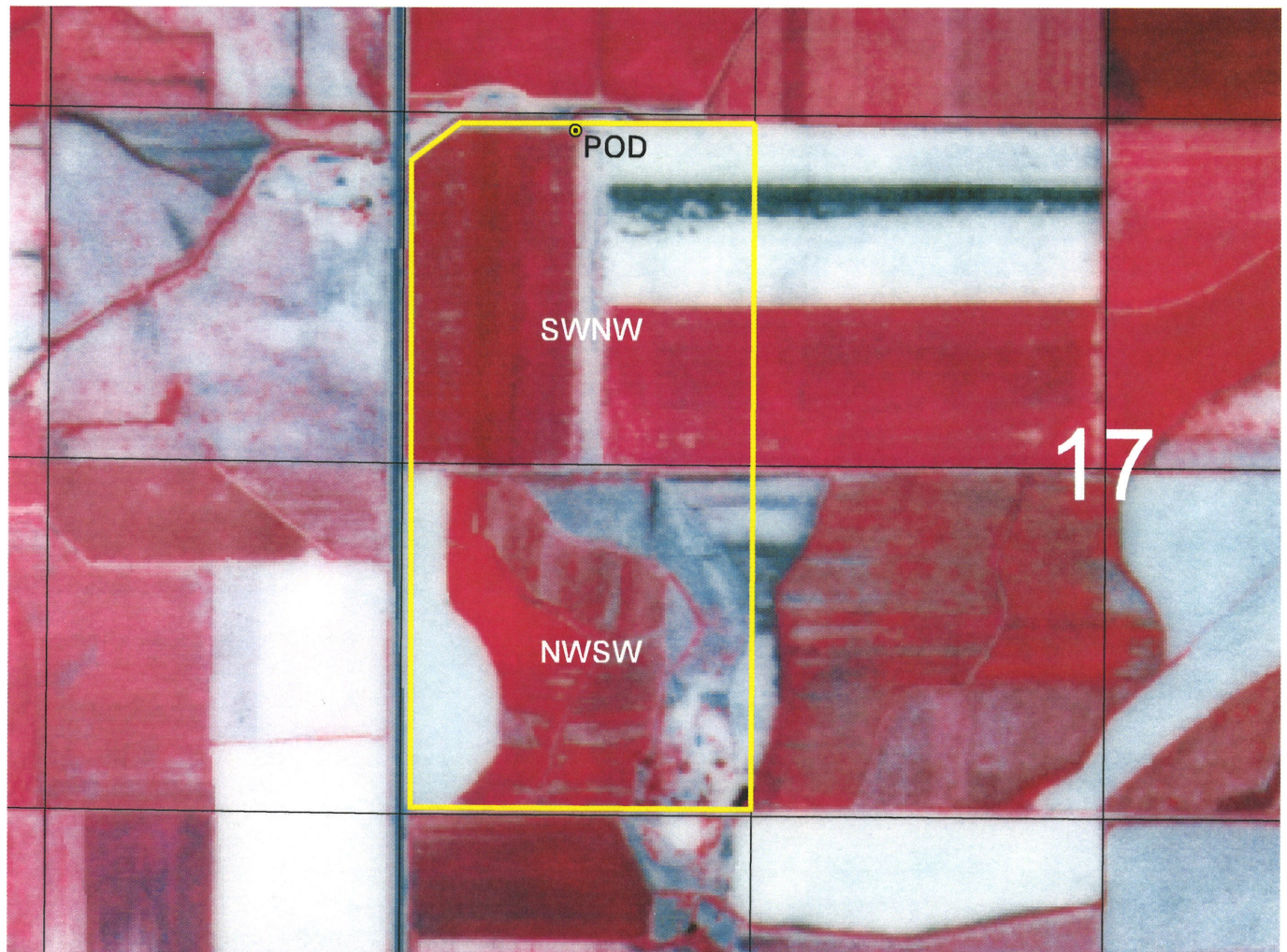


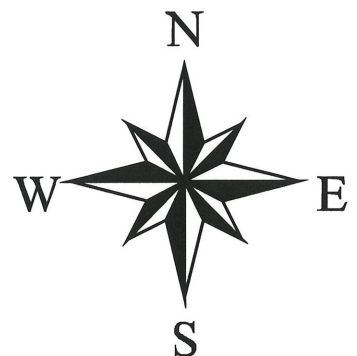
37-7629



500 0 500 1000 1500 2000 Feet

T05S R15E S17

Map prepared by: Carter Fritschle
Date prepared: 12/28/01
1987-1988 NAPP photography
Idaho Department of Water Resources



