

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: A36-14805B

Date Received: 4/10/1990

Receipt No: X999999

Received By: *OPC HLB*

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: IW LAND COMPANY 208-336-4254
Address: C/O KIP W RUNYAN
PO BOX 7867
BOISE ID 83707

2. Date of Priority: JUN 29, 1930

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	17E	34	SW	SW	NW		JEROME

5. Description of diverting works:
6" X 336' WELL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		
STOCKWATER	01/01	12/31	0.020		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 HOUSE S/3 HORSES, & 30 CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	17E	34	NW	SW		DOMEST	
			NW	SW		STOCK	

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11. Place of use in counties: JEROME

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

13. Other Water Rights Used:
NONE

14. Remarks:

THIS WELL WAS FILED FOR 3 HOMES UNDER ONE OWNERSHIP BY MR. STOKES
THE WELL IS NOW UNDER JOINT OWNERSHIP DUE TO SALE OF THE
PROPERTY. THE JACKSONS OWN 2 OF THE HOMES AND 2/3 OF THE WELL
AND THE FEELAS OWN ONE HOME AND 1/3 OF THE WELL. SEE COPIES OF
THE WARRANTY DEEDS WITH THE WELL AGREEMENT.

THE P/D & P/U DESCRIPTIONS HAVE BEEN CORRECTED TO AGREE WITH
THE MAP OF THE PROPERTIES SUPPLIED BY MRS. JACKSON. RVW

4/10/91
RIGHTS LISTED BELOW ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE, AND THE TOTAL COMBINED RATE OF .06 CFS
DIVERSION OF THESE RIGHTS IS LIMITED TO .06 CFS (CAPACITY OF
DIVERSION SYSTEM). OTHER RIGHT NOS.: A36-14805C & A36-14805D

OWNERSHIP CHANGE MADE 6/6/95 BY TLB. 42-1409(7) AND SF3
INCLUDED.

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and
understand the form entitled "How you will receive notice in the Snake River
Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay
a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the
foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

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State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

Water Right Number - 36-14805B

Prefix Translation: WATER RIGHT

Old (D) Number -

+ - - - - Last Name - - - - +

+ - First Name - - +

+ - - - - Address - - - - - +

*** C - CURRENT OWNER ***
I W LAND COMPANY

1 - C/O KIP W RUNYAN

2 -

3 - PO BOX 7867

City- BOISE

State- ID Zip- 83707

Phone - 208-336-4254

*** D - DIR RPT OWNER ***
FEELA

TIMOTHY

1 - PO BOX 622

2 -

3 -

City- JEROME

State- ID Zip- 83338

Phone - 208-324-4763

FEELA

ROBBI I

1 - P O BOX 622

2 -

3 -

City- JEROME

State- ID Zip- 83338

Phone - 208-324-4763

*** O - ORIGINAL OWNER ***
STOKES

GARY D

1 - 350 N 303 E

2 -

3 -

City- JEROME

State- ID Zip- 83338

Phone - 208-324-2671

+ - - Priority Date - - +
06/29/1930+ - - Region - - - +
17 SOUTHERN+ - - Stage - - - +
J - BENEFICIAL USE

+ - - Status - - - - +

+ - - Source - - - - +
GROUNDWATER

+ - - Tributary - - - - - +

+ - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County

07S 17E 34 SW NW SW (53) JEROME

+ - - 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 - +
0.060

+ - Total Div. Volume - +

+ - Total Consumptive Use - + + - KW Usage - +
0.0+ - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

07S

17E

34

NW SW

04

STOCKWATER

(53) JEROME

07S

17E

34

NW SW

43

DOMESTIC

(53) JEROME

Total Acres:

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Court Report Filing	- 11/02/1992	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	- 04/10/1990	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- X999999	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-
				Notice of Error Flag	-

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RECEIVED

APR 27 1995

Department of Water Resources
Adjudication Bureau

COPY

RECEIVED

APR 26 1995

OFFICE OF THE
ATTORNEY GENERAL

RECEIVED

JUN 02 1995

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

Case No. 39576

STANDARD FORM 3

(Check Appropriate Box)

☒ NOTICE OF CHANGE IN ADDRESS

OR

☒ CONSENT TO SUBSTITUTION OF
PARTY

36-14805B-not modified
5/31/95 - SS

INSTRUCTIONS FOR USE

This form is to be used to provide notice of a change in address of a party or to substitute a party whose water right was recommended in a director's report. *The filing of Standard Form 3 cannot result in a contested matter and a hearing will not be scheduled.* If completed as directed, the form will be accepted by the court and no further orders will issue. Standard Form 3 shall not operate to excuse compliance with the statutory requirements of I.C. § 42-1409(7) (1986) where a water right recommendation is not before the court.

This form has been adopted by the court in Re SRBA, Twin Falls County Case 39576, *SRBA Administrative Order 1 Rules of Procedure* (amended 6/21/93), Section 4Ac(3), which may be consulted for further information.

A party may copy or reproduce the standard form. The text of the form must be on the front and back of each page, exactly as it appears here. Follow the instructions on the form or it will not be accepted for filing. The Verification and the Certificate of Mailing must be completed.

Standard forms may be obtained from the Idaho Department of Water Resources or the SRBA Court.

CHANGE IN ADDRESS

You must use this form to advise the court and parties of any change in your address during the pendency of the SRBA.

You must provide a copy of the completed form to each party or if the party is represented by an attorney you must serve the attorney in every subcase in which you are a party.

No hearing will be held and no further order will issue from this court.

My name is I W LAND COMPANY %Kip W. Runyan

I am the claimant of 36-14805B
(Insert each water right number)

I have filed an objection/response to the following water right(s) _____

(Insert each water right number)

My new mailing address is P. O. Box 7867
Boise, ID 83707

My phone number is: Work 208-336-4254 Home _____
(Go to Page 4)

CONSENT TO SUBSTITUTION OF PARTY

This form may only be used if a water right number is included as a "recommendation" in a director's report. *This form cannot be used for water rights that are not in a director's report or when portions of a water right are involved (i.e. where a water right is split).* You must use this form to substitute a new party into the SRBA.

You are to provide a copy of the completed form to every party in each subcase in which the new party is to be substituted. If the party is represented by an attorney you must serve the attorney. Because this is a "consent" form, it is a stipulation that there is no disagreement between the prior claimant/seller and the new claimant/purchaser that the prior claimant/seller has transferred all interests in the water right. No hearing will be held and no further order will issue.

"Prior claimant/seller" means any person who, pursuant to I.C. §§ 42-1409(2), (3) and (6) (1986), filed a notice of claim asserting the right to the use of water or on whose behalf the

right to the use of water was asserted. "New claimant/purchaser" means any successor in interest of the "prior claimant/seller," whether the interest is acquired by purchase, gift, inheritance or other means.

A *Consent to Substitution of Party (Substitution)* must be signed by the prior claimant/seller and the new claimant/purchaser. The Substitution shall be filed by the new claimant/purchaser.

I am the new claimant/purchaser of 36-14805B
(Insert each water right number)

My name is I W LAND Co

My address is PO Box 7867, BOISE, IDAHO 83707

My phone number is: Work 208 336 4254 Home _____

The name and address of the prior claimant/seller who I wish to be substituted for are:

Signature of prior claimant/seller

Signature of new claimant/purchaser

If an attorney is filing this form on behalf of a water right claimant or party in the SRBA, the attorney must complete the following information, in addition to the information required above.

Attorney name _____

Attorney of record for _____
(Identify party/claimant)

Attorney address and phone number: _____

- ☐ I have filed a *Notice of Appearance* for the party on whose behalf I am filing this form.
- ☐ A *Notice of Appearance* accompanies this form indicating which party and water rights I represent.

NOTIFIED
DEC 10 1996

VERIFICATION

(To be completed for either a *Notice of Change in Address* or for *Consent for Substitution of Party*)

State of IDAHO

County of ADA

I W LAND COMPANY, being first duly sworn, upon oath, deposes and says:
(Insert name of party/claimant filing form)

That I am the person or entity filing this form, that I am a water right claimant or party or their successor in interest, defined by I.C. §§ 42-1401A(1), (7) or (10) (1986); that the water right number I am asking the court to substitute a party on is a water right in a director's report filed with the court and that I have read this form and know its contents and that the statements are true to the best of my knowledge and belief.

* [Signature]
Signature of person filing form

BY: _____
Attorney signing in representative capacity

Subscribed and sworn to before me on April 17, 1995
(Insert Date)



[Signature]
Notary Public for State of Idaho, County of Ada
Residing at: Boise, Idaho
My Commission expires: 12/18/98

INSTRUCTIONS FOR MAILING

Mail the form, including all attachments, to the Clerk of the SRBA Court and to the parties identified in the Certificate of Mailing. FAX filings will not be accepted by the SRBA Clerk of the Court.

You must sign the Certificate of Mailing to show that you followed these steps.

CERTIFICATE OF MAILING

I certify that on April 24, 1995, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

2. A *Change of Address* was served on each party, or if they are represented by an attorney you must serve the attorney, in each subcase in which you are a party, at the following address(es):

ADDRESS CHANGE TO NEW BUYERS ADDRESS

SEE ATTACHED COPY OF WARRANTY DEED

3. A *Consent to Substitution of Party* was served on the prior claimant/seller, or if they are represented by an attorney you must serve the attorney, at the following address(es):

36-14805B one third interest in community well passed to

new owner of the property IW LAND COMPANY

REF: ATTACHED COPY OF WARRANTY DEED

4. A Consent to Substitution of Party was served on each party to each subcase, or if they are represented by an attorney you must serve the attorney, in which the prior claimant/seller is a party at the following address(es):

5. One copy to:

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P. O. Box 44449
Boise, Idaho 83711-4449

6. One copy to:

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, Box 33
Boise, Idaho 83724



Signature of person or attorney mailing the form

COPY

For Value Received

WARRANTY DEED

TIMOTHY JAY FEELA and ROBBIE I. FEELA, husband and wife

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

I W LAND COMPANY, and Idaho Corporation
whose address is: P. O. Box 7867, Boise, Idaho 83707Hereinafter called the Grantee, the following described premises situated in Jerome County, Idaho,
to-wit:

See attached EXHIBIT 'A'

RECORDED
OF Land Title & Escrow, Inc.
MAR 7 1 26 PM '95
JEROME COUNTY, IDAHO
FEELS DEPT

950871

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: March 7, 1995

Timothy J. Feela

TIMOTHY JAY FEELA

Robbie I. Feela

ROBBIE I. FEELA

STATE OF IDAHO, COUNTY OF JEROME

On this 7th day of March, 19 96
before me, a notary public in and for said State, personally appeared

Timothy Jay Feela and Robbie I. Feela

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

Becky Shubert

Notary Public

Residing at Jerome

Commission expires: 02-05-99

BECKY SHUBERT
★ NOTARY PUBLIC ★
STATE OF IDAHO

Idaho, Residing at Jerome, ID
MY COMMISSION EXPIRES

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02.05.99

EXHIBIT "A"

TOWNSHIP 7 SOUTH, RANGE 17, EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 34: A parcel of land located in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, more particularly described as follows:

Commencing at the West quarter corner of said Section 34 and being THE TRUE POINT OF BEGINNING;
Thence South 89°50'35" East along the North boundary of the SW $\frac{1}{4}$ for a distance of 895.12 feet;
Thence South 1°25'16" East for a distance of 214.71 feet;
Thence South 2°32'22" West for a distance of 443.58 feet;
Thence South 4°06'27" West for a distance of 290.84 feet to the center of the "U" Canal;
Thence along the center of the "U" Canal on the following courses:
South 63°06'43" West, 68.81 feet;
South 83°08'36" West, 398.92 feet;
South 16°53'35" West, 305.82 feet to the intersection with the South boundary of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 34;
Thence leaving the center of the "U" Canal North 89°50'06" West along the South boundary of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 34 for a distance of 312.61 feet to the Southwest corner of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 34;
Thence North 0°02'43" West along the West boundary of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 34 for a distance of 1320.80 feet to the West quarter corner of Section 34 and being THE TRUE POINT OF BEGINNING.

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto, including but not limited to 22.3 shares of capital stock in North Side Canal Company, Ltd.

SUBJECT TO THE FOLLOWING:

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

Taxes for 1995 and subsequent years, a lien, but not yet due and payable.

Assessments of the American Falls Reservoir District and the rights and powers of said District as by law provided.

Assessments of the North Side Canal Company and the rights and powers of said Company as by law provided.

Right of way for roads, canals, laterals and waste ditches as contained in an Agreement by and between the State of Idaho, and the Twin Falls North Side Land and Water Company, dated August 21, 1907, recorded in Book 15 Page 589, Jerome County records.

Power Line Easement given by Samuel L. Severson and Frances Severson, husband and wife, to Idaho Power Company, a corporation, dated December 16, 1971, recorded October 5, 1972 in Book 184 Page 606 as Instrument Number 196337, Jerome County records, affecting a portion of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 34, Township 7 South, Range 17, East Boise Meridian.

