

1277 JUL 14 PM 3:11

DISTRICT CLERK - SRBA
TWIN FALLS CO., IDAHO

In Re SRBA) NOTICE OF COMPLETED
) ADMINISTRATIVE PROCEEDINGS
Case No. 39576)
) Water Right 37-11219

<u>1</u>	Change of Address
<u>X</u>	Substitution of Party
<u>1</u>	I.C. 42-222 Transfer

Does the change in "ownership" result in a splitting of the water right claimed? ☐ Yes ☒ No

If yes, does the split involve an I.C. 42-222 transfer? ☐ Yes ☐ No

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING
5/21/1999

PAGE 1

From (Claimant/Seller):

Name of Claimant: JOAN M GIESE
JOHN H GIESE
Address: 1627 E 2100 S
GOODING ID 83330
Phone: (208) 934-5298

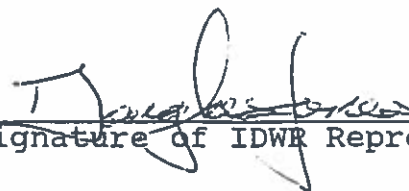
To (Claimant/Purchaser):

Name of Claimant: VINCENTE DURAN
Address: 1627 E 2100 S
GOODING ID 83330
Phone: (208) 934-9933

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached Amended Director's Reports for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the Notice of Completed Administrative Transfer and Amended Director's Reports(s) on the claimant(s), prior claimants(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: 6/3/99



Signature of IDWR Representative

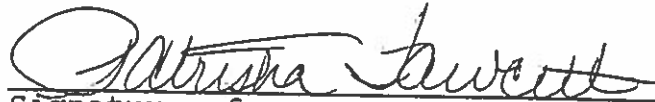
CERTIFICATE OF MAILING

I certify that on 6/14/99 I mailed the original
and copies of this form to the following persons, postage prepaid
and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707
2. One Copy to:
Claimant/Seller for Substitution of Party or attorney of record:

JOAN M GIESE
JOHN H GIESE
1627 E 2100 S
GOODING ID 83330
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:

VINCENTE DURAN
1627 E 2100 S
GOODING ID 83330
4. One Copy to:
Chief, Natural Resources Division
Office of the Attorney General
P.O. Box 44449
Boise, Idaho 83711-4449
5. One Copy to:
United States Dept. of Justice
Environment & Natural Resource Div.
550 West Fort Street, MSC 033
Boise, ID 83724



Signature of person or attorney mailing the form

AJ5856NP

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

DATE: MAY-25-1999
PAGE: A-11

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 37-11219

NAME & ADDRESS: VINCENTE DURAN
1627 E 2100 S
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: 07/01/1940

POINT OF DIVERSION: T06S R14E S23 NWNENW 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 R14E S23 NENW

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. 06S14E232400A



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 14, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

VINCENTE DURAN
1627 E 2100 S
GOODING ID 83330

RE: SRBA Claim(s) 37-11219

Dear Claimant:

Please find the enclosed copy of the Notice of Completed Administrative Proceeding which the department has filed with the SRBA Court regarding the above referenced claims. You have received this notice pursuant to SRBA Court Administrative Order 11 requiring IDWR to report to the court and interested parties any pending changes to adjudication claims in basins for which a Director's Report has been filed with the court.

Please contact this office if you have any questions about the notice or the administrative process.

Sincerely,

Trish Fawcett
Technical Records Specialist

/tf

cc: Joan M. and John H. Giese

RECEIVED

MAY 03 1999

Department of Water Resources
Southern RegionSTATE 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.

