

AJ5856NP

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

DATE: OCT-24-1997
PAGE: A-565

RIGHT NUMBER: 37-10975

NAME & ADDRESS: JOHN S BALLARD
STACIE L BALLARD
1645 S 2100 E
GOODING ID 83330

SOURCE: GROUNDWATER

QUANTITY: 0.03 CFS

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

PRIORITY DATE: 07/01/1980

POINT OF DIVERSION: T05S R15E S34 NWSW Within GOODING County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC 1 HOME	01-01 12-31	0.03 CFS

PLACE OF USE: DOMESTIC Within GOODING County
T05S R15E S34 NWSW

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. 05S15E34S635A

87-29-98

Claim proofread by: KT

Date: 11-03

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: A37-10975
Date Received: 8/12/1988
Receipt No: S001417
Received By: _____

Owner Change

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JOHN S. BALLARD
Address: 1645 S 2100 E
GOODING ID 83330

AND

Name: STACIE L. BALLARD
Address: 1645 S 2100 E
GOODING ID 83330

2. Date of Priority: JUL 1, 1980

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05S	15E	34	NW	SW			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	0.030		

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

A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC/1 HOME WITHOUT LAWN

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10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
05S	15E	34	NW SW		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:

CANAL SHARES & WASTEWATER ARE NORMALLY USED FOR LAWN

14. Remarks:

CHANGE OF OWNER: THOMPSON SOLD TO BALLARD ON 8/16/1993. COPY
OF WARRANTY DEED ON FILE. RVW 8/31/1993

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): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

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08/11/93

A 37-10975

Form 42-1409(7)

RECEIVED

AUG 18 1993

Department of Water Resources
Southern Region Office



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

DATE OF CLOSING: 8-16-1993

LEGAL DESCRIPTION OF PROPERTY: Township 5S Range 15
Section 34, W1/2W1/2NW 1/4 of NW 1/4 of 1/4, Govt. Lot , BM.
Lot , Block , Subdivision/Townsite .
If you have additional legal descriptions, please attach separate sheet.

- ☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- ☐ Water Right Number(s)
Assigned by IDWR: A37-4434 and A37-10975
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): BARRY C. THOMPSON AND ALICE K. THOMPSON
* Idaho Power Company P.O. Box 8
Twin Falls, Idaho
- ☐ New Owner/Claimant (Purchaser): JOHN S. BALLARD AND STACIE L. BALLARD
- ☐ New Mailing Address: ***** 1645 S 2100 E
Gooding, Idaho 83330
- ☐ New Telephone Number: () -
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yesXX no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

- ☐ Attach proof of ownership, describe proof attached: COPY OF RECORDED WARRANTY DEED
(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)
- ☐ Signature of New Owner/Claimant(s) John S. Ballard Date 8-16-93
Stacie L. Ballard Date 8-16-93
- ☐ Signature of Former Owner/Claimant(s): Date
 Date

(Signature of former claimant(s) is not required if proof of ownership is attached.)

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FOR IDWR USE ONLY:
Initial Review and Data-Entry
Date: By:
Further Action Needed:

Further Action Taken
Date: By:
Final Review and Data-Entry
Date: By:
Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

WARRANTY DEED

COPY

For Value Received BARRY C. THOMPSON and ALICE K. THOMPSON, husband and wife

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto
JOHN S. BALLARD and STACIE L. BALLARD, husband and wife
whose address is: 1764 South 2100 East, Gooding, Idaho 83330

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

SEE ATTACHED EXHIBIT "A"
(containing two pages)

RECEIVED

AUG 18 1993

Department of Water Resource
Southern Region Office

153729

STATE OF IDAHO COUNTY OF GOODING

Filed for record at the request of *Land Title & Escrow Inc.*

58 min. past 2 o'clock P. M. this 16
of Aug. 1993 9:00

JOHN A. MYERS Recorder

By *Curtha S. Siler* Deputy

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 16, 1993

Barry C. Thompson
Barry C. Thompson

Alice K. Thompson
Alice K. Thompson

STATE OF IDAHO, COUNTY OF GOODING

On this 16th day of August, 1993
before me, a notary public in and for said State, personally appeared

Barry C. Thompson and
Alice K. Thompson

known to me to be the persons whose names are
subscribed to the within instrument, and acknowledged
to me that they executed the same