Restrictive Covenants executed by Gary D. Stokes and Teri Stokes, dated January 11, 1985, recorded January 11, 1985 as Instrument Number 287069, Jerome County records.

Subject to a 15 foot wide county road right of way along the Northerly boundary and 25 foot wide county road right of way along the Westerly boundary and subject to the "U" Canal right of way as disclosed in Survey recorded October 11, 1990 as Instrument Number 322772, Jerome County records.

Well Agreement by and among Timothy Jay Feela and Robbi I. Feela, husband and wife; Gary D. Stokes and Teri Stokes, husband and wife; and Carl Jackson and Nancy Jackson, husband and wife, dated October 19, 1990, recorded October 23, 1990 as Instrument Number 322926, Jerome County records.

COPY

WELL AGREEMENT

THIS AGREEMENT, made this 10th day of October, 1990, by and among TIMOTHY JAY FEELA and ROBBIE I. FEELA, husband and wife, hereinafter referred to as "Feela"; GARY D. STOKES and TERI STOKES, husband and wife, hereinafter referred to as "Stokes"; and CARL JACKSON and NANCY JACKSON, husband and wife, hereinafter referred to as "Jackson",

WITNESSETH THAT:

WHEREAS, the parties are owners of contiguous tracts of real property located in Jerome County, Idaho, and,

WHEREAS, located on the tract of property belonging to Stokes is a domestic water well in which Stokes retains ownership, and,

WHEREAS, the parties wish to agree upon a basis for sharing the water and costs of power, maintenance, repairs and replacement from said domestic well,

IT IS THEREFORE AGREED, in consideration of these premises and the mutual promises and covenants hereafter made, as follows:

1. So long as Feela and Jackson retain ownership of the real property below described, they shall have the right to use sufficient water from the domestic well on the property of, and owned by, Stokes to adequately provide domestic water for a residential dwelling including irrigation of lawns and landscape, only. The property of Stokes upon which the domestic well is located is more particularly described as:

TOWNSHIP 7 SOUTH, RANGE 17, EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 34: S²NW⁴

The property of Feela to be served by the domestic well located on the property of Stokes is more particularly described on Exhibit "A" attached hereto.

The property of Jackson to be served by the domestic well located on the property of Stokes is more particularly described as:

TOWNSHIP 7 SOUTH, RANGE 17 EAST, BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 33: NE⁴NE⁴.

WELL AGREEMENT - 1 -
0231r.6

POOR ORIGINAL

REC'D
of Land Title & Escrow
JAN 23 4 41 PM '90
IDAHO
322926
1996

2. The parties shall bear in equal one-third shares responsibility for all costs of power, maintenance, repairs and replacement with regard to any common water lines, pumps and motors, and/or the well itself located on the property of, and owned by, Stokes. Each party hereby agrees to bear the sole cost and expense associated with maintenance, repairs and replacement of noncommon water lines for the delivery of water from the domestic well to their respective parcels of real property.

3. Stokes further grants to Feela and Jackson an easement extending from the common boundary of the three respective parcels directly to the site of the domestic well solely for the purpose of allowing Feela and Jackson access for installation of water lines for the delivery of water from said domestic well located on the property of Stokes to their respective parcels above described and to perform maintenance, repair or upkeep on the domestic well, pump and water lines extending therefrom.

4. The parties hereto declare that a certain Agreement dated May 19, 1919, recorded June 26, 1919, in Book 4 Page 281, records of Jerome County, Idaho, to be null, void and of no effect of record.

5. This agreement shall inure to the benefit of, and be binding upon, the parties hereto and their respective heirs, successors, administrators and assigns. Each and every covenant above described shall run and be bound with the three parcels of real property set forth above.

IN WITNESS WHEREOF, the parties hereto have subscribed their names to this instrument on the day and year first written above.

"STOKES"

Gary D. Stokes Teri Stokes
GARY D./STOKES TERI STOKES

Teri Stokes, as Attorney-in-Fact for Gary D. Stokes "FEELA"

Timothy Jay Feela Robbi I. Feela
TIMOTHY JAY FEELA ROBBI I. FEELA

"JACKSON"

Carl Jackson Nancy Jackson
CARL JACKSON NANCY JACKSON

WELL AGREEMENT - 2 -
0231r.6

POOR ORIGINAL

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322926

STATE OF IDAHO)

County of Jerome)

On this 10th day of June, 1990, before me, the undersigned, a Notary Public in and for said County and State, personally appeared TERI STOKES, husband and wife, known to me to be the persons whose names are subscribed to the within and foregoing instrument, and who acknowledged to me that she executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal, the day and year in this certificate first above written.



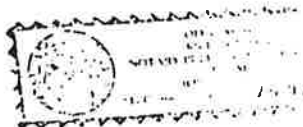
NOTARY PUBLIC for Idaho
Residing at Jerome, Idaho
Commission Expires: 7-1-91

STATE OF IDAHO)

County of Jerome)

On this 15th day of June, 1990, before me, the undersigned, a Notary Public in and for said County and State, personally appeared TIMOTHY JAY FEELA and ROBBIE L. FEELA, husband and wife, known to me to be the persons whose names are subscribed to the within and foregoing instrument, and who acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal, the day and year in this certificate first above written.



NOTARY PUBLIC for Idaho
Residing at Jerome, Idaho
Commission Expires: 7-1-91

WELL AGREEMENT - 3 -
0231-6

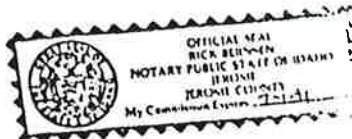
POOR ORIGINAL
MICROFILMED
DEC 10 1998

STATE OF IDAHO)

County of Jerome) ss.

On this 22nd day of Oct, 1990, before me, the undersigned, a Notary Public in and for said County and State, personally appeared CARL JACKSON and NANCY JACKSON, husband and wife, known to me to be the persons whose names are subscribed to the within and foregoing instrument, and who acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal, the day and year in this certificate first above written.



RE BERGHEN
NOTARY PUBLIC for Idaho
Residing at Jerome, Idaho
Commission Expires: 7-1-91

STATE OF IDAHO)

County of Jerome) ss.

On this 19th day of October, 1990, before me, the undersigned, a Notary Public in and for said State personally appeared TERI STOKES, known or identified to me to be the person whose name is subscribed to the within instrument as the Attorney-In-Fact of GARY D. STOKES and acknowledged to me that she subscribed the name of GARY D. STOKES thereto as principal, and her own name as Attorney-In-Fact.

IN WITNESS WHEREOF, I have hereunto set my hand and seal, the day and year in this certificate first above written.



RE BERGHEN
NOTARY PUBLIC for Idaho
Residing at Jerome, Idaho
My Commission Expires: 7-1-91

WELL AGREEMENT
02312

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DEC 10 1990
POOR ORIGINAL

CONTINUATION
SCHEDULE A

Order Number: J-17245

TOWNSHIP 7 SOUTH, RANGE 17, EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 34: A parcel of land located in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, more particularly described as follows:

Commencing at the West quarter corner of said Section 34 and being THE TRUE POINT OF BEGINNING;

Thence South 89° 50' 35" East along the North boundary of the SW $\frac{1}{4}$ for a distance of 895.12 feet;

Thence South 1° 25' 16" East for a distance of 214.71 feet;

Thence South 2° 32' 22" West for a distance of 443.58 feet;

Thence South 4° 06' 27" West for a distance of 290.84 feet to the center of the "U" Canal;

Thence along the center of the "U" Canal on the following courses:

South 63° 06' 43" West, 168.81 feet;

South 83° 08' 36" West, 398.92 feet;

South 16° 53' 35" West, 305.82 feet to the intersection with the South boundary of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 34;

Thence leaving the center of the "U" Canal North 89° 50' 06" West along the South boundary of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 34 for a distance of 312.61 feet to the Southwest corner of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 34;

Thence North 0° 02' 43" West along the West boundary of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 34 for a distance of 1320.80 feet to the West quarter corner of Section 34 and being THE TRUE POINT OF BEGINNING.

POOR ORIGIN
MICROFILMED
DEC 10 1996



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

DATE OF CLOSING: 3/7/95

LEGAL DESCRIPTION OF PROPERTY: Township T 7 S Range 17 E B M
Section 34, NW 1/4 of SW 1/4 of _____, 1/4, Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite JEROME.
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: 36-14805 B
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): TIM & Robbi FEELA
- ☐ New Owner/Claimant (Purchaser): IWLAND Co
- ☐ New Mailing Address: PO BOX 7867
BOISE, IDAHO 83707
- ☐ New Telephone Number: (200) 336-4254
- ☐ 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: SEE ATTACHED
(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): [Signature] Date 4/17/95
- ☐ 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: _____ By: _____
Further Action Needed:
Further Action Taken
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
DEC 10 1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033
Fax (208) 736-3037

PHILIP E. BATT
Governor

KARL J. DREHER
Director

June 6, 1995

IW LAND
C/O KIP RUNYAN
P BOX 7867
BOISE, ID 83707

RE: SRBA CLAIM 36-14805B
FEELA

DEAR CLAIMANT:

IN PURSUANT TO THE NOTIFICATION WITH THE SF3 AND 42-1409(7) THAT YOU HAVE PURCHASED PROPERTY WITH ABOVE-REFERENCED ADJUDICATION CLAIM. WE HAVE CHANGE THE DEPARTMENT'S RECORDS AS YOU HAVE REQUESTED. **THIS COPY IS FOR YOUR RECORDS.** PLEASE REVIEW THE RECORDS FOR ACCURACY.

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

SINCERELY,

TARA L BACKLUND
SNAKE RIVER BASIN ADJUDICATION
RECORDS CLERK

/TLB
ENCLOSURES

MICROFILMED
DEC 10 1996



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED
APR 25 1995
Department of Water Resources
Southern Region

DATE OF CLOSING: 3/7/95

LEGAL DESCRIPTION OF PROPERTY: Township T7S Range 17 EBM
Section 34, NW 1/4 of SW 1/4 of 1/4, Govt. Lot 1/4, BM.
Lot , Block, , Subdivision/Townsite JEROME.
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: 36-14805 B
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): TIME & Robbi FEELA
- ☐ New Owner/Claimant (Purchaser): 1 W LAND Co
- ☐ New Mailing Address: PO BOX 7867
BOISE, IDAHO 83707
- ☐ New Telephone Number: (200) 336-4254
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes X 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: SEE ATTACHED
(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) KIP W. RUNYAN Date 4/17/95
- ☐ 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: _____ By: _____
Further Action Needed:

Further Action Taken
Date: _____ By: _____

Final Review and Data-Entry
Date: _____ By: _____
Claim Numbers of Split, if any:

MICROFILMED
DEC 10 1996

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

WARRANTY DEED

For Value Received

TIMOTHY JAY FEELA and ROBBIE I. FEELA, husband and wife

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

I W LAND COMPANY, and Idaho Corporation
whose address is: P. O. Box 7867, Boise, Idaho 83707Hereinafter called the Grantee, the following described premises situated in Jerome County, Idaho,
to-wit:

See attached EXHIBIT 'A'

RECEIVED
OF Land Title & Escrow, Inc.
MAR 7 1 26 PM '95
JEROME COUNTY, IDAHO
FEELS DEPT 2/15

950821

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: March 7, 1995

Timothy Jay Feela

TIMOTHY JAY FEELA

Robbie I. Feela

ROBBIE I. FEELA

STATE OF IDAHO, COUNTY OF JEROME
On this 7th day of March, 19 95
before me, a notary public in and for said State, personally appeared

Timothy Jay Feela and Robbi I. Feela

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

Becky Shubert

Notary Public

Residing at Jerome
Commission expires: 02-05-99

Idaho, Commission Expires 02-05-99

BECKY SHUBERT
★ NOTARY PUBLIC ★
STATE OF IDAHO

MICROFILMED

DEC 10 1996

EXHIBIT "A"

TOWNSHIP 7 SOUTH, RANGE 17, EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 34: A parcel of land located in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, more particularly described as follows:

Commencing at the West quarter corner of said Section 34 and being THE TRUE POINT OF BEGINNING;
Thence South 89°50'35" East along the North boundary of the SW $\frac{1}{4}$ for a distance of 895.12 feet;
Thence South 1°25'16" East for a distance of 214.71 feet;
Thence South 2°32'22" West for a distance of 443.58 feet;
Thence South 4°06'27" West for a distance of 290.84 feet to the center of the "U" Canal;
Thence along the center of the "U" Canal on the following courses:
South 63°06'43" West, 68.81 feet;
South 83°08'36" West, 398.92 feet;
South 16°53'35" West, 305.82 feet to the intersection with the South boundary of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 34;
Thence leaving the center of the "U" Canal North 89°50'06" West along the South boundary of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 34 for a distance of 312.61 feet to the Southwest corner of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 34;
Thence North 0°02'43" West along the West boundary of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 34 for a distance of 1320.80 feet to the West quarter corner of Section 34 and being THE TRUE POINT OF BEGINNING.

