North-South center of section line for a distance of 665.66 feet to the Northwest corner of the Southwest quarter of the Southeast quarter of Section 33;

thence North 89 51'45" East along the North boundary of the Southwest quarter of the Southeast quarter of Section 33 for a distance of 300.00 feet;

thence South 00 14'17" East parallel with the west boundary of the Southeast quarter of Section 33 for a distance of 664.76 feet;

thence South 89 41'29" West parallel with the South boundary of the Southeast quarter of Section 33 for a distance of 300.00 feet to the true point of beginning.

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including, but not limited to 2 1/4 inches of decreed right to Little Wood River with priority date of April 1, 1884.

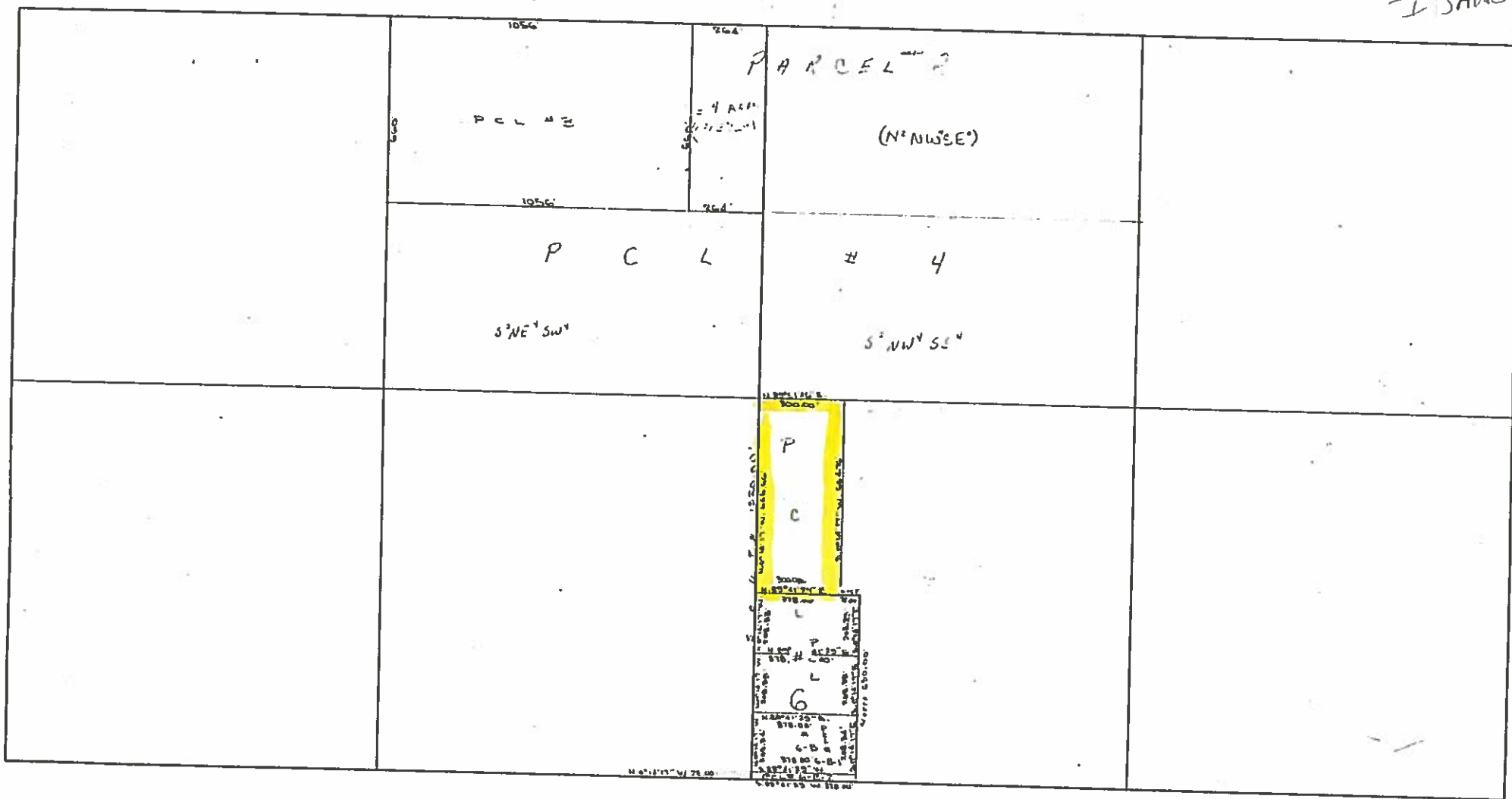
SUBJECT TO a 25.0 foot wide County Road easement along the Westerly boundary of the described parcel for the existing county road.

SUBJECT TO an easement for that part of the County Road along the North boundary of the described parcel that is within the boundaries of the before described parcel.

PWA
DHH

SOUTH
HALF

Gooding
County
Idaho



"This plat is made solely for the purpose of assisting in locating the land and the surveyor assumes no liability for variations, if any, with an actual survey."

