

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-10958

WATER RIGHT NUMBER: 37-10958

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MAURILIO BUSTAMANTE 2000 E 1911 S GOODING, ID 83330
Original Owner	LISA M HOLLIFIELD 2000 E 1911 S GOODING, ID 83330 (208)934-8226
Original Owner	JAMES R HOLLIFIELD 2000 E 1911 S GOODING, ID 83330 (208)934-8226

Priority Date: 01/01/1982

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>
DOMESTIC	1/01 to 12/31	0.040 CFS	
	<u>Total Diversion:</u>	0.040 CFS	

Location of Point(s) of Diversion

GROUND WATER	NE1/4NE1/4NE1/4	Sec. 8, Twp 06S, Rge 15E, B.M.
GOODING County		

Place of UseDOMESTIC Within GOODING County

T06S R15E S08 NENE

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. 06S15E080111A

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-10958

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

MAURILIO BUSTAMANTE
2000 E 1911 S
GOODING ID 83330

RE: Decreed Water Right 37-10958

Dear Mr. Bustamante:

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,

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

AUG 29 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
37-10958					

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) James R. & Lisa M. Hollifield
2000 E. 1911 S., Gooding, ID 83330
4. New Owner/Claimant(s) Maurilio Bustamante
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 2000 E. 1911 S.
- City, State and ZIP Code Gooding, ID 83330
- New Telephone Number ()
5. Date you acquired the property July 15, 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)

Maurilio Bustamante
Maurilio Bustamante

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>[Signature]</u>	Date <u>9/2/02</u>	Fee <u>25.00</u>
Receipted by <u>[Signature]</u>	Date <u>9/3/02</u>	Receipt No. <u>5025193</u>
Processed by <u>[Signature]</u> AJ	Date <u>9/3/02</u>	WR _____ Date _____

WARRANTY DEED

#GG-03540

For Value Received

Lisa M. Hollifield , a single woman

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

Bustamante ✓

Maurilio Bustamante, a married person as his sole and separate property

Address: 1911 South 2000 East, Gooding, ID 83330

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

See Attached Schedule A

SUBJECT TO:

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

M.B

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 for road and utilities over the East 25.00 feet of the insured premises.

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to .625 Shares of Capital Stock of the Big Wood Canal Company and 1.25 inches of the American Falls Reservoir District #2, and any 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: July 11, 2002


Lisa M. Hollifield

Instrument # 196065

Re-recorded

GOODING, GOODING, IDAHO

2002-07-16

10:30:05

No. of Pages: 2

Recorded for : LAND TITLE

HELEN EDWARDS

Ex-Officio Recorder Deputy

Fee: 6.00

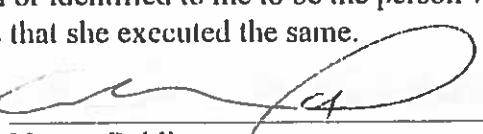


STATE OF IDAHO)

) ss.

COUNTY OF Gooding)

On this 12 day of June, 2002, before me, the undersigned, a Notary Public in and for said State, personally appeared **Lisa M. Hollifield**, 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.


Notary Public

Residing at: Hagerman, ID

My Commission expires: 10/06/04

LISA C. RITTER
NOTARY PUBLIC
STATE OF IDAHO

Instrument # 196061

GOODING, GOODING, IDAHO

2002-07-15

04:02:47

No. of Pages: 2

Recorded for : LAND TITLE

HELEN EDWARDS

Ex-Officio Recorder Deputy

Fee: 6.00



SCHEDULE A

Order Number: GG-03540

TOWNSHIP 6 SOUTH, RANGE 15, EAST OF THE BOISE MERIDIAN, GOODING
COUNTY, IDAHO

Section 8: That part of the $N\frac{1}{2}E\frac{1}{2}NE\frac{1}{4}NE\frac{1}{4}$, described as follows:

Commencing at the Northeast corner of said Section 8;

Thence South along the East boundary of said Section 8, 495.00 feet, more or less, to a point that lies North, 165.00 feet from the Southeast corner of the $N\frac{1}{2}E\frac{1}{2}NE\frac{1}{4}NE\frac{1}{4}$, which point shall be known as THE TRUE POINT OF BEGINNING;

