

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 63-30971
Date Received: 8/28/1998
Receipt No: C043258
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

DAVID R PFEILER Phone: (208)454-9897
19768 GOODSON RD
CALDWELL ID USA 83607

2. Date of Priority: 08/01/1998

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
05N	04W	14	NE SW	CANYON	

5. Description of diverting works:

WELL 6" X 362' SUBMERSIBLE PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
DOMESTIC	1/01	12/31	0.06	

7. Total Quantity Appropriated is:
0.06 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
05N	04W	14	NE	SW	DOMESTIC	

11. Place of use in counties: CANYON

12. Do you own the property listed above as place of use? Yes

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: Beneficial Use

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

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
A63-30971					

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 BROCK, JUDITH BROCK
19268 GOODSON RD CALDWELL ID. 83607

4. New Owner/Claimant(s)

DAVID R. PFEILER

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

19268 GOODSON RD.

City, State and ZIP Code

CALDWELL ID. 83607

New Telephone Number

208 454-9897

5. Date you acquired the property

1-18-06

RECEIVED

SEP 07 2006

WATER RESOURCES
WESTERN REGION

RECEIVED

SEP 13 2006

WATER RESOURCES
WESTERN REGION

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) Dan R. Apple
(include title if applicable) PROPERTY OWNER

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 _____ Date _____ Fee N/A
 Receipted by _____ Date _____ Receipt No. _____
 Processed by DAI AJ Date 9-15-06 WR _____ Date _____

200603512

RECORDED

2006 JAN 18 PM 4 15

G NOEL HALES

CANYON CNTY RECORDER

BY

[Signature]

TIMEONE

REQUEST TYPE *Deed* FEE *6.00*



Order No.: C0512336

WARRANTY DEED

FOR VALUE RECEIVED;

KERMIT G. CUDD and ANNE G. CUDD, HUSBAND AND WIFE

The Grantor(s), do(es) hereby grant, bargain sell and convey unto

DAVID R. PFEILER, AN UNMARRIED PERSON

whose current address is 19768 GOODSON ROAD CALDWELL, ID 83607

the Grantee(s), the following described premises, in Canyon County, Idaho, TO WIT:

PARCEL 1

A portion of the Northeast Quarter of the Southwest Quarter of Section 14, Township 5 North, Range 4 West, Boise Meridian, Canyon County, Idaho, more particularly described as follows:

COMMENCING at the Southwest corner of said Northeast Quarter of the Southwest Quarter; thence

North 89° 54' 20" East along the South boundary of said Northeast Quarter of the Southwest Quarter a distance of 600.00 feet to the TRUE POINT OF BEGINNING; thence

North 0° 03' 52" West parallel with the West boundary of said Northeast Quarter of the Southwest Quarter as shown on the Record of Survey filed as Instrument No. 8715452, Records of Canyon County, Idaho, a distance of 799.26 feet; thence

North 89° 54' 20" East parallel with said South boundary a distance of 273.05 feet; thence

South 0° 03' 52" East parallel with said West boundary a distance of 799.26 feet to a point on said south boundary; thence

South 89° 54' 20" West along said South boundary a distance of 273.05 feet to the TRUE POINT OF BEGINNING.

PARCEL 2

A 28.00-foot-wide ingress-egress easement described in the document filed as Instrument No. 8704505; and a 28.00-foot-wide ingress-egress easement described as follows:

COMMENCING at the Southwest corner of the Northeast Quarter of the Southwest Quarter of Section 14, Township 5 North, Range 4 West, Boise Meridian, Canyon County, Idaho; thence

North 89° 54' 20" East along the South boundary of said Northeast Quarter of the Southwest Quarter a distance of 28.00 feet to the TRUE POINT OF BEGINNING; thence continuing

North 89° 54' 20" East along said South boundary a distance of 600.00 feet; thence

South 0° 05' 40" West a distance of 28.00 feet; thence

South 89° 54' 20" West parallel with said South boundary a distance of 600.02 feet to a point at the Easterly boundary of the easement recorded as Instrument No. 8704505; thence

North 0° 07' 42" East along said East boundary a distance of 28.00 feet to the TRUE POINT OF BEGINNING.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor(s) do(es) hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to all existing patent reservations, easements, right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, general taxes and assessments, including irrigation and utility assessments (if any) for the current year, which are not due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

Dated: 01/18/06

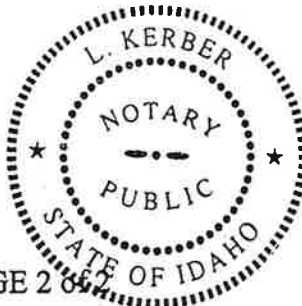
Kermit G. Cudd
KERMIT G. CUDD

Anne G. Cudd
ANNE G. CUDD

STATE OF IDAHO
COUNTY OF CANYON

ON THIS 18th OF JANUARY, 2006, BEFORE ME, THE UNDERSIGNED, A NOTARY PUBLIC PERSONALLY APPEARED, KERMIT G. CUDD, ANNE G. CUDD, KNOWN TO ME OR PROVEN TO ME ON THE BASIS OF SATISFACTORY EVIDENCE TO BE THE PERSON(S) WHOSE NAME(S) IS/ARE SUBSCRIBED TO THE WITHIN INSTRUMENT AND ACKNOWLEDGED TO ME THAT HE EXECUTED THE SAME.