04/22/2002

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

RIGHT NUMBER: 37-7629
NAME AND ADDRESS: THOMAS R PALACIO
309 NEBRASKA ST
GOODING ID 83330

LISA ANN PALACIO
309 NEBRASKA ST
GOODING ID 83330

SOURCE: GROUND WATER TRIBUTARY:
QUANTITY: 1.30 CFS
304.0 AFY
PRIORITY DATE: 06/14/1977
POINT OF DIVERSION:

T05S R15E S17 SWNW Within GOODING County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 11/01	1.300 CFS 304.00 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 1 AND AFTER NOVEMBER 1 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN JUNE 14, 2001.

PLACE OF USE: IRRIGATION Within GOODING County

T05S R15E S17	SWNW	38.0	T05S R15E S17	NWSW	38.0
---------------	------	------	---------------	------	------

76 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: License

The right holder shall accomplish the change authorized by Transfer No. 68508 by June 14, 2002.
The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
USE OF THIS RIGHT IS COMBINED WITH WATER FROM BIG WOOD CANAL CO.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 68508

This is to certify that: THOMAS R PALACIO And/Or
LISA ANN PALACIO
1468 STATE HWY 46
GOODING ID 83330
(208)934-5702

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acres</u>	<u>Total</u>	<u>Source</u>
37-7629	AJC/License	06/14/1977	1.30 cfs	228.0 af	76.0	76.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
37-7629	NO	NO	YES	NO	NO	NO

Summary of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
37-7629	37-7629	1.3 cfs	304.0 af	76.0	76.0		N/A	N/A	N/A	N/A
TOTALS		1.3 cfs	304.0 af	76.0	76.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 14th day of June, 2001


Chief, Water Allocation Bureau

MICROFILMED
OCT 19 2001

WATER RIGHT NO. 37-7629
As Modified by Transfer No. 68508

In accordance with the approval of Transfer No. 68508, Water Right No. 37-7629 is now described as follows.

Right Holder: THOMAS R PALACIO And/Or
 LISA ANN PALACIO
 1468 STATE HWY 46
 GOODING ID 83330

Priority Date: 06/14/1977

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01 to 11/01	1.30 CFS	304.0 AF
		1.30 CFS	304.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWNW Sec. 17 Twp 05S Rge 15E GOODING County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
05S 15E 17	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	76.0
							38.0				38.0						

Total Acres: 76

CONDITIONS OF APPROVAL

1. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
2. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
3. If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
5. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 11/1 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.

MICROFILMED
OCT 19 2001

WATER RIGHT NO. 37-7629
As Modified by Transfer No. 68508

CONDITIONS OF APPROVAL

6. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 14th day of June, 2001


Chief, Water Allocation Bureau

MICROFILMED
OCT 19 2001

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: **A37-07629**
Date Received: 7/11/1988
Receipt No: S000827
Received By: See

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name: HERBERT D ALLRED 208-934-5084
Address: 1502 HWY 46
GOODING ID 83330
AND/OR
Name: SHIRLEY J ALLRED 208-934-5084
Address: 1502 HWY 46
GOODING ID 83330
2. Date of Priority: JUN 14, 1977
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05S	15E	17	SW	NW			GOODING
5. Description of diverting works:
WELL & PUMP, 50 HP MOTOR, 3 WHEEL LINES
6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.300		
7. Total Quantity Appropriated is:
1.300 C.F.S. (and/or) 228.00 A.F.A.
8. Total consumptive use is 228.0 Acre Feet Per Annum.
9. Non-irrigation uses:
10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	15E	17	SW	NW		IRR	38.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	15E	17	SE	NW		IRR	38.0
Section Acres							76.0
Total Acres							76.0

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:
73" OF CANAL WATER

14. Remarks:
CANAL WATER IS AVAILABLE FOR EMERGENCIES, BUT IS NORMALLY NOT
USED ON THE PROPERTY.

15. Basis of Claim: LICENSE

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: _____

State of Idaho)
) SS.
County of _____)

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

WARRANTY DEED

For Value Received CAROL W. BELLAMY and EUNICE E. BELLAMY, husband and wife

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

HERBERT D. ALLRED and SHIRLEY J. ALLRED, husband and wife
whose address is: 1502 HWY 46, Gooding, Idaho 83330