SCALE 1"=400'

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

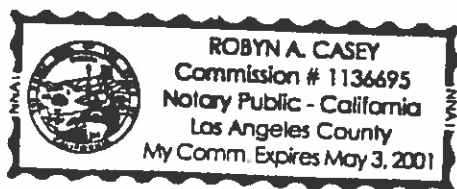
State of California

County of Los Angeles

On Apr 20 1998 before me, Robyn A. Casey, Notary
Date Name and Title of Officer (e.g., "Jane Doe, Notary Public")

personally appeared Michael + Toni L. O'Dell
Name(s) of Signer(s)

☐ personally known to me - OR - ☒ proved to me on the basis of satisfactory evidence 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 in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



WITNESS my hand and official seal.

Robyn A. Casey
Signature of Notary Public

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Description of Attached Document

Title or Type of Document: _____

Document Date: _____ Number of Pages: _____

Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: _____

- ☐ Individual
☐ Corporate Officer
Title(s): _____
☐ Partner — ☐ Limited ☐ General
☐ Attorney-in-Fact
☐ Trustee
☐ Guardian or Conservator
☐ Other: _____

RIGHT THUMBPRINT
OF SIGNER
Top of thumb here

Signer Is Representing: _____

Signer's Name: _____

- ☐ Individual
☐ Corporate Officer
Title(s): _____
☐ Partner — ☐ Limited ☐ General
☐ Attorney-in-Fact
☐ Trustee
☐ Guardian or Conservator
☐ Other: _____

RIGHT THUMBPRINT
OF SIGNER
Top of thumb here

Signer Is Representing: _____

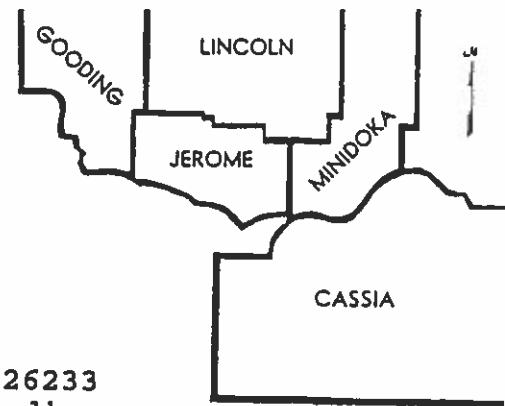
Land Title and Escrow, Inc.

A FULL SERVICE TITLE COMPANY

FEB 02 1998

Department of Water Resources
Southern Region

REFER TO:
OFFICE: G-26233
Gooding



January 30, 1998

State of Idaho
Department of Water Resources
Southern Region
1341 FILLMORE SUITE 200
Twin Falls, Idaho 83301-3380

RE: Notice of Change of Water Right Ownership
HENERY\O'DELL
Cert. Mail #P 440 695 671

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
- Copy of Deed # 173895
- 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: HENRY

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

BOX 348, JEROME, IDAHO 83338
PHONE 324-3357 - FAX 324-8981

BOX 473, GOODING, IDAHO 83330
PHONE 834-8477 - FAX 834-5880

BOX 111, RUPERT, IDAHO 83350
PHONE 438-0808 - FAX 438-1199

City _____

Sec. 33 Twp. 5 Rng. 1

231 Cem. Dist. **GOODING**

\$35

Fire Dist. **Gooding**

055 15E 33

For Michael & Joni

O'Dell

ID # 37-0609

Priority Date 4-1-1884
6 in.

First American Title

77/100 Michael & Joni
Harbaugh
SENECA P.R.

Rail Road

Kenneth Ohlinger

5400

4997

CLARA MASSEY OWENS

Estate

JAMES LEC

16 ac

4 ac

20 ac 7810

77/100 Michael & Joni
Harbaugh

Kenneth Ohlinger

Kenneth Ohlinger

Kenneth Ohlinger

2nd Horse
w/well

6000

6

Floyd Goss

3

FRANK A BORNEMAN

Michael
A
O'DELL
Jon
L
O'DELL
37

P/U

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: A37-10930
Date Received: 8/11/1988
Receipt No: M000989
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: MICHAEL A O DELL
Address: PO BOX 578
GOODING ID 83330
OR
Name: TONI O DELL
Address: PO BOX 578
GOODING ID 83330
208-934-4649
208-934-4649
2. Date of Priority: JUL 1, 1925
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
05S	15E	33		SW	SE		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 HOUSE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	15E	33	SW	SE		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:
12/5/96 TF; OWNERSHIP CHANGED FROM SIMIS TO O'DELL.

15. Basis of Claim: BENEFICIAL USE



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

January 17, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

MICHAEL A O'DELL
TONI O'DELL
PO BOX 578
GOODING ID 83330

RE: SRBA Claim(s) A37-10930 and A37-10933

Dear Mr. and Mrs. O'Dell:

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 claim(s) noting the change in claimant. 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.