1. Water Right No(s).: _____
Adjudication Claim No(s).: 37-11219

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 attached to your deed or on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant John H. Giese
1627 E. 2100 S., Gooding, ID 83330

4. New Owner/Claimant(s) Vincente Duran
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Mailing Address 1627 E. 2100 S., Gooding, ID 83330
City, State and ZIP Code _____
New Telephone Number (208) 934-9933

5. Date you acquired the property 12-2-98

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 you irrigate _____ Number and type of stock _____
Diversion rate in CFS _____ Number of homes _____ Other uses _____
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 or Claimant(s) X *Vincente Duran*
Vincente Duran
(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)

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



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

March 3, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

37-11219

JOHN H GIESE

JOAN M GIESE

1627 E 2100 S

GOODING ID 83330

RE: Domestic and/or Stockwater Rights in Reporting Area 16, Basin 37
Snake River Basin Adjudication (SRBA)

Dear Water Right Claimant(s):

Please find enclosed the Idaho Department of Water Resources recommendations for your domestic and/or stockwater water right(s) in basin 37 (the Big Wood River drainage area). We have also enclosed instructions for reviewing (1) your recommended water right(s), and (2) other recommended domestic and stockwater right(s) in your area. Water rights for irrigation and other purposes in basin 37 will be recommended in a later process.

Note that you have 180 days in which to file any objection to our recommendation and to review the domestic and stockwater water rights of other claimants, including those of the United States. Information on the other water rights can be found at the county courthouses in Hailey, Fairfield, Gooding, Shoshone, Mountain Home, and all of the Idaho Department of Water Resources offices (see addresses in enclosure).

If the Court does not receive an objection from you about our recommendation, and no other party objects to your water right, your water right will be decreed as recommended after the 180-day objection period. You will receive your decree from the SRBA Court.

Completion of the SRBA is important for the future of water management in Idaho. We invite you to contact our regional offices with any questions that you have about your water right(s) or this adjudication process.

Sincerely,

Karl J. Dreher
Director

Enclosures

Order No. G980489

WARRANTY DEED

RECEIVED

MAY 03 1999

Department of Water Resources
Southern Region

For Value Received
John H. Giese, A SINGLE MAN.

the grantor(s), do(es) hereby grant, bargain, sell, and convey unto
Vincente Duran, A MARRIED MAN AS HIS SOLE AND SEPERATE PROPERTY

the grantee(s), whose current address is

1627 E. 2100 S., Gooding, ID 83330

the following described premises, to-wit:

See Attached Exhibit "A"

178172

STATE OF IDAHO COUNTY OF GOODING
Filed for record at the request of GOODING TITLE & ESCROW

55 min. part 3 of block P m. this 2nd
of December 1998 6.00
By Penny Archibald Deputy

TOGETHER WITH 3 SHARES OF BIG WOOD CANAL COMPANY WATER.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), his/her/their heirs and assigns forever. And the said Grantor(s) do(es) hereby covenant to and with the said Grantee(s), that he/she/they are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that he/she/they will warrant and defend the same from all claims whatsoever.

Dated: December 1, 1998

John H. Giese
JOHN H. GIESE

STATE OF IDAHO

: ss

COUNTY OF GOODING

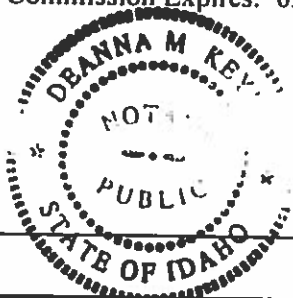
On This 1st, of DECEMBER in the year 1998, before me, a Notary Public in and for said State, personally appeared John H. Giese, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within Instrument, and acknowledged to me that he/she/they executed the same.

WITNESS my hand and official seal.

Deanna M. Key
Notary Public of Idaho

Residing at WENDELL, Idaho

Commission Expires: 03/22/02



 TITLE & ESCROW
COMPANIES

EXHIBIT "A"
G980489

RP06S14E232587

Township 6 South, Range 14 East of the Boise Meridian, Gooding County, Idaho

Section 23: A parcel in the NW1/4NE1/4NW1/4 more particularly
described as follows:

BEGINNING at the northwest corner of Section 23;
Thence North $89^{\circ}10'23''$ East, a distance of 1,319.69 feet to the TRUE POINT OF
BEGINNING;
Thence North $89^{\circ}10'23''$ East, 130 feet;
Thence South $0^{\circ}19'12''$ East, 660 feet;
Thence South $89^{\circ}13'23''$ West, 130 feet;
Thence North $0^{\circ}19'12''$ West, 660 feet to the TRUE POINT OF BEGINNING.