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto, including but not limited to 22.3 shares of capital stock in North Side Canal Company, Ltd.

SUBJECT TO THE FOLLOWING:

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

Taxes for 1995 and subsequent years, a lien, but not yet due and payable.

Assessments of the American Falls Reservoir District and the rights and powers of said District as by law provided.

Assessments of the North Side Canal Company and the rights and powers of said Company as by law provided.

Right of way for roads, canals, laterals and waste ditches as contained in an Agreement by and between the State of Idaho, and the Twin Falls North Side Land and Water Company, dated August 21, 1907, recorded in Book 15 Page 589, Jerome County records.

Power Line Easement given by Samuel L. Severson and Frances Severson, husband and wife, to Idaho Power Company, a corporation, dated December 16, 1971, recorded October 5, 1972 in Book 184 Page 606 as Instrument Number 196337, Jerome County records, affecting a portion of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 34, Township 7 South, Range 17, East Boise Meridian.

Restrictive Covenants executed by Gary D. Stokes and Teri Stokes, dated January 11, 1985, recorded January 11, 1985 as Instrument Number 287069, Jerome County records.

Subject to a 15 foot wide county road right of way along the Northerly boundary and 25 foot wide county road right of way along the Westerly boundary and subject to the "U" Canal right of way as disclosed in Survey recorded October 11, 1990 as Instrument Number 322772, Jerome County records.

Well Agreement by and among Timothy Jay Feela and Robbi I. Feela, husband and wife; Gary D. Stokes and Teri Stokes, husband and wife; and Carl Jackson and Nancy Jackson, husband and wife, dated October 19, 1990, recorded October 23, 1990 as Instrument Number 322926, Jerome County records.

DEC 10 1996

COPY

J-17245

WELL AGREEMENT

THIS AGREEMENT, made this 19th day of October, 1990, by and among TIMOTHY JAY FEELA and ROBBIE I. FEELA, husband and wife, hereinafter referred to as "Feela"; GARY D. STOKES and TERI STOKES, husband and wife, hereinafter referred to as "Stokes"; and CARL JACKSON and NANCY JACKSON, husband and wife, hereinafter referred to as "Jackson",

WITNESSETH THAT:

WHEREAS, the parties are owners of contiguous tracts of real property located in Jerome County, Idaho, and,

WHEREAS, located on the tract of property belonging to Stokes is a domestic water well in which Stokes retains ownership, and,

WHEREAS, the parties wish to agree upon a basis for sharing the water and costs of power, maintenance, repairs and replacement from said domestic well,

IT IS THEREFORE AGREED, in consideration of these premises and the mutual promises and covenants hereafter made, as follows:

1. So long as Feela and Jackson retain ownership of the real property below described, they shall have the right to use sufficient water from the domestic well on the property of, and owned by, Stokes to adequately provide domestic water for a residential dwelling including irrigation of lawns and landscape, only. The property of Stokes upon which the domestic well is located is more particularly described as:

TOWNSHIP 7 SOUTH, RANGE 17, EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 34: S²NW⁴

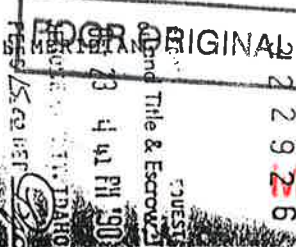
The property of Feela to be served by the domestic well located on the property of Stokes is more particularly described on Exhibit "A" attached hereto.

The property of Jackson to be served by the domestic well located on the property of Stokes is more particularly described as:

TOWNSHIP 7 SOUTH, RANGE 17 EAST, BOISE MERIDIAN
JEROME COUNTY, IDAHO

Section 33: NE⁴NE⁴.

WELL AGREEMENT - 1 -
0231r.6



MICROFILMED

2. The parties shall bear in equal one-third shares responsibility for all costs of power, maintenance, repairs and replacement with regard to any common water lines, pumps and motors, and/or the well itself located on the property of, and owned by, Stokes. Each party hereby agrees to bear the sole cost and expense associated with maintenance, repairs and replacement of noncommon water lines for the delivery of water from the domestic well to their respective parcels of real property.

3. Stokes further grants to Feela and Jackson an easement extending from the common boundary of the three respective parcels directly to the site of the domestic well solely for the purpose of allowing Feela and Jackson access for installation of water lines for the delivery of water from said domestic well located on the property of Stokes to their respective parcels above described and to perform maintenance, repair or upkeep on the domestic well, pump and water lines extending therefrom.

4. The parties hereto declare that a certain Agreement dated May 19, 1919, recorded June 26, 1919, in Book 4 Page 293, records of Jerome County, Idaho, to be null, void and released of record.

5. This agreement shall inure to the benefit of, and be binding upon, the parties hereto and their respective heirs, successors, administrators and assigns. Each and every covenant above described shall run and be bound with the three parcels of real property set forth above.

IN WITNESS WHEREOF, the parties hereto have subscribed their names to this instrument on the day and year first written above.

"STOKES"

Gary D. Stokes Teri Stokes
GARY D./STOKES TERI STOKES

Teri Stokes, as Attorney-In-Fact for Gary D. Stokes "FEELA"

Timothy Jay Feela Robbi I. Feela
TIMOTHY JAY FEELA ROBBIE I. FEELA

"JACKSON"

Carl Jackson Nancy Jackson
CARL JACKSON NANCY JACKSON

WELL AGREEMENT - 2 -
0231r.6

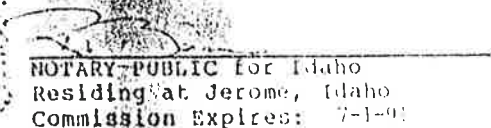
POOR ORIGINAL
MICROFILMED
DEC 10 1996

322926

$$\left. \begin{array}{l}) \\) \\) \end{array} \right\} \text{ " " " }$$

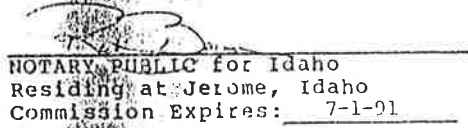
of Orin, 1990, before me,
ary Public In and for said County and
eared _____, TERRY STOKES,
wn to me to be the persons whose names are
hin and foregoing instrument, and who
ut the executed the same.

OF, I have hereunto set my hand and seal,
his certificate first above written.

[illegible]

of _____, 1990, before me,
ary Public in and for said County and
eared TIMOTHY JAY, FEELA and ROBBIE L. FEELA,
wn to me to be the persons whose names are
in and foregoing instrument, and who
at they executed the same.

OF, I have hereunto set my hand and seal,
his certificate first above written.



MICROFILMED
POOR ORIGINAL
DEC 10 1998

STATE OF IDAHO)

County of Jerome)

On this 22nd day of October, 1990, before me, the undersigned, a Notary Public in and for said County and State, personally appeared CARL JACKSON and NANCY JACKSON, husband and wife, known to me to be the persons whose names are subscribed to the within and foregoing instrument, and who acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal, the day and year in this certificate first above written.



R. Bergeon
NOTARY PUBLIC for Idaho
Residing at Jerome, Idaho
Commission Expires: 7-1-91

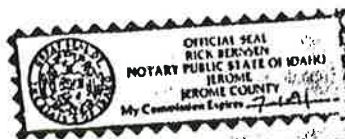
STATE OF IDAHO)

County of Jerome)

ss.

On this 19th day of October, 1990, before me, the undersigned, a Notary Public in and for said State personally appeared TERI STOKES, known or identified to me to be the person whose name is subscribed to the within instrument as the Attorney-In-Fact of GARY D. STOKES and acknowledged to me that she subscribed the name of GARY D. STOKES thereto as principal, and her own name as Attorney-In-Fact.

IN WITNESS WHEREOF, I have hereunto set my hand and seal, the day and year in this certificate first above written.



R. Bergeon
NOTARY PUBLIC for Idaho
Residing at Jerome, Idaho
My Commission Expires: 7-1-91

NOT ORIGINAL
DEC 10 1990

WELL AGREEMENT
02317 6

CONTINUATION

SCHEDULE A

Order Number: J-17245

TOWNSHIP 7 SOUTH, RANGE 17, EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 34: A parcel of land located in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, more particularly described as follows:

Commencing at the West quarter corner of said Section 34 and being THE TRUE POINT OF BEGINNING;

Thence South 89°50'35" East along the North boundary of the SW $\frac{1}{4}$ for a distance of 895.12 feet;

Thence South 1°25'16" East for a distance of 214.71 feet;

Thence South 2°32'22" West for a distance of 443.58 feet;

Thence South 4°06'27" West for a distance of 290.84 feet to the center of the "U" Canal;

Thence along the center of the "U" Canal on the following courses:

South 63°06'43" West, 68.81 feet;

South 83°08'36" West, 398.92 feet;

South 16°53'35" West, 305.82 feet to the

intersection with the South boundary of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 34;

Thence leaving the center of the "U" Canal North 89°50'06" West along the South boundary of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 34 for a distance of 312.61 feet to the Southwest corner of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 34;

Thence North 0°02'43" West along the West boundary of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 34 for a distance of 1320.80 feet to the West quarter corner of Section 34 and being THE TRUE POINT OF BEGINNING.

POOR ORIGINAL

WICHITA

DEC 10 19

COPY

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	)	STANDARD FORM 3
	)	(Check Appropriate Box)
	)	☒ NOTICE OF CHANGE IN ADDRESS
Case No. 39576	)	OR
	)	☒ CONSENT TO SUBSTITUTION OF
	)	PARTY

INSTRUCTIONS FOR USE

This form is to be used to provide notice of a change in address of a party or to substitute a party whose water right was recommended in a director's report. *The filing of Standard Form 3 cannot result in a contested matter and a hearing will not be scheduled.* If completed as directed, the form will be accepted by the court and no further orders will issue. Standard Form 3 shall not operate to excuse compliance with the statutory requirements of I.C. § 42-1409(7) (1986) where a water right recommendation is not before the court.

This form has been adopted by the court in Re SRBA, Twin Falls County Case 39576, *SRBA Administrative Order 1 Rules of Procedure* (amended 6/21/93), Section 4Ac(3), which may be consulted for further information.

A party may copy or reproduce the standard form. The text of the form must be on the front and back of each page, exactly as it appears here. Follow the instructions on the form or it will not be accepted for filing. The Verification and the Certificate of Mailing must be completed.

Standard forms may be obtained from the Idaho Department of Water Resources or the SRBA Court.

MICROFILMED
DEC 10 1996

CHANGE IN ADDRESS

You must use this form to advise the court and parties of any change in your address during the pendency of the SRBA.

You must provide a copy of the completed form to each party or if the party is represented by an attorney you must serve the attorney in every subcase in which you are a party.

No hearing will be held and no further order will issue from this court.

My name is I W LAND COMPANY %Kip W. Runyan

I am the claimant of 36-14805B

(Insert each water right number)

I have filed an objection/response to the following water right(s) _____

(Insert each water right number)

My new mailing address is P. O. Box 7867

Boise, ID 83707

My phone number is: Work 208-336-4254 Home _____

(Go to Page 4)

CONSENT TO SUBSTITUTION OF PARTY

This form may only be used if a water right number is included as a "recommendation" in a director's report. *This form cannot be used for water rights that are not in a director's report or when portions of a water right are involved (i.e. where a water right is split).* You must use this form to substitute a new party into the SRBA.

You are to provide a copy of the completed form to every party in each subcase in which the new party is to be substituted. If the party is represented by an attorney you must serve the attorney. Because this is a "consent" form, it is a stipulation that there is no disagreement between the prior claimant/seller and the new claimant/purchaser that the prior claimant/seller has transferred all interests in the water right. No hearing will be held and no further order will issue.

"Prior claimant/seller" means any person who, pursuant to I.C. §§ 42-1409(2), (3) and (6) (1986), filed a notice of claim asserting the right to the use of water or on whose behalf the

right to the use of water was asserted. "New claimant/purchaser" means any successor in interest of the "prior claimant/seller," whether the interest is acquired by purchase, gift, inheritance or other means.

A *Consent to Substitution of Party (Substitution)* must be signed by the prior claimant/seller and the new claimant/purchaser. The Substitution shall be filed by the new claimant/purchaser.

I am the new claimant/purchaser of 36-14805B
(Insert each water right number)

My name is I W LAND CO

My address is PO Box 7867, BOISE, IDAHO 83707

My phone number is: Work 208 336 4254 Home _____

The name and address of the prior claimant/seller who I wish to be substituted for are:

Signature of prior claimant/seller

Signature of new claimant/purchaser

If an attorney is filing this form on behalf of a water right claimant or party in the SRBA, the attorney must complete the following information, in addition to the information required above.

