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: **A37-07679**
Date Received: 9/ 7/1988
Receipt No: S002079
Received By: DC HB

COPY FOR YOUR FILES | **NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED UNDER STATE LAW** | **COPY FOR YOUR FILES**

1. Name: GARALD WARNER 208-934-5219
   Address: 1682 EAST 1750 SOUTH
   GOODING ID 83330
   AND
   Name: SARA WARNER 208-934-5219
   Address: 1682 EAST 1750 SOUTH
   GOODING ID 83330

2. Date of Priority: SEP 23, 1977

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
05S	14E	35	SW SE NE		GOODING

5. Description of diverting works:
   WELL, PUMP, IRRIGATION FROM DITCH WITH CORRUGATIONS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.140		

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

8. Total consumptive use is 21.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
05S	14E	35	SE NE		IRR	7.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	7.0
					Total Acres	7.0

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:
A37-10893 USED FOR DOMESTIC AND STOCKWATER (SEPARATE WELL).

14. Remarks:
OWNERSHIP CHANGE MADE 7/21/97 BY TLB.
CHANGED STAGE FROM PERMIT TO LICENSE. TLB 7/21/97

15. Basis of Claim: LICENSE

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

AUG 19, 1997

GARALD & SARA WARNER
1682 EAST 1750 SOUTH
GOODING ID 83330

RE: SRBA CLAIM(S): A37-07679
FLOYD

DEAR CLAIMANT(S):

PURSUANT TO THE NOTIFICATION THAT YOU HAVE PURCHASED PROPERTY WITH THE ABOVE-REFERENCED ADJUDICATION CLAIM(S), WE HAVE CHANGED THE DEPARTMENT'S RECORDS AS YOU HAVE REQUESTED. **THESE COPIES ARE FOR YOUR RECORDS.** PLEASE REVIEW THESE RECORDS FOR ACCURACY. A37-10893 IS A WITHDRAWN CLAIM. IT CAN'T BE CHANGED AS IT STANDS NOW.

IF YOU HAVE ANY QUESTIONS, PLEASE FEEL FREE TO CALL ME AT THIS OFFICE.

SINCERELY,

Tara L Backlund

TARA L. BACKLUND
ADJUDICATION RECORDS CLERK

/tlb
ENCLOSURES

Form 42-24e 42-1409(6) February 3, 1997

RECEIVED
MAY 27 1997
Department of Water Resources
Southern Region

STATE 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).: 37-07679

   Adjudication Claim No(s).: _____

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: Naomi Floyd
   1682E 1750S or 537 Wyoming St. (Gooding)

4. New Owner/Claimant(s): Sara Warner and Gerald Warner
   Name Connector (Check one): [ ] and, [ ] or, [ ] and/or

   New Mailing Address: 1682E 1750S

   City, State and ZIP Code: Gooding Idaho 83330

   New Telephone Number: (208) 934-5219

   Sara Warner
   1622 E 1700 S
   Gooding, ID 83330-5070

5. Date you acquired the property: 5-08-97

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 3 mules 1 mare 1 colt (1 colt in August)

   Diversion rate in CFS _____ Number of homes 1 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): Sara and Gerald Warner

   _____

   (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..