RECEIVED

MAY 03 1999

Department of Water Resources
Southern Region

April 30, 1999

Idaho Department of
Water Resources
1341 Fillmore Street
Suite #200
Twin Falls, ID 83301-3380

Re: 37-11219
Giese/Duran

Dear Sir or Madame:

Enclosed please find a Notice of Change of Water Right Ownership to be filed with your office. Also enclosed is a copy of the recorded Warranty Deed transferring ownership and recent correspondence in connection with this claim.

If you have any questions or need anything further to complete this transfer, please do not hesitate to contact our office.

Sincerely,

GOODING TITLE & ESCROW CO.

DeNene M. Dixon
Escrow Assistant

/dmd
Encl.

o/c completed
5/12/99

return
to sender

fee due 50¢

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

ADDRESS SERVICE
REQUESTED

PRESORTED
FIRST CLASS

First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

MAR 05'99

PSN 7076757 U.S. POSTAGE

RECEIVED

MAR 12 1999

Department of Water Resources

IMPORTANT WATER RIGHT INFORMATION

*D'owners
pls file*

37-11219
JOHN H GIESE
JOAN M GIESE
1627 E 2100 S
GOODING ID 83330

GIE5627 833302015 1C98 06 03/08/99
FORM 3547
GIESE
634 PINE ST
GOODING ID 83330-1762

AUTO 83330

|||||

U.S. POSTAL SERVICE
PS FORM 3547

|||||

AJ5856NP

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

DATE: OCT-24-1997

PAGE: A-704

RIGHT NUMBER: 37-11219

NAME & ADDRESS: JOHN H GIESE
JOAN M GIESE
1627 E 2100 S
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: 07/01/1940

POINT OF DIVERSION: T06S R14E S23 NWNENW 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 R14E S23 NENW

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. 06S14E232400A

D
7-29-98

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: A37-11219
Date Received: 9/01/1988
Receipt No: 5002008
Received By: OK

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JOHN H. GIESE
Address: 1627 E 2100 S 208-934-5298
GOODING, ID 83330

AND/OR
Name: JOAN M. GIESE
Address: 1627 E 2100 S 208-934-5298
GOODING, ID 83330

2. Date of Priority: JUL 01, 1940

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06S	14E	23	NW	NE	NW		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 HOME

A37-11219

Page 1

Date: 09/01/88

MICROFILMED
FEB 25 1993

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
06S	14E	23	NE NW		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): John H. Dine Date: 9-1-88
Date: _____

State of Idaho)
County of Twin Falls) SS.

