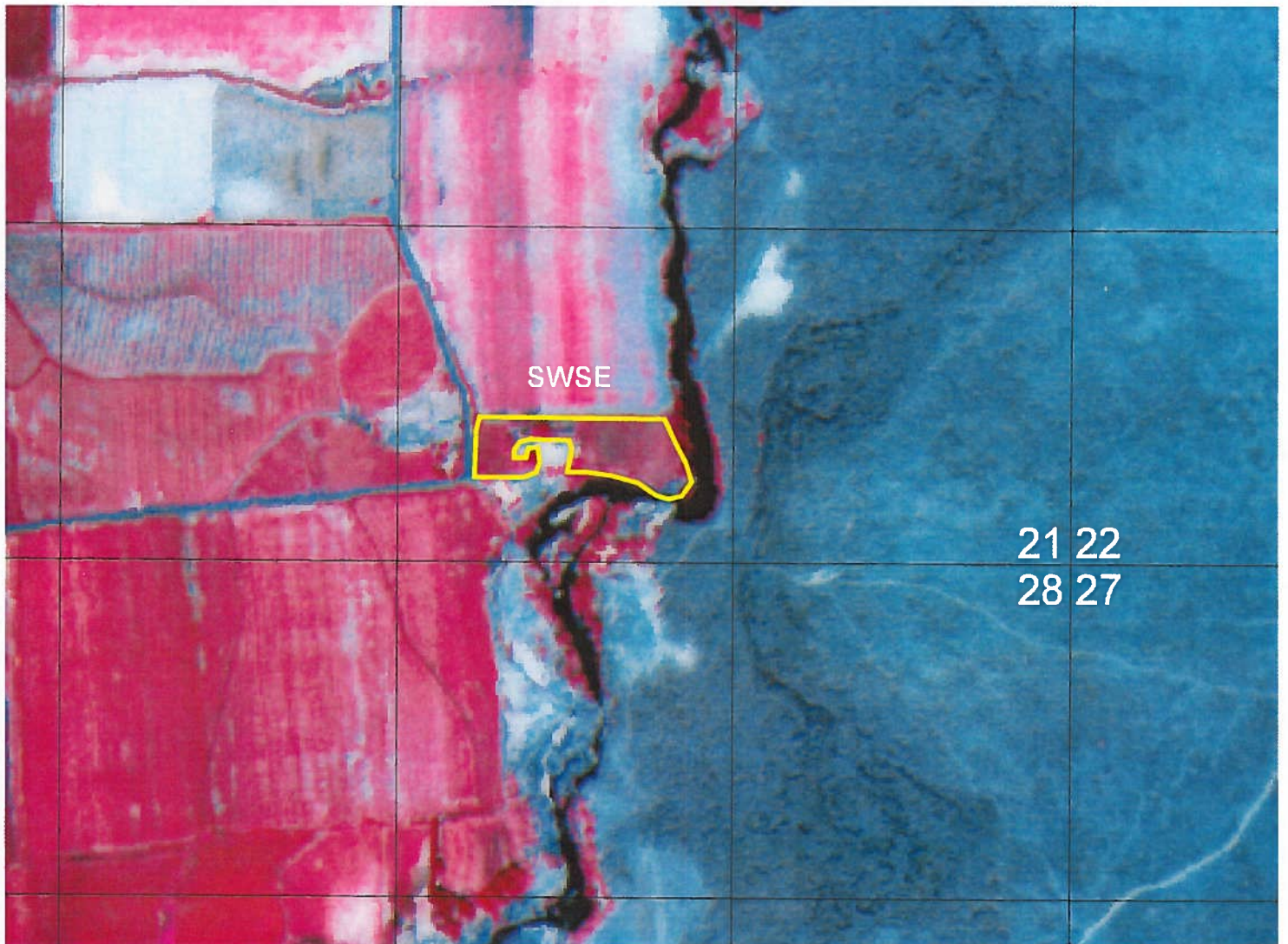


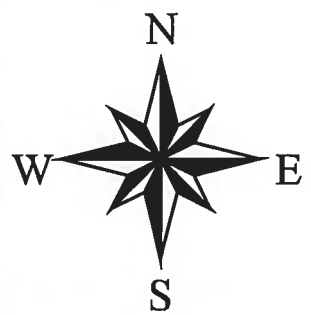
37-84A



1000 0 1000 2000 Feet

T05S R15E S21

Map prepared by: Carter Fritschle
Date prepared: 03/11/03
1987-1988 NAPP photography
Idaho Department of Water Resources



IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER:	37-84A		
NAME AND ADDRESS:	RUTH M ADAMS 1596B S 2050 E GOODING ID 83330		
SOURCE:	BIG WOOD RIVER	TRIBUTARY: MALAD RIVER	
QUANTITY:	0.087 CFS		
PRIORITY DATE:	05/15/1897		
POINT OF DIVERSION:	T05S R15E S15 NWNE Within GOODING County Source: BIG WOOD RIVER		
PURPOSE AND PERIOD OF USE:	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	03/15 11/15	0.087 CFS
PLACE OF USE:	<u>IRRIGATION Within GOODING County</u>		
	T05S R15E S21	SWSE	4.0

4 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

EXPLANATORY MATERIAL: Decreed

USE OF THIS RIGHT IS COMBINED WITH WATER FROM AMERICAN FALLS RESERVOIR DIST. NO. 2.