GOODING COUNTY

Dist. 1 City

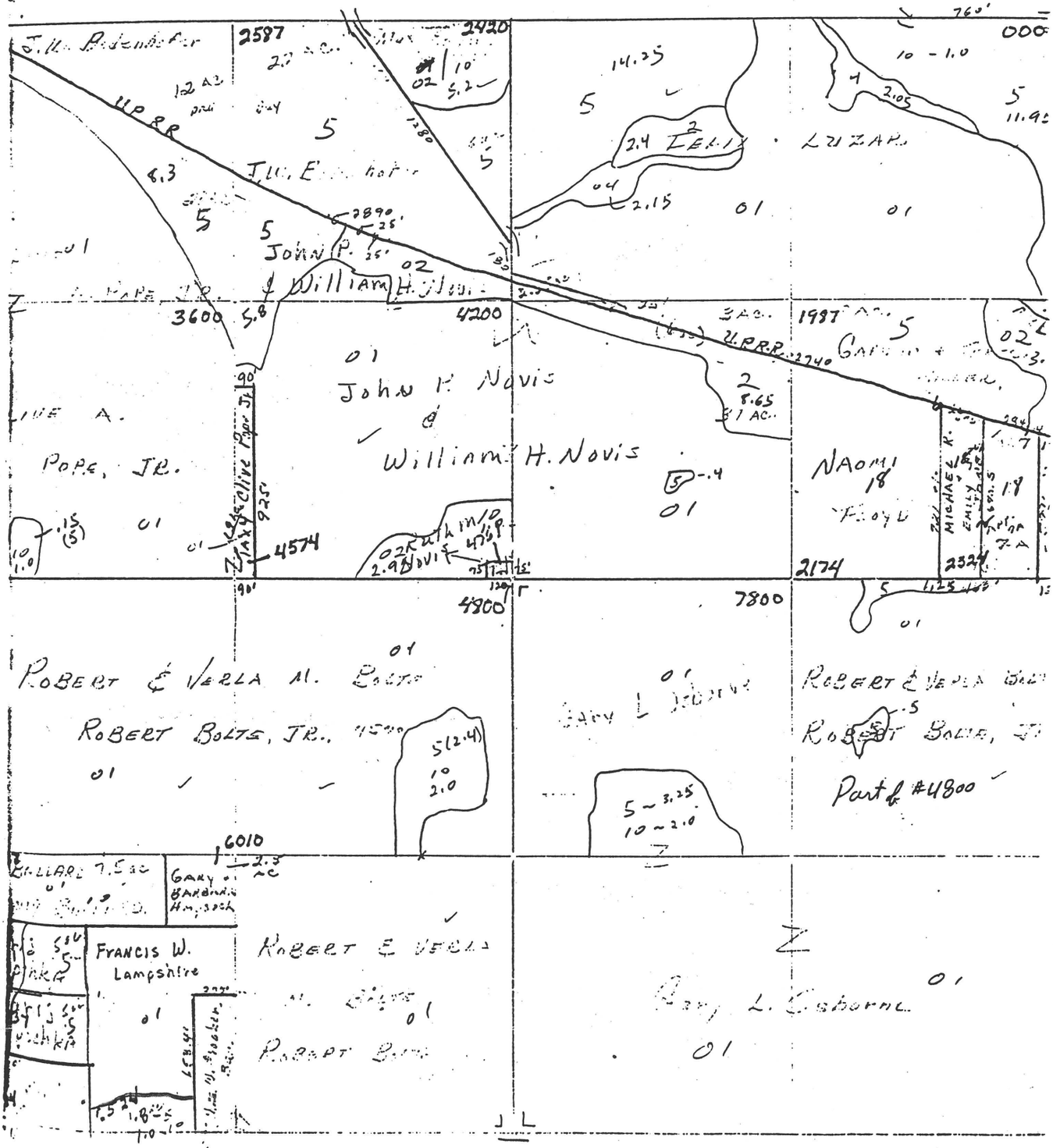
Ist. 231 Cem. Dist. GOODING

Fire Dist. Gooding

Sec. 35 Twp. 5 Rng. 14

$30

055 14E 35



WARRANTY DEED

#G-25015

For Value Received

NAOMI FLOYD, AN UNMARRIED PERSON

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

GARALD WARNER and SARA WARNER, HUSBAND AND WIFE
Address: ~~1685 A~~ 1682 EAST 1750 SOUTH, GOODING, ID 83330

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

SEE ATTACHED SCHEDULE A

SUBJECT TO:

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

Taxes for 1997 and subsequent years, which are a lien, but not yet due and payable.

Right of way of canals, laterals, and waste ditches of Big Wood Canal Company.

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 incumberances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: **May 8, 1997**

NAOMI FLOYD

COPY

STATE OF IDAHO)
) ss.
COUNTY OF GOODING)

On this ___ day of **May, 1997**, before me, the undersigned, a Notary Public in and for said State, personally appeared **NAOMI FLOYD and** , known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

Notary Public
Residing at:GOODING, IDAHO
My Commission expires:3-29-2000

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM	USE PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
C	NAOMI FLOYD 537 WYOMING ST GOODING ID 83330 (208) 934-4290	09/23/1977	IRRIGATION	04-01	11-01	0.14 CFS	
					TOTAL DIVERSION:	0.14 CFS	
					CONSUMPTIVE USE:		21.00 AFA

Water Source: GROUNDWATER Tributary to: Stage: PERMIT

Point(s) of Diversion: T05S R14E S35 SWSENE GOODING County

Place of use Legal Description for: IRRIGATION

	NE				NW				SW				SE				
	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	
T R S	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	SUM
05S 14E 35				07													7.0
																TOTAL ACRES	7.0

POU County: GOODING

Other Rights: A37-10893 USED FOR DOMESTIC AND STOCKWATER (SEPARATE WELL).

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A37-07491

Other Water Rights Listing Overlapping Place(s) of Use:
A37-00867Z1 A37-00867Z5 A37-07491

Conditions of Approval:
03A - The rate of diversion of water for irrigation under this right
- and all other water rights on the same land shall not exceed 0.02
- cubic feet per second for each acre of land.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Audit: 08/10/88 MOBILE3 03/30/95 POST-STD

AJ5808NP
(OD-26)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

05/16/97 11:44:32

Water Right Number - A37-10893 Prefix Translation: ADJUDICATION CLAIM Old (D) Number -

Last Name	First Name	Address
*** C - CURRENT OWNER *** FLOYD	NAOMI	1 - 537 WYOMING ST. 2 - 3 - City- GOODING State- ID Zip- 83330 Phone - 208-934-4290

Priority Date	Region	Stage	Status
06/01/1968	ERROR IN REGION		W - WITHDRAWN

Source	Tributary
GROUNDWATER WITHDRAWN	

Point of Diversion

Twn	Rng	Sec	Tract	Lot	RFlg	County	Diversion Name
05S	14E	35	SW SE NE			(47) GOODING	

Water Use

Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
43	DOMESTIC	01/01	12/31	0.040	
04	STOCKWATER	01/01	12/31	0.020	

Total Div. Rate	Total Div. Volume	Total Div. Capacity	Total Consumptive Use	KW Usage
0.060			0.0	

Place of Use

Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
05S	14E	35	SE NE			04	STOCKWATER	(47) GOODING
05S	14E	35	SE NE			43	DOMESTIC	(47) GOODING

Diversion Means - WELL, SUBMERSIBLE PUMP.

Non-Irrigation Use - D/1 HOME, S/25 CATTLE, 14 BUFFALO, 2 HORSES.

Other Rights for Same Use - 37-07679

Remarks

No Remarks found.

Old Water Right Numbers

No Old Water Right Numbers found.

Conditions of Approval

No Conditions of Approval found.

Decree Plaintiff	Decree Defendant	Decree Date
		00/00/0000

Water right number - A37-10893 Prefix Translation: ADJUDICATION CLAIM

+ - - Audit Fields - 08/10/88 MOBILE3 10/03/89 REFUNDML 10/30/89 REFUNDED 03/14/95 AJSRCWD

+ -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	- 09/07/1988	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	- S002079	Federal/State Indicator	- S
		POU Ownership Flag	- Y	Presumption Flag	-
		Name Connector	-	Notice of Error Flag	-

AJ5809NP
No. A37-07679

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 06/02/97
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM	USE PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
C	NAOMI FLOYD 537 WYOMING ST GOODING ID 83330 (208) 934-4290	09/23/1977	IRRIGATION	04-01	11-01	0.14 CFS	
					TOTAL DIVERSION:	0.14 CFS	
					CONSUMPTIVE USE:		21.00 AFA

Water Source: GROUNDWATER Tributary to: Stage: PERMIT

Point(s) of Diversion: T05S R14E S35 SWSENE GOODING County

Place of use Legal Description for: IRRIGATION

	NE				NW				SW				SE				
	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	
T R S	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	SUM
05S 14E 35				07													7.0
																TOTAL ACRES	7.0

POU County: GOODING

Other Rights: A37-10893 USED FOR DOMESTIC AND STOCKWATER (SEPARATE WELL).