Attorney name _____

Attorney of record for _____
(Identify party/claimant)

Attorney address and phone number: _____

- ☐ I have filed a *Notice of Appearance* for the party on whose behalf I am filing this form.
- ☐ A *Notice of Appearance* accompanies this form indicating which party and water rights I represent.

VERIFICATION

(To be completed for either a *Notice of Change in Address* or for *Consent for Substitution of Party*)

State of IDAHO

County of ADA

I W LAND COMPANY, being first duly sworn, upon oath, deposes and says:
(Insert name of party/claimant filing form)

That I am the person or entity filing this form, that I am a water right claimant or party or their successor in interest, defined by I.C. §§ 42-1401A(1), (7) or (10) (1986); that the water right number I am asking the court to substitute a party on is a water right in a director's report filed with the court and that I have read this form and know its contents and that the statements are true to the best of my knowledge and belief.

* [Signature]
Signature of person filing form

BY: _____
Attorney signing in representative capacity

Subscribed and sworn to before me on April 17, 1995
(Insert Date)



Nanci Hyneman
Notary Public for State of Idaho - City of Ada
Residing at: Boise, Idaho
My Commission expires: 12/18/98

INSTRUCTIONS FOR MAILING

Mail the form, including all attachments, to the Clerk of the SRBA Court and to the parties identified in the Certificate of Mailing. **FAX filings will not be accepted by the SRBA Clerk of the Court.**

You must sign the Certificate of Mailing to show that you followed these steps.

CERTIFICATE OF MAILING

I certify that on April 24, 1995, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

2. A *Change of Address* was served on each party, or if they are represented by an attorney you must serve the attorney, in each subcase in which you are a party, at the following address(es):

ADDRESS CHANGE TO NEW BUYERS ADDRESS

SEE ATTACHED COPY OF WARRANTY DEED

3. A *Consent to Substitution of Party* was served on the prior claimant/seller, or if they are represented by an attorney you must serve the attorney, at the following address(es):

36-14805B one third interest in community well passed to

new owner of the property IW LAND COMPANY

REF: ATTACHED COPY OF WARRANTY DEED

4. A *Consent to Substitution of Party* was served on each party to each subcase, or if they are represented by an attorney you must serve the attorney, in which the prior claimant/seller is a party at the following address(es):

5. One copy to:

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P. O. Box 44449
Boise, Idaho 83711-4449

6. One copy to:

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, Box 33
Boise, Idaho 83724



Signature of person or attorney mailing the form



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

January 3, 1996

I W LAND COMPANY
C/O KIP RUNYAN
PO BOX 7867
BOISE ID 83707

*A's blank records modified
also updated the 'R' record
to reflect new owner I W Land.
DO 1-3-96*

RE: Snake River Basin Adjudication (SRBA)
Notice of Claim #36-14805B

Dear Claimant:

The Post Office returned the enclosed legal notice due to an addressing error. We have corrected that error and enclosed your legal notice.

Sincerely,

Idaho Department of Water Resources
Adjudication Bureau

SO:ss:region

Enclosure:

Returned Legal Notice

RECEIVED
JAN 08 1996
Department of Water Resources
Southern Region

MICROFILMED
DEC 10 1998



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS

Governor

30-Apr-1993 14:42

R. KEITH HIGGINSON

Director

STUART E WILLIAMS
DIANE C ODEN
304E 350N
JEROME ID 83338

RE: ADJUDICATION CLAIM(S) NO.(S) 36-14805A - ADJUDICATED CLAIM
36-14805A - CARL E. & NANCY J. JACKSON

Dear Claimant(s):

Pursuant to the notification that you now own one-third interest in the community well with the above-referenced Adjudication Claim(s), we have changed the Department's record(s) as you have requested. Please note that 36-14805A has been Z'd for the status rating and has been split into the following **numbered rights**:

- NO. 36-14805A - CHANGED AND IS NOT A VALID NUMBER NOW.
- NO. **36-14805C** - THE AMOUNT OF INTEREST IN COMMUNITY WELL RETAINED BY THE JACKSONS.
- NO. **36-14805D** - THE AMOUNT OF INTEREST IN COMMUNITY WELL OBTAINED BY WILLIAMS & ODEN.

The Director's Report for Basin 36 has been filed with the court and the recommendations for the above-listed right is listed with the Owner's Code D, which stands for the past owners name. Your name will be listed with a C, standing for Current Owner.

Please review the record(s) and should you have any questions, please feel free to call this office.

Sincerely,

Judy Givens
Adjudication Secretary

/jg

Enclosures

MICROFILMED
OCT 20 1994



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED

DATE OF CLOSING: Sept. 15, 1992

MAR 10 1993

LEGAL DESCRIPTION OF PROPERTY: Township 7 S Range 17 EBM Department of Water Resources
Section 34, Part of 1/4 of SW 1/4 of NW 1/4, Govt. Lot 1, BM Southern Region Office
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: 36-14805A

☐ Name and Address of Former Owner/Claimant(s)(Seller): Carl E. Jackson and Nancy J. Jackson
819 16th Avenue East, Jerome, ID 83338

☐ New Owner/Claimant (Purchaser): Stuart E. Williams and Diane C. Oden

☐ New Mailing Address: 304 East 350 North, Jerome ID 83338

☐ New Telephone Number: () -

☐ Does the change in ownership result in a splitting of the water right owned/claimed? x yes no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:
There is a community well and a one third interest is to be claimed
by the new owner.

☐ Attach proof of ownership, describe proof attached: Recorded Warranty Deed - Tax Parcel No. RP 07S17E344040I (3 Ac+)
(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) Stuart E. Williams Date

☐ Signature of Former Owner/Claimant(s): Diane C. Oden 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: 4/30/93 By: SG

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: 4/30/93 By: 1G

Claim Numbers of Split, if any:

MICROFILMED
OCT 20 1994

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

WARRANTY DEED

For Value Received CARL E. JACKSON and NANCY J. JACKSON, husband and wife and
CARL EUGENE JACKSON and CHRISTINE L. JACKSON, husband and wife

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

STUART E. WILLIAMS, an unmarried man and
DIANE C. ODEN, an unmarried woman
Whose address is: 304 East 350 North, Jerome, Idaho 83338
Hereinafter called the Grantee, the following described premises situated in Jerome County, Idaho,
to-wit:

SEE ATTACHED EXHIBIT "A"
(Containing One Page)

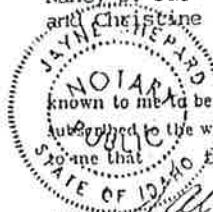
POOR ORIGINAL

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: September 15, 1992

<u>Carl E. Jackson</u> Carl E. Jackson	<u>Carl Eugene Jackson</u> Carl Eugene Jackson
<u>Nancy J. Jackson</u> Nancy J. Jackson	<u>Christine L. Jackson</u> Christine L. Jackson

STATE OF IDAHO, COUNTY OF Jerome
On this 15th day of September, 1992,
before me, a notary public in and for said State, personally appeared Carl E. Jackson,
Nancy J. Jackson, Carl Eugene Jackson
and Christine L. Jackson



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

Jayne Shepard
Notary Public
Residing at
Commission expires:

RECORDED - REQUEST
Long Title & Escrow, Inc.
SEP 16 9 14 AM '92
JEROME COUNTY, IDAHO
FEES \$6.00 DEP Cyle

923122

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06120

TOWNSHIP 7 SOUTH, RANGE 17, EAST OF THE BOISE MERIDIAN
JEROME COUNTY, IDAHO

Section 34: That part of the SW $\frac{1}{4}$ NW $\frac{1}{4}$, described as follows:

Commencing at the West Quarter corner of said
Section 34;
Thence North along the West boundary of said
Section 34, 275.00 feet;
Thence East parallel to the South boundary of
said SW $\frac{1}{4}$ NW $\frac{1}{4}$ to the Centerline of the "R1"
Canal said point being the TRUE POINT OF
BEGINNING;
Thence West parallel to the South boundary of
the SW $\frac{1}{4}$ NW $\frac{1}{4}$ to the West boundary of said
Section 34;
Thence South along the West boundary of said
Section 34, 275.00 feet to the West Quarter
Corner of said Section 34;
Thence East along the South boundary of said
Section 34, 330.00 feet;
Thence North parallel to the West boundary of
the SW $\frac{1}{4}$ NW $\frac{1}{4}$ 275.00 feet;
Thence East parallel to the South boundary of
the SW $\frac{1}{4}$ NW $\frac{1}{4}$ 72.00 feet;
Thence North parallel to the West Boundary of
the SW $\frac{1}{4}$ NW $\frac{1}{4}$ to the Centerline of the "R1"
Canal;
Thence Southwesterly along the Centerline of
the "R1" Canal to THE TRUE POINT OF BEGINNING.

Said property is being conveyed dry and without water.

SUBJECT TO:

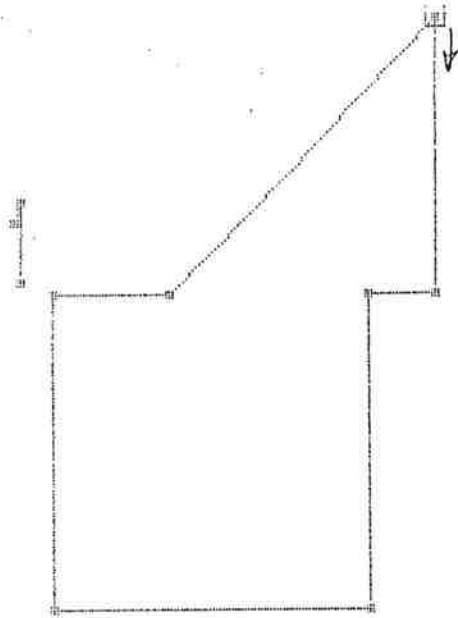
Accruing taxes, levies and assessments; easements and right-of-
ways of record if any.

Terms and conditions of a Well Agreement by and among Timothy
Jay Feela and Robbi I. Feela, husband and wife; Gary D. Stokes
and Teri Stokes, husband and wife; and Carl E. Jackson and
Nancy J. Jackson, husband and wife, dated October 19, 1990,
recorded October 23, 1990, as Instrument Number 322926, Jerome
County records.

POOR ORIGINAL

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PLAT OF DEED CALLS FOR JACKSON



POOR ORIGINAL

North for Beginning Tract Indicated by Arrow: Beginning Point Indicated by Box

SCALE = 200 FT/IN | ACRES = 2.878 | ----- CLOSING ERROR -----
 PERIMETER = 1,700.1 FT | SQ FEET = 125,375.0 | 0.00 FT 0.00 METERS
 PRECISION > 1/999999 | SQ METERS = 11,648.00 | ERROR BEARING = NONE

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661 70 100

1. S0W 250
2. S90W 72
3. S0W 275
4. S90W 330
5. N0W 275
6. N90E 125
7. N47 5558E 373.134???

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: A36-14805A

Date Received: 4/10/1990

Receipt No: S011926

Received By: [Signature]

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: CARL E. JACKSON 208-324-8573
Address: 819 16TH AVE EAST
JEROME, ID 83338

Name: NANCY J. JACKSON 208-324-8573
Address: 819 16TH AVE EAST
JEROME, ID 83338

2. Date of Priority: JUN 29, 1930

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
07S	17E	34	SW	SW	NW		JEROME

5. Description of diverting works:
6" X 336' WELL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/2 HOUSES (ONE OWNER), S/200 CATTLE

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10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	17E	33	NE	NE		DOMEST	
			NE	NE		STOCK	
		34	SW	NW		DOMEST	
			SW	NW		STOCK	

11. Place of use in counties: JEROME

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

13. Other Water Rights Used:
NONE

14. Remarks:

THIS WELL WAS FILED FOR 3 HOMES UNDER ONE OWNERSHIP BY MR. STOKES
THE WELL IS NOW UNDER JOINT OWNERSHIP DUE TO SALE OF THE
PROPERTY. THE JACKSONS OWN 2 OF THE HOMES AND 2/3 OF THE WELL
AND THE FEELAS OWN ONE HOME AND 1/3 OF THE WELL. SEE COPIES OF
THE WARRANTY DEEDS WITH THE WELL AGREEMENT.

