

09/26/2001

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

RIGHT NUMBER: 35-13334
NAME AND ADDRESS: CLAUDE F BARNES
1280 W HWY 26
BLACKFOOT ID 83221
DEBORAH J BARNES
1280 W HWY 26
BLACKFOOT ID 83221

SOURCE: GROUND WATER TRIBUTARY:

QUANTITY: 0.070 CFS
31.30 AFY

PRIORITY DATE: 08/05/1969

POINT OF
DIVERSION: T01S R33E S25 NENWSW Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.070 CFS 31.30 AFY

PLACE OF USE: IRRIGATION Within BINGHAM County
T01S R33E S25 NESW 3.0 T01S R33E S25 NWSW 5.0

8 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: BASIS OF CLAIM - License

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
THIS RIGHT IS A SPLIT FROM FORMER RIGHT 35-07095C.

PROFILE

SCANNED
OCT 11 2005

1

A3513334





State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

September 28, 2001

CLAUDE & DEBORAH BARNES
1280 W HWY 26
BLACKFOOT ID 83221

RE: Notice of Change of Water Right Ownership (NCO) for
35-7095C and Notice of Completed Administrative Proceeding
(NCAP)

Dear Mr. & Mrs. Barnes:

The Idaho Department of Water Resources (IDWR) received an NCO changing the right holder for a portion of the above referenced water right(s). Based on this NCO, IDWR water right records for the Snake River Basin Adjudication (SRBA) have been updated with new water right numbers reflecting the division of the water right(s).

Furthermore, as directed by the SRBA Court, this office mailed a copy of the updated water right record(s) to each party listed on the enclosed NCAP. The intent of this mailing is to ensure each party has a current record of the water right(s) as recorded in the SRBA.

Please feel free to contact me if you have any questions concerning this matter.

Respectfully,

Jennifer Crabtree
Technical Records Specialist

Enclosure

PROFILED

SCANNED

OCT 11 2005

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Water Rights: 35-7095C split into
35-13333 & 35-13334

Case No. 39576

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following Administrative proceeding:

- ☐ Address change
- ☒ Substitution of Party (SPLIT) VERWOLF - VERWOLF & BARNES
- ☐ I.C. § 42-222 transfer
 - ☐ point of diversion ☐ place of use
 - ☐ period of use ☐ nature of use
 - ☐ split of water right ☐ change in ownership

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 Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED

Sept 26, 2001

Ernest Carlson

Signature of IDWR Representative

PROFILED

SCANNED

OCT 11 2005

CERTIFICATE OF MAILING

I certify that on Sept 28, 2001, I mailed the original and copies of this form to the following persons, postage prepaid by regular mail and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls ID 83303-2707

2. One copy to:

Claimant/Seller for Substitution of Party or attorney of record:
DANIEL & MARY VERWOLF
2118 BROOKCLIFF DR
IDAHO FALLS ID 83402

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:
CLAUDE & DEBORAH BARNES DANIEL & MARY VERWOLF
1280 W HWY 26 2118 BROOKCLIFF DR
BLACKFOOT ID 83221 IDAHO FALLS ID 83402

4. One copy to:

Each party in the subcase, or attorney of record

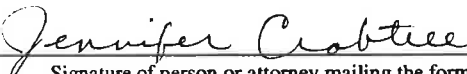
JEFFREY FEREDAY	JERRY RIGBY	BLAIR GROVER
GIVENS PURSLEY	PO BOX 250	GROVER & ARCHIBALD
PO BOX 2720	REXBURG ID 83440	PO BOX 36
BOISE ID 83701-2720		RIGBY ID 83442
JOHN SIMPSON	KENT FOSTER	
ROSHOLT ROBERTSON & TUCKER	HOLDEN KIDWELL HAHN & CRAPO	
PO BOX 2139	PO BOX 50130	
BOISE ID 83701	IDAHO FALLS ID 83405	

5. One copy each to:

Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449

6. 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

FILED

SCANNED

OCT 11 2005

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

RECEIVED

AUG 28 2001

Department of Water Resources
Eastern Region

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

RECEIVED

SEP 05 2001

Department of Water Resources
Eastern Region

1. Water Right Number(s) 35-07095 C
Adjudication Claim Number(s) 435-07095C
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 on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) Mary C. Verwolf & Daniel D. Verwolf
Old: 1280 W Hwy 26 Blackfoot, ID 83221
NEW: 2118 Brookcliff Dr., Idaho Falls, ID 83402
4. New Owner/Claimant(s) Claude F or Deborah J. Barnes
Name connector (Check one): ☐ AND, ☒ OR, ☐ AND/OR
New Mailing Address 1280 W Hwy 26
City, State and ZIP Code Blackfoot, ID 83221
New Telephone Number (208) 684-4834
5. Date you acquired the property 8/18/2000
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 actually irrigated 10 Number and type of stock 6
Diversion rate in CFS .1 CFS Number of homes 2 Other uses 430 AFY
cubic feet per second
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/Claimant(s) [Signature] Date 8-18-00
Deborah Barnes Date 8-18-00
8. For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

SCANNED

PROFILED

492776

WARRANTY DEED

Order No: 3020001030-L

FOR VALUE RECEIVED

Mary C. Verwolf, an unmarried woman

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Claude F. Barnes and Deborah J. Barnes, Husband and Wife

whose current address is

1280 W. Hwy 26 Blackfoot, ID 83221

the grantee(s), the following described premises, in Bingham County, Idaho, TO WIT:

A portion of the North $\frac{1}{4}$ Southwest $\frac{1}{4}$ of Section 25, Township 1 South, Range 33 East of the Boise Meridian, Bingham County, Idaho, described as: Beginning at a point that is North $89^{\circ}49'56''$ East 274.11 feet from the West $\frac{1}{4}$ corner of Section 25, and running thence North $89^{\circ}49'56''$ East 814.57 feet; thence South 279.19 feet to a fence corner; thence South $50^{\circ}57'20''$ East 700.70 feet along a fence line; thence South $00^{\circ}00'16''$ East 356.92 feet along a fence line; thence North $51^{\circ}11'00''$ West 1,743.86 feet to the 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 does 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: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated: 8/18/2000

Mary C. Verwolf
Mary C. Verwolf

State of Idaho

County of Bingham

On this 18th day of August, 2000, before me, a Notary Public in and for said state, personally appeared Mary C. Verwolf

known or identified to me to be the person(s) whose name(s) subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

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



Yvonne Gardner
Notary Public for the State of Idaho
Residing at: Blackfoot
Commission Expires: 8/12/04

SCANNED

OCT 11 2005

ALLIANCE MT.

RECORDED AT 1

2000 AUG 11

rec 3.00

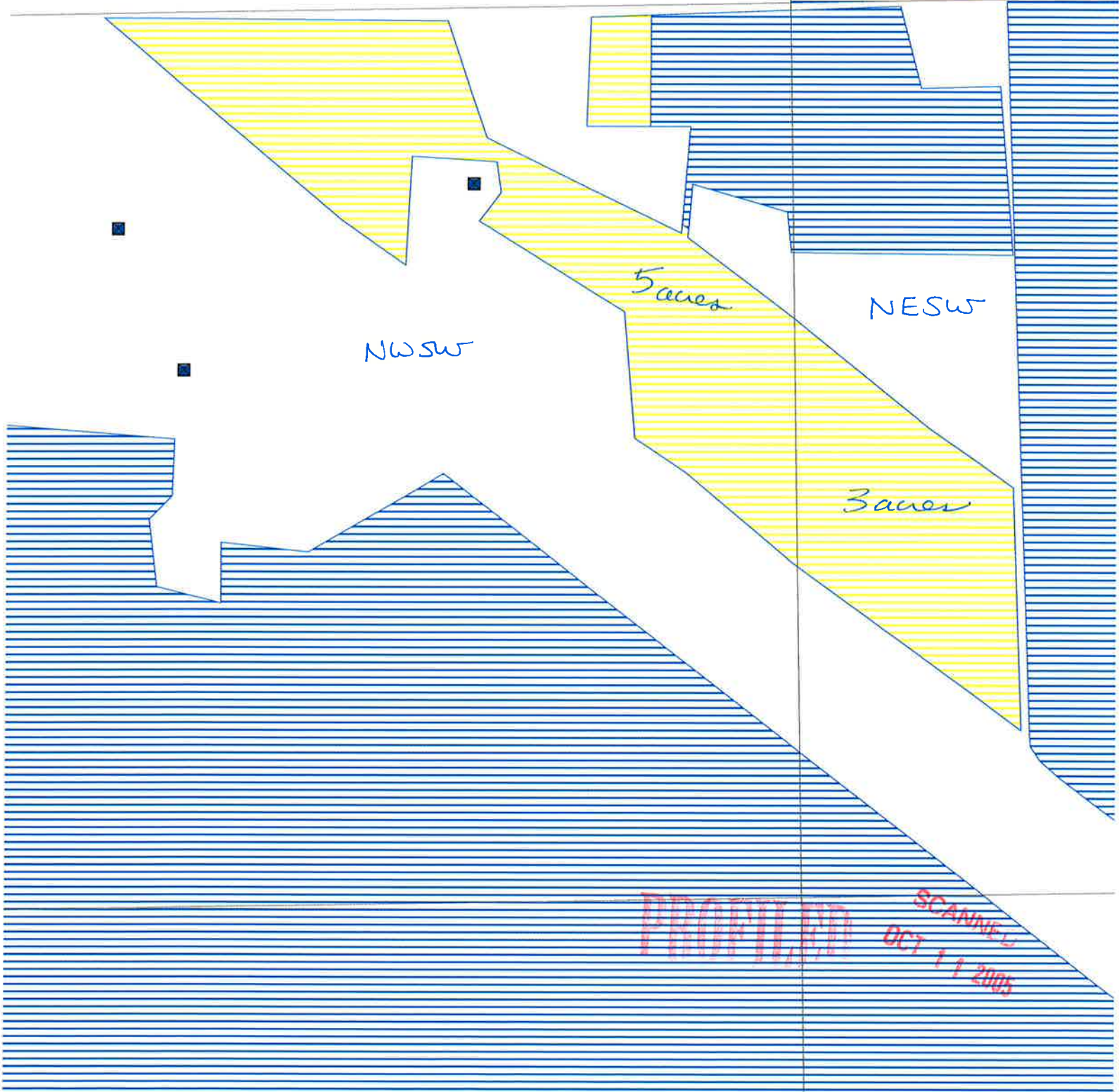
BLANCH

A+

35-13334

TIS
R 33E
S25

Barnes = yellow



PROFILED

SCANNED
OCT 11 2005