REC-11

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

AUG 27 1996

Department of Water Resources
Southern Region

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 Number(s) A37-10933, A37-10930
Adjudication Claim Number(s) _____

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 on file with the county.)
OR
C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant(s) Anna Simis

17765 2050E Gooding ID 83330

4. New Owner/Claimant(s) MICHAEL A. O'DELL OR Taji O'DELL

Name connector (Check one): [] AND, [] OR, [] AND/OR

New Mailing Address P.O. BOX 518

City, State and ZIP Code GOODING, IDAHO 83330

New Telephone Number (805) 934-4249

5. Date you acquired the property 10/89

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 actually irrigated _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second

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/Claimant(s) Michael A. O'Dell Date 8/27/96

_____ Date _____

(Corporations or other organizations must submit list of directors/officers demonstrating authority to sign form.)

8. For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

WARRANTY DEED

For Value Received

ANNA SIMIS, a widow

the grantor, does hereby grant, bargain, sell and convey unto
MICHAEL A. O'DELL and TONI L. O'DELL, husband and wife

the grantees, whose current address is

44000 Raysack
Lancaster, CA 93535

the following described premises, in Gooding County Idaho, to-wit:

That portion of the S $\frac{1}{2}$ of the SE $\frac{1}{4}$ of Section 33, Township 5 South,
Range 15 East of the Boise Meridian described as follows:

BEGINNING at the South Quarter Corner of said Section 33;
Thence East along the South section line 378 feet;
Thence North and parallel with the West boundary of the SW $\frac{1}{4}$ SE $\frac{1}{4}$, 650 feet;
Thence West 78 feet;
Thence North and parallel with the West boundary of SW $\frac{1}{4}$ SE $\frac{1}{4}$ 670 feet to
a point on the North boundary of the SW $\frac{1}{4}$ SE $\frac{1}{4}$;
Thence West along said North boundary 300 feet to the Northwest corner
of the SW $\frac{1}{4}$ SE $\frac{1}{4}$;
Thence South along the West boundary of the SW $\frac{1}{4}$ SE $\frac{1}{4}$, 1320 feet to the
point of beginning.

TOGETHER with six inches of decreed right to Little Wood River with
priority date of April 1, 1894.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee s,
their heirs and assigns forever. And the Grantor do hereby covenant to and
with the said Grantee, that s he is the owner in fee simple of said premises; that they are free from all
encumbrances except current year's taxes, levies and assessments, and except
restrictions, reservations and easements of record, and easement visible
upon the premises,

and that she will warrant and defend the same from all lawful claims whatsoever.

Dated: October 30, 1989

ANNA SIMIS

STATE OF IDAHO, COUNTY OF GOODING

On this 30th day of October, 1989,
before me, a notary public in and for said State, personally
appeared

Anna Simis

Known to me to be the person whose name is
subscribed to the within instrument, and acknowledged to me
that she executed the same.

Lawson M. Patton

Notary Public

Residing at Gooding

Comm. Expires 10-16-92

Idaho

STATE OF IDAHO, COUNTY OF GOODING

I hereby certify that this instrument was filed for record at the request
of

at _____ minutes past _____ o'clock m.
this _____ day of _____
19 _____, in my office, and duly recorded in Book
of Deeds at page _____

Ex-Officio Recorder

By _____

Fees \$

Mail to:

Deputy

STATE OF IDAHO
COUNTY OF GOODING, SS
RECORDED AT REQUEST
1-2-1
1989 OCT 30 PM 2:11
CER. REC. FEE
138568

INSTRUMENT NO.

First American Title Company of Idaho

Sec. 33 Twp. 5 Rng. 1

\$35

055 15E 33

O' Dell

ID # 37-0609

Priority Date 4-1-1884
6 in.

First American Title

77 kmichitaw
SENECA P.R.

KENNETH Dohline

Rail Road

5400

4997

Clara Massey Owen:

Estate
Jan 22 Lec

16 ac

42

20 ac

7810

77 ⁵¹ ~~penicillata~~ Harbington

KENNETH
Ohlinger

KENNETH
OHlinger

KENNETH
Online

^{2?} House
w/well

6000

90

Michael A. O'Dell

LE TONI L.
O'DELL

FRANK A Borneman

Floyd Goss

P/V

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: A37-10930
Date Received: 8/11/1988
Receipt No: M000989
Received By: lw

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ANNA M. SIMIS 208-934-5177
Address: 1776S 2050E
GOODING, ID 83330

AND/OR

Name: DON L. SIMIS 208-934-4914
Address: 1217 MAIN
GOODING, ID 83330

2. Date of Priority: JUL 01, 1925

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05S	15E	33	SW	SE			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 HOUSE

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
05S	15E	33	SW SE		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): Alan Lewis Date: 8/11/88

Date: _____

State of Idaho)
County of TF) SS.

Subscribed and sworn (or affirmed) before me this 11 day at
of August 19 88 Lois White
Notary Public

Seal

Residing at TF
My Commission Expires 5/95

