

Log for claim 36-04049A

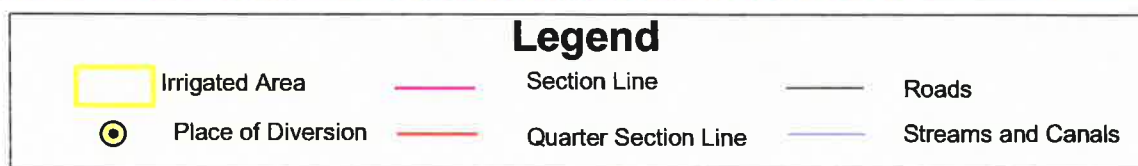
Spatial Dynamics LTD

9/11/01

TR	SEC	QQ	Acres Recommended	Acres Shaped	COMMENT
09s20e	29	SWSE	37	39	
09s20e	32	NWNE	37	38	
Totals:			74	77	

Water Right Number 36-04049A
Township , 9S20E

09/11/2001



600 0 600 1200 Feet



**SPATIAL
DYNAMICS**

AJ0749NP
No. R36-04049A

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 07/21/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DEAN HOWARD	04/30/1947	IRRIGATION	03-15 11-15	1.350 CFS	
C	DOROTHY HOWARD					
	920 PLAINVIEW DR					
	TWIN FALLS ID 83301			TOTAL DIVERSION:	1.350 CFS	
	(208) 734-7754					

D GLEN H JOHNSON
D ETHEL C JOHNSON
D FORREST G JOHNSON
PO BOX 218
HAZELTON ID 83335
(208) 829-5440

Water Source: WASTE WATER

Tributary to: WILSON LAKE

Stage: DECREED

Point(s) of Diversion: T09S R20E S32 SENWNE

JEROME County

Place of use Legal Description for: IRRIGATION

NE										NW										SW										SE																														
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	:	SUM																								
09S	20E	29	:									:									:							:						:	37.5																									
09S	20E	32	:					37				:									:							:						:	37.5																									
																														TOTAL ACRES																														75.0

POU County: JEROME

Other Rights: 36-04049B

Conditions of Approval:

- S17 - USE OF THIS RIGHT IS COMBINED WITH WATER FROM
- NORTH SIDE CANAL CO. LTD.
- G01 - THIS RIGHT REMAINS SUBJECT TO THE RIGHT OF THE ORIGINAL
- APPROPRIATOR, IN GOOD FAITH AND IN COMPLIANCE WITH STATE LAWS
- GOVERNING CHANGES IN USE AND/OR EXPANSION OF WATER RIGHTS, TO
- CEASE WASTING WATER, TO CHANGE THE PLACE OR MANNER OF WASTING IT,
- OR TO RECAPTURE IT.
- G02 - THIS RIGHT IS SUBJECT TO ADMINISTRATION AS PART OF THE NATURAL
- SOURCE TO WHICH THE WASTE IS TRIBUTARY.
- C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
- SECTION 42-1425, IDAHO CODE.

Remarks: QNT USE OF THIS RIGHT WITH RIGHT NO. 36-04049B IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 1.35 CFS AND TO A TOTAL
COMBINED ANNUAL DIVERSION VOLUME OF 300.0 AF.

POU1 USE OF THIS RIGHT WITH RIGHT NO. 36-04049B IS LIMITED TO THE

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.

DEC 05 1997

1. Water Right Number(s) 36-04049A and 36-11253

Adjudication Claim Number(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 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) FORREST G. JOHNSON AND GLEN H. JOHNSON AND ETHEL C. JOHNSON

4. New Owner/Claimant(s) DEAN HOWARD AND DOROTHY HOWARD, husband and wife

Name connector (Check one): ☒ AND, ☐ OR, ☐ AND/OR

New Mailing Address

920 PLAINVIEW DRIVE,

City, State and ZIP Code

TWIN FALLS, ID 83301

New Telephone Number

(208) 734 - 7754

5. Date you acquired the property DECEMBER 2, 1997

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 75 Number and type of stock Domestic, Stockwater, Irrigation

Diversion rate in CFS .06 & 1.35 Number of homes 2 Other uses _____
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)

x Dean Howard

Date x 11/2/97

x Dorothy Howard

Date x 11/2/97

(Corporations or other organizations must submit a 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.