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

SEE ATTACHED - EXHIBIT "A"
(containing one page)

136473
STATE OF IDAHO
COUNTY OF GOODING, S.S.
RECORDED AT NEWEST —
Land Title & Escrow, Inc.
'89 MAY 4 AM 11 00
JOHN A. MIERS, REC.
DEP. *NY* FEE 6.00

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: May 2, 1989

Carol W. Bellamy

Carol W. Bellamy

Eunice E. Bellamy

Eunice E. Bellamy

STATE OF IDAHO, COUNTY OF GOODING

On this 4th day of May, 1989
before me, a notary public in and for said State, personally appeared

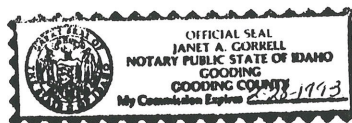
Carol W. Bellamy and
Eunice E. Bellamy

known to me to be the persons whose names
subscribed to the within instrument, and acknowledged
to me that they executed the same.

Janet A. Correll

Notary Public

Residing at Gooding, Idaho.



MICROFILMED
NOV 27 1996

EXHIBIT "A"

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

Section 17: S $\frac{1}{2}$ NW $\frac{1}{4}$, EXCEPTING THEREFROM that portion of SW $\frac{1}{4}$ NW $\frac{1}{4}$ deeded to the State of Idaho for public highway by Right of Way Deed recorded July 17, 1934 in Book 25 Deeds Page 394, Gooding County records.

Together with all water and water rights, ditches and ditch rights, used thereon or appurtenant thereto, including but not limited to 74 shares of Big Wood Canal Company water, and State of Idaho License of Water Right Number 37-07629.

SUBJECT TO THE FOLLOWING:

Taxes for 1989 and subsequent years, which are not yet due and payable.

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.

Deed of Right of Way given by V.S. Nyemaster, Clara V. Nyemaster, Clifford V. Nyemaster, Anna Nyemaster, Alexander J. Allan and Ruth Allan, to H. R. Etter dated May 12, 1919, recorded July 7, 1919 in Book 13 Page 102, Gooding County records, pertaining to a ditch and right of way in Section 17, Township 5 South, Range 15, East Boise Meridian.

Condition contained in Right of Way Deed given by Helen F. Smith, a widow, to the State of Idaho, dated October 19, 1933, recorded July 17, 1934 in Book 25 Page 394 as Instrument Number 59566, Gooding County records, wherein the grantors herein also grant to the State of Idaho the right to relocate and reconstruct on each side of adjacent to and parallel with the above described Highway right of way, such existing irrigation and/or drainage ditches and structures as may at present be located on such right of way, and which relocation and reconstruction shall be deemed by the Highway officials of said State necessary to the public use and occupation of said right of way.

Power Line Easement given by Charles Paulin and Arline M. Paulin, husband and wife, and C. W. Bellamy and Eunice A. Bellamy, husband and wife, to Idaho Power Company, a corporation, dated July 29, 1975, recorded December 29, 1976 as Instrument Number 62558, Gooding County Records, affecting the S $\frac{1}{2}$ NW $\frac{1}{4}$ of Section 17, and the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 18, all Township 5 South, Range 15, East Boise Meridian.

MICROFILMED
NOV 27 1996



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____, 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: A37-07629

☐ Name and Address of Former Owner/Claimant(s)(Seller): CW BELLAMY or EUNICE A BELLAMY
1521 E 9th ST

☒ New Owner/Claimant (Purchaser): GOODING ID
HERBERT D +/or SHIRLEY J ALLRED

☐ New Mailing Address: 1502 HWY 46
GOODING, ID 83380

☐ New Telephone Number: (208) 934-5084

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ 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: 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): Herbert D Allred Date 11/23/94

☐ Signature of Former Owner/Claimant(s): _____ 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: 11-23-94 By: SC

Further Action Needed:

Further Action Taken NONE

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

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

MICROFILMED
NOV 27 1996

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: A37-07629
Date Received: 7/11/1988
Receipt No: 5000827
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: C. W. BELLAMY 208-934-5976
Address: 1521 E. 9TH ST.
GOODING, ID 83330

AND/OR

Name: EUNICE A. BELLAMY 208-934-5976
Address: 1521 E. 9TH ST.
GOODING, ID 83330

2. Date of Priority: JUN 14, 1977

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05S	15E	17	SW	NW			GOODING

5. Description of diverting works:
WELL & PUMP, 50 HP MOTOR, 3 WHEEL LINES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.300		