THE P/D & P/U DESCRIPTIONS HAVE BEEN CORRECTED TO AGREE WITH
THE MAP OF THE PROPERTIES SUPPLIED BY MRS. JACKSON. RVW

4/10/91

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do ____ do not ____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

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State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

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OCT 20 1994



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

DATE OF CLOSING: 1-22-91

LEGAL DESCRIPTION OF PROPERTY: Township 7 S Range 17 EBM Jerome Co.
Section 34, SW 1/4 of NW 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: A-36-14805 New A-36-14805A
A-36-14805A

☐ Name and Address of Former Owner/Claimant(s)(Seller): Gary D. Stokes
350 N 303 E

☐ New Owner/Claimant (Purchaser): JEROME, ID 83338
Carl E. Jackson

☐ New Mailing Address: 819 16th Ave East
Jerome, Id 83338

☐ New Telephone Number: (208) 324-8573

☐ 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:

2/3 Interest in Community Well
See Recorded Well Agreement 322926
Warranty Deeds 910237 & 270293

☐ Attach proof of ownership, describe proof attached: Above listed Recorded Documents

(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): Carl E. Jackson Date 4/10/91

Nancy J. Jackson Date 4/10/91

☐ 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: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

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

COPY

WARRANTY DEED

FOR VALUE RECEIVED,

GARY D. STOKES and TERI STOKES, husband and wife, referred to as the Grantors, do hereby grant, bargain, sell and convey unto CARL E. JACKSON and NANCY J. JACKSON, husband and wife; and CARL EUGENE JACKSON and CHRISTINE L. JACKSON, husband and wife, collectively referred to as the Grantees, the following described premises, in Jerome County, State of Idaho, to wit:

TOWNSHIP 7 SOUTH, RANGE 17, EAST OF THE BOISE MERIDIAN
JEROME COUNTY, IDAHO

Section 34: S²NW⁴;

TOGETHER WITH 80 shares of stock in the North Side Canal Company, Ltd. appurtenant thereto.

PROVIDED that the Grantors do hereby reserve an easement for the purpose of the construction, maintenance and repair of an underground pipeline for the transportation of irrigation water over and across the E²SW⁴NW⁴ of Section 34, Township 7 South, Range 17 E.B.M., Jerome County, Idaho, for the benefit of the E²NW⁴SW⁴ of Section 34, Township 7 South, Range 17 E.B.M., Jerome County, Idaho, which easement shall be fully binding upon, and inure to the benefit of, the successors, heirs and assigns of the parties with respect to the real property therein described.

And further subject to taxes for 1991 and subsequent years, and such other rights-of-way, easements and encumbrances which appear more particularly on Exhibit "A" attached hereto.

Grantees' address: 392 North 300 East, Jerome, Idaho 83338 or
819 16th Avenue East, Jerome

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners of said premises; that they will warrant and defend the same from all lawful claims whatsoever, except as hereinabove specifically provided.

DATED this 22nd day of January, 1991.

"GRANTORS"

GARY D. STOKES

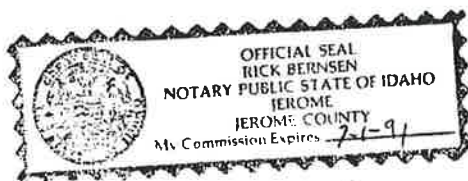
TERI STOKES

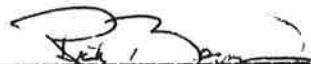
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STATE OF IDAHO)
) ss.
County of Jerome)

On this 22nd day of January, 1991, before me, the undersigned, a Notary Public in and for said County and State, personally appeared GARY D. STOKES and TERI STOKES, husband and wife, known to me to be the persons whose names are subscribed to the within and foregoing instrument, and who acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal, the day and year in this certificate first above written.





NOTARY PUBLIC for Idaho
Residing at Jerome, Idaho
Commission Expires: 7-1-91

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CONTINUATION

SCHEDULE A

Order Number: J-17245

TOWNSHIP 7 SOUTH, RANGE 17, EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 34: A parcel of land located in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, more particularly described as follows:

Commencing at the West quarter corner of said
Section 34 and being THE TRUE POINT OF
BEGINNING;

Thence South 89°50'35" East along the North boundary of the SW $\frac{1}{4}$ for a distance of 895.12 feet;

Thence South 1°25'16" East for a distance of 214.71 feet;

Thence South 2°32'22" West for a distance of 443.58 feet;

Thence South 4°06'27" West for a distance of 290.84 feet to the center of the "U" Canal;

Thence along the center of the "U" Canal on the following courses:

South 63°06'43" West, 68.81 feet;

South 83°08'36" West, 398.92 feet;

South 16°53'35" West, 305.82 feet to the intersection with the South boundary of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 34;

Thence leaving the center of the "U" Canal North 89°50'06" West along the South boundary of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 34 for a distance of 312.61 feet to the Southwest corner of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 34;

Thence North 0°02'43" West along the West boundary of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 34 for a distance of 1320.80 feet to the West quarter corner of Section 34 and being THE TRUE POINT OF BEGINNING.

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"A"

WELL AGREEMENT

THIS AGREEMENT, made this 19th day of October, 1990, by and among **TIMOTHY JAY FEELA** and **ROBBI I. FEELA**, husband and wife, hereinafter referred to as "Feela"; **GARY D. STOKES** and **TERI STOKES**, husband and wife, hereinafter referred to as "Stokes"; and **CARL JACKSON** and **NANCY JACKSON**, husband and wife, hereinafter referred to as "Jackson",

WITNESSETH THAT:

WHEREAS, the parties are owners of contiguous tracts of real property located in Jerome County, Idaho, and,

WHEREAS, located on the tract of property belonging to Stokes is a domestic water well in which Stokes retains ownership, and,

WHEREAS, the parties wish to agree upon a basis for sharing the water and costs of power, maintenance, repairs and replacement from said domestic well,

IT IS THEREFORE AGREED, in consideration of these premises and the mutual promises and covenants hereafter made, as follows:

1. So long as Feela and Jackson retain ownership of the real property below described, they shall have the right to use sufficient water from the domestic well on the property of, and owned by, Stokes to adequately provide domestic water for a residential dwelling including irrigation of lawns and ^{DC.} ^{JS.} ^{Livestock} landscape, only. The property of Stokes upon which the domestic well is located is more particularly described as: ^{QJ.} ^{ng}

TOWNSHIP 7 SOUTH, RANGE 17, EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 34: S²NW⁴

The property of Feela to be served by the domestic well located on the property of Stokes is more particularly described on Exhibit "A" attached hereto.

The property of Jackson to be served by the domestic well located on the property of Stokes is more particularly described as:

TOWNSHIP 7 SOUTH, RANGE 17 EAST, BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 33: NE⁴NE⁴.

RECORDED
JEROME COUNTY, IDAHO
FEE \$5.00
23

Oct 23 4 41 PM '90

RECORDED
Title & Escrow
20 1990
322926

2. The parties shall bear in equal one-third shares responsibility for all costs of power, maintenance, repairs and replacement with regard to any common water lines, pumps and motors, and/or the well itself located on the property of, and owned by, Stokes. Each party hereby agrees to bear the sole cost and expense associated with maintenance, repairs and replacement of noncommon water lines for the delivery of water from the domestic well to their respective parcels of real property.

3. Stokes further grants to Feela and Jackson an easement extending from the common boundary of the three respective parcels directly to the site of the domestic well solely for the purpose of allowing Feela and Jackson access for installation of water lines for the delivery of water from said domestic well located on the property of Stokes to their respective parcels above described and to perform maintenance, repair or upkeep on the domestic well, pump and water lines extending therefrom.

4. The parties hereto declare that a certain Agreement dated May 19, 1919, recorded June 26, 1919, in Book 4 Page 203, records of Jerome County, Idaho, to be null, void and released of record.

5. This agreement shall inure to the benefit of, and be binding upon, the parties hereto and their respective heirs, successors, administrators and assigns. Each and every covenant above described shall run and be bound with the three parcels of real property set forth above.

IN WITNESS WHEREOF, the parties hereto have subscribed their names to this instrument on the day and year first written above.

"STOKES"

Gary D. Stokes Teri Stokes
GARY D./STOKES TERI STOKES

Teri Stokes, as Attorney-In-Fact "FEELA"
for Gary D. Stokes

Timothy Jay Feela Robbi I. Feela
TIMOTHY JAY FEELA ROBBIE I. FEELA

"JACKSON"

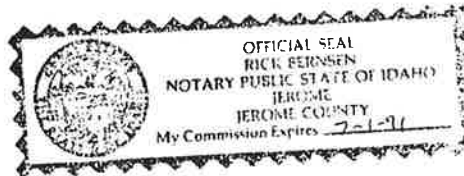
Carl Jackson Nancy Jackson
CARL JACKSON NANCY JACKSON

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STATE OF IDAHO)
) ss.
County of Jerome)

On this 19th day of October, 1990, before me,
the undersigned, a Notary Public in and for said County and
State, personally appeared TERI STOKES,
husband and wife, known to me to be the persons whose names are
subscribed to the within and foregoing instrument, and who
acknowledged to me that she executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal,
the day and year in this certificate first above written.

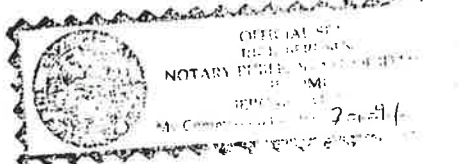


Rick Bernsen
NOTARY PUBLIC for Idaho
Residing at Jerome, Idaho
Commission Expires: 7-1-91

STATE OF IDAHO)
) ss.
County of Jerome)

On this 19th day of October, 1990, before me,
the undersigned, a Notary Public in and for said County and
State, personally appeared TIMOTHY JAY FEELA and ROBBIE I. FEELA,
husband and wife, known to me to be the persons whose names are
subscribed to the within and foregoing instrument, and who
acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal,
the day and year in this certificate first above written.



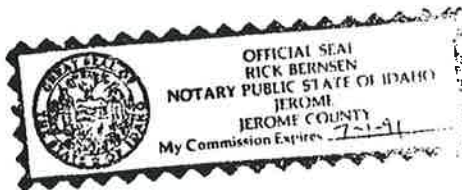
Rick Bernsen
NOTARY PUBLIC for Idaho
Residing at Jerome, Idaho
Commission Expires: 7-1-91

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OCT 20 1994

STATE OF IDAHO)
) ss.
County of Jerome)

On this 22nd day of October, 1990, before me, the undersigned, a Notary Public in and for said County and State, personally appeared CARL JACKSON and NANCY JACKSON, husband and wife, known to me to be the persons whose names are subscribed to the within and foregoing instrument, and who acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal, the day and year in this certificate first above written.

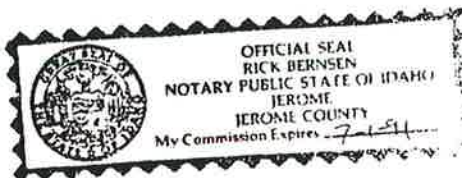


Rick Bernsen
NOTARY PUBLIC for Idaho
Residing at Jerome, Idaho
Commission Expires: 7-1-91

STATE OF IDAHO)
) ss.
County of Jerome)

On this 19th day of October, 1990, before me, the undersigned, a Notary Public in and for said State personally appeared TERI STOKES, known or identified to me to be the person whose name is subscribed to the within instrument as the Attorney-In-Fact of GARY D. STOKES and acknowledged to me that she subscribed the name of GARY D. STOKES thereto as principal, and her own name as Attorney-In-Fact.

IN WITNESS WHEREOF, I have hereunto set my hand and seal, the day and year in this certificate first above written.



Rick Bernsen
NOTARY PUBLIC for Idaho
Residing at Jerome
My Commission Expires 7-1-91

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OCT 20

COMMITMENT FOR TITLE INSURANCE

SCHEDULE B - SECTION II

Order Number: J-17444

SPECIAL EXCEPTIONS:

1. ~~Second one-half of 1990 taxes are due and payable, but not yet delinquent.~~
2. Taxes for 1991 and subsequent years, which are not yet due and payable.
3. Assessments of the American Falls Reservoir District and the rights and powers of said District as by law provided.
4. Assessments of the North Side Canal Company and the rights and powers of said Company as by law provided.
5. Right of way for roads, canals, laterals and waste ditches as contained in an Agreement by and between the State of Idaho, and the Twin Falls North Side Land and Water Company, dated August 21, 1907, recorded in Book 15 Page 589, Jerome County records.
6. Terms and conditions of a Well Agreement by and among Timothy Jay Feela and Robbi I. Feela, husband and wife; Gary D. Stokes and Teri Stokes, husband and wife; and Carl Jackson and Nancy Jackson, husband and wife, dated October 19, 1990, recorded October 23, 1990 as Instrument Number 322926, Jerome County records.
7. Financing Statements, Seed and Farm Laborer's Liens against crops which are filed in the office of the Secretary of State.

NOTE: In the event this commitment is cancelled prior to the issuance of the policy committed for herein, a fee will be charged in compliance with the State of Idaho Department of Insurance Regulations.

