

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-11136

WATER RIGHT NUMBER: 37-11136

Owner Type Name and Address
 Current Owner MOLLIE B DALTON
 1071A E 2250 S
 BLISS, ID 83314
 (208)837-4825

Bur 7

Priority Date: 06/15/1981

Basis: Decreed

Status: Active

Source Tributary
 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	
STOCKWATER	1/01 to 12/31	0.030 CFS	
	<u>Total Diversion:</u>	0.070 CFS	

Location of Point(s) of Diversion

GROUND WATER SW1/4SE1/4NW1/4 Sec. 25, Twp 06S, Rge 13E, B.M.
 GOODING County

Place of Use

DOMESTIC Within GOODING County

T06S R13E S25 SENW

STOCKWATER Within GOODING County

T06S R13E S25 SENW

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. PARCEL NO. 06S13E267950A STOCKWATER, 100 CATTLE
4. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-11137

WATER RIGHT NUMBER: 37-11137

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MOLLIE B DALTON 1071A E 2250 S BLISS, ID 83314 (208)837-4825

Priority Date: 12/31/1917

Basis: Decreed

Status: Active

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

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	1/01 to 12/31	0.120 CFS	
STOCKWATER	1/01 to 12/31	0.090 CFS	
	<u>Total Diversion:</u>	0.210 CFS	

Location of Point(s) of Diversion

GROUND WATER	SE1/4SW1/4NE1/4	Sec. 26, Twp 06S, Rge 13E, B.M.
GOODING County		

Place of Use

DOMESTIC Within GOODING County

T06S R13E S26 SWNE

STOCKWATER Within GOODING County

T06S R13E S26 SWNE

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. PARCEL NO. 06S13E260600A STOCKWATER, 350 CATTLE
4. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.



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

August 28, 2006

JAMES E. RISCH
Governor

KARL J. DREHER
Director

MOLLIE DALTON
545 NEVADA ST
GOODING ID 83330

Re: Water Rights 37-11136 and 37-11137

Dear Ms. Dalton:

Pursuant to the change in ownership request that was 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', is written over a horizontal line.

Trish Fawcett
Technical Records Specialist

Enc.



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

August 28, 2006

JAMES E. RISCH
Governor

KARL J. DREHER
Director

JEFFREY ROLIG
ATTORNEY AT LAW
PO BOX 5455
TWIN FALLS ID 83303-5455

RE: Water Rights 37-11136 and 37-11137 / Mollie Dalton

Dear Counselor:

I am in receipt of the Notice of Change of Water Right Ownership you recently submitted on behalf of your client Mollie B. Dalton. When a husband and wife are both listed as owners on a water right and one spouse dies, there is no fee due to remove the decedent's name from the water right. Consequently, I am herein returning your check no. 5546 in the amount of \$50.00.

Thank you and should you have any questions please feel free to give me a call.

Sincerely,

Trish Fawcett
Technical Records Specialist

Enclosure

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

RECEIVED
 AUG 25 2006
 DEPT. 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
<u>37-11136</u>	_____	___	_____	_____	___
<u>37-11137</u>	_____	___	_____	_____	___
_____	_____	___	_____	_____	___
_____	_____	___	_____	_____	___
_____	_____	___	_____	_____	___

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) RICHARD H. AND MOLLIE B. DALTON
1071A E 2250S, BLISS, ID 83314
4. New Owner/Claimant(s) MOLLIE R. DALTON
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 545 NEVADA STREET
- City, State and ZIP Code GOODING, ID 83330
- New Telephone Number (208) 837-4825
5. Date you acquired the property 8/17/06

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) *x Malone Dalton*
(include title if applicable) _____

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only			
Received by <u><i>[Signature]</i></u>	Date <u>8/25/06</u>	Fee <u>5000</u>	<u>no fee returned 8/28/06</u>
Receipted by _____	Date _____	Receipt No. _____	
Processed by _____	AJ Date _____	WR _____	Date _____

PERSONAL REPRESENTATIVE DEED

FOR VALUE RECEIVED, MOLLIE R. DALTON, Personal Representative of the Estate of RICHARD H. DALTON, deceased, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto MOLLIE R. DALTON, whose address is 545 Nevada Street, Gooding, ID 83330, hereinafter called the Grantee, all right, title and interest of the Grantor in that certain real property situated in the County of Gooding, State of Idaho, particularly described as follows:

TOWNSHIP 6 SOUTH, RANGE 13 EAST, BOISE MERIDIAN, GOODING COUNTY, IDAHO

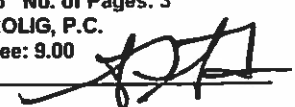
Section 26: NE $\frac{1}{4}$, E $\frac{1}{2}$ of the NW $\frac{1}{4}$, and a tract of land described as follows:

Beginning at the NE corner of the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 26; thence West a distance of 2640 feet more or less on the East-West center line of said Section 26 to the NW corner of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section; thence South 615 feet, on the West line of the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$, thence North 87 degrees 22 minutes East 1183 feet; thence North 5 degrees 15 minutes East 125 feet; thence North 85 degrees 40 minutes East 1200 feet; thence South 25 feet; thence East 251 feet; thence North 370 feet; along the East line of the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ to the place of beginning.

