

Adjudication Recommendation Report 37-11129 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DARYL HILT 2163 S 1700 E GOODING, ID 83330 (208)934-8507
Current Owner	ELAINE HILT 2163 S 1700 E GOODING, ID 83330 (208)934-8507
Directors Report Owner	ROBERT PIEPER 1750 E 2100 S GOODING, ID 83330
Directors Report Owner	CAROLE A PIEPER 1750 E 2100 S GOODING, ID 83330
Original Owner	JAMES E WAUGH 1750 E 2100 S GOODING, ID 83330 (208)934-8555

Status: Active

Tributary

GROUND WATER

GROUND WATER SW1/4SW1/4SE1/4 Sec. 13, Twp 06S, Rge 14E, B.M.
GOODING County

STOCKWATER

[illegible]

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-11129 V1

DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				
			<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>Totals</u>
06S	14E	13															X		

Conditions of Approval:

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

Remarks:

1. Explanatory PARCEL NO. 06S14E134800A STOCKWATER, 300 CATTLE

Dates and Other Information:

Decreed Date: 1/5/2001
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag: NONE RECEIVED
 State or Federal: S
 Owner Name Connector: AND
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

June 12, 2002

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

DARYL HILT
ELAINE HILT
2163 S 1700 E
GOODING ID 83330

RE: Decreed Water Right 37-11129

Dear Mr. and Mrs. Hilt:

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, appearing to read 'Trish Fawcett', written in dark ink.

Trish Fawcett
Technical Records Specialist

enc.

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED

JUN 12 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
37-11129					

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)

Robert Pieper

1750 E 2100 S

4. New Owner/Claimant(s)

Gooding ID 83330

New Mailing Address

Name Connector (Check one): ☒ and, ☐ or, ☐ and/or
Daryl A Hilt & Elaine N. Hilt
2163 South 1700 East

City, State and ZIP Code

Gooding ID 83330

New Telephone Number

() _____

5. Date you acquired the property

6/10/02

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	_____	_____

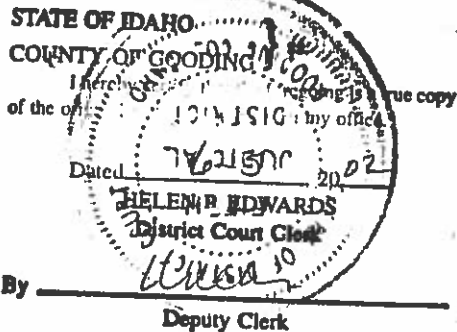
7. Signature of New Owner(s) or Claimant(s) _____
(include title if applicable)

Daryl Hilt
Shirley Hilt

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 <i>[Signature]</i>	Date <i>6/12/02</i>	Fee <i>2500</i>
Received by <i>[Signature]</i>	Date <i>6/12/02</i>	Receipt No. <i>5024989</i>
Processed by <i>[Signature]</i> AJ	Date <i>6/12/02</i>	WR _____ Date _____



COPY
DISTRICT COURT
GOODING CO. IDAHO
FILED
02 JUN 5 AM 10 17
GOODING COUNTY CLERK
BY: h
DEPUTY

Craig D. Hobdey
HOBDEY & HOBDEY
Attorney at Law
125 Fifth Avenue West
P.O. Box 176
Gooding, Idaho 83330
Telephone (208) 934-4429
Facsimile (208) 934-4420
Attorney for Petitioner
I.S.B. #3199

Instrument # 195548
GOODING, GOODING, IDAHO
2002-06-05 10:18:54 No. of Pages: 3
Recorded for : CRAIG D. HOBDEY
HELEN EDWARDS Fee: 9.00
Ex-Officio Recorder Deputy H. Edwards

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE

STATE OF IDAHO, IN AND FOR THE COUNTY OF GOODING

IN THE MATTER OF THE ESTATE OF:

ROBERT PIEPER,

Deceased.