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: A37-00084A
Date Received: 8/29/1988
Receipt No: S001843
Received By:

(Owner Change)

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RUTH M. ADAMS
Address: 1596-B S 2050 E
GOODING ID 83330
2. Date of Priority: MAY 15, 1897
3. Source: BIG WOOD RIVER Trib. to: MALAD RIVER
4. Point of Diversion:
- | | | | | | | | |
|----------|-------|---------|--------|--------|--------|-----|---------|
| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
| 05S | 15E | 15 | NE | NW | NE | | GOODING |
5. Description of diverting works:
VIA POORMAN DIVERSION
6. Water is used for the following purposes:
- | | | | | | |
|------------|-------|-------|-------|------|--------|
| Purpose | From | To | C.F.S | (or) | A.F.A. |
| IRRIGATION | 04/01 | 11/01 | 0.087 | | |
7. Total Quantity Appropriated is:
0.087 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 12.0 Acre Feet Per Annum.
9. Non-irrigation uses:
NONE
10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
05S	15E	21	SW	SE		IRR	4.0

Section Acres

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FEB 22 1993

10. Place of Use: Continued

Total Acres 4.0

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:
WASTE WATER CLAIM

14. Remarks:
THIS IS 4.36" OF 37-0084.
|
CHANGE OF OWNERSHIP 6/15/92 (WARRANTY DEED) RVW 6/17/92

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

Decree Plaintiff

vs

Decree Defendant

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: _____

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FEB 22 1993

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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FEB 22 1993



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED

JUN 17 1992

Department of Water Resources
Southern Region Office

DATE OF CLOSING: 6-15-92

LEGAL DESCRIPTION OF PROPERTY: Township 5S Range 15 EBM
Section 21, SW 1/4 of SE 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: A37-00084A
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): Billy Jack Runyan
Bonnie Belle Runyan
538 13th Avenue West, Gooding, Idaho 83330
- ☐ New Owner/Claimant (Purchaser): Ruth M. Adams
- ☐ New Mailing Address: 1596-B South 2050 East
Gooding, Idaho 83330
- ☐ New Telephone Number: () -
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes X 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) Ruth M. Adams Date 6-15-1992

☐ 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: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

MICROFILMED
FEB 22 1993

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

WARRANTY DEED

For Value Received BILLY JACK RUNYAN and BONNIE B. RUNYAN, husband and wife

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

RUTH M. ADAMS, a single woman
whose address is: 1596-B 2050 East, Gooding, ID 83330

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

SEE ATTACHED EXHIBIT "A"
(containing two pages)

RECEIVED

JUN 17 1992

Department of Water Resources
Southern Region Office

COPY

149077

STATE OF IDAHO COUNTY OF GOODING

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

0 min. past 11 o'clock A m. this 15
June, 1992 149.00

JOHN A. MYERS Recorder

By Cubata Sells 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: June 15, 1992

Billy Jack Runyan

Bonnie B. Runyan

STATE OF IDAHO, COUNTY OF GOODING

On this 15th day of June, 1992
before me, a notary public in and for said State, personally appeared

Billy Jack Runyan and
Bonnie B. Runyan

known to me to be the person^s whose name^s 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: 2-28-1993

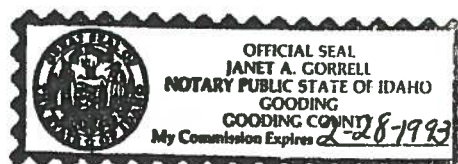


EXHIBIT "A"

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

Section 21: Part of the SW $\frac{1}{4}$ SE $\frac{1}{4}$, described as follows:

Commencing at the Southwest corner of said Section 21, which bears South 5275.12 feet from the Northwest corner of said Section 21;
Thence North 84°12'40" East, 2975.00 feet along the center of a county road as now constructed, September 1978, to an angle point in said road and THE TRUE POINT OF BEGINNING;
Thence North 4°47'20" West, 224.90 feet along the center of said county road;
Thence North 85°04'26" East, 883.45 feet to the approximate high water mark of the Wood River;
Thence along said approximate high water mark the following courses and distances:
 South 8°56'15" East, 243.47 feet;
 Thence South 55°11'42" West, 76.96 feet;
 Thence North 77°57'13" West, 244.79 feet;
 Thence South 78°00'23" West, 149.95 feet;
Thence leaving said high water mark North 4°46'01" East, 34.19 feet;
Thence South 80°40'20" West, 393.07 feet;
Thence South 84°12'40" West, 15.20 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 4.36 M.I. of Big Wood River Decreed Right, Priority Date May 15, 1897 and 2.73 inches supplemental water from American Falls Reservoir District II.

SUBJECT TO THE FOLLOWING:

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

Taxes for 1992 and subsequent years, which are 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 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.