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SCHEDULE B - SECTION II This Commitment is not valid without
Schedule B- Section I

EXHIBIT A

MEMORANDUM OF AGREEMENT OF SALE

See Will
Agreement
pg 4 Item 10

THIS AGREEMENT made this 22nd day of January, 1991, by and between GARY D. STOKES and TERI STOKES, husband and wife, hereinafter referred to as "Sellers", and CARL E. JACKSON and NANCY J. JACKSON, husband and wife, and CARL EUGENE JACKSON and CHRISTINE L. JACKSON, husband and wife, as to an undivided one-half interest each, hereinafter collectively referred to as "Buyers",

W I T N E S S E T H:

WHEREAS, Sellers own certain real property located in Jerome County, Idaho, more particularly described as follows:

TOWNSHIP 7 SOUTH, RANGE 17, EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 34: S²NW⁴;

TOGETHER WITH 80 shares of stock in the North Side Canal Company, Ltd. appurtenant thereto.

and,

TOGETHER WITH personal property located thereon described as:

30 Sections 8" x 30' PVC gated pipe
35 Sections 10" x 30' PVC gated pipe
27 Sections 12" x 30' PVC gated pipe
12 Sections 12" x 30' PVC Transfer Pipe (No Gates)
11 Sections 8" x 30" Aluminum gated pipe
4 Sections 6" x 30' Aluminum gated pipe
3 Stand Pipes
4 Valves
1 12" Butterfly
Together with all T's, elbows and connecting parts

WHEREAS, the parties wish to agree upon terms and conditions whereby Sellers will sell to Buyers, and Buyers will purchase from the Sellers, all the Sellers' right, title, and interest in said real and personal property,

IT IS THEREFORE AGREED, in consideration of these premises and the mutual promises and covenants hereafter contained, as follows:

1. **Sale:** Sellers agree to sell to the Buyers, and Buyers agree to purchase from the Sellers, all that real and personal property more particularly described above.

2. **Purchase Price:** The total purchase price of the real and personal property shall be the sum of **One Hundred Thirty Thousand and No/100 Dollars** (\$130,000), lawful money of the United States of America, due and payable as follows:

- \$35,000, cash at the time of closing as hereinafter defined;
- The balance of the purchase price, to wit: \$95,000, shall accrue interest at the rate of 10.5% per annum from the date of closing, and shall be paid in annual installments of \$16,000, inclusive of interest, which payments shall commence one year from the date of closing as hereinafter defined and continuing annually thereafter until the anniversary of the closing date in the year 2001, at which time all interest and principal shall be fully paid. All payments to be paid hereunder shall be allocated first to interest, then to principal. Buyers may prepay accumulated interest and unpaid principal at any time without penalty, however, any such prepayment shall not relieve the duty of the Buyers to pay the next regular installment due hereunder.

3. **Taxes, Assessments:** Buyers shall be responsible for all real property taxes and assessments for 1991 and future years. Sellers shall pay all such taxes and assessments for 1990 and prior years.

4. **Closing:** Closing of this transaction shall take place at **Land Title and Escrow, Inc.**, Jerome, Idaho, on or before the 22nd day of January, 1991. The parties shall bear the costs of closing in equal shares. At closing, Sellers shall deliver to Buyers a Warranty Deed conveying good and marketable title to the real property, subject only to those exceptions more particularly described on Exhibit "A" attached hereto. The deed shall expressly reserve a perpetual easement for the benefit of the Sellers, their successors and assigns as to other land of the Sellers, for the purpose of the construction, maintenance and repair of an underground pipeline for the transportation of irrigation water. Sellers shall also deliver to Buyers at time of closing a Bill of Sale for the personal property described above, and a water stock certificate for 80 shares of stock in the North Side Canal Company, Ltd. appurtenant to the real property above described.

Buyers shall deliver to Sellers a promissory note secured by a Mortgage on the real property in accordance with the forms attached hereto as Exhibits "B" and "C", respectively. The terms of this Memorandum of Agreement shall be

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OCT 20 1994

incorporated into the Mortgage to be executed by the Buyers, and an event of default under this agreement shall be considered an event of default under the terms and conditions of said Mortgage.

5. **Title Insurance:** Sellers shall purchase and deliver to Buyers, at the time of closing, a policy of title insurance insuring good and marketable title in the real property in the amount of the full purchase price, subject only to those exceptions more particularly described on Exhibit "A" attached hereto.

6. **Escrow:** The original promissory note, Mortgage (after recording), water stock certificate, and this Agreement shall be placed in escrow with Land Title and Escrow, Inc., Jerome, Idaho. Land Title and Escrow, Inc. shall be constituted the agent of the parties for purposes of receiving payments from the Buyers, transmitting the same to the Sellers, and receipting to the parties for each such transaction. The escrow holder is hereby authorized and directed to deliver the documents held in escrow to the Buyers at the time of the payment of said deferred payments in full, together with all interest thereon. The parties shall bear the initial and ongoing costs of said escrow in equal shares.

7. **Due on Sale, Encumbrance:** Buyers shall not, without the express written consent of the Sellers first having been obtained, sell, assign, transfer, contract, convey or encumber the above described real property to any third party. Buyers' failure to comply with this paragraph shall accelerate the full balance remaining due and owing under the promissory note above described.

8. **Inspection:** Buyers represent that they are buying the above described real and personal property from the Sellers upon their own knowledge and inspection of the same and are not purchasing on the basis of any representation, warranty, or affirmation of fact made by Sellers or any agent on behalf of Sellers with respect to the above described real and personal property. Further, Buyers acknowledge that they are purchasing the personal property "as is".

9. **Fire and Casualty Insurance:** Buyers further agree that they will insure and keep insured during the life of this agreement, the buildings and improvements on said premises against loss by fire and other casualty in the amount of \$60,000. Such insurance policy shall have a loss payable clause payable to Sellers and Buyers, as their respective interests may from time to time appear, and such policy or policies shall be placed with the escrow holder above provided for. In the event of loss by fire or other casualty, both parties shall cooperate in making proof of loss promptly, and any insurance recovery shall be applied toward the restoration

and repair of said damaged or destroyed buildings and improvements.

10. Well Agreement: Sellers assign to Buyers all their right, title and interest in that certain Well Agreement dated October 19, 1990, by and among Timothy Jay Feela and Robbi I. Feela, husband and wife; Gary D. Stokes and Teri Stokes, husband and wife; and Carl Jackson and Nancy Jackson, husband and wife, recorded October 23, 1990 as Instrument No. 322926, records of Jerome County, Idaho.

11. Possession: Buyers shall have possession of the real and personal property above described from the date of closing; provided, however, that Sellers shall retain possession of the residence located on the above described real property free of rent for a period of one year from the date of closing. Should the Sellers wish to retain possession of the residence after the initial year, reasonable rental terms will be negotiated by the parties, including the payment of rent from Sellers to Buyers.

12. Preparation of Documents: The parties recognize that this agreement has been prepared by Robert E. Williams III, as attorney for the Sellers. Buyers have been advised that they should seek independent counsel of their own choosing with regard to all matters contained in this agreement.

13. Time is of the Essence: It is understood and agreed that failure on the part of the Sellers to require prompt performance on the part of the Buyers shall not extend the time of performance by Buyers, or be a waiver by Sellers of time being the essence of this agreement, it being specifically understood and agreed that time is hereby made the essence of this agreement.

14. Binding Effect: This agreement shall inure to the benefit of, and be binding upon, the parties hereto and their respective heirs, executors, administrators and assigns.

IN WITNESS WHEREOF, the parties hereto have hereunto subscribed their names, the day and year in this agreement first above written.

"SELLERS"

/s/Gary D. Stokes
GARY D. STOKES

/s/Teri Stokes
TERI STOKES

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OCT 20 1994

"BUYERS"

/s/Carl E. Jackson
CARL E. JACKSON

/s/Nancy J. Jackson
NANCY J. JACKSON

/s/Carl Eugene Jackson
CARL EUGENE JACKSON

/s/Christine L. Jackson
CHRISTINE L. JACKSON

STATE OF IDAHO)
) ss.
County of Jerome)

On this 22nd day of January, 1991, before me, the undersigned, a Notary Public in and for said County and State, personally appeared GARY D. STOKES and TERI STOKES, husband and wife, known to me to be the persons whose names are subscribed to the within and foregoing instrument, and who acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal, the day and year in this certificate first above written.

NOTARY PUBLIC for Idaho
Residing at Jerome, Idaho
Commission Expires: 7-1-91

STATE OF IDAHO)
) ss.
County of Jerome)

On this 22nd day of January, 1991, before me, the undersigned, a Notary Public in and for said County and State, personally appeared CARL E. JACKSON and NANCY J. JACKSON, husband and wife, known to me to be the persons whose names are subscribed to the within and foregoing instrument, and who acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal, the day and year in this certificate first above written.

MICROFILMED
OCT 20 1994

NOTARY PUBLIC for Idaho
Residing at Jerome, Idaho
Commission Expires: 7-1-91

STATE OF IDAHO)
) ss.
County of Jerome)

On this 22nd day of January, 1991, before me, the undersigned, a Notary Public in and for said County and State, personally appeared CARL EUGENE JACKSON and CHRISTINE L. JACKSON, husband and wife, known to me to be the persons whose names are subscribed to the within and foregoing instrument, and who acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal, the day and year in this certificate first above written.

NOTARY PUBLIC for Idaho
Residing at Jerome, Idaho
Commission Expires: 7-1-91

MICROFILMED
661 8

WARRANTY DEED

For Value Received We, FRANCIS E. LEWIS and EDNA R. LEWIS,
husband and wife,

the grantor s, do hereby grant, bargain, sell and convey unto CARL E. JACKSON and
NANCY JANE JACKSON, husband and wife, of Jerome, Idaho,

the grantee s, the following described premises, in Jerome County Idaho, to wit:

The Northeast Quarter of the Northeast Quarter
(NE $\frac{1}{4}$ NE $\frac{1}{4}$) of Section 33, Township 7 South, Range
17 East, Boise Meridian, Jerome County, Idaho, to-
gether with 40 shares of the capital stock of the
North Side Canal Company, Limited.

SEE ATTACHED TITLE POLICY
SHOWING A PROPORTIONATE
SHARE OF OPERATION EXPENSE
AND REPAIRS TO A WELL
SITUATED ON NE $\frac{1}{4}$ NE $\frac{1}{4}$
SEC. 34, TOWNSHIP 7
RANGE 17 EBM JEROME CO.

RECORDED AT THE REQUEST
JAN 18 4 37 PM '83
JEROME COUNTY, IDAHO
FEES \$2.00 SEP 84

270293

1661 02 190
MICHO FILMED

POOR ORIGINAL

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee s,
their heirs and assigns forever. And the said Grantor s do hereby covenant to and
with the said Grantee s, that the y the owner s in fee simple of said premises; that they are free
from all incumbrances

and that the y will warrant and defend the same from all lawful claims whatsoever.

Dated: September 30, 1974.

Francis E. Lewis
Edna R. Lewis

STATE OF IDAHO, COUNTY OF Jerome.
On this 30th day of September 1974,
before me, a notary public in and for said State, personally
appeared FRANCIS E. LEWIS and EDNA R.
LEWIS, husband and wife,

known to me to be the person s whose name s are
subscribed to the within instrument, and acknowledged to
me that they executed the same.

Residing at
Jerome Idaho
Notary Public
Jerome Idaho
Copies Expires 1/1/75

STATE OF IDAHO, COUNTY OF
I hereby certify that this instrument was filed for record at
the request of

at _____ minutes past _____ o'clock m.,
this _____ day of _____
19 _____, in my office, and duly recorded in Book
of Deeds at page _____

Ex-Officio Recorder

By _____ Deputy.

Fees \$
Mail to:

INSTRUMENT NO

CONTINUATION

SCHEDULE A

Order Number: J-17245

TOWNSHIP 7 SOUTH, RANGE 17, EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 34: A parcel of land located in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, more particularly described as follows:

Commencing at the West quarter corner of said
Section 34 and being THE TRUE POINT OF
BEGINNING;

Thence South 89°50'35" East along the North boundary of the SW $\frac{1}{4}$ for a distance of 895.12 feet;

Thence South 1°25'16" East for a distance of 214.71 feet;

Thence South 2°32'22" West for a distance of 443.58 feet;

Thence South 4°06'27" West for a distance of 290.84 feet to the center of the "U" Canal;

Thence along the center of the "U" Canal on the following courses:

South 63°06'43" West, 68.81 feet;

South 83°08'36" West, 398.92 feet;

South 16°53'35" West, 305.82 feet to the

intersection with the South boundary of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 34;

Thence leaving the center of the "U" Canal North 89°50'06" West along the South boundary of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 34 for a distance of 312.61 feet to the Southwest corner of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 34;

Thence North 0°02'43" West along the West boundary of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 34 for a distance of 1320.80 feet to the West quarter corner of Section 34 and being THE TRUE POINT OF BEGINNING.

"A"

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OCT 20 1994

STATE OF IDAHO)
) ss.
County of Jerome)

On this 19th day of October, 1990, before me, the undersigned, a Notary Public in and for said State personally appeared TERI STOKES, known or identified to me to be the person whose name is subscribed to the within instrument as the Attorney-In-Fact of GARY D. STOKES and acknowledged to me that she subscribed the name of GARY D. STOKES thereto as principal, and her own name as Attorney-In-Fact.

IN WITNESS WHEREOF, I have hereunto set my hand and seal, the day and year in this certificate first above written.