7. Total Quantity Appropriated is:
1.300 C.F.S. (and/or) 228.00 A.F.A.

8. Total consumptive use is 228.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
05S	15E	17	SW	NW	IRR	38.0
			SE	NW	IRR	38.0

Section Acres 76.0

Total Acres 76.0

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:
73" OF CANAL WATER

14. Remarks:
CANAL WATER IS AVAILABLE FOR EMERGENCIES, BUT IS NORMALLY NOT
USED ON THE PROPERTY.

15. Basis of Claim: LICENSE

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: _____

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):

C. Bellamy

Date:

7/11/88

Date:

State of Idaho

County of

Russell Falls

)
) SS.
)

Subscribed and sworn (or affirmed) before me this 11th day

of

July

19 88

Mary A. Baldwin
Notary Public

Seal

Residing at

Hooding, Idaho

My Commission Expires

10-16-1992



IDAHO DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION
1341 FILLMORE ST STE 200
TWIN FALLS ID 83301-3380
(208) 736-3033

DIRK KEMPTHORNE
GOVERNOR

KARL J DREHER
DIRECTOR

CHANGE IN ADDRESS

FEB 07 2003

Department of Water Resources
Southern Region

☒ Water Right Number(s):

37-7629

☒ Old Mailing Address:

Tom Palacio

309 Nebraska ST.

Gooding, Idaho 83330

☒ New Mailing Address:

Tom Palacio

1468 ST. Hwy 46

Gooding, Idaho 83330

☒ New Telephone Number: (208) 934 - 5702

☒ Signature of Claimant(s):

Tom Palacio

Date:

2-7-03

ConId 319003

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:
2/7/03	[Signature]

12/11/02

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

RECEIVED
APR - 9 2003
 Department of Water Resources
 Southern Region

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
37-7629					

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) Thomas and Lisa Palacio
1468 State Hwy 46
Gooding, Idaho 83330
4. New Owner/Claimant(s) Thomas R. Palacio
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 1468 State Hwy 46
 City, State and ZIP Code Gooding, Idaho 83330
- New Telephone Number (208) 934-5702
5. Date you acquired the property March 21, 2003

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.

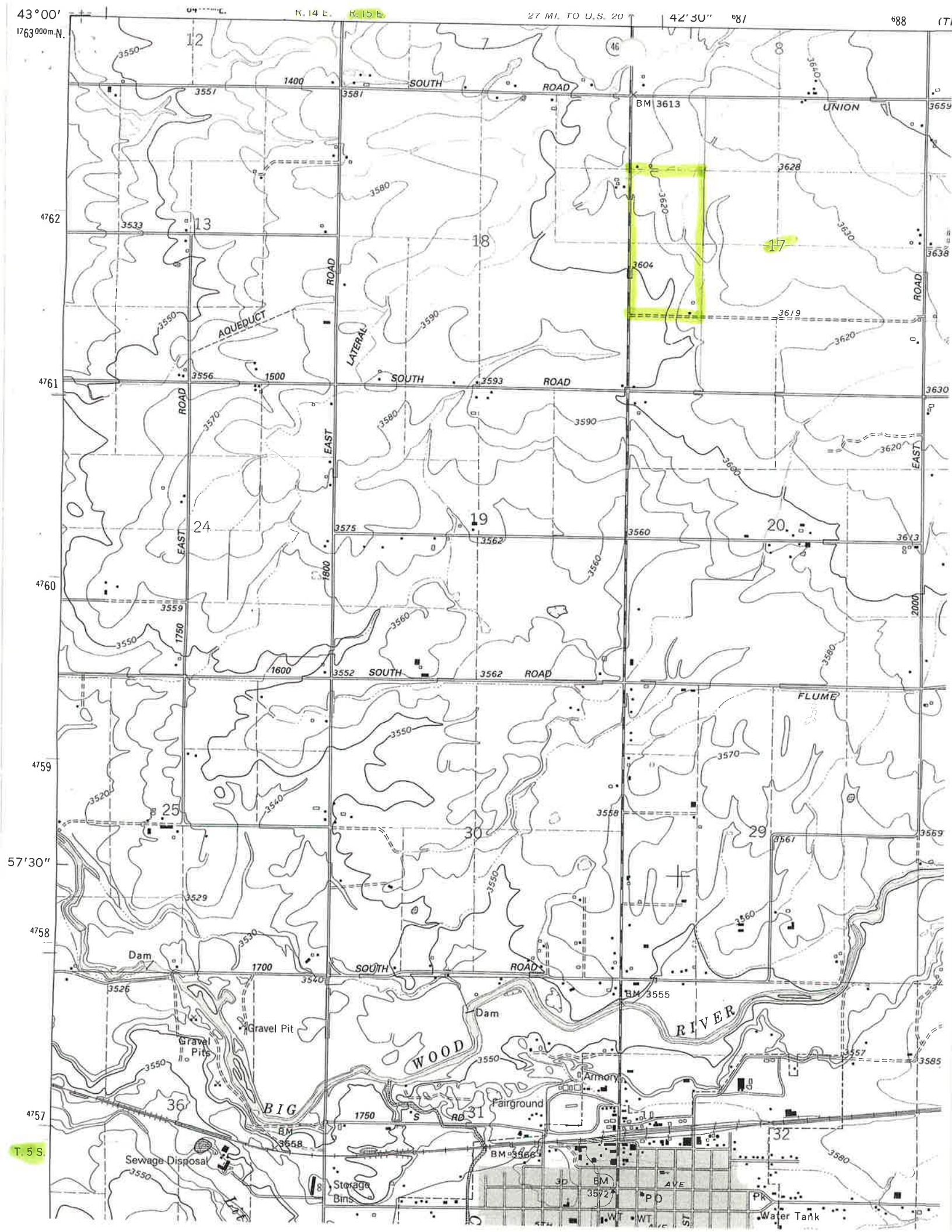
DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, 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) _____
(include title if applicable) _____