#J-25973 ~

WARRANTY DEED

RECORDED
Land Title & Escrow, Inc.
Dec 2 11 15 AM '97
JEROME COUNTY, IDAHO
FEE DEP MS

975450

For Value Received

GLEN H. JOHNSON and ETHEL C. JOHNSON, husband and wife, and FORREST G. JOHNSON, an unmarried man

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

DEAN HOWARD and DOROTHY HOWARD, husband and wife
Address: 920 Plainview Drive, Twin Falls, ID 83301

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

TOWNSHIP 9 SOUTH, RANGE 20 EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 29: SW $\frac{1}{4}$ SE $\frac{1}{4}$;

Section 32: NW $\frac{1}{4}$ NE $\frac{1}{4}$;

EXCEPTING THEREFROM a parcel of land in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 29 and the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 32, all in Township 9 South, Range 20 East, Boise Meridian, described as follows:

Commencing at the Section corner common to Sections 29, 28, 32 and 33, Township 9 South, Range 20 East, Boise Meridian;

Thence a distance of 1321.10 feet on a bearing of South 88°50'32" West, to the East sixteenth corner common to Sections 29 and 32, Township 9 South, Range 20 East, Boise Meridian;

Thence a distance of 55.92 feet on a bearing of South 0°16'44" East, along the East boundary of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 32 to the TRUE POINT OF BEGINNING;
Thence from this TRUE POINT OF BEGINNING a distance of 250.00 feet on a bearing of South 88°50'32" West;

Thence a distance of 348.48 feet on a bearing of North 0°16'44" West:

Easement by and between John T. Penfold and Emma Penfold, husband and wife, party of the first part, and Hillside Highway District No. 1, party of the second part, dated March 29, 1917, recorded November 25, 1918 in Book 68 Page 93 as Instrument Number 21748, Jerome County records, affecting a strip of land 20 in width on the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 29, Township 9 South, Range 20 East, Boise Meridian.

Power Line Easement given by Bert Havens and Faye M. Havens, husband and wife, to Idaho Power Company, a corporation, dated October 22, 1930, recorded May 12, 1931 in Book 98 Page 567 as Instrument Number 47453, Jerome County records, affecting the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 32, Township 9 South, Range 20 East, Boise Meridian.

Power Line Easement given by Bert Havens and Faye M. Havens, husband and wife, to Idaho Power Company, a corporation, dated March 23, 1932, recorded May 21, 1932 in Book 98 Page 577 as Instrument Number 50565, Jerome County records, affecting the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 32, Township 9 South, Range 20 East, Boise Meridian.

Easement contained in Right of Way Deed given by Bert Havens and Faye M. Havens, husband and wife, to Mrs. Dawson Raine, a widow, recorded July 30, 1946 in Book 135 Page 250 as Instrument Number 96918, Jerome County records, wherein it is granted the right, privilege and easement of construction and maintaining a private road, over and upon a strip of land 30 feet in width running East and West along the South line of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 32, Township 9 South, Range 20 East, Boise Meridian, to have and to hold said easement and right of way so long as a road is actually maintained, used and operated on said premises aforesaid.

Any claim arising from the difference in the mean high water line of the Wilson Lake Reservoir and the meander line as shown by the Government Survey.

Terms and conditions of a Well and Irrigation Agreement by and between Jim M. Havens and Rosita S. Havens, husband and wife, parties of the first part, and Glen H. Johnson and Ethel C. Johnson, husband and wife, and Forrest G. Johnson and Colleen Johnson, husband and wife, parties of the second part, dated October 9, 1979, recorded October 17, 1979 as Instrument Number 244953, Jerome County records, wherein parties of the second part hereby grant unto parties of the first part, their successors and assigns, a pipeline easement over a portion of their property located in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 29 and the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 32, all Township 9 South, Range 20 East, Boise Meridian, as may be required by the parties of the first part to continue to pipe water from a deep well located on the above described property, to the boundary line of their said property, and to thereafter maintain and repair the same. The water from said well shall be used for domestic purposes only, and not for irrigation.

amher COUNTY

SEC.

29

TWP

9

S

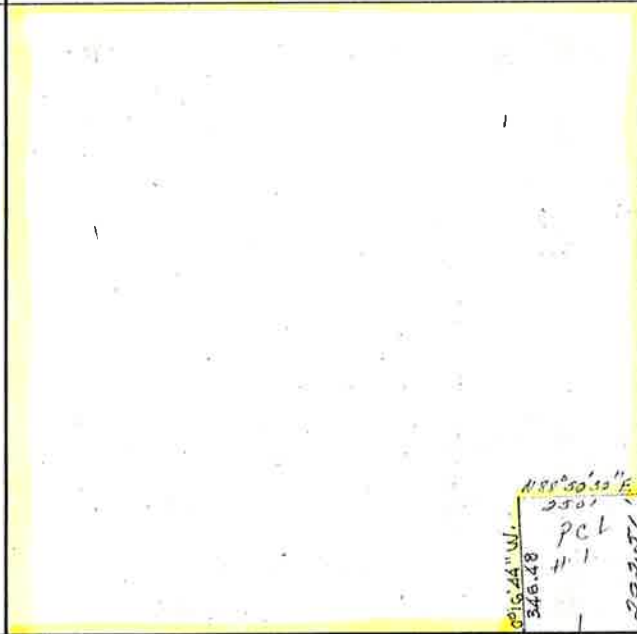
RGE

20

EBM.