Case No. SP-02- 00097

INFORMAL STATEMENT OF
INTESTACY WHERE THE
ESTATE IS COMMUNITY
AND SURVIVING SPOUSE
IS SOLE HEIR

UPON CONSIDERATION of the Application for Informal Statement of Intestacy where estate is community and surviving spouse is sole heir filed by CAROLE A. CLEMENTS, on June 5th, 2002, the Court finds that:

1. The Application is complete.
2. The applicant has made oath or affirmation that the statements contained in the Application are true to the best of her knowledge and belief.
3. The applicant appears from the application to be an interested person as defined by the Idaho Uniform Probate Code.
4. On the basis of the statements in the application, venue is proper.
5. Any required notice has been given or waived.
6. The decedent, ROBERT PIEPER, died on May 14, 2001.

INFORMAL STATEMENT OF INTESTACY WHERE THE ESTATE IS
COMMUNITY SPOUSE AND SURVIVING SPOUSE IS SOLE HEIR

7. On the basis of the statements in the Application:

- A. The Decedent left no Will.
- B. The Decedent's estate consists solely of community property of the Decedent and the surviving spouse, as fully reflected in the schedule of property attached to this statement.
- C. The Decedent's surviving spouse is CAROLE A. CLEMENTS who is the sole heir of the Decedent.

DATED THIS 5th day of June, 2002.

KEVIN P. CASSIDY
MAGISTRATE JUDGE

Kevin P. Cassidy
Magistrate Judge

SCHEDULE A

**TOWNSHIP 6 SOUTH, RANGE 14 EAST OF THE BOISE MERIDIAN,
GOODING COUNTY, IDAHO**

Section 13: A parcel of land located in parts of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ and SW $\frac{1}{4}$ SE $\frac{1}{4}$, described as follows:

**Commencing at the South one-quarter corner of said Section 13 and being
THE TRUE POINT OF BEGINNING;**

**Thence West along the South boundary of the SW $\frac{1}{4}$ of Section 13 for a
distance of 115.73 feet;**

Thence North 00°03'30" East for a distance of 308.86 feet;

Thence North 89°20'00" East for a distance of 246.00 feet;

**Thence South 1°16'52" East for a distance of 312.03 feet to a point on the
South boundary of the SE $\frac{1}{4}$ of Section 13;**

**Thence West along the South boundary of the SE $\frac{1}{4}$ of Section 13 for a
distance of 157.53 feet to the South one-quarter corner of Section 13 and
being THE TRUE POINT OF BEGINNING.**

**SUBJECT to a 25.0 foot wide county road right of way along Southerly
boundary of the described parcel.**

WARRANTY DEED

#GG-03538

For Value Received

Carole A. Clements, a married woman contracting with her sole and separate property, also shown of record as Carol A. Pieper Clements

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

Daryl A. Hilt and Elaine N. Hilt, husband and wife
Address: 2163 South 1700 East, Gooding, ID 83330

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

TOWNSHIP 6 SOUTH, RANGE 14 EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO

Section 13: A parcel of land located in parts of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ and SW $\frac{1}{4}$ SE $\frac{1}{4}$, described as follows:

Commencing at the South one-quarter corner of said Section 13 and being THE TRUE POINT OF BEGINNING;

Thence West along the South boundary of the SW $\frac{1}{4}$ of Section 13 for a distance of 115.73 feet;

Thence North 00°03'30" East for a distance of 308.86 feet;

Thence North 89°20'00" East for a distance of 266.00 feet;

Thence South 1°16'52" East for a distance of 312.03 feet to a point on the South boundary of the SE $\frac{1}{4}$ of Section 13;

Thence West along the South boundary of the SE $\frac{1}{4}$ of Section 13 for a distance of 157.53 feet to the South one-quarter corner of Section 13 and being THE TRUE POINT OF BEGINNING.

SUBJECT to a 25.0 foot wide county road right of way along Southerly boundary of the described parcel.

SUBJECT TO:

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

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

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

Power Line Easement given by C. Aldon Johnson and Del Ora Johnson, husband and wife, to Idaho Power Company, a corporation, dated July 14, 1954, recorded September 7, 1956 in Book 7 Page 492 as Instrument Number 130722, Gooding County records, affecting the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 13, Township 6 South, Range 14, East Boise Meridian.