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.

Thomas R. Pollock
For Office Use Only
 Received by C. SKINNER Date 4/9/2003 Fee \$25.00
 Receipted by C. SKINNER Date 4/9/2003 Receipt No. S025681
 Processed by _____ AJ Date _____ WR _____ Date _____



Instrument # 199916

GOODING, GOODING, IDAHO

2003-04-01 11:50:06 No. of Pages: 2

Recorded for : THOMAS PALACIO

HELEN EDWARDS

Ex-Officio Recorder

Deputy Fee: 6.00

Penny Watson

QUITCLAIM DEED

INSTRUMENT No. _____

FOR VALUE RECEIVED, LISA PALACIO, of Gooding County, Idaho do hereby convey, release, remise and forever quit claim unto THOMAS PALACIO, of Gooding County, Idaho, all right, title and interest in and to the parcels of real property more particularly described as follows:

TOWNSHIP 5 SOUTH, RANGE 15 EAST OF THE BOISE MERIDIAN

Section 17: S½NW¼, EXCEPTING THEREFROM that portion of the SW¼NW¼ deeded to the State of Idaho for public highway in Right of Way Deed recorded July 17, 1934 in Book 25 Deeds, Page 389, Gooding County Records.

Together with 74 shares Big Wood Canal Company stock and all ground water rights granted by Idaho Department of Waters Resources Water Right No. A37-07629.

Personal Property:

A 50 hp Newman electric motor with Peerless turbine pump; a 30 hp electric pump with a Berkley centrifugal pump; 1400 feet of six 6 inch aluminum mainline; 475 feet of size 4 inch aluminum mainline; One, quarter mile size, 4 inch size wheel line; Two, 1800 feet size, 4 inch size wheel lines.

together with all appurtenances.

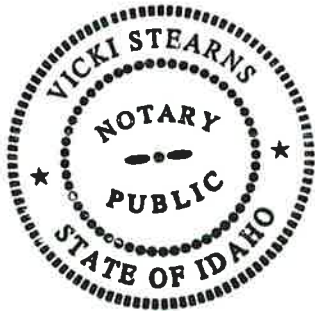
DATED this 21 day of March, 2003.

Lisa Palacio

LISA PALACIO

STATE OF IDAHO,)
) ss.
County of Twin Falls)

On this 21st day of March, 2003, before me, a Notary Public in and for said State, personally appeared LISA PALACIO, Grantor, known to me to be the person who name is subscribed to the within instrument, and acknowledged to me that she executed the same.