Lisa Kerber
LISA KERBER
NOTARY PUBLIC
RESIDING AT: MERIDIAN
MY COMMISSION EXPIRES:
04/10/06
(SEAL)



PAGE 2 852

SEP 14 1998

WATER RESOURCES
WESTERN REGION

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: A63-30971
Date Received: 8/28/1998
Receipt No: CD43258
Received By: CA

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RICHARD C BROCK 208-459-4755
Address: 19768 GOODSON RD
CALWELL ID 83605

OR
Name: JUDITH A BROCK 208-459-4755
Address: 19768 GOODSON RD
CALWELL ID 83605

2. Date of Priority: AUG 1, 1998

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	04W	14		NE	SW		CANYON

5. Description of diverting works:
WELL 6" X 362' SUBMERSIBLE PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.060		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
1 HOME

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	04W	14	NE	SW		DOMEST	

11. Place of use in counties: CANYON

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: _____

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 C. Brock Date: 8-28-98

Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 28th day
of August 19 98

Cathy Futschler
Notary Public

Seal

Residing at Kuna ID
My Commission Expires 3-21-2000

09/15/2006

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

RIGHT NUMBER: 63-30971

NAME AND ADDRESS: DAVID R PFEILER
19768 GOODSON RD
CALDWELL ID 83607

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.060 CFS

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 08/01/1998

POINT OF DIVERSION:

T05N R04W S14 NESW Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	1/01 12/31	0.060 CFS
Domestic use is for 1 home.		

PLACE OF USE: DOMESTIC Within CANYON County

T05N R04W S14 NESW

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.

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: BASIS OF CLAIM - Beneficial Use



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

JAMES E. RISCH
Governor

KARL J. DREHER
Director

August 23, 2006

DAVID PFEILER
19768 GOODSON RD
CALDWELL ID 83607

RE: NOTICE OF CLAIM NO(S) : A63-30971

Dear Mr. Pfeiler:

We are currently preparing the Notice(s) of Claim referenced above for the Director's Report in the Snake River Basin Adjudication. Our research indicates there may have been a change in the ownership for the above claim(s). IDWR records currently show the following name and address as the owner of the claim(s) listed above:

**RICHARD BROCK
JUDITH BROCK
19768 GOODSON RD
CALDWELL ID 83605**

If our current records, as listed above, are not correct please complete the enclosed Change in Ownership form, as appropriate, to correct our records.

If no response is received from you, all further legal notices concerning the claim(s) will be sent to the name and address shown above. If you have claims other than those referenced here, please contact the Department so we may assist you in updating the information for all your claims. Should you have any questions, or feel that you need assistance, please contact IDWR at (208) 334-2190.

Sincerely,

Lori Harris
Technical Records Specialist 1
Adjudication Section
Western Region

LH:1
Enclosures

REAL PROPERTY INQUIRY

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+++++
01 6R38320-010- -0 082-00 SCH135+ 10 40,000 1.00
+++++
18 24,100 4.01
PFEILER DAVID R + 31 182,200
+
+
+
+
19768 GOODSON RD +
CALDWELL ID 83607 +
+++++
14-5N-4W SW + TOTAL 246,300
TX 98357 IN NESW ++++++
+ SURVEY 8715452 INST 200152744
+ DRAIN DR VALUE APPR MKB
+ CLASS +3 REAP 06 MAN 01 UNIT 1
19768 GOODSON RD, CA + PARCEL 6R05N04W145200 H/O Y C/B N
+ PRIOR ACCOUNT 5R38320-010- -0
+ 02 MH on Property NO
+ 03 Traits 04 Companion Sheet

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MODE:F ACTION: TRAITS INQUIRY TRQK318

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ACCOUNT NUMBER R38320010 0 UNIT 001 TOTAL UNITS 1

SITE 19768 GOODSON RD CA SEC/TWN/RNG 14-5N-4W
ASSESSED VALUE 246,300 ACREAGE .00
SUB/PARK NAME YEAR/MAKE
CLASS +3 OWNER / OCCUPIED HOUSE CLASS '+3' SPACE LOT BLOCK
+++++
YR BUILT 1998 AIR COND CENTRAL AIR CARPORT N
STORY 1 STORY HEATING GAS FA CARPORT SQ FT
FIRST SQ FT 2392 EXTERIOR VNYL SIDING DECK/PATIO? Y
SECOND SQ FT ROOF COMP POOL? N
BEDS 2 BSMT SQ FT SPA? N
BATHS 2.00 % BSMT FIN LOT SIZE
FRPLC 1 GARAGE A3 NEIGHBORHOOD 0
GARAGE SQ FT 1288
+++++
COMMENTS MOBILE HOME ONLY
WIDTH/LENGTH
EXPANDO
REAL ACCOUNT

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MODE:F ACTION: COMPANION SHEET INQUIRY TRQK361

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01 ACCOUNT: 6R38320-010- -0 AREA 082-00 DRAIN VALUE CLASS +3 H/O Y
SEC 14 TWN 5N RNG 4W QTR SW CITY/SUB 0 BLK LOT 5200
OWNERSHIP MUST BE 'C' FOR CURRENT OR 'P' FOR PREVIOUS
OWNERSHIP C OWNERSHIP P
CUDD, KERMIT G BROCK, RICHARD
& CUDD, ANNE G H/W & BROCK, JUDY H/W

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MAILING ADDRESS

19768 GOODSON RD
CALDWELL ID 83607

SITE ADDRESS

19768 GOODSON RD CA

COMMENTS

LEGALS

14-5N-4W SW
TX 98357 IN NESW

REMARKS

PRIOR ACCOUNT 5R38320010 0

9820933

PARCEL 05N04W145200 SRVY 8715452

INSTR 200152744 ACRES 5.01

SPLIT YR 1998 DOCUMENT DD

DATE DONE 01/18/2002 INITIALS PG

02 Ownership Tract Record

THIS ACCOUNT HAS OWNERSHIP TRACK RECORD!