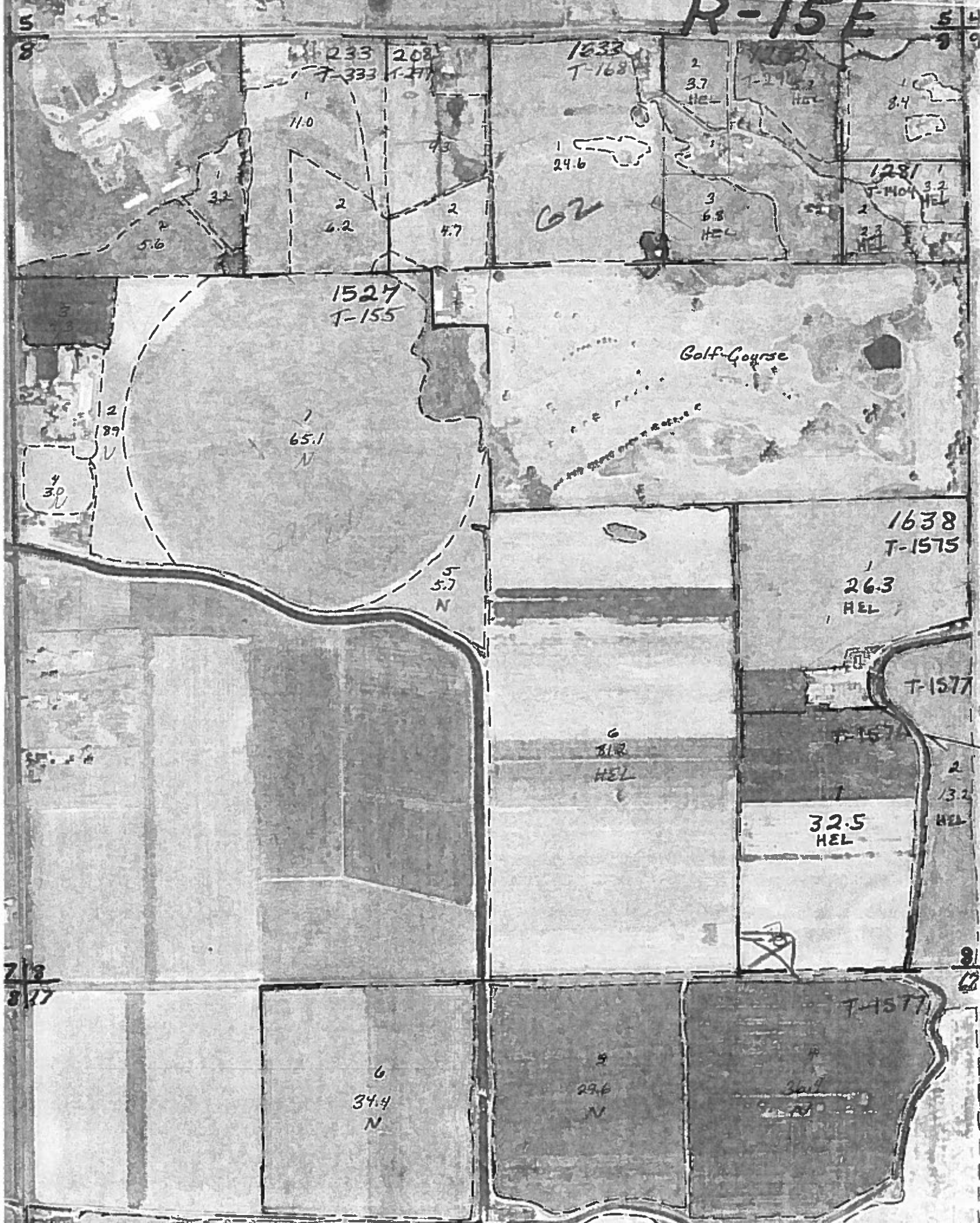
Thence South along the East boundary of said Section 8, 165.00 feet to the Southeast corner of the $N\frac{1}{2}E\frac{1}{2}NE\frac{1}{4}NE\frac{1}{4}$;

Thence West along the South boundary of the $N\frac{1}{2}E\frac{1}{2}NE\frac{1}{4}NE\frac{1}{4}$, 330.00 feet;

Thence North parallel to the East boundary of the $N\frac{1}{2}E\frac{1}{2}NE\frac{1}{4}NE\frac{1}{4}$, 165.00 feet;

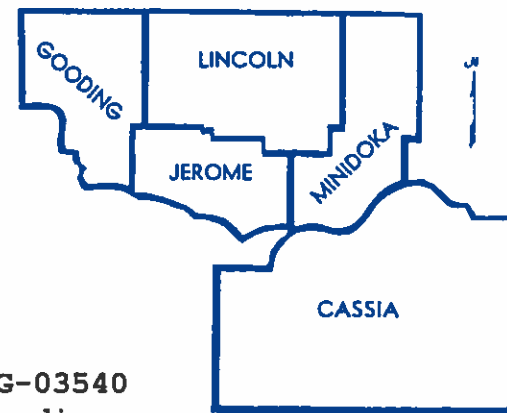
Thence East parallel to the South boundary of the $N\frac{1}{2}E\frac{1}{2}NE\frac{1}{4}NE\frac{1}{4}$, 330.00 feet to THE TRUE POINT OF BEGINNING.