EXCEPTING from the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 26:

- (a) Railroad right of way as set forth in Book F of Deeds Page 153; and
- (b) State Highway right of way as set forth in Book 35 of Deeds Page 311, records of Gooding County, Idaho, and

TOGETHER WITH all that part of the S $\frac{1}{2}$ of the NW $\frac{1}{4}$ and of NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ Section 25, North and East of the North Side Branch of the Union Pacific Railroad right of way, and that part of the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$, Section 25, South and West of State Highway No. 25, in Township 6 South, Range 13 East Boise Meridian,



EXCEPT a tract 200 feet wide extending from the South line of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ to the Highway as described in Deed recorded in Book 42 of Deeds Page 552, records of said County, all in Gooding County, Idaho.

Together with all water, water rights, ditch and canal rights thereunto belonging or in anywise appertaining.

TO HAVE AND TO HOLD the said premises unto the said Grantee, her heirs and assigns forever. And the Grantor does hereby covenant to and with the said Grantee that she is the owner in fee simple of said premises; that the premises are free from all encumbrances, except as mentioned above, and that she will warrant and defend the same from all lawful claims whatsoever.

Dated this 17 day of August, 2006.

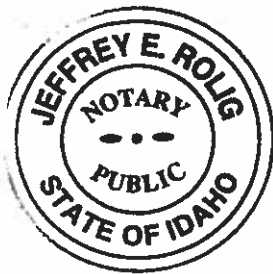
GRANTOR:
ESTATE OF RICHARD H. DALTON

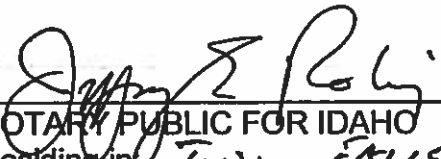
By: Mollie R. Dalton
Mollie R. Dalton
Personal Representative

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 17 day of August, 2006, before me, the undersigned, a Notary Public in and for said State, personally appeared MOLLIE R. DALTON, known to me to be the Personal Representative of the Estate of Richard H. Dalton, deceased, and known to me to be the person whose name is subscribed on the foregoing instrument, and acknowledged to me that she executed the same on behalf of the said Estate.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.




NOTARY PUBLIC FOR IDAHO
Residing in: Twin Falls, ID
My Commission Expires: 2-6-12

JEFFREY E. ROLIG, P.C.

Attorney at Law

139 River Vista Place, Ste. 104
P.O. Box 5455
Twin Falls, ID 83303-5455

Telephone: (208) 733-0075
Fax: (208) 733-0717
Email: jrolig@roliglaw.com

August 24, 2006

RECEIVED
AUG 25 2006
DEPT. OF WATER RESOURCES
SOUTHERN REGION

IDWR Southern Region
1341 Fillmore St., Ste. 200
Twin Falls, ID 83301-3380

Dear Ladies:

Enclosed is a Notice of Change in Water Right Ownership that I am filing on behalf of Mollie Dalton, together with a recently recorded personal representative's deed making her the sole owner of the real property in question.

Also enclosed is the required \$50.00 fee for transfer of the two water rights on the property.

Very truly yours,


JEFFREY E. ROLIG

JER/mdm
Enclosures

AJ5856NP

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

DATE: OCT-24-1997
PAGE: A-660

RIGHT NUMBER: 37-11136

NAME & ADDRESS: RICHARD H DALTON
MOLLIE B DALTON
1071A E 2250 S
BLISS ID 83314

SOURCE: GROUNDWATER

QUANTITY: 0.07 CFS

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

PRIORITY DATE: 06/15/1981

POINT OF DIVERSION: T06S R13E S25 SWSNW Within GOODING County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.03 CFS
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS

PLACE OF USE: STOCKWATER Within GOODING County
T06S R13E S25 SENW

DOMESTIC Within GOODING County
T06S R13E S25 SENW

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. 06S13E267950A
STOCKWATER, 100 CATTLE

D
7-27-98

Claim prepared by: KT

Date: 11-04

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: A37-11136
Date Received: 8/26/1988
Receipt No: 5001787
Received By: SP

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RICHARD H. DALTON 208-837-4825
Address: 1071A E., 2250 S.
BLISS, ID 83314

AND

Name: MOLLIE B. DALTON 208-837-4825
Address: 1071A E., 2250 S.
BLISS, ID 83314

2. Date of Priority: JUN 15, 1981

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06S	13E	25	SW	SE	NW		GOODING

5. Description of diverting works:
WELL - 220' DEEP, PUMP - 1 HP TO HOUSE AND STOCK TANKS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		
STOCKWATER	01/01	12/31	0.030		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 HOME, S/100 HEAD CATTLE

A37-11136

Page 1

Date: 08/26/88

MICROFILMED
FEB 25 1993

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	13E	25	SE	NW		DOMEST	
			SE	NW		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:
STOCK FROM DECREED WATER 37-0447

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: 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): Richard H. Dalton Date: 8/26/88
Maureen B Dalton Date: 8/26/88

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

MICROFILMED
FEB 25 1993