Janet A. Gorrell
Notary Public

Residing at Gooding, Idaho.
Commission expires: 2-28-1999

JANET A. GORRELL
★ NOTARY PUBLIC ★
STATE OF IDAHO
RENEWED AT GOODING, ID
MY COMMISSION EXPIRES 2-28-1999

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OCT 25 1994

RECEIVED

PARCEL NO. 1:

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

Aug 18 1993
Department of Water Resources
South Region Office

Section 34: Part of the W $\frac{1}{2}$ W $\frac{1}{2}$ NW $\frac{1}{2}$ SW $\frac{1}{2}$, described as follows:

Beginning at the Southwest corner of said Section 34, Township 5 South, Range 15, East of the Boise Meridian;
Thence North 0°00'53" West along the West boundary of said Section 34, 1307.7 feet to the Southwest corner of NW $\frac{1}{2}$ SW $\frac{1}{2}$;
Thence continuing North 0°00'53" West along the West boundary of said Section 34, 760.0 feet, THE TRUE POINT OF BEGINNING;
Thence East 260.0 feet;
Thence North 0°00'53" West parallel with the West boundary of said Section 34, 160.0 feet;
Thence West 260.0 feet to the West boundary of said Section 34;
Thence South 0°00'53" East along the West boundary of Section 34, 160.0 feet to THE TRUE POINT OF BEGINNING.

PARCEL NO. 2:

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

Section 34: Part of the W $\frac{1}{2}$ W $\frac{1}{2}$ NW $\frac{1}{2}$ SW $\frac{1}{2}$ lying North of the centerline of the B 1 Lateral of the Big Wood Canal Company System described as follows:

Beginning at the Southwest corner of said Section 34, Township 5 South, Range 15, East Boise Meridian;
Thence North 0°00'35" West, along the West boundary of said Section 34, 1529.32 feet to the center of the B 1 Lateral, THE TRUE POINT OF BEGINNING;
Thence following the center line of said B 1 Lateral the following courses and distances:
South 84°09'31" East, 130.62 feet;
North 82°18'20" East, 151.74 feet;
North 60°07'11" East, 56.96 feet to the East boundary of said W $\frac{1}{2}$ W $\frac{1}{2}$ NW $\frac{1}{2}$ SW $\frac{1}{2}$;

EXCEPTING THEREFROM the North 50 feet of the W $\frac{1}{2}$ W $\frac{1}{2}$ NW $\frac{1}{2}$ SW $\frac{1}{2}$.

AND EXCEPTING THEREFROM that part of the W $\frac{1}{2}$ W $\frac{1}{2}$ NW $\frac{1}{2}$ SW $\frac{1}{2}$, described as follows:

Beginning at the Southwest corner of said Section 34, Township 5 South, Range 15, East of the Boise Meridian;
Thence North 0°00'53" West along the West boundary of said Section 34, 1307.7 feet to the Southwest corner of NW $\frac{1}{2}$ SW $\frac{1}{2}$;
Thence continuing North 0°00'53" West along the West boundary of said Section 34, 760.0 feet, THE TRUE POINT OF BEGINNING;
Thence East 260.0 feet;
Thence North 0°00'53" West parallel with the West boundary of said Section 34, 160.0 feet;
Thence West 260.0 feet to the West boundary of said Section 34;
Thence South 0°00'53" East along the West boundary of Section 34, 160.0 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 7 SHARES OF BIG WOOD CANAL COMPANY WATER STOCK.

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OCT 25 1991

SUEJECT TO THE FOLLOWING:

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

Taxes for 1993 and subsequent years, which are not yet due and payable.

Assessments levied or to be levied by the Gooding County Solid Waste Department.

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.

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UCT 25 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

31-Aug-1993

MR & MRS JOHN S. BALLARD
c/o PENNY WATSON
LAND TITLE & ESCROW, INC.
P O BOX 473
GOODING ID 83330

Re: Adjudication Claims A37-04434 & A37-10975

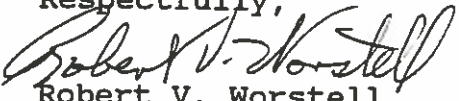
Dear Mr & Mrs Ballard:

I have changed the ownership records of the above referenced Adjudication Claims since you have recently bought the property which they apply to. Copies of the claims are enclosed for your careful examination.