Power Line Easement given by Allen O. Johnson and Rula Johnson, husband and wife, to Idaho Power Company, a corporation, dated July 6, 1954, recorded September 7, 1956 in Book 7 Page 493 as Instrument Number 130723, Gooding County records, affecting the E $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 13, Township 6 South, Range 14, East Boise Meridian.

Easement for a perpetual nonexclusive easement and right of way for ingress and egress granted to Howard Morris and Rhonda Morris, husband and wife, recorded March 20, 1991 as Instrument Number 144085, Gooding County records, affecting the centerline located in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ and in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 13, Township 6 South, Range 14 East of the Boise Meridian.

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to any licensed domestic or irrigation water rights and licenses with the State of Idaho, including but not limited to Water right number 37-11129.

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: June 5, 2002

Carole A. Clements
Carole A. Clements

Instrument # 195628

GOODING, GOODING, IDAHO

2002-06-10

03:58:07 No. of Pages: 2

Recorded for : LAND TITLE

HELEN EDWARDS

Ex-Officio Recorder

Deputy

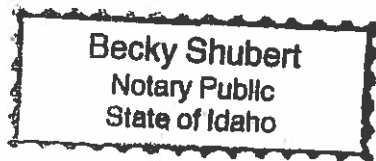
Fee: \$100

D. Edwards

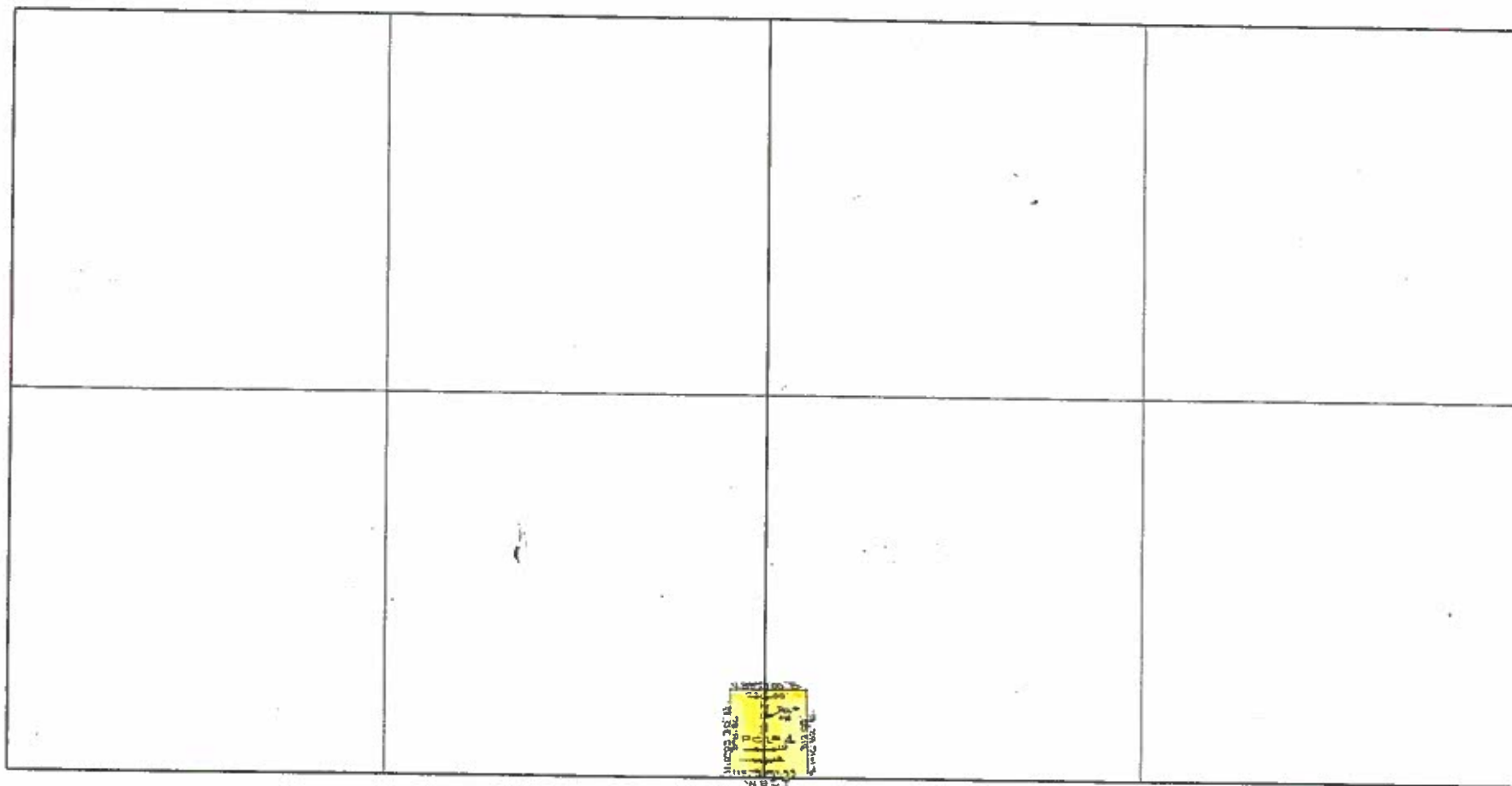
STATE OF IDAHO)
) ss.
COUNTY OF Gooding)