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A37-07491

Other Water Rights Listing Overlapping Place(s) of Use:
A37-00867Z1 A37-00867Z5 A37-07491

Conditions of Approval:
03A - The rate of diversion of water for irrigation under this right
- and all other water rights on the same land shall not exceed 0.02
- cubic feet per second for each acre of land.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

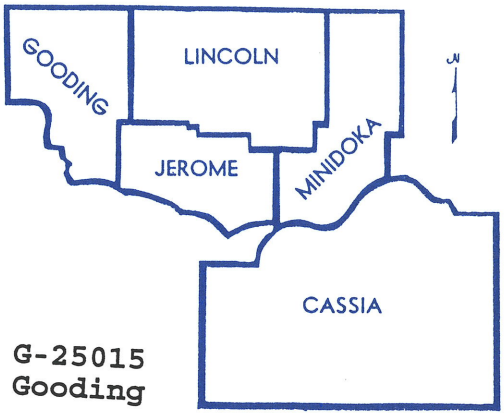
Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Audit: 08/10/88 MOBILE3 03/30/95 POST-STD

change to License

Land Title and Escrow, Inc.

A FULL SERVICE TITLE COMPANY



REFER TO: G-25015
OFFICE: Gooding

May 9, 1997

RECEIVED
MAY 15 1997
Department of Water Resources
Southern Region

State of Idaho
Department of Water Resources
Southern Region
222 Shoshone Street East
Twin Falls, Idaho 83301-6105

RE: Notice of Change of Water Right Ownership
WARNER/FLOYD

Dear Sirs:

At the request of the buyer, we are forwarding to your office the following in connection with the above referenced:

-Notice of Change of Water Right Ownership on
on A37-076979 and A37-10893 Water Right Number
-Copy of Deed #170778
-Map of property

Thank you,

LAND TITLE AND ESCROW, INC.

Betty Fredericksen
(208)934-8477
P.O. Box 473, 546 Main Street
Gooding, Idaho 83330

cc: Warner

BOX 177, BURLEY, IDAHO 83318
PHONE 678-3524 - FAX 678-4435

BOX 349, JEROME, IDAHO 83338
PHONE 324-3357 - FAX 324-8961

BOX 473, GOODING, IDAHO 83330
PHONE 934-8477 - FAX 934-5890

BOX 111, RUPERT, IDAHO 83350
PHONE 436-0606 - FAX 436-1199

STATE OF IDAHO

IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

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

MAY 15 1997

Department of Water Resources
Southern Region

1. Water Right Number(s) _____

   Adjudication Claim Number(s) A37-07679 A37-10893

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)
   NAOMI FLOYD
   P.O. BOX 142
   BLISS, IDAHO 83314

4. New Owner/Claimant(s) GARALD WARNER AND SARA WARNER
   Name connector (Check one): [ ] AND, [ ] OR, [ ] AND/OR
   New Mailing Address 1685 A East 1750 South
   City, State and ZIP Code Gooding, Idaho 83330
   New Telephone Number (208) 934 - 5219

5. Date you acquired the property 5-7-97

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 _____ Number and type of stock _____

   Diversion rate in CFS _____ (cubic feet per second) 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/Claimant(s) Garald Warner Date 5-8-97
   Sara Warner Date 5-08-97

   (Corporations or other organizations must submit list of directors/officers demonstrating authority to sign form.)

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.

2087363037

AJ5809MP
No. A37-07679

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/06/97
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM	USE PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
C	NAOMI FLOYD 537 WYOMING ST GOODING ID 83330 (208) 934-4290	09/23/1977	IRRIGATION	04-01	11-01	0.14 CFS	
					TOTAL DIVERSION:	0.14 CFS	
					CONSUMPTIVE USE:		21.00 AFA

Water Source: GROUNDWATER Tributary to: Stage: PERMIT

Point(s) of Diversion: T05S R14E S35 SWSENE GOODING County

Place of use Legal Description for: IRRIGATION

	NE				NW				SW				SE				
	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	
T R S	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	SUM
05S 14E 35				07													7.0
															TOTAL ACRES		7.0

POU County: GOODING

Other Rights: A37-10893 USED FOR DOMESTIC AND STOCKWATER (SEPARATE WELL).

Conditions of Approval:
03A - The rate of diversion of water for irrigation under this right
- and all other water rights on the same land shall not exceed 0.02
- cubic feet per second for each acre of land.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Post-it® Fax Note 7671 | Date 5/6 | # of pages ▶ 3
To Betty | From Tom Four
Co./Dept. Land Title | Co.
Phone # | Phone #
Fax # 934-5990 | Fax # 733-3037

PAGE 02
IDWR SOUTHERN REGION
2087363037
05/06/1997 14:40

AJ5808WP
(OD-26)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

05/06/97 14:38:24
Page 1

Water Right Number - A37-10893

Prefix Translation: ADJUDICATION CLAIM

Old (D) Number -

Last Name	First Name	Address
*** C - CURRENT OWNER *** FLOYD	NAOMI	1 - 537 WYOMING ST. 2 - 3 - City- GOODING Phone - 208-934-4290

State- ID Zip- 83330

Priority Date	Region	Stage	Status
06/01/1968	ERROR IN REGION		W - WITHDRAWN

Source: GROUNDWATER
WITHDRAWN

Tributary:

Point of Diversion

Twn	Rng	Sec	Tract	Lot	RFlg	County	Diversion Name
05S	14E	35	SW SE NE			(47) GOODING	

Water Use

Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
43	DOMESTIC	01/01	12/31	0.040	
04	STOCKWATER	01/01	12/31	0.020	

Total Div. Rate	Total Div. Volume	Total Div. Capacity	Total Consumptive Use	KW Usage
0.060			0.0	

Place of Use

Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
05S	14E	35	SE NE			04	STOCKWATER	(47) GOODING
05S	14E	35	SE NE			43	DOMESTIC	(47) GOODING

Diversion Means - WELL, SUBMERSIBLE PUMP.

Non-Irrigation Use - D/1 HOME, S/25 CATTLE, 14 BUFFALO, 2 HORSES.

Other Rights for Same Use - 37-07679

Remarks
No Remarks found.

Old Water Right Numbers
No Old Water Right Numbers found.

Conditions of Approval
No Conditions of Approval found.

Decree Plaintiff	Decree Defendant	Decree Date
		00/00/0000

Water right number - A37-10893 Prefix Translation: ADJUDICATION CLAIM

+ - - Audit Fields - 08/10/88 MOBILE3 10/03/89 REFUNDML 10/30/89 REFUNDED 03/14/95 AJSRCVD

+ -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	- 09/07/1988	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	- S002079	Federal/State Indicator	- S	
		POU Ownership Flag	- Y	Presumption Flag	-	
		Name Connector	-	Notice of Error Flag	-	

WARRANTY DEED

#G-25015

For Value Received

NAOMI FLOYD, AN UNMARRIED PERSON

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

GARALD WARNER and SARA WARNER, HUSBAND AND WIFE
Address: 1685 A EAST 1750 SOUTH, GOODING, ID 83330

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

SEE ATTACHED SCHEDULE A

SUBJECT TO:

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

Taxes for 1997 and subsequent years, which are a lien, but not yet due and payable.