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

with Half

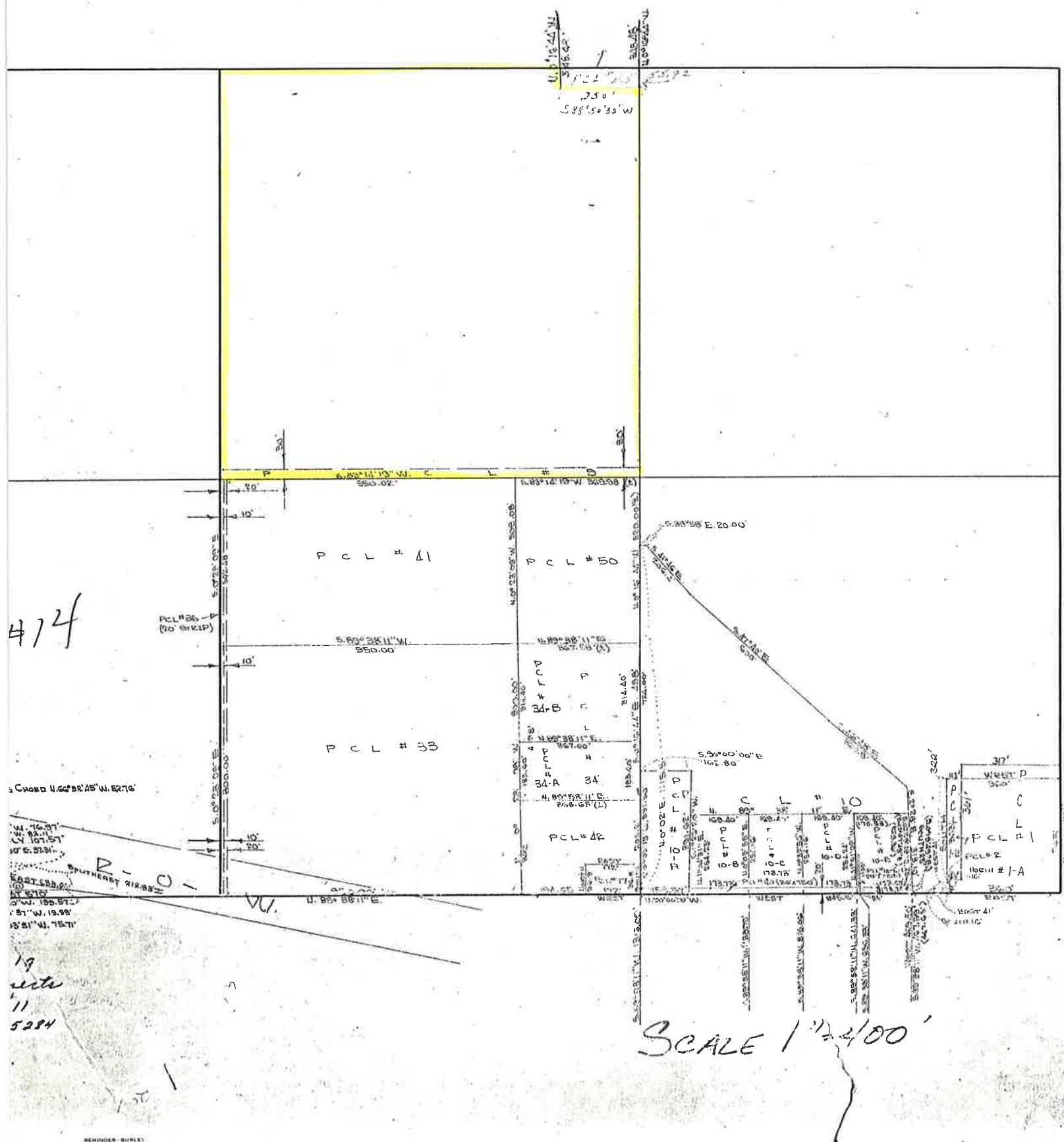


155°30'30" E
350.1
PCL
11.1
89°35'51" E
346.48
4.0°16'24" W
↓
To NW 1/4
32-720

NORTH
HALF

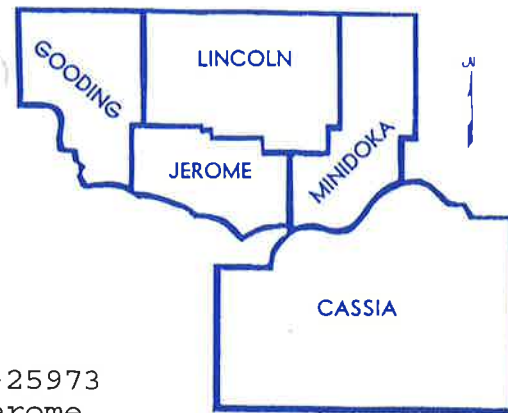
1629-9-20

"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."