On this 5th day of June, 2002, before me, the undersigned, a Notary Public in and for said State, personally appeared Carole A. Clements, 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.

Becky Shubert
Notary Public
Residing at: Wendell, ID
My Commission expires: 02-23-05



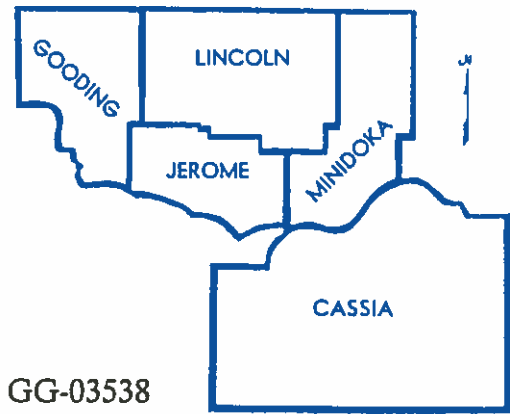
SOUTH HALF



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

Land Title and Escrow, Inc.

A FULL SERVICE TITLE COMPANY



June 11, 2002

REFER TO:
OFFICE:

GG-03538
Gooding

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

RE: Daryl A. Hilt

Dear Sir/Madam:

Enclosed please find our Land Title and Escrow, Inc. check number 15794 in the amount of \$25.00. Also please find the Decree and Warranty Deed transferring title and a plat map showing the location of the parcel being transferred.

We appreciate the opportunity to serve you. If you have any questions regarding the above or any other matter, please do not hesitate to contact our office.

Very Truly Yours,

LAND TITLE AND ESCROW, INC.

A handwritten signature in blue ink that reads "Becky Shubert".

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

RECEIVED

JUN 12 2002

Department of Water Resources
Southern Region

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

BOX 349, JEROME, IDAHO 83338
PHONE 324-3357 - FAX 324-8861

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

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

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: A37-11129
Date Received: 8/26/1988
Receipt No: S001768
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: ROBERT PIEPER
Address: 1750 E 2100 S
GOODING ID 83330

AND

Name: CAROLE A PIEPER
Address: 1750 E 2100 S
GOODING ID 83330

2. Date of Priority: DEC 31, 1910

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06S	14E	13	SW	SW	SE		GOODING

5. Description of diverting works:

WELL - 280' DEEP, PUMP - 2 HP SUBM. TO STOCK TANKS AND 2 HOMES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.080		
STOCKWATER	01/01	12/31	0.070		

7. Total Quantity Appropriated is:

0.150 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

D/2 HOMES, S/300 HEAD CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	14E	13	SW	SE		DOMEST	
			SW	SE		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:
1/20/99 TF; OWNERSHIP CHANGED WAUGH TO PIEPER PER 1409(6) AND
WARRANTY DEED REC'D 9/22/98.

15. Basis of Claim: BENEFICIAL USE

D/S

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

Please print or type. Attach pages with additional information. Instructions are on the back of this page.

Incomplete forms will be returned.