Right of way of canals, laterals, and waste ditches of Big Wood Canal Company.

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 incumberances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: **May 8, 1997**

Naomi Floyd
NAOMI FLOYD

STATE OF IDAHO)
) ss.
COUNTY OF GOODING)

On this 8th day of **May, 1997**, before me, the undersigned, a Notary Public in and for said State, personally appeared **NAOMI FLOYD and** , known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

BETTY FREDERICKSEN
NOTARY PUBLIC
STATE OF IDAHO

Gooding County, Idaho
Commission Expires 3-29-2001

Betty Frederi
Notary Public
Residing at:GOODING, IDAHO
My Commission expires:3-29-2000

170778
STATE OF IDAHO COUNTY OF GOODING
Filed for record at the request of Land Title & Escrow Inc.
20 min. past 1 o'clock P m. this 9th
of May, 1997 6.00
By Penny Watson Deputy

CONTINUATION

SCHEDULE A

Order Number: G-25015

TOWNSHIP 5 SOUTH, RANGE 14 EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO

Section 35: That part of the SE¼NE¼ lying South of the Union Pacific Railroad Company right of way, EXCEPTING THEREFROM the following described parcel:

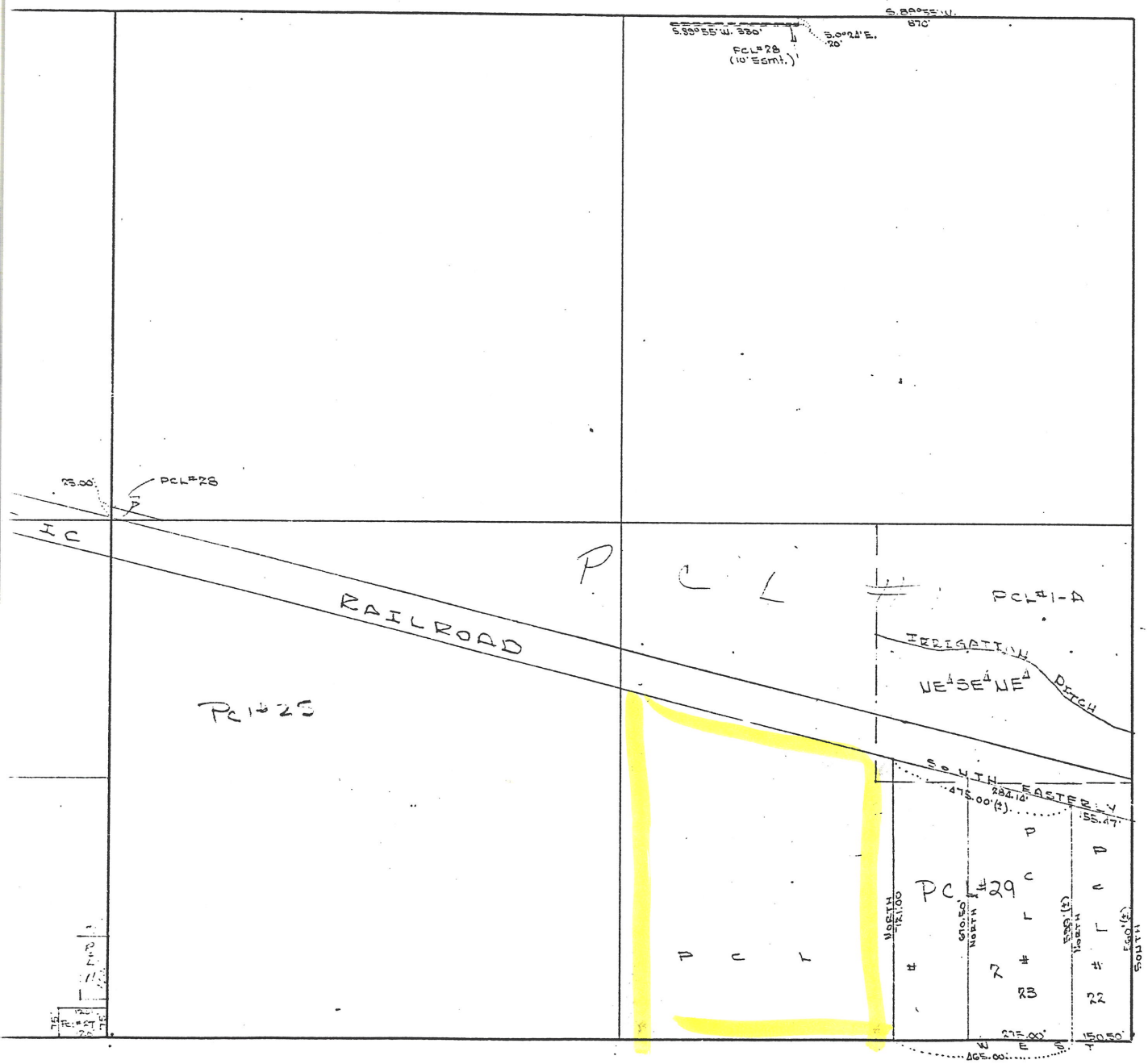
Beginning at the East quarter corner of said Section 35, which point shall be known as THE TRUE POINT OF BEGINNING;
Thence West along the South boundary of said SE¼NE¼, 150.50 feet;
Thence North parallel to the East boundary of said SE¼NE¼, 599.00 feet, more or less, to a point on the Southerly boundary of the Union Pacific Railroad Right of Way;
Thence Southeasterly along the Southerly Right of Way boundary of the Union Pacific Railroad, 155.47 feet, more or less, to the East boundary of the SE¼NE¼;
Thence South along the East boundary of said SE¼NE¼, 560.00 feet, more or less, to THE TRUE POINT OF BEGINNING.