We have made two requests to Mr & Mrs Barry Thompson for evidence to support the Priority Date on Claim A37-04434 but they have not responded (see the enclosed copy of the letter of 4/8/1991). It is necessary that the claimants respond to this request or this Adjudication Claim will be recommended to the court for disallowal. I have included a pamphlet that further explains the required Evidence of Priority to assist you in complying and protect this claim.

Return the evidence to our office (to my attention) and it will be filed with this claim. Contact our office if you need further assistance.

Respectfully,

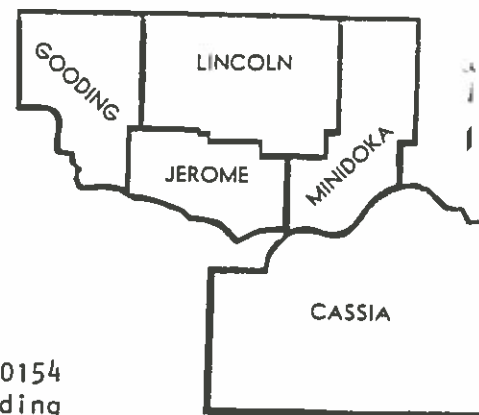

Robert V. Worstell
Sr. Adjudication Agent

3 Enclosures

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OCT 25 1994

Land Title and Escrow, Inc.

A FULL SERVICE TITLE COMPANY



REFER TO: G-20154
OFFICE: Gooding

August 17, 1993

Department of Water Resources
ATTN: BOB WORSTELL
222 Shoshone Street East
Twin Falls, Idaho 83301

RECEIVED

AUG 18 1993

RE: G-20154
BALLARD/THOMPSON

Department of Water Resources
Southern Region Office

Dear Mr. Worstell:

Please find enclosed New Property Owner Notice of Change of Water Right Ownership and Copy of Recorded Warranty Deed. Please change ownership on Water Right Numbers A37-4434 and A37-10975 to John S. Ballard and Stacie L. Ballard. When ownership has been completed, please return to this office at P. O. Box 473, Gooding, Idaho 83330.

Should you have questions regarding the above, please do not hesitate to contact our office at 934-8477.

Sincerely,

LAND TITLE AND ESCROW, INC.

A handwritten signature in cursive script, appearing to read "Penny Watson".

Penny Watson
Escrow Department

Enclosures

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

BOX 349, JEROME, IDAHO 83336
PHONE 324-3357 • FAX 324-8961

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

BOX 111, RUPERT, IDAHO 83350
PHONE 436-0806 • FAX 1199

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OCT 25 1994

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: A37-10975
Date Received: 8/12/1988
Receipt No: 50047
Received By: JA

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BARRY C. THOMPSON 208-934-5712
Address: 1764 S. 2100 E.
GOODING, ID 83330

AND/OR

Name: ALICE K. THOMPSON 208-934-5712
Address: 1764 S. 2100 E.
GOODING, ID 83330

2. Date of Priority: JUL 01, 1980

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05S	15E	34	NW	SW			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	0.030		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC/1 HOME WITHOUT LAWN

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
05S	15E	34	NW SW		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:

CANAL SHARES & WASTEWATER ARE NORMALLY USED FOR LAWN

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 x 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): Harry C. Thompson Date: 8/12/88
Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 12th day
of August 19 88

Roxanne Storey
Notary Public

Seal

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

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

WATER RIGHT NUMBER - A37-10975

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - - - DECREE DEFENDANT - - - +

+ - - AUDIT FIELDS - 08/12/88 STANTON 10/03/89 REFUNDML

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

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+ - - - - - ADJUDICATION RIGHTS DATES AND FLAGS AREA - - - - - +
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05515E345635A

DATA ENTRY

ENTERED

CHECKED

"Verified By"
 Topo Map/Ortho-PQ
 ASOS Map
 Watermaster Records
 MAPP Photos
 Field Exam
 Other (See Remarks)
 County Records
 Witness Statement
 Project Records
 IDWA Records

VERIFIED
FEB 15 1992

CERTIFIED
MAR 22 1992
WATER EXAMINER