Right of Way and Easement given by J. A. Campbell and Mabel Campbell, to the American Telephone and Telegraph Company of Wyoming dated July 21, 1941, recorded October 14, 1941 in Book 4 Page 535 as Instrument Number 81648, Gooding County records, affecting the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 21, Township 5 South, Range 15, East Boise Meridian.

Effect of Right of Way as contained in Easement given by Charles B. Hess and Lotta Hess to the American Telephone and Telegraph Company of Wyoming dated November 27, 1941, recorded January 5, 1942 in Book 5 Page 44 as Instrument Number 82584, Gooding County records, affecting the S $\frac{1}{4}$ SW $\frac{1}{4}$ and the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 21, Township 5 South, Range 15, East Boise Meridian.

Subject to the rights of a county road which affects approximately the Westerly 25.00 feet of said parcel in Warranty Deed dated October 31, 1979, recorded August 15, 1980 as Instrument Number 84778, Gooding County records.

Any adverse claim based on the assertion that the location of the Big Wood River has moved.

Any adverse claim base on the assertion that some portion of said land is now or at any time has been within the boundaries of the

Big Wood River or any other navigable body of water or by reason of the fact or claim that any portion or portions thereof have been rendered unnavigable by artificial means or have accreted to such portions so created.

Any rights, interests or easements in favor of the public which exist or are claimed to exist over any part of said land covered by water.

MICROFILMED
FEB 22 1993

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: A37-00084A
Date Received: 8/29/1988
Receipt No: 5001843
Received By: Adm

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BILLY JACK RUNYAN 208-934-5808
Address: 1596-B SOUTH 2050 EAST
GOODING, ID 83330

AND/OR

Name: BONNIE BELLE RUNYAN 208-934-5808
Address: 1596-B SOUTH 2050 EAST
GOODING, ID 83330

2. Date of Priority: MAY 15, 1897

3. Source: BIG WOOD RIVER Trib. to: MALAD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
05S	15E	15	NE	NW	NE		GOODING

5. Description of diverting works:
VIA POORMAN DIVERSION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.087		

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

8. Total consumptive use is 12.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	15E	21	SW	SE		IRR	4.0
Section Acres							4.0
Total Acres							4.0

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:
WASTE WATER CLAIM

14. Remarks:
THIS IS 4.36" OF 37-0084.

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

Decree Plaintiff

vs

Decree Defendant

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: 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): Billy Jack Runyan Date: 8/29/88
Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 29th day
of Aug 19 88

Notary Public

Seal

Residing at Kimberly, ID
My Commission Expires 6/30/99

CONTRACT OF SALE

THIS CONTRACT made and entered into this 23rd day of October, 1979, by and between FRANCE, INC., A Corporation, 1596 - B South P.O. Box 2237 2050 East Gooding, Idaho, 83330, Vendor and BILLY JACK RUNYAN and BONNIE B. RUNYAN, Husband and Wife, Gooding, Idaho, 83330, Purchasers.

In consideration of the sum of Twenty-seven thousand five hundred dollars (\$27,500.00) Vendor sells and Purchasers buy the following described property situate in Gooding County, Idaho, to-wit:

Township 5 South, Range 15 East, Boise Meridian

Section (31) 21

Part SW $\frac{1}{4}$ SE $\frac{1}{4}$

Commencing at the Southwest corner of said Section 21, which bears South 5275.12 feet from the Northwest corner of said Section 21;

thence North 84° 12' 40" East 2975.00 feet along the center of a county road as now constructed, September, 1978, to an angle point in said road and the True Point of Beginning;

thence North 4° 47' 20" West 224.90 feet along the center of said county road;

thence North 85° 04' 26" East 833.45 feet to the approximate high water mark of the Wood River;

thence along said approximate high water mark the following courses and distances South 8° 56' 15" East 243.47

thence South 55° 11' 42" West 76.96 feet;

thence North 77° 57' 13" West 244.79 feet;

thence South 78° 00' 23" West 149.95 feet;

thence leaving said high water mark North 4° 46' 01" East 34.19 feet;

thence North 80° 40' 20" West 393.07 feet;

thence South 84° 12' 40" West 15.20 feet to

the True Point of Beginning.

The above described tract contains 4.36 acres more or less and is subject to the rights of said County road which affects approximately the westerly 25.00 feet of said parcel.

Together with the water right appurtenant thereto including 4.36 inches, Big Wood River, 1897 Decree supplemented by water from American Falls Reservoir District #2.

The agreed purchase price is being and shall be paid in the following manner:

1. The sum of seven thousand nine hundred seventy-five dollars (\$7,975.00) shall be paid concurrently with the execution and delivery of this Contract.

W.R. # 37-0084

Decreed to E.W. Rostron

Priority Date 05-15-1897

Amount 4.36 Acres

Supplemental 2.73 Acres or more

FILED IN 1893
WICKS-UTWED

GOODING QUADRANGLE
IDAHO
7.5 MINUTE SERIES (ORTHO PHOTOGRAPHIC)