ALSO EXCEPTING THEREFROM that part of the SE¼NE¼, described as follows:

Commencing at the East quarter corner of said Section 35;
Thence West along the South boundary of said SE¼NE¼, 150.50 feet to THE TRUE POINT OF BEGINNING;
Thence continuing West along the South boundary of said SE¼NE¼, 465.00 feet;
Thence North parallel to the East boundary of said SE¼NE¼, 721.00 feet, more or less, to a point on the Southerly boundary of the Union Pacific Railroad Right-of-Way;
Thence Southeasterly along the Southerly Right-of-Way boundary of the Union Pacific Railroad, 475.00 feet, more or less, to a point that lies Northwesterly, 155.47 feet from the intersection of the East boundary of said SE¼NE¼ and the Southerly Right-of-Way boundary of the Union Pacific Railroad;
Thence South parallel to the East boundary of said SE¼NE¼, 599.00 feet, more or less, to THE TRUE POINT OF BEGINNING.

TWP 35 S RGE 12 EBM.

ISSUED FROM OFFICE OF



"This plat is made solely for the purpose of assisting in locating the land, and the company assumes no liability for variations, if any, with an actual survey."

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: **A37-07679**
Date Received: 8/10/1988
Receipt No: 5002079
Received By: CA MOBILE3

NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED UNDER STATE LAW

1. Name: NAOMI FLOYD 208-934-4290
   Address: 537 WYOMING ST.
   GOODING, ID 83330

RECEIVED
SEP 2 1988
Department of Water Resources
Southern Region Office

2. Date of Priority: SEP 23, 1977

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
05S	14E	35	SW SE NE		GOODING

5. Description of diverting works:
   WELL, PUMP, IRRIGATION FROM DITCH WITH CORRUGATIONS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.140		

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

8. Total consumptive use is 21.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
05S	14E	35	SE NE		IRR	7.0
				Section Acres		7.0
				Total Acres		7.0

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FEB 24 1993

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:
A37-10893 USED FOR DOMESTIC AND STOCKWATER (SEPARATE WELL).

14. Remarks:

15. Basis of Claim: PERMIT

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): Naomi Floyd Date: Aug 10, 88

Date:

State of Idaho)
) SS.
County of Gooding)

Subscribed and sworn (or affirmed) before me this 10th day of August 19 88

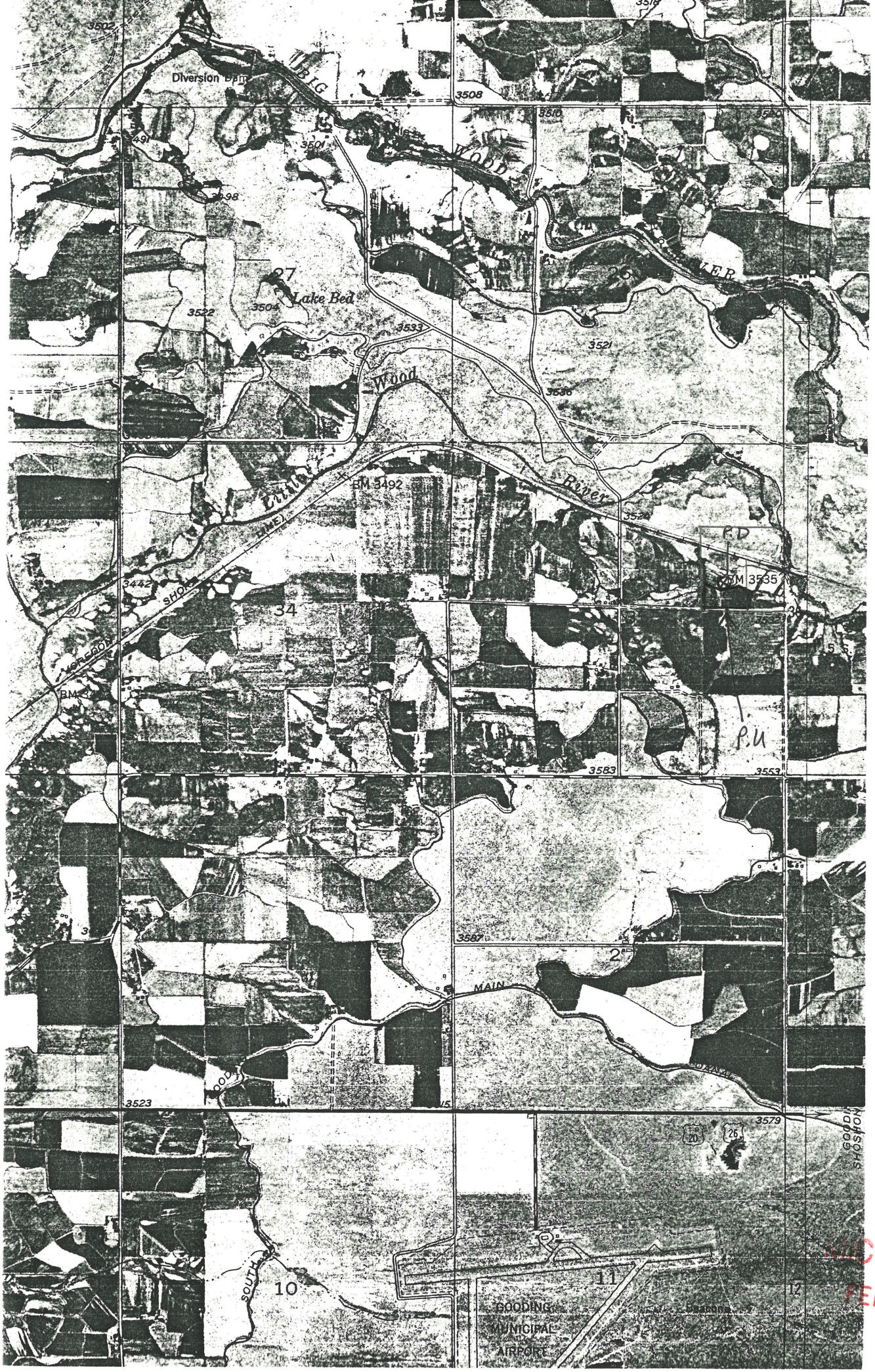
Carter Fritschle
Notary Public

Seal

Residing at Eagle, Id

My Commission Expires 3-21-94

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FEB 24 1993



T5S
R14E
A37-07679

T5S

T6S

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FEB 24 1993

IDAHO DEPARTMENT OF WATER RESOURCES 01/03/2002

PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-7679

NAME AND ADDRESS: SARA WARNER
1682 EAST 1750 SOUTH
GOODING ID 83330

GARALD WARNER
1682 EAST 1750 SOUTH
GOODING ID 83330

SOURCE: GROUND WATER TRIBUTARY:

QUANTITY: 0.12 CFS
24.0 AFY

PRIORITY DATE: 09/23/1977

POINT OF DIVERSION:

T05S R14E S35 SWSENE Within GOODING County

T05S R14E S35 SWSENE Within GOODING County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/01 11/01	0.120 CFS 24.00 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 THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

PLACE OF USE: IRRIGATION Within GOODING County

T05S R14E S35	SENE	6.0

6 ACRES TOTAL

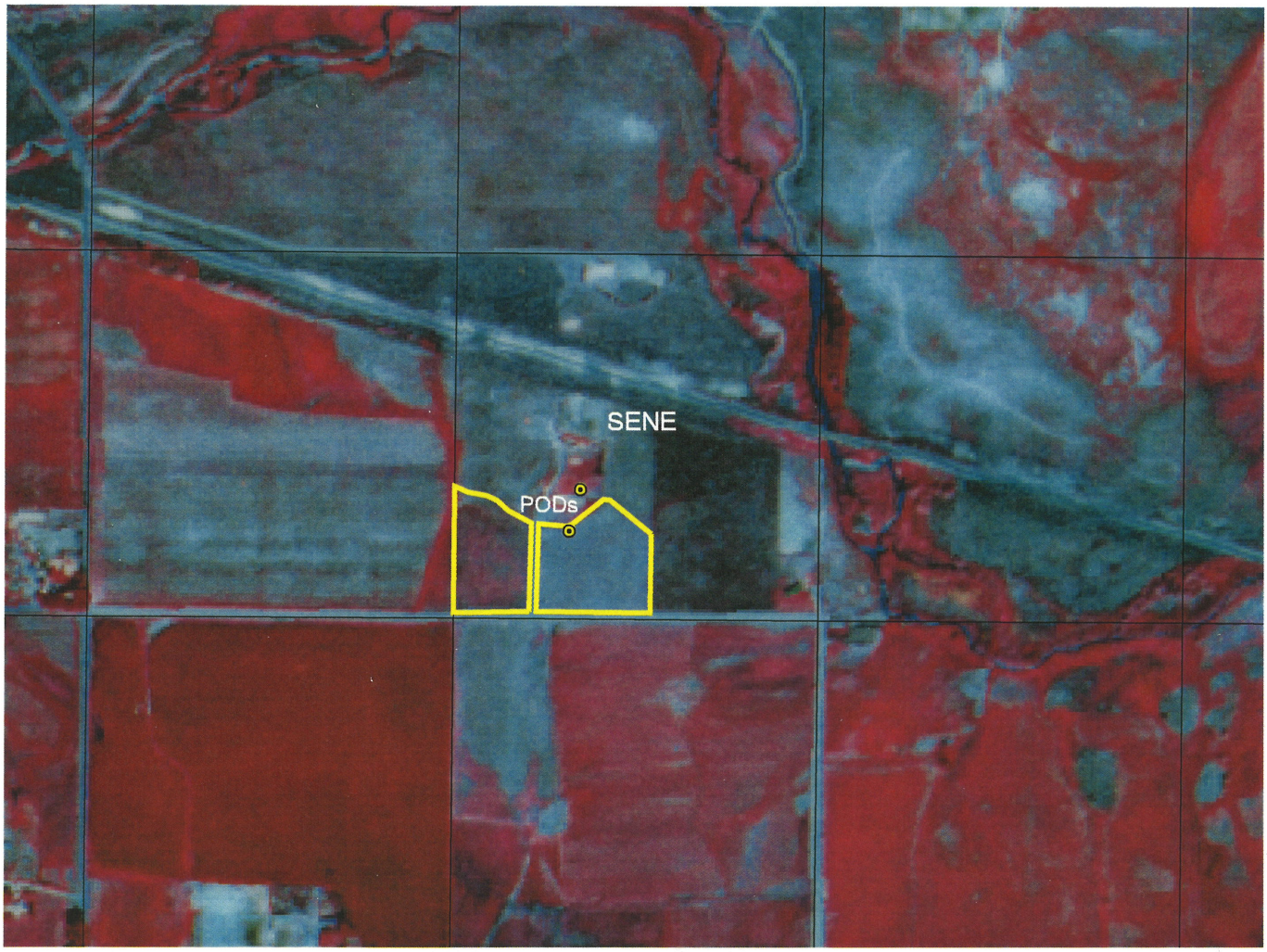
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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

USE OF THIS RIGHT IS COMBINED WITH WATER FROM BIG WOOD CANAL CO.

37-7679



500 0 500 1000 1500 Feet

T05S R14E S35

N
W E
S

Map prepared by: Carter Fritschle
Date prepared: 01/03/02
1987-1988 NAPP photography
Idaho Department of Water Resources

Form 219B
5/84

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

RECEIVED
DEC 5 1985
Department of Water Resources

37-7679
Permit No.

1. **Measurement Calculations**
   a) Field Measurement Calculations (Include theoretical capacities and system capacity)

Irrigation well ~~rated~~ measured at ~~325~~ 90 91 gpm = 0.20 cfs

Allow 6 acx .02 cfs/ac = 0.12 cfs

Capacity = .20 cfs measured + .04 cfs for domestic well = 0.24 cfs

   b) Volume Calculations for Irrigation:

$V_{I.R.}$ = (Acres Irrigated) x (Irrigation Requirement) = 6 x 3 = ~~24~~ 18 AFA
$V_{D.R.}$ = [Diversion Rate (cfs)] x (Days in Irrigation Season) x 1.9835 = 0.18 x 2.14 x 1.9835 = 50.9 AFA
V = Smaller of $V_{I.R.}$ and $V_{D.R.}$ = 18 AFA

   c) Volume Calculations for Other Uses:

Domestic - allow 1.2 AFA

Stock - 20 hd x 12 gpd/hd x 365 days/year = .27 AFA, allow 0.3 AFA
÷ 25900 gal/AF

2. **Overlap Review**
   a) Other water rights with same place of use: —

   b) Other water rights with same point of diversion: —

   c) Analysis:

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JUN 21 1990

RECOMMENDED AMOUNTS

3.