Vicki Stearns
NOTARY PUBLIC for Idaho
Residing at Jerome
Commission expires 12/17/2004

Instrument # 199917

GOODING, GOODING, IDAHO

2003-04-01 11:51:33 No. of Pages: 1

Recorded for : THOMAS PALACIO

HELEN EDWARDS

Ex-Officio Recorder Deputy

Fee: 3.00

Penny Watson

QUITCLAIM DEED

INSTRUMENT No. _____

FOR VALUE RECEIVED, LISA PALACIO, of Gooding County, Idaho do hereby convey, release, remise and forever quit claim unto THOMAS PALACIO, of Gooding County, Idaho, all right, title and interest in and to the parcels of real property more particularly described as follows:

TOWNSHIP 5 So. Range 15 E., Section 17
N½ S½ & NW SE ¼

together with all appurtenances.

DATED this 21 day of March, 2003.

Lisa Palacio

LISA PALACIO

STATE OF IDAHO,)
) ss.
County of Twin Falls)

On this 21st day of March, 2003, before me, a Notary Public in and for said State, personally appeared LISA PALACIO, Grantor, known to me to be the person who name is subscribed to the within instrument, and acknowledged to me that she executed the same.



Vicki Stearns

NOTARY PUBLIC for Idaho
Residing at Jerome
Commission expires 12/17/2004

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-7629 V1

WATER RIGHT NUMBER: 37-7629 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	C W BELLAMY RT 2 BOX 144 GOODING, ID 83330
Current Owner	THOMAS R PALACIO 1468 STATE HWY 46 GOODING, ID 83330 (208)934-5702
Current Owner	LISA ANN PALACIO 309 NEBRASKA ST GOODING, ID 83330 (208)934-4952

Priority Date: 06/14/1977

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 11/01	1.300 CFS	304.00 AF
	<u>Total Diversion:</u>	1.300 CFS	304.00 AF

Location of Point(s) of Diversion

GROUND WATER	SW1/4NW1/4	Sec. 17, Twp 05S, Rge 15E, B.M.
GOODING County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05S	15E	17							38.0				38.0						76.0

Total Acres: 76

Conditions of Approval:

1. 065 The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
2. 104 If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.

37-7629

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-7629 V1

3. c18 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.

Remarks:

1. Period of Use The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 11/1 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than June 14, 2001
2. General The right holder shall accomplish the change authorized by Transfer No. 68508 by June 14, 2002.

Dates and Other Information:

Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag:
State or Federal:
Owner Name Connector: And/Or
Water District Number:
Generic Max Rate Per Acre: 0.02
Generic Max Volume Per Acre: 4
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False



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

December 27, 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

LISA ANN PALACIO
THOMAS R PALACIO
309 NEBRASKA ST
GOODING ID 83330

Re: Snake River Basin Adjudication (SRBA)

Water Right(s) #37-7629

Change of Address

Dear Water Right Holders:

IDWR has been notified the address presently in our records is incorrect. Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records. Future notices related to your water right can be sent only to the address on your water right or as otherwise changed by you.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary **and list any other water rights you may have** before returning this letter by January 18, 2002. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records.

If there has been a change in ownership of the property connected with the water rights referenced above, please call this office toll-free at 1-800/451-4129 to obtain a form to make this required change to the water right record.

Sincerely,


Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

#####

The address is correct as shown above or as otherwise changed.


Claimant Signature


Telephone No.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 68508

RECEIVED**JUN 19 2001**Department of Water Resources
Southern Region

This is to certify that: THOMAS R PALACIO And/Or
LISA ANN PALACIO
1468 STATE HWY 46
GOODING ID 83330
(208)934-5702

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Change

Right	Origin/Basis	Priority	Rate	Volume	Acres	Total	Source
37-7629	AJC/License	06/14/1977	1.30 cfs	228.0 af	76.0	76.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
37-7629	NO	NO	YES	NO	NO	NO

Summary of Water Rights After the Approved Change

Existing Right	New No. (changed portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
37-7629	37-7629	1.3 cfs	304.0 af	76.0	76.0		N/A	N/A	N/A	N/A
TOTALS		1.3 cfs	304.0 af	76.0	76.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 14th day of June, 2001

J. Blum Sactor
Chief, Water Allocation Bureau

37-7629 68508

WATER RIGHT NO. 37-7629
As Modified by Transfer No. 68508

In accordance with the approval of Transfer No. 68508, Water Right No. 37-7629 is now described as follows.