R-15E



Land Title and Escrow, Inc.

A FULL SERVICE TITLE COMPANY



REFER TO: GG-03540
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
HOLLIFIELD TO BUSTAMANTE
Cert Mail #7000 0520 0015 3077 6609

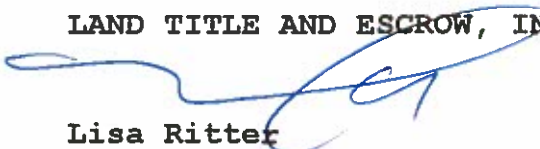
Dear Sirs:

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 Hollifield
for Water Right Number 37-10958
- Copy of Deed #196065
- 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:

AJ5856NP

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

DATE: OCT-24-1997
PAGE: A-552

RIGHT NUMBER: 37-10958

NAME & ADDRESS: LISA M HOLLIFIELD
JAMES R HOLLIFIELD
200QE 1911S
GOODING ID 83330

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 01/01/1982

POINT OF DIVERSION: T06S R15E S08 NENENE Within GOODING County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS

PLACE OF USE: DOMESTIC Within GOODING County
T06S R15E S08 NENE

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. 06S15E080111A

D
7-29-98

Clerk prepared by: KT
Date: 11-10-98

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: A37-10958
Date Received: 8/11/1988
Receipt No: M001013
Received By: lw

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JAMES R. HOLLIFIELD 208-934-8226
Address: 2000E 1911S
GOODING, ID 83330

AND/OR

Name: LISA M. HOLLIFIELD 208-934-8226
Address: 2000E 1911S
GOODING, ID 83330

2. Date of Priority: JAN 01, 1982

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06S	15E	8	NE	NE	NE		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
06S	15E	8	NE NE		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: 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): *Jim M. Blayfield* Date: 8-11-88
Date:

State of Idaho)
County of T. F.) SS.

Subscribed and sworn (or affirmed) before me this 11 day
of August 19 88

Law White
Notary Public

Seal

Residing at T. F.

My Commission Expires 5/95



WATER RIGHT NUMBER - A37-10958

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (D) NUMBER -

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

*** C - CURRENT OWNER ***
HOLLIFIELD

JAMES R.

1 - 2000E 1911S
2 -
3 -
CITY- GOODING
PHONE - 208-934-8226
1 - 2000E 1911S
2 -
3 -
CITY- GOODING
PHONE - 208-934-8226

STATE- ID ZIP- 83330

HOLLIFIELD

LISA M.

STATE- ID ZIP- 83330

+ - - PRIORITY DATE - - + + - - REGION - - - + + - - STAGE - - - + + - - STATUS - - - - +
01/01/1982 ERROR IN REGION J - BENEFICIAL USE

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

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

06S 15E 8 NE NE NE (47) GOODING

+ - - - - WATER USE - - - - - +
CODE DESCRIPTION PERIOD FROM PERIOD TO DIVERSION RATE DIVERSION VOLUME
43 - DOMESTIC 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 LOT ACRES CODE DESCRIPTION COUNTY
06S 15E 8 NE NE 43 DOMESTIC (47) GOODING

+ - - DIVERSION MEANS - WELL & PUMP
+ - - NON-IRRIGATION USE - D/1 HOUSE
+ - - 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.

MICROFILMED
OCT 25 1994

AJ5808NP
(OD-26)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

11/28/91 16:40:28
PAGE 2

WATER RIGHT NUMBER - A37-10958

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - - - DECREE PLAINTIFF - - - +

+ - - - - DECREE DEFENDANT - - - +

+ - DECREE DATE - +
00/00/0000

+ - - AUDIT FIELDS - 08/11/88 MOBILE3 10/03/89 REFUNDML

```
+-----+-----+-----+-----+-----+-----+-----+-----+-----+-----+
                                     -COMMENTS-
                                     NO COMMENTS FOUND
```

[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	- 08/11/1988	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	- M001013	FEDERAL/STATE INDICATOR	- S
CLAIMS TAPE ERROR FLG	-	POU OWNERSHIP FLAG	- Y	PRESUMPTION FLAG	-
FEE EXEMPT FLAG	-	NAME CONNECTOR	- AND/OR	NOTICE OF ERROR FLAG	-

06515E 080111A

DATA ENTRY

ENTERED 16-26-93/S

CHECKED 12/5/93

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

VERIFIED
FEB 15 1992

CERTIFIED
MAY 22 1992
WATER EXAMINER