Permit No.	Priority	Amount	App. Date	Date Proof Submitted	System Capacity
37-7679		0.16 cfs			~~0.32~~ 0.24 cfs

4. Permit Holder: Chester T. Floyd

   Address: Route #2, Gooding, ID 83330

5. Source: Groundwater tributary to

6. Beneficial Use

Beneficial Use	Period of Use From	Period of Use To	Rate of Diversion Q (cfs)	Annual Volume V (afa)
Irrigation	Apr 1	Nov 1	0.12	18
domestic	Jan 1	Dec 31	0.04	1.2
livestock	Jan 1	Dec 31	0.02	0.3
Allowable Maximums:			0.16	19.5

7. Point(s) of Diversion:

No.	Govt. Lot	¼	¼	¼	Sec.	Twp.	Rge.	County
1		SW	SE	NE	35	5S	14E	Gooding
2		"	"	"	"	"	"	"

8. Place(s) of Use

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
5S	14E	35				X6													6
Total Acres 6																			

9. Recommended Conditions/Remarks:

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JUN 21 1990

10. Recommended Amendments

☐ Change P.D. as reflected above ☒ Add P.D. as reflected above ☒ None

☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

11. Examiner's Signature J G Stanton Date 9-12-84

Checked in Regional Office by ADM Date 10/29/85

Approved in State Office by ADM Date 11/30/88

Form 219A
2/84

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

BENEFICIAL USE FIELD REPORT

RECEIVED
DEC 5 1985
Department of Water Resources

Permit No. 37-7679

1. Owner: Chester T. Floyd Phone No. _____
   Current Address: Route #2, Gooding, ID 83330

2. Accompanied by: Mr. Floyd EXAM. DATE: 8-2-84, 9-12-84
   Address: _____ Phone No. _____
   Relationship to Permit Holder: _____

3. Source: Groundwater tributary to _____

4.

Well/Diversion* No.	Motor Make	HP	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
1	Sta-Rite	7½			3" discharge for irrig.
2	"	1	ID74		domestic well

*Code with points of diversion, system diagram & photos on reverse side. Disregard if only one.

5. System Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)
Well, submersible motor & pump, 3" line open discharge to gravity irrigation system.
Domestic well & pump, pressure tank, lines to mobile home & stock tank

6.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

7. Measurements ☒ Additional data/computation sheets attached
Larger pump is rated at 125 gpm open discharge pumping from 150'.
Measured at 91 gpm with calibrated bucket = 0.20 cfs

8. Point(s) of Diversion: Indicate Method of Determination

Ident #	¼	¼	¼	Sec.	Twp.	Rge.	Survey Information from Known Corner	County	Remarks
1	SW	SE	NE	35	5S	14E	Well is in front (south) of mobile home	Gooding	
2	SW	SE	NE	35	5S	14E	Well is in shed behind (NE) of mobile home	"	

9. Place(s) of Use: Irrigation - give acres served by system at time of exam.
Indicate Method of Determination Aerial photo

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
5S	14E	35				x6													6

Domestic Livestock

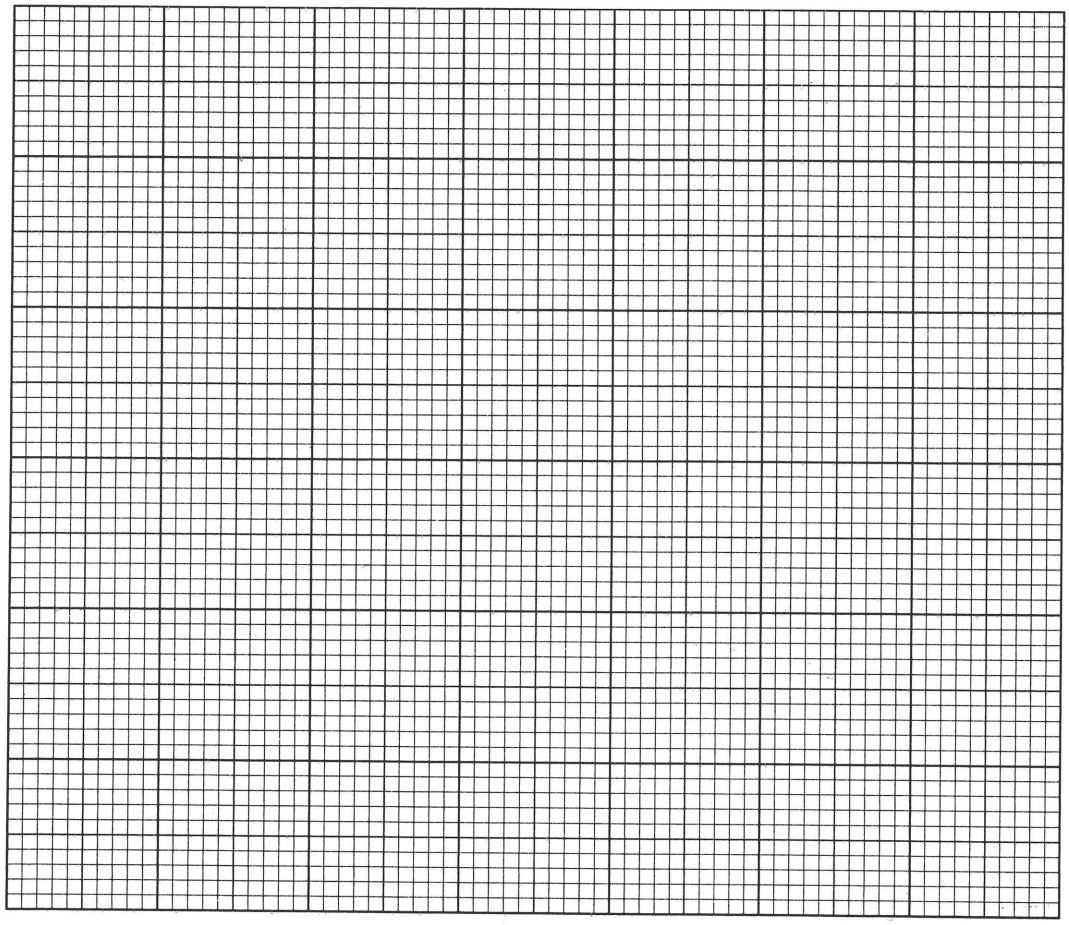
MICROFILMED
JUN 21 1990

Total Acres 6

10. Other water rights on these lands —

11. Other water right diverted from same p.d. —

12. **Diversion and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.