Land Title and Escrow, Inc.

A FULL SERVICE TITLE COMPANY



REFER TO: J-25973
OFFICE: Jerome

December 4, 1997

IDWR Southern Region
222 Shoshone St E
Twin Fall, ID 83301

RECEIVED

DEC 05 1997

Department of Water Resources
Bureau of Reclamation

RE: Johnson to Howard

Enclosed please find the completed Notice of Change of Water Right Ownership along with a copy of the recorded Warranty Deed, plat map and copies of the Adjudications that were provided by the Johnsons.

If you should have any questions or are in need of any further information, please do not hesitate to call (208) 324-3357.

Thank you.

A handwritten signature in blue ink that reads "Sandra Moore".

Sandra Moore
Escrow Officer

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

YOUR WATER RIGHT AS RECOMMENDED IN THE SI'AKE RIVER BASIN ADJUDICATION

NOV-2-1992

2602

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	PURPOSE OF USE	PERIOD OF USE FROM TO	MAXIMUM QUANTITY	BASIS OF CLAIM
36-11253	FORREST GLEN JOHNSON BOX 218 HAZELTON ID 83335	12/31/1930	DOMESTIC STOCKWATER	01-01 12-31 05-01 11-15	0.06 CFS 0.02 CFS	BENEFICIAL USE

GLEN H JOHNSON
ETHEL C JOHNSON
PO BOX 218
HAZELTON ID 83335

NON-IRRIGATION-USES:

DOMESTIC, 2 HOUSES; STOCKWATER, 10 BEEF CATTLE
SOURCE: GROUNDWATER
POINT OF DIVERSION: TRIBUTARY:

T09S R20E S32 NENWNE
PLACE OF USE: DOMESTIC
T09S R20E S32 NWNE

PLACE OF USE: STOCKWATER
T09S R20E S32 NWNE

PARCEL NO. RL 09S20E320605.

TOTAL QUANTITY: 0.06 CFS

YOUR WATER RIGHT AS RECOMMENDED IN THE SNAKE RIVER BASIN ADJUDICATION

NOV-2-1992

2408

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	PURPOSE OF USE	PERIOD OF USE FROM TO	MAXIMUM QUANTITY	BASIS OF CLAIM
36-04049A	FORREST G JOHNSON GLEN H JOHNSON ETHEL C JOHNSON PO BOX 218 HAZELTON ID 83335	04/30/1947	IRRIGATION	04-01 10-31	1.35 CFS	BENEFICIAL USE

SOURCE: WASTE WATER
POINT OF DIVERSION:
T09S R20E S32
PLACE OF USE: IRRIGATION
T09S R20E S29
S32
75.0 ACRES TOTAL

TRIBUTARY: WILSON LAKE

TOTAL QUANTITY: 1.35 CFS

SEWNNE
SWSE 37.5
NWNE 37.5

REMARKS: USE OF THIS RIGHT IS COMBINED WITH WATER FROM NORTH SIDE CANAL CO. LTD.
THIS RIGHT REMAINS SUBJECT TO THE RIGHT OF THE ORIGINAL APPROPRIATOR, IN GOOD FAITH AND IN COMPLIANCE WITH STATE LAWS GOVERNING CHANGES IN USE AND/OR EXPANSION OF WATER RIGHTS, TO CEASE WASTING WATER, TO CHANGE THE PLACE OR MANNER OF WASTING IT, OR TO RECAPTURE IT.
THIS RIGHT IS SUBJECT TO ADMINISTRATION AS PART OF THE NATURAL SOURCE TO WHICH THE WASTE IS TRIBUTARY.
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 67.5 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
RIGHT NO. 36-04049B IS AN EXPANSION OF THIS RIGHT PURSUANT TO IOAHO CODE 42-1413(2).
RIGHT NO. 36-04049B IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.
USE OF THIS RIGHT WITH RIGHT NO. 36-04049B AND OTHER RIGHTS LISTED THEREIN IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 1.35 CFS, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 225 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 75 ACRES IN A SINGLE IRRIGATION SEASON.