

5856NP

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

DATE: OCT-24-1997
PAGE: A-687

RIGHT NUMBER: 37-11189

NAME & ADDRESS: SHERRY L KELSO
JOE RICHARD KELSO
PO BOX 124
BLISS ID 83314

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 11/01/1926

POINT OF DIVERSION: T06S R13E S08 NESE 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 R13E S08 NESE

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. 06S13E087200A

D
7-29-98

Claim proofread 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: A37-11189
Date Received: 8/31/1988
Receipt No: S001947
Received By: _____

OWNERSHIP CHANGE

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: JOE RICHARD KELSO
Address: PO BOX 124
BLISS ID 83314

AND/OR

Name: SHERRY L. KELSO
Address: PO BOX 124
BLISS ID 83314

2. Date of Priority: NOV 1, 1926

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06S	13E	8		NE	SE		GOODING

5. Description of diverting works:
WELL AND 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

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10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	13E	8	NE	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

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NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

DATE OF CLOSING: 3-15-1993

LEGAL DESCRIPTION OF PROPERTY: Township 6 South Range 13 East
Section 8, NE $\frac{1}{4}$ SE 1/4 of 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: A37-11189
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): Cascade Investment, Inc.
- ☐ New Owner/Claimant (Purchaser): Joe Richard Kelso and Sherry L. Kelso
- ☐ New Mailing Address: P.O. Box 124, Bliss, Idaho 83314
- ☐ New Telephone Number: () - -
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes XX 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): Joe Richard Kelso Date 3-12-93
Sherry L. Kelso Date 3-12-93
- ☐ Signature of Former Owner/Claimant(s): _____ Date _____
_____ Date _____

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 04-05-93 By: 71

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

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

DEED

COPY

FOR VALUE RECEIVED, CASCADE INVESTMENTS, INC., an Idaho Corporation

a corporation duly organized and existing under the laws of the State of Idaho, grantor, does hereby Grant, Bargain, Sell and Convey unto

JOE RICHARD KELSO and SHERRY L. KELSO, husband and wife

grantee, the following described real estate, to-wit:

SEE ATTACHED EXHIBIT "A"

151950

STATE OF IDAHO COUNTY OF GOODING

Filed for record at the request of *Land Title & Escrow Inc.*33 min. past 1 o'clock P m. this 15
of March, 1993 Feb 6 .00

JOHN A. MYERS Recorder

By *Anita J. Saul* Deputy

SEND TAX NOTICE TO:

P.O. Box 124

Bliss, Idaho 83314

TO HAVE AND TO HOLD The said premises, with their appurtenances unto the said Grantee, and their heirs and assigns forever.

IN WITNESS WHEREOF, The Grantor, pursuant to a resolution of its Board of Directors has caused its corporate name to be hereunto subscribed by its President and its corporate seal to be affixed by its Secretary this 12th day of March, 1993.

CASCADE INVESTMENTS, INC.

By

Bernard D. Saul
PRESIDENT

ATTEST:

Anita J. Saul
SECRETARYSTATE OF IDAHO }
County of Gooding } ss.On this 12th day of March, 19 93
before me, a Notary public in and for said State, personally
appeared Bernard D. Saul and
Anita J. Saul, known to me to
be the President and Secretary of the corporation that executed this instrument or the persons who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

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

Janet A. Gorrell

Notary Public

Residing at Gooding

, Idaho

JANET A. GORRELL
★ NOTARY PUBLIC ★
STATE OF IDAHORECORDED
MY COMMISSION EXPIRES 2-28-1999601 52 1993
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EXHIBIT "A"

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

Section 8: NE½SE½;

EXCEPTING THEREFROM that portion deeded to the State of Idaho for highway purposes by Warranty Deed recorded October 16, 1957 in Book 49 Page 121 as Instrument Number 133377, Gooding County records.

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto, including but not limited to 40 shares of capital stock in the North Side Canal Company, LTD.

SUBJECT 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 of the American Falls Reservoir District and the rights and powers of said District as by law provided.

Assessments of the North Side Canal Company and the rights and powers of said Company as by law provided.

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

Right of way for canals, laterals and waste ditches of the North Side Canal Company, Ltd.

Power Line Easement given by G. D. McIntosh and Emma McIntosh, husband and wife, to Idaho Power Company, a corporation, dated June 5, 1936, recorded August 8, 1936 in Book 4 Page 78 as Instrument Number 65307, Gooding County records, affecting the NE½SE½ of Section 8, Township 6 South, Range 13, East Boise Meridian.