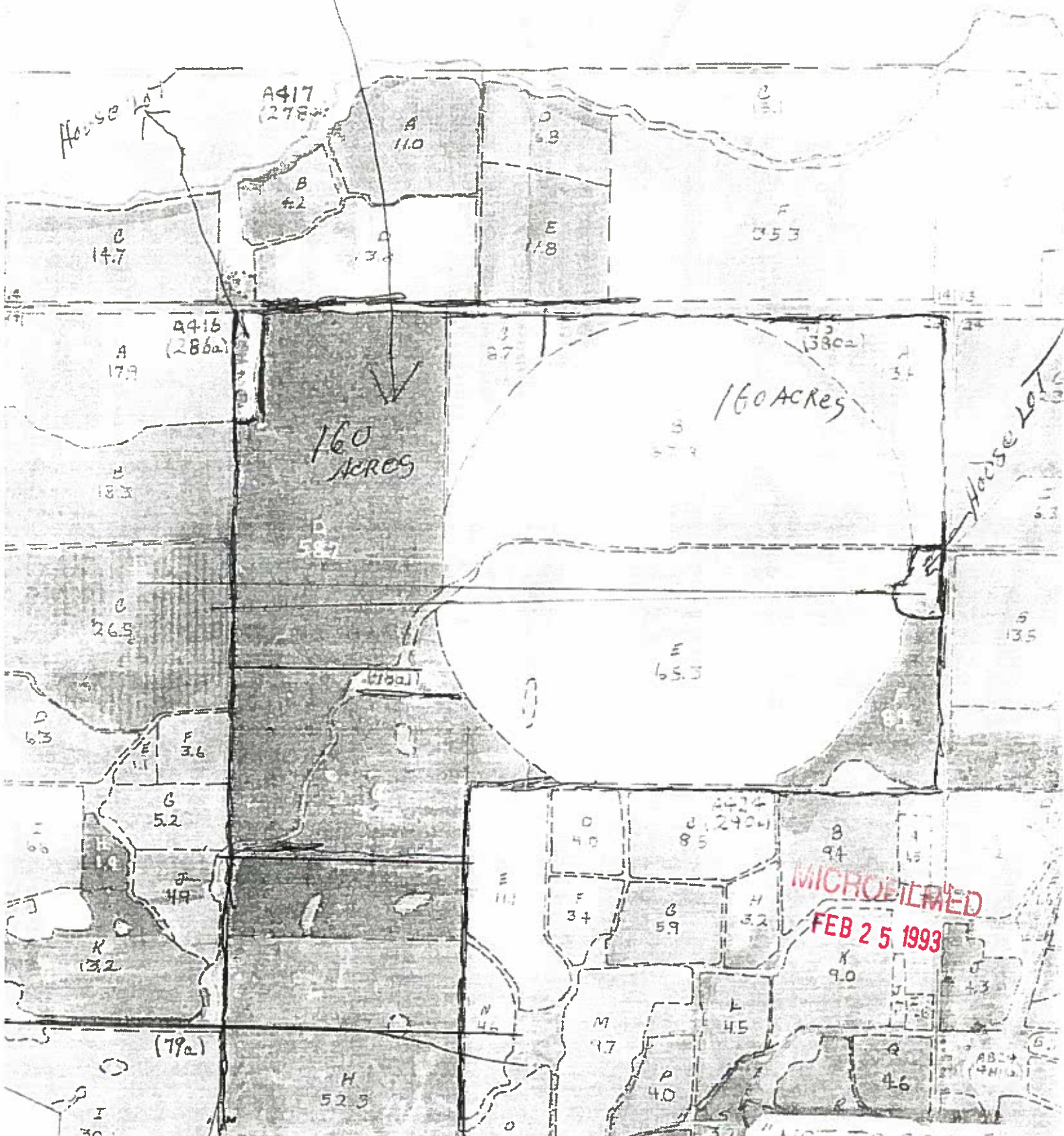
Subscribed and sworn (or affirmed) before me this 1 day
of September 19 88

Seal

Notary Public

Residing at Boise, ID
My Commission Expires June 10, 1994

John H. Zier
MAP



MICROFILMED
FEB 25 1993

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

WATER RIGHT NUMBER - A37-11219

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - - - DECREE PLAINTIFF - - - +

+ - - - - DECREE DEFENDANT - - - +

+ - DECREE DATE - +
00/00/0000

+ - - AUDIT FIELDS - 09/01/88 SSHAFF 10/03/89 REFUNDML

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

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

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	-	09/01/1988	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	-	S002008	FEDERAL/STATE INDICATOR	-	S
CLAIMS TAPE ERROR FLG	-		PDU OWNERSHIP FLAG	-	Y	PRESUMPTION FLAG	-	
FEE EXEMPT FLAG	-		NAME CONNECTOR	-	AND/OR	NOTICE OF ERROR FLAG	-	

06514E232400 A

DATA ENTRY

ENTERED 10-27-93 / 5

CHECKED 12/5/85 AD

"Verified By"
 Topo Map/Cadastral
 ACUS Map
 Watermaster Records
 NAPP Photos
 Field Exam
 Other (See Remarks)
 County Records
 Witness Statement
 Project Records
 IDWR Records

VERIFIED
FEB 19 1992

CERTIFIED
MAR 23 1992
WATER EXAMINER