13. ☐ **Photo of Diversion & System Attached** ☒ **Aerial Photo of Place of Use Attached or Map of Irrigated Acreage Attached**

14. Remarks Livestock use for 30 lambs & a few calves.

15. Recommended Amendments

☐ Change P.D. as reflected above ☒ Add P.D. as reflected above ☒ None

☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

x see recent memo on 2 P.D.'s in same 40.

16. Examiner's/Consultant's Signature J.F. Hunter Date 9-12-84

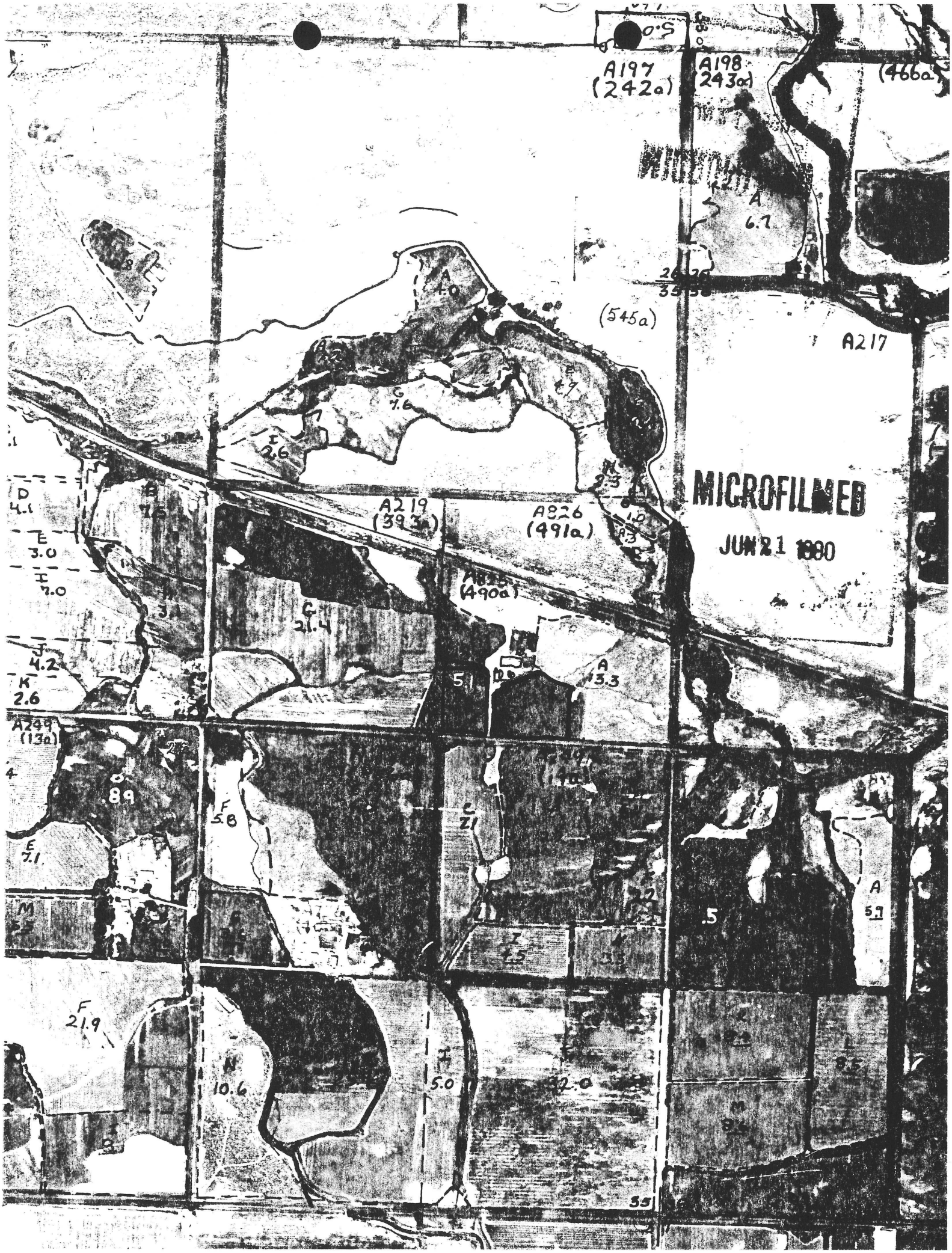
Consultant's License Number _____

IDWR Director's Authorization to Conduct Beneficial Use Examination _____

Date

MICROFILMED JUN 21 1990

CONSULTANT SEAL


A197
(242a)
A198
(243a)
(466a)
A
6.7
(545a)
A217
A
4.0
G
7.6
E
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7.0
A219
(393a)
A226
(491a)
MICROFILMED
JUN 21 1990
A225
(490a)
G
21.4
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A249
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State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 37-07679

Priority: September 23, 1977 Maximum Diversion Rate: 0.18 CFS
Maximum Diversion Volume:[1] 19.5 AF

This is to certify, that NAOMI FLOYD
1682 E. 1750 S.
GOODING, ID 83330 has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated September 23, 1977; and has submitted Proof of Beneficial Use on October 8, 1982. An examination indicates that the works have a diversion capacity of .240 cfs of water from a **GROUNDWATER** source, and a water right has been established as follows:

BENEFICIAL USE	PERIOD OF USE	RATE OF DIVERSION	ANNUAL VOLUME
IRRIGATION	04/01 to 11/01	0.12 CFS	18.0 AF
STOCKWATER	01/01 to 12/31	0.02 CFS	0.3 AF
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF
	Totals	0.18 CFS	19.5 AF

LOCATION OF POINT(S) OF DIVERSION: SENE , Sec. 35, Township 05S, Range 14E
GOODING County

PLACE OF USE: IRRIGATION

TWN	RGE	SEC		ACRES	ACRES	ACRES	TOTAL
05S	14E	35	SENE	6			6
					Total number of acres irrigated:		6

PLACE OF USE: STOCKWATER, same as IRRIGATION use
PLACE OF USE: DOMESTIC, same as IRRIGATION use

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.

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JUN 21 1990

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 37-07679

CONDITIONS/REMARKS:

4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.0 afa per acre for the lands above.
6. 2 points of diversion located in SENE, S35, T5S, R14E.
7. Stockwater use is for 20 head; domestic use is for 1 home.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 19TH day of JUNE, 1990.

Acting for R. Keith Higginson, Director

MICROFILMED
JUN 21 1990