Rick Bernsen

Notary Public for Idaho
Residing at Jerome

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OCT 20 1994

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 the Rights to the Use of Water)
from the Snake River Basin)
Water System)
_____)

Case No. 36-14805A -0001

The State of Idaho, ex rel.)
R. Keith Higginson in his)
official capacity as Director)
of the Idaho Department of)
Water Resources,)

RESPONSE TO OBJECTION

Petitioner,)

vs.)

The United States; the State)
of Idaho; and all Claimants to)
the use of water from the Snake)
River Basin Water System,)
_____)

Respondents.)

I. GENERAL INFORMATION

1. Person responding to objection:

Name: R. KEITH HIGGINSON, DIRECTOR

Address: IDAHO DEPARTMENT OF WATER RESOURCES
P.O. BOX 44449
BOISE, ID 83711-4449

Briefly describe your interest in this water right:

IDWR is required to file a response to an objection to part
I of the director's report pursuant to I.C. section 42-1412(2).

(Over)

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OCT 20 1994

2. Person who filed objection:

Name: CARL E & NANCY J JACKSON
Address: 819 16TH AVE E
JEROME ID 83338

Name: CARL E & CHRISTINE L JACKSON
Address: 819 16TH AVE E
JEROME ID 83338

3. If this response is filed by an attorney:

Attorney Name(s): NICHOLAS B. SPENCER

Attorney Address: DEPUTY ATTORNEY GENERAL(S)
IDAHO DEPARTMENT OF WATER RESOURCES
P.O. BOX 44449
BOISE, ID 83711-4449

Attorney Phone No.: (208) 327-7900

II. STATEMENT OF THE RESPONSE

14. ☒ Other: I respond to the objection concerning:

ASSERTED NEED TO AMEND LEGAL DESCRIPTION DUE TO
A SALE

REASONS SUPPORTING EACH BOX CHECKED

There is an error in the description of the non-irrigation uses of this right in the director's report. The recommendation should have shown non-irrigation uses as:

DOMESTIC, 2 HOMES; STOCKWATER, 200 HEAD CATTLE

In response to Statement of the Objection item 14, and all allegations regarding this item, IDWR responds as follows: 1) The notice of change of ownership as required by Idaho Code 42-1409(7) was filed with IDWR after the director's report was

filed with the court. 2) IDWR will change its records to that shown on the objection. 3) The water right recommended should be divided between the owners as shown in the attachment entitled "Recommended Water Rights Acquired Under State Law." IDWR further responds that this, however, may not change the records of the SRBA Court to reflect the change in ownership shown on the objection. The Court has developed its "Standard Form 3" to be used for reporting matters such as address changes and changes in ownership. The claimant may need to file this form with the SRBA Court.

CHANGES TO THE DIRECTOR'S REPORT

See attached List of Recommended Water Rights Acquired under State Law.

☒ Check here if you are submitting documents. Please list each document by the title and number of pages. You may use additional pages if necessary:

	No. of Pages
Notice of Claim No. A36-14805	2
Recommended Water Rights Acquired Under State Law	2

(Over)

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OCT 20 1994

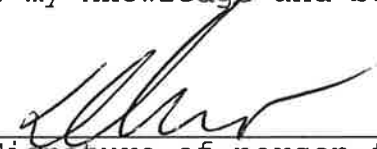
VERIFICATION (Must be Completed)

State of IDAHO

County of ADA

David B. Shaw, being first duly sworn, upon oath, deposes and says:

That R. Keith Higginson, in his official capacity as director of the Idaho Department of Water Resources, is a party to this proceeding, as defined by I.C. 42-1401A(1) and (7); that I am the Adjudication Bureau Chief for IDWR and am authorized by R. Keith Higginson, in his official capacity as director of IDWR, to verify this response; and that I have read the foregoing response, know its contents and that the statements contained therein are true to the best of my knowledge and belief.

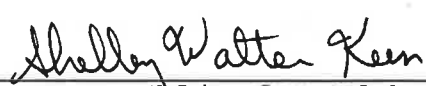

Signature of person filing response

By:


(Attorney signing in
representative capacity)

Subscribed and sworn to before me this 9th day of September,
1993.




Notary Public for Idaho
Residing at: Boise, Idaho
My Commission expires: July 31, 1997

CERTIFICATE OF MAILING

I hereby certify that on the 10th day of SEPTEMBER, 1993, I mailed the original and copies of the foregoing response, including all attachments, to the following persons, by mailing the original and/or true and correct copies, postage prepared and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707

2. One copy to the owner of the water right, and you must fill in the following information:

See No. 3

Name: DIANE E ODEN
Address: STUART WILLIAMS
304 E 350 N
JEROME ID 83338

3. One copy to the party who filed the objection, or if represented by an attorney, to their attorney; and you must fill in the following information:

Name: CARL E & NANCY J JACKSON
Address: 819 16TH AVE E
JEROME ID 83338

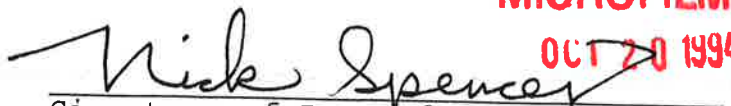
Name: CARL E & CHRISTINE L JACKSON
Address: 819 16TH AVE E
JEROME ID 83338

4. One copy to:

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, Box 33
Boise, Idaho 83734

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OCT 20 1994


Signature of Respondent or attorney
mailing on Respondent's behalf

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

CIVIL CASE NUMBER: 39576

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEMIdentification No. A36-14805
Date Received 4-6-1990
Receipt Number 5011926NOTICE OF CLAIM RECEIVED
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW
For Domestic and/or Stockwater Purposes
Where Daily Use is less than 13,000 gallons per day.

APR 6 1990

Department of Water Resources
Southern Region Office

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) GARY D. STOKES Phone () 208-324 2671
Mailing Address 350 N 303 EAST Jerome ID. Zip 833382. Date of Priority (Only one per claim) 6-29-36 Month/Day/Year3. Source of water supply (Check one) ☒ Groundwater or Other () (a) _____
which is tributary to (b) _____ Name or kind of source4. Location of point of diversion is: Township 7S Range 17E
Section 34 1/4 of NW 1/4 of SW 1/4, Govt. Lot _____, BM.,
County of Jerome
Additional points of diversion if any: _____5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc.), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. 6" well TD 336

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)

For Domestic purposes from 1-1 to 12-31 amount .04 (cfs)
(Both dates are inclusive)
For Stock purposes from 1-1 to 12-31 amount .077. Total quantity claimed .106 (cfs)8. Total consumptive use claimed is de minimus9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) Showerheads 100 cattleMICROFILMED
OCT 20 1994
FEB 18 1992

10. Place of use is: Township: 5 Range 17 E
Section 34, NW 1/4 of 54 1/4, Govt. Lot _____, B.M.,

for (Circle One) Domestic Stock Domestic and Stock
Additional places of use, if any _____

11. In which county (ies) are lands listed above as place of use located? Jerome

12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
() None or _____

14. Remarks: _____

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree

Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understood 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 do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Nancy W. Jackson Date 4-5-90
_____ Date _____

For Organizations: I do solemnly swear or affirm that I am _____

of _____ Title _____ that I have signed the foregoing

document in the space below as _____ of _____

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____ Date _____

Title and Organization _____

State of Idaho/or _____)

County of Jerome) SS.

NOTARIZATION REQUIRED FOR EACH CLAIM

Subscribed and sworn (or affirmed) before me this 5th day of April 19 90

SEAL

Notary Public Nancy J. Jackson

Residing at Jerome

My Commission Expires 3-1-92

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

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OCT 20 1994
FEB 18 1993

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAWDATE: AUG-30-1993
PAGE: A-1

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	PURPOSE OF USE	PERIOD OF USE FROM TO	MAXIMUM QUANTITY	BASIS OF CLAIM
SOURCE: GROUNDWATER						
36-14805C	NANCY J JACKSON CARL E JACKSON 819 16TH AVE E JEROME ID 83338	06/29/1930	DOMESTIC	01-01 12-31	.02 CFS	BENEFICIAL USE
					TOTAL QUANTITY:	.02 CFS
NON-IRRIGATION-USES: DOMESTIC 1 HOME, STOCKWATER 200 CATTLE POINT OF DIVERSION: T07S R17E S34 SWSWNW PLACE OF USE: DOMESTIC T07S R17E S33 NENE REMARKS: PARCEL NO. RP07S17E330001A RIGHTS LISTED BELOW ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE, AND THE TOTAL COMBINED RATE OF DIVERSION OF THESE RIGHTS IS LIMITED TO .06 CFS. OTHER RIGHT NOS. 36-14805B, 36-14805D						
36-14805D	DIANE C ODEN 304E 350N JEROME ID 83338	06/29/1930	DOMESTIC	01-01 12-31	.02 CFS	BENEFICIAL USE
					TOTAL QUANTITY:	.02 CFS
STUART WILLIAMS 304E 350N JEROME ID 83338 NON-IRRIGATION-USES: DOMESTIC 1 HOME POINT OF DIVERSION: T07S R17E S34 SWSWNW PLACE OF USE: DOMESTIC T07S R17E S34 SWNW REMARKS: PARCEL NO. RP07S17E344040I RIGHTS LISTED BELOW ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE, AND THE TOTAL COMBINED RATE OF DIVERSION OF THESE RIGHTS IS LIMITED TO .06 CFS. OTHER RIGHT NOS. 36-14805B, 36-14805C						

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JUL 2 1997

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAWDATE: AUG-30-1993
PAGE: A-1

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	PURPOSE OF USE	PERIOD OF USE FROM TO	MAXIMUM QUANTITY	BASIS OF CLAIM
SOURCE: GROUNDWATER						
~~36-14805A~~	~~NANCY J JACKSON CARL E JACKSON 819 16TH AVE E JEROME ID 83338~~	~~06/29/1930~~	~~DOMESTIC~~	~~01-01-12-31~~	~~.04~~	~~CFS BENEFICIAL USE~~
			~~TOTAL QUANTITY:~~		~~.04~~	~~CFS~~
NON IRRIGATION USES:						
~~DOMESTIC, 1 HOUSE, STOCKWATER, 200 CATTLE~~						
~~POINT OF DIVERSION:~~						
~~T07S R17E S34 SWNW~~						
~~PLACE OF USE: DOMESTIC~~						
~~T07S R17E S34 SWNW~~						
~~REMARKS: PARCEL NOS. RP07S17E343001, RP07S17E330001~~						

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OCT 20 1991

COPY

RECEIVED

APR 14 1993

Department of Water Resources
Southern Region Office

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

The State of Idaho, ex rel.
R. Keith Higginson in his
official capacity as Director
of the Idaho Department of
Water Resources,

Petitioner,

vs.

The United States; the State
of Idaho; and all Claimants to
the use of water from the Snake
River Basin Water System,

Respondents.

CASE NO. 39576

Case No. A-36-14805A
(You must insert the
water right number you
are objecting to)

OBJECTION

RECEIVED

MAR 22 1993

Department of Water Resources
Adjudication Bureau

INSTRUCTIONS

This form must be used to file an objection to any water right recommended in the Director's Report. You may object to one water right per objection form. The water right number you are objecting to must be indicated above in the blank space following "Case No." To object to more than one water right, you must file a separate objection form for each. Forms may be obtained from the Idaho Department of Water Resources (IDWR), or you may copy or reproduce this blank form, as long as it is identical to the court's form. You must file your objection by the deadline shown in the notice that IDWR mailed to you. The objection must be received by the court on or before the deadline specified. Instructions for mailing this objection are found at Page 6, and must be strictly followed.

Any party physically filing 25 (twenty-five) or more objections must make an appointment with the Clerk of the Adjudication Court and arrange for an appointment to file multiple objections.

(Over)

OBJECTION - 1

By filing an objection form, you are certifying that the objection is well-grounded in fact; is warranted by existing law or a good-faith argument for the extension, modification or reversal of existing law; and that it is not filed for any improper purpose, such as to harass, cause unnecessary delay or needless increase in the cost of litigation.

I. GENERAL INFORMATION

Please fill in the following information:

1. Person objecting:

Name: CARL E. JACKSON and NANCY J. JACKSON, h/w and
CARL EUGENE JACKSON and CHRISTINE L. JACKSON h/w
Address: 819 16th Avenue East
Jerome, ID 83338

Briefly describe your interest in this water right:

Owner of 1/3 Interest in a domestic community well

Sold a 1/3 Interest in said well in September 1992

2. Owner of the water right:

Name: CARL E. JACKSON and NANCY J. JACKSON, h/w
Address: 819 16th Avenue East
JEROME, ID 83338

3. If this objection is filed by an attorney:

Attorney Name: NO
Attorney Address: _____

Attorney Phone No.: _____

If filed by an attorney, notice of pending court proceedings will be sent to the attorney only.

II. STATEMENT OF THE OBJECTION

Please check each "box" which states your objection to the recommendation in the Director's Report.