Restrictions contained in Warranty Deed given by Emma C. McIntosh, a widow, to the State of Idaho dated September 6, 1957, recorded October 16, 1957 in Book 49 Page 121 as Instrument Number 133377, Gooding County records.

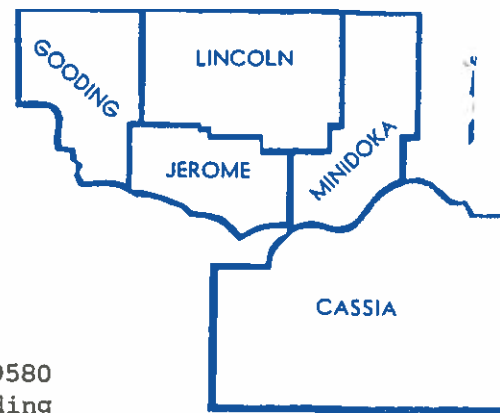
Subject to an easement for the purpose of installing and maintaining an irrigation line as contained in Warranty Deed given by Clifford E. Wynn and Maxine Wynn, husband and wife, to Cascade Investments, Inc., an Idaho Corporation, dated November 21, 1986, recorded December 2, 1986 as Instrument Number 125114, Gooding County records.

Subject to the unpaid balance of one certain Mortgage in favor of Clifford E. Wynn and Maxine Wynn, Trustee, dated December 1, 1986, recorded December 2, 1986 as Instrument Number 125115, Gooding County records, which the Grantees herein named assumes and agrees to pay.

001 5 2 031
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Land Title and Escrow, Inc.

A FULL SERVICE TITLE COMPANY



REFER TO: G-19580

OFFICE: Gooding

March 15, 1993

Mr. Bob Worstell
Department of Water Resources
222 Shoshone Street East
Twin Falls, Idaho 83301

Re: Real Estate Sale
Cascade Investments to Kelso

Dear Bob:

In connection with the above referenced transaction, please find enclosed Notice of Change of Water Right Ownership and copy of recorded Warranty Deed. Please transfer water right to Mr. and Mrs. Kelso and provide this office with a copy.

Thank you for your assistance.

Sincerely,

LAND TITLE AND ESCROW, INC.


Janet Gorrell
Manager-Gooding

Enclosures

RECEIVED

MAR 16 1993

Department of Water Resources
Southern Region Office

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

BOX 349 JEROME, IDAHO 83338
PHONE 324-4842 - FAX 324-8861

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

BOX 111 RUPERT, IDAHO 83350
PHONE 436-0606 - FAX 436-1199

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OCT 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

05-Apr-1993

Mr and Mrs Joe Richard Kelso
PO Box 124
Bliss, ID 83314

RE: Ownership Change for Adjudication Claim **A37-11189**

Dear Mr and Mrs Kelso:

Pursuant to the notification that you presently own the property in which the above-referenced Adjudication Claim is appurtenant, the Department has changed the record of the current owner as you requested. Please find enclosed copies of the computer record of the claims noting the change in claimants.

If you have any questions please contact this office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Frank'.

Francis G. Hitchcock
Water Resource Agent, Sr.

FH/abh

Enclosures

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OCT 25 1994

Water Right Number - R37-11189

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
KELSO

SHERRY L.

1 - PO BOX 124

2 -

3 -

City- BLISS

State- ID Zip- 83314

Phone - 208-000-0000

KELSO

JOE RICHARD

1 - PO BOX 124

2 -

3 -

City- BLISS

State- ID Zip- 83314

Phone - 208-000-0000

*** O - ORIGINAL OWNER ***
SAUL

BERNARD

1 - P.O. BOX 233

2 -

3 -

City- HAGERMAN

State- ID Zip- 83332

Phone - 208-352-4333

CASCADE INVESTMENTS

1 - P.O. BOX 106

2 -

3 -

City- HAGERMAN

State- ID Zip- 83332

Phone - 208-000-0000

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
11/01/1926 ERROR IN REGION J - BENEFICIAL USE+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GROUNDWATER+ - - - - - - - - - - - - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County

06S 13E 8 NE SE (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 Consumptive Use - + + - KW Usage - +
0.040 0.0+ - - - - - - - - - - - - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

06S

13E

8

NE SE

43 DOMESTIC

(47) GOODING

Total Acres:

MICHAEL
JUL 1 1994

Prefix Translation: RESEARCH

| | | | | | |
|----------------------|--------------|-----------------------|--------------|-------------------------|---------|
| 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 | - 08/31/1988 | Last Amended Date | - 00/00/0000 | Temporary Right | - P |
| | | Receipt Number | - S001947 | Water District | - |
| | | POU Ownership Flag | - Y | Federal/State Indicator | - S |
| | | Name Connector | - AND/OR | Presumption Flag | - |
| | | | | Notice of Error Flag | - |



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

05-Apr-1993

Mr and Mrs Joe Richard Kelso
PO Box 124
Bliss, ID 83314

RE: Ownership Change for Adjudication Claim A37-11189

Dear Mr and Mrs Kelso:

Pursuant to the notification that you presently own the property in which the above-referenced Adjudication Claim is appurtenant, the Department has changed the record of the current owner as you requested. Please find enclosed copies of the computer record of the claims noting the change in claimants.

If you have any questions please contact this office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Frank'.

Francis G. Hitchcock
Water Resource Agent, Sr.

FH/abh

Enclosures

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OCT 25 1994
94

STATE

END OF DATA...ENTER MENU OPTION AND/OR PRESS ENTER TO CONTINUE
(Enter=Continue) (GOLD7=This Query)

(Menu)

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OCT 25 1994

| SD-0604-2 Township: 06S Range: 13E Section: 8 Tract: NESE Lot: | | | | | | | |
|--|-------------|------------------------|-------------|----|------------|---------------|-----------|
| S | L | Water | STATE | O | S | Max # Records | 72 |
| E | O | Name | W | T | Priority | Use | |
| L | Tract | Right No. | Last, First | N | AC | Date | Code Desc |
| NESE | A37-11189 | SAUL, BERNARD | C | J | 11/01/1926 | 43 | DOMEST |
| NESE | A37-04240 | CASCADE INVESTMENTS | C | S | 03/01/1910 | 04 | STOCK |
| NESE | A37-04241 | NORTH SIDE CANAL COMPA | C | S | 03/01/1910 | 04 | STOCK |
| NESE | A37-00507 | ROSHOLT, JOHN A. | A | 40 | D | 06/15/1890 | 01 IRR |
| NESE | A01-00212Z0 | ROSHOLT, JOHN A. | C | 40 | D | 10/07/1905 | 01 IRR |
| | | | A | | | | 02 IRR S |
| | | | | | | | 03 IRR FS |

END OF DATA...ENTER MENU OPTION AND/OR PRESS ENTER TO CONTINUE
 (Enter=Continue) (GOLD7=This Query)

(Menu _____)

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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: A37-11189
Date Received: 8/31/1988
Receipt No: S001947
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BERNARD SAUL 208-352-4333
Address: P.O. BOX 233
HAGERMAN, ID 83332

OR
Name: CASCADE INVESTMENTS
Address: P.O. BOX 106
HAGERMAN, ID 83332

2. Date of Priority: NOV 01, 1926

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 | 8 | NE | SE | | | GOODING |

5. Description of diverting works:
WELL AND 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 | 13E | 8 | NE | 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 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): Date: 8-31-88

Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 31st day

of August 19 88

Roxanne Storey
Notary Public

Seal

Residing at Buhl, Id

My Commission Expires 6-30-94

WATER RIGHT NUMBER - A37-11189

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (D) NUMBER -

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

+ - FIRST NAME - - +

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

*** C - CURRENT OWNER ***
SAUL

BERNARD

1 - P.O. BOX 233
2 -
3 -
CITY- HAGERMAN
PHONE - 208-352-4333
1 - P.O. BOX 106
2 -
3 -
CITY- HAGERMAN
PHONE - 208-000-0000

STATE- ID ZIP- 83332

STATE- ID ZIP- 83332

CASCADE INVESTMENTS

+ - - PRIORITY DATE - - +
11/01/1926

+ - - - 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 13E 8 NE SE (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 13E 8 NE SE 43 DOMESTIC (47) GOODING

+ - - DIVERSION MEANS - WELL AND PUMP

+ - - NON-IRRIGATION USE - 0/ 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.

777 E. 1950 S 83314

MICROFILM
OCT 25 1991

MICROFILMED
OCT 25 1991

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

PREFIX TRANSLATION: ADJUDICATION CLAIM

CERTIFIED
MAR 25 1992
WATER EXAMINER