Right Holder: THOMAS R PALACIO And/Or
 LISA ANN PALACIO
 1468 STATE HWY 46
 GOODING ID 83330

Priority Date: 06/14/1977

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01 to 11/01	1.30 CFS	304.0 AF
		1.30 CFS	304.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWNW Sec. 17 Twp 05S Rge 15E GOODING County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				
05S 15E 17	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
							38.0				38.0						76.0

Total Acres: 76

CONDITIONS OF APPROVAL

1. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
2. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
3. If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
5. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 11/1 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.

WATER RIGHT NO. 37-7629
As Modified by Transfer No. 68508

CONDITIONS OF APPROVAL

6. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 14th day of June, 2001


Chief, Water Allocation Bureau



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

December 27, 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

LISA ANN PALACIO
THOMAS R PALACIO
309 NEBRASKA ST
GOODING ID 83330

RECEIVED

MAY 08 2002

Department of Water Resources
Southern Region

Re: Snake River Basin Adjudication (SRBA)

Water Right(s) #37-7629

Change of Address

*Record modified
city box to grid ok. m*

4-8-02

Dear Water Right Holders:

IDWR has been notified the address presently in our records is incorrect. Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records. Future notices related to your water right can be sent only to the address on your water right or as otherwise changed by you.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary **and list any other water rights you may have** before returning this letter by January 18, 2002. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records.

If there has been a change in ownership of the property connected with the water rights referenced above, please call this office toll-free at 1-800/451-4129 to obtain a form to make this required change to the water right record.

Sincerely,

Sally
Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

#####

The address is correct as shown above or as otherwise changed.

Claimant Signature

Telephone No.

37-7629

↓ return to sender ↓

fee due 60¢

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

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

~~Return Service Requested~~

POSTAL SERVICE
FIRST CLASS PERMIT

NOV 29 2001
0255

PALA468 833302011 1801 05 12/06/01
FORM 3547
PALACIO LISA
309 NEBRASKA ST
GOODING ID 83330-1435

+ Thomas R.



LISA ANN PALACIO
1468 STATE HWY 46
GOODING ID 83330



RECEIVED

DEC 11 2001

Department of Water Resources



U.S. POSTAL SERVICE
PS FORM 3547

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-7629 V1

WATER RIGHT NUMBER: 37-7629 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	THOMAS R PALACIO 1468 HWY 46 GOODING, ID 83330 (208)934-5702
Original Owner	C W BELLAMY RT 2 BOX 144 GOODING, ID 83330

Priority Date: 06/14/1977

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 11/01	1.300 CFS	304.00 AF
	<u>Total Diversion:</u>	1.300 CFS	304.00 AF

Location of Point(s) of Diversion

GROUND WATER	SW1/4NW1/4	Sec. 17, Twp 05S, Rge 15E, B.M.
GOODING County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals	
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
05S	15E	17							38.0				38.0							76.0

Total Acres: 76

Conditions of Approval:

1. C18 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.
2. S05 USE OF THIS RIGHT IS COMBINED WITH WATER FROM BIG WOOD CANAL CO.
3. 104 If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-7629 V1

4. 065 The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.

Remarks:

1. Explanatory The right holder shall accomplish the change authorized by Transfer No. 68508 by June 14, 2002.
2. Purpose of Use THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 1 AND AFTER NOVEMBER 1 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN JUNE 14, 2001.

Comments:

1. PSKAGGS 6/14/2001 2:44:37 PM Transferred Right
Comment: This is now a approved transfer, transfer number = 68508
2. CFRITSCH 12/27/2001 POD
Comment: Tag number A0006752

Dates and Other Information:

Decreed Date: 12/11/2002
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag:
State or Federal:
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre: 0.02
Generic Max Volume Per Acre: 4
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

SubCase:

SubCase Number: 37-7629
Class: 1
SF5 Filed Date:
Special Master Recom Signed Date:
Attorney Assigned:
Adjudication Agent:
Basis of Claim:
Date Filed: 10/11/2002 Objection Status: Active



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

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 11, 2003

THOMAS PALACIO
1468 HWY 46
GOODING ID 83330

RE: Decreed Water Right 37-7629

Dear Mr. Palacio:

Pursuant to the change in ownership request that has been submitted to the Department, we have changed the record of current ownership to you. Please find the enclosed copies of the computer record of the water right(s) noting the change in owner. Review these records and if there is an error, or you have any questions, please contact this office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Trish', is written over a faint, larger signature that appears to be 'Fawcett'.

Trish Fawcett
Technical Records Specialist

enc.