RECEIVED
SEP 22 1998
Department of Water Resources
Southern Region

1. Water Right Number(s) A37-11129
Adjudication Claim Number(s) AJ0749NP

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) JAMES E. WAUGH

1750 E. 2100 S., Gooding, ID 83330

4. New Owner/Claimant(s) ROBERT PIEPER AND CAROLE A. PIEPER

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

New Mailing Address 1750 E. 2100 S.

City, State and ZIP Code GOODING, ID 83330

New Telephone Number () -

5. Date you acquired the property August 1998

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) Robert Pieper by Carole A. Pieper Date 8-28-98
ROBERT PIEPER
Carole Pieper Date 8-28-98
CAROLE PIEPER

(Corporations or other organizations must submit a 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

#G-27363

For Value Received

JAMES E. WAUGH, an unmarried man

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

ROBERT PIEPER and CAROLE A. PIEPER, husband and wife
Address: 1750 East 2100 South, Gooding, ID 83330

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

See attached SCHEDULE A attached and made a portion hereto

SUBJECT TO:

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

See attached Schedule A

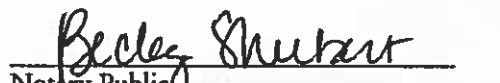
TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

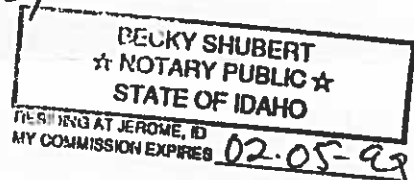
Dated: August 28, 1998


JAMES E. WAUGH

STATE OF IDAHO)
COUNTY OF Gooding) ss.

On this 28th day of August, 1998, before me, the undersigned, a Notary Public in and for said State, personally appeared JAMES E. WAUGH, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that they executed the same.


Notary Public
Residing at: Jerome, ID
My Commission expires: 02-05-99



176932
STATE OF IDAHO COUNTY OF GOODING
Filed for record at the request of Land Title & Escrow Inc.
45 min. past 3 o'clock P m. this 28th
of August, 19 98 6.00
By Penny Archuleta Deputy

SCHEDULE A

**TOWNSHIP 6 SOUTH, RANGE 14 EAST OF THE BOISE MERIDIAN,
GOODING COUNTY, IDAHO**

Section 13: A parcel of land located in parts of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ and SW $\frac{1}{4}$ SE $\frac{1}{4}$, described as follows:

Commencing at the South one-quarter corner of said Section 13 and being THE TRUE POINT OF BEGINNING;

Thence West along the South boundary of the SW $\frac{1}{4}$ of Section 13 for a distance of 115.73 feet;

Thence North 00°03'30" East for a distance of 308.86 feet;

Thence North 89°20'00" East for a distance of 266.00 feet;

Thence South 1°16'52" East for a distance of 312.03 feet to a point on the South boundary of the SE $\frac{1}{4}$ of Section 13;

Thence West along the South boundary of the SE $\frac{1}{4}$ of Section 13 for a distance of 157.53 feet to the South one-quarter corner of Section 13 and being THE TRUE POINT OF BEGINNING.

SUBJECT to a 25.0 foot wide county road right of way along Southerly boundary of the described parcel.

TOGETHER WITH Water right AJ0749NP, Adjudicated number A37-11129 with the priority date of 12-31-1910

SUBJECT TO THE FOLLOWING:

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

Assessments of the Big Wood Canal Company and the rights and powers of said Company as by law provided. (Assessments Paid Current)

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

Power Line Easement given by C. Aldon Johnson and Del Ora Johnson, husband and wife, to Idaho Power Company, a corporation, dated July 14, 1954, recorded September 7, 1956 in Book 7 Page 492 as Instrument Number 130722, Gooding County records, affecting the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 13, Township 6 South, Range 14, East Boise Meridian.

Power Line Easement given by Allen O. Johnson and Rula Johnson, husband and wife, to Idaho Power Company, a corporation, dated July 6, 1954, recorded September 7, 1956 in Book 7 Page 493 as Instrument Number 130723, Gooding County records, affecting the E $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 13, Township 6 South, Range 14, East Boise Meridian.

Easement for a perpetual nonexclusive easement and right of way for ingress and egress granted to Howard Morris and Rhonda Morris, husband and wife, recorded March 20, 1991 as Instrument Number 144085, Gooding County records, affecting the centerline located in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ and in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 13, Township 6 South, Range 14 East of the Boise Meridian.

AJ0749NP
No. A37-11129

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 08/28/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JAMES E WAUGH 1750 E 2100 S GOODING ID 83330 (208) 934-8555	12/31/1910	STOCKWATER DOMESTIC	01-01 12-31 01-01 12-31	0.07 CFS 0.08 CFS	
TOTAL DIVERSION:					0.15 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion:

T06S R14E S13

SWSWSE

GOODING County

Place of use Legal Description for: STOCKWATER

NE				NW				SW				SE			
T	R	S		T	R	S		T	R	S		T	R	S	
: Lt Ac Lt Ac Lt Ac Lt Ac				: Lt Ac Lt Ac Lt Ac Lt Ac				: Lt Ac Lt Ac Lt Ac Lt Ac				: Lt Ac Lt Ac Lt Ac Lt Ac			
06S 14E 13 :												S :			

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE			
T	R	S		T	R	S		T	R	S		T	R	S	
: Lt Ac Lt Ac Lt Ac Lt Ac				: Lt Ac Lt Ac Lt Ac Lt Ac				: Lt Ac Lt Ac Lt Ac Lt Ac				: Lt Ac Lt Ac Lt Ac Lt Ac			
06S 14E 13 :												D :			

POU County: GOODING

Non-Irrigation Uses: 0/2 HOMES, 5/300 HEAD CATTLE

Other Rights: NONE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A37-10785 R37-10785 R37-11129

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Claim in the name of: Walt & Norma Reinke

Date	28 AUG 1998	# of pages	1
From	GEORGIA		
Co.	IDWR		
Phone #			
Fax #	736-3037		

Post-it Fax Note	7671
To	WISA
Co./Dept.	LAND TITLE
Phone #	
Fax #	934-5890

20
138.1
HEL

49.8
HEL

5.9
HEL

1519
T-82

4.9
HEL

2
9.5
HEL

3
2.8
HEL

HEL

HEL/NW

2
20.9

HEL/NW

8.7

257
393

HEL/NW

5
14.7

HEL/NW

3
13.1

6 NHEL/NW

14.1

4
8.3
HEL

6
8.7
HEL

11
9.4
N

14
7.5

32.7

313
T-490

NHEL/NW

4
31.7

NHEL/NW

7
30.6

2
37.9

38.4

14 13
23 24

NHEL
1.6
NW 10

10.9
NW 10

1
74.4
HEL

169.4
T-173

T-174 176724

HEL/NW

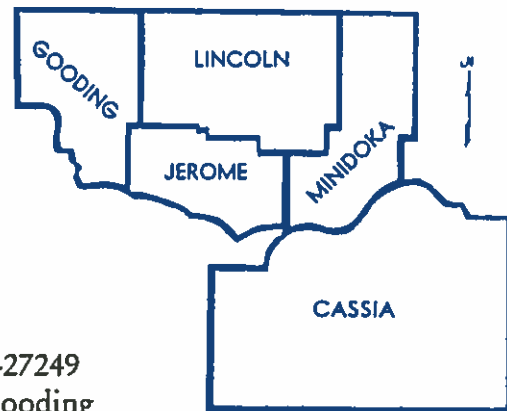
65.6

1758
T-1613
HEL

3.2

Land Title and Escrow, Inc.

A FULL SERVICE TITLE COMPANY



REFER TO: L-27249
OFFICE: Gooding

September 16, 1998

Bigwood Canal Company
P.O. Box C
SHoshone, ID 83352

RECEIVED

SEP 22 1998

Department of Water Resources
Sawada 2025-01

Re: Water Transfer-DUTT/AMY

Dear :

Please find enclosed the following documents which are being sent to you in regards to the above-referenced transaction:

Original change of water right ownership, ascs map and copy of recorded Warranty Deed.

Please process the transfer and return confirmation of the transfer to Land Title and Escrow, Inc. ATTN: Keri

Should you have any questions concerning this account please contact our Escrow Department at (208) 934-8477.

Very truly yours,

LAND TITLE AND ESCROW, INC.


Shelley Fredrickson
Escrow Department

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

BOX 348, JEROME, IDAHO 83338
PHONE 324-3357 - FAX 324-8961

BOX 473, GOODING, IDAHO 83330
PHONE 834-8477 - FAX 834-5860

BOX 111, RUPERT, IDAHO 83350
PHONE 436-0606 - FAX 436-1196

6/9/94

COMMUNICATION DOCUMENTATION

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Georgia SatterleeDATE
August 28, 1998 11:09amCUSTOMER
Lisa @ Land Title**SUBJECT:** A37-11129

phone call (x) walk-in (.)

Fax the profile report upon request to 934-5890.

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: A37-11129
Date Received: 8/26/1988
Receipt No: 5001768
Received By: SP

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JAMES E. WAUGH 208-934-8555
Address: 1750 E., 2100 S.
GOODING, ID 83330

2. Date of Priority: DEC 31, 1910

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06S	14E	13	SW	SW	SE		GOODING

5. Description of diverting works:
WELL - 280' DEEP, PUMP - 2 HP SUBM. TO STOCK TANKS AND 2 HOMES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.080		
STOCKWATER	01/01	12/31	0.070		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/2 HOMES, S/300 HEAD CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	14E	13	SW	SE		DOMEST	
			SW	SE		STOCK	

A37-11129

Page 1

Date: 08/26/88

MICROFILMED

FEB 25 1993

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 0

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): James E. Waugh Date: 8-26-88

Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 26th day
of August 19 88

Roxanne Storey
Notary Public

Seal

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

WATER RIGHT NUMBER - A37-11129

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (D) NUMBER -

+ - - - - LAST NAME - - - - +

+ - FIRST NAME - - +

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

*** C - CURRENT OWNER ***
WAUGH

JAMES E.

1 - 1750 E., 2100 S.

2 -

3 -

CITY- GOODING

STATE- ID ZIP- 83330

PHONE - 208-934-8555

+ - - PRIORITY DATE - - +
12/31/1910

+ - - - REGION - - - +
ERROR IN REGION

+ - - - STAGE - - - +
J - BENEFICIAL USE

+ - - - STATUS - - - - +

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

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

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

06S 14E 13 SW SW SE (47) GOODING

CODE	DESCRIPTION	PERIOD FROM	PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
43 - DOMESTIC		01/01	12/31	0.080	
04 - STOCKWATER		01/01	12/31	0.070	

+ - TOTAL DIV. RATE - + + - TOTAL DIV. VOLUME - + + - TOTAL DIV. CAPACITY - + + - TOTAL CONSUMPTIVE USE - + + - KW USAGE - +
0.150 0.0

TWN	RNG	SEC	TRACT	LOT	ACRES	CODE	DESCRIPTION	COUNTY
06S	14E	13	SW SE			04	STOCKWATER	(47) GOODING
06S	14E	13	SW SE			43	DOMESTIC	(47) GOODING

+ - - DIVERSION MEANS - WELL - 280' DEEP, PUMP - 2 HP SUBM. TO STOCK TANKS AND 2 HOMES

+ - - NON-IRRIGATION USE - D/2 HOMES, S/300 HEAD CATTLE

+ - - OTHER RIGHTS FOR SAME USE - NONE

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

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

+ - - - - CONDITIONS OF APPROVAL - - - - - +
NO CONDITIONS OF APPROVAL FOUND.

+ - - - - DECREE PLAINTIFF - - - +

+ - - - - DECREE DEFENDANT - - - +

+ - DECREE DATE - +
00/00/0000

MICROFILMED
OCT 25 1994

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

PREFIX TRANSLATION: ADJUDICATION CLAIM

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

06514E13 4800 A

CHECKED 12/5/53 AK

"Verified By"
 Todd Mendenhall-PQ
 ASDC Map
 Westminster Records
 NAPP Photos
 Field Exam
 Other (See Remarks)
 County Records
 Witness Statement
 Project Records
 IDWR Records

VERIFIED
FEB 18 1992

CERTIFIED
MAR 2 3 1992
WATER EXAMINER