1. ☐ Name and Address: I object to the name and/or address of the owner of the water right.
2. ☐ Source: I object to the source of water.
3. ☐ Quantity: I object to:
 - a. ☐ the total quantity of water used in cubic feet per second; or
 - b. ☐ the total quantity of water stored in acre-feet per year; or
 - c. ☐ the total quantity of water reserved for each and every purpose, including all present and future uses.
4. ☐ Priority Date: I object to the priority date.
5. ☐ Points of Diversion: I object to the legal description of the point(s) of diversion.
6. ☐ Instream Flow: I object to the legal description of the beginning and ending points of the instream flow.
7. ☐ Purpose(s) of Use: I object to the purpose(s) of use.
8. ☐ Period of Year: I object to the period of year when water is used or is necessary for the purpose stated.
9. ☐ Place of Use: I object to:
 - a. ☐ the legal description of the place of use; or
 - b. ☐ the number of irrigated acres within each forty (40) acre subdivision.
10. ☐ Consumptive Use: I object to the annual volume of consumptive use.
11. ☐ Remarks: I object to the "remarks" listed with the water right.

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OCT 20 1984

(Over)

12. ☐ Water Right Recommendation: I object to:
- a. ☐ this water right being recommended at all; or
- b. ☐ this water right not being recommended.
13. ☐ Description of Reservation: I object to the legal description of the reservation.
14. ☒ Other: I object to: NEED TO AMEND LEGAL DESCRIPTION DUE TO A SALE OF 2.878 ACRES FROM THE 80 ACRE PARCEL ALL UNDER WATER RIGHT NO. No. A 36 14805A (New Parcel for 77.00 Acres is RP 07S17E343602I in the names of the Jackson's) (New Parcel No. for 2.878 is RP 07S17E344040 I in the names of Stuart Williams and Diane Oden.)

REASONS SUPPORTING EACH BOX CHECKED

In the space following, you must state the reason(s) by number for each box checked. You may use additional pages if necessary.

1. The Jacksons were at one time owners of 2/3 interest in a community well for use as domestic and stock water. On September 15, 1992 a 1/3 interest was sold to Stuart Williams and Diane Oden. See Attached copy of Warranty Deed and map.
2. THE PHYSICAL LOCATION OF THE WELL IS ON THE JACKSON'S 77.00 ACRE PARCEL. LOCATED IN THE SW $\frac{1}{4}$ NW $\frac{1}{4}$ OF Sec. 34 Tws. 7 Rge. 17 EBM Jerome County.

CHANGES TO THE DIRECTOR'S REPORT

Specifically describe how you want the Director's Report to be changed. You may use additional pages if necessary.
Please update the records to reflect as follows: One third interest by each

1/3 Stuart Williams and Diane Oden

1/3 Carl E. Jackson and Nancy J. Jackson and C. E. Jackson and Christine L. Jackson

1/3 Timothy Feela and Robbi Jay Feela

Please note: You should attach copies of documents which support your objection. Note on each document the "box number" it supports.

☒ Check here if you are submitting documents. Please list each document by the title and number of pages. You may use additional pages if necessary. _____

1. New Property Owner form
2. Copy of Recorded Warranty Deed Jackson & Jackson - Williams & Oden
3. Copy of Plat Map showing the Williams & Oden property
4. Copy of RESPONSE TO NOTICE OF ERROR
5. Original Water Filing
6. Map of LOCATION OF WELL and THREE HOMES SERVICED BY THE COMMUNITY WELL.

VERIFICATION (Must be Completed)

State of IDAHO

County of JEROME

CARL E. JACKSON, being first duly
(Name of person filing objection)
sworn, upon oath, deposes and says:

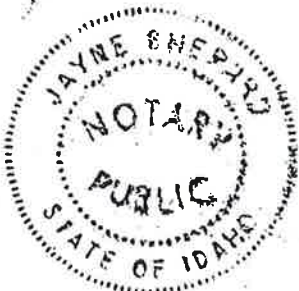
That I am the person or entity filing this objection, that I am a water claimant or party in this proceeding, as defined by I.C. § 42-1401A(1) and (7), and that I have read the foregoing objection, know its contents and that the statements contained therein are true to the best of my knowledge and belief.

Carl E. Jackson
Signature of person filing objection
CARL E. JACKSON

NONE

By: _____
(Attorney signing in
representative capacity)

Subscribed and sworn to before me this 18th day of March,
1993.



Jayne Shepherd
Notary Public for
Residing at: Jerome
My Commission expires: MARCH 20 1994

001 20 1994

(Over)

INSTRUCTIONS FOR MAILING

You must mail the objection, including all attachments, to the Clerk of the Court. **FAX filings will not be accepted by the Clerk of the Court.** You must also send a copy to the owner of the water right, if other than yourself; to the Office of the Attorney General, State of Idaho; and to the United States Department of Justice, as set out below in the Certificate of Mailing. Finally, you must sign the Certificate of Mailing to show that you followed these steps.

CERTIFICATE OF MAILING

I hereby certify that on the 18th day of March, 1993, I mailed the original and copies of the foregoing objection, including all attachments, to the following persons, by mailing the original and/or true and correct copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707

2. One copy to the owner of the water right, and you must fill in the following information:

Owner name: Carl E. Jackson
Owner's address: 819 16th Avenue East
Jerome, ID 83338

3. One copy to:

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, Idaho 83711-4449

4. One copy to:

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, Box 33
Boise, Idaho 83734

Carl E. Jackson
Signature of Objector or attorney
mailing on Objector's behalf



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type

(see instructions on back of page)

DATE OF CLOSING: Sept. 15, 1992

LEGAL DESCRIPTION OF PROPERTY: Township 7 S Range 17 EBM
 Section 34, Part of 1/4 of SW 1/4 of NW 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: 36-14805A

☐ Name and Address of Former Owner/Claimant(s)(Seller): Carl E. Jackson and Nancy J. Jackson
819 16th Avenue East, Jerome, ID 83338

☐ New Owner/Claimant (Purchaser): Stuart E. Williams and Diane C. Oden

☐ New Mailing Address: 304 East 350 North, Jerome ID 83338

☐ New Telephone Number: () _____ - _____

☐ Does the change in ownership result in a splitting of the water right owned/claimed? x yes no
 If yes, then describe the portion of the water right that is now owned/claimed by the new owner:
There is a community well and a one third interest is to be claimed
by the new owner,

☐ Attach proof of ownership, describe proof attached: Recorded Warranty Deed - Tax Parcel No. RP 07S17E344040I (3 Ac+)
(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) Stuart E. Williams Date _____

☐ Signature of Former Owner/Claimant(s) Diane C. Oden 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: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

MICROFILMED

OCT 20 1992

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

POOR ORIGINAL

WARRANTY DEED

COPY

For Value Received CARL E. JACKSON and NANCY J. JACKSON, husband and wife and
CARL EUGENE JACKSON and CHRISTINE L. JACKSON, husband and wife

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

STUART E. WILLIAMS, an unmarried man and
DIANE C. ODEN, an unmarried woman

Whose address is: 304 East 350 North, Jerome, Idaho 83338

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

SEE ATTACHED EXHIBIT "A"
(Containing One Page)

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: September 15, 1992

Carl E. Jackson
Carl E. Jackson

Carl Eugene Jackson
Carl Eugene Jackson

Nancy J. Jackson
Nancy J. Jackson

Christine L. Jackson
Christine L. Jackson

STATE OF IDAHO, COUNTY OF Jerome

On this 15th day of September, 1992,
before me, a notary public in and for said State, per-
sonally appeared Carl E. Jackson,
Nancy J. Jackson, Carl Eugene Jackson
and Christine L. Jackson



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

Jayne Shepard
Notary Public
Jerome, Idaho.
Residing at
Commission expires:

RECORDED - REQUEST
Land Title & Escrow, Inc.
SEP 16 9 14 AM '92
JEROME COUNTY, IDAHO
FEE \$6.00 DEP *CS*

923122

EXHIBIT "A"

TOWNSHIP 7 SOUTH, RANGE 17, EAST OF THE BOISE MERIDIAN
JEROME COUNTY, IDAHO

Section 34: That part of the SW $\frac{1}{4}$ NW $\frac{1}{4}$, described as follows:

Commencing at the West Quarter corner of said
Section 34;
Thence North along the West boundary of said
Section 34, 275.00 feet;
Thence East parallel to the South boundary of
said SW $\frac{1}{4}$ NW $\frac{1}{4}$ to the Centerline of the "R1"
Canal said point being the TRUE POINT OF
BEGINNING;
Thence West parallel to the South boundary of
the SW $\frac{1}{4}$ NW $\frac{1}{4}$ to the West boundary of said
Section 34;
Thence South along the West boundary of said
Section 34, 275.00 feet to the West Quarter
Corner of said Section 34;
Thence East along the South boundary of said
Section 34, 330.00 feet;
Thence North parallel to the West boundary of
the SW $\frac{1}{4}$ NW $\frac{1}{4}$ 275.00 feet;
Thence East parallel to the South boundary of
the SW $\frac{1}{4}$ NW $\frac{1}{4}$ 72.00 feet;
Thence North parallel to the West Boundary of
the SW $\frac{1}{4}$ NW $\frac{1}{4}$ to the Centerline of the "R1"
Canal;
Thence Southwesterly along the Centerline of
the "R1" Canal to THE TRUE POINT OF BEGINNING.

Said property is being conveyed dry and without water.

SUBJECT TO:

Accruing taxes, levies and assessments; easements and right-of-ways of record if any.

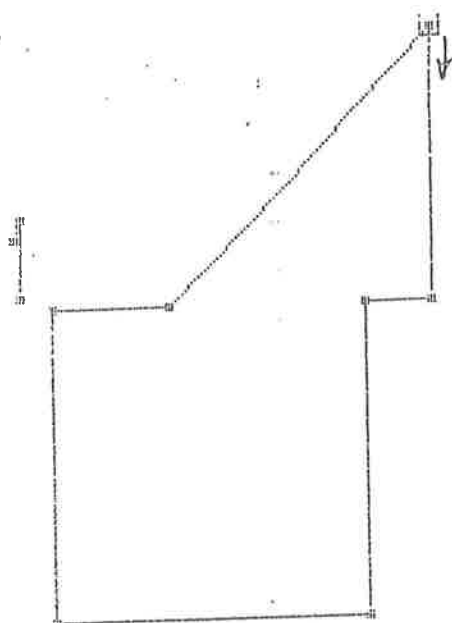
Terms and conditions of a Well Agreement by and among Timothy Jay Feela and Robbi I. Feela, husband and wife; Gary D. Stokes and Teri Stokes, husband and wife; and Carl E. Jackson and Nancy J. Jackson, husband and wife, dated October 19, 1990, recorded October 23, 1990, as Instrument Number 322926, Jerome County records.

POOR ORIGINAL

MICROFILMED

OCT 20 1994

PLAT OF DEED CALLS FOR JACKSON



rth for Beginning Tract Indicated by Arrow: Beginning Point Indicated by Box

ALE =	200 FT/IN		ACRES =	2.878		----- CLOSING ERROR -----	
RIMETER=	1,700.1 FT		SQ FEET =	125,375.0		0.00 FT	0.00 METERS
ECISION	> 1/999999		SQ METERS=	11,648.00		ERROR BEARING = NONE	

1. SOW 250
2. S90W 72
3. SOW 275
4. S90W 330
5. NOW 275
6. N90E 125
7. N47 5558E 373.134???

RESPONSE TO NOTICE OF ERROR
IN THE SNAKE RIVER BASIN ADJUDICATION

Water Right No: A36-14575 14576 14577 14578 14579 Contact Date: 10-7-92

IDWR Contact Person: (print and initial) Helen Harrington-Thorsen HHT

Claimant Contact Person Nancy Jackson

Others Present _____

Contact By (give date) Phone

Meeting (location): _____

Phone Call (no.) 324-8573

Letter (attach letter): _____

4.

IDWR USE ONLY	
Date	Initials
Date Entered <u>10/7/92</u>	
Verified	

I. Issues identified by claimant: Incorrect Parcel nos.

II. Reasons provided claimant for original recommendation: _____

Corrected parcel nos: A36-14574 RP07S17E3300001A (1 house) mark
A36-14575 RL07S17E343001A (1 house) Mark
A36-14576 RL07S17E287201A (1 house) Mark
A36-14805A no parcel no. (1 house) Mark
RP07S17E34 ^{4040 I} ~~3602~~ Mark
RP07S17E34 3602I Mark Jackson

III. Additional information provided by claimant: Apparently the 2 houses identified as A36-14805A and 3 house as A36-14574 are the same houses on a community well. The third house is separately owned by Feela.

IV. Changes to be made in final recommendation (if any): Corrected parcel nos. and number of houses as noted above. Also corrected claimants mailing address. Community well located in SWNW, Sec. 34.

V. Action taken (date): As stated in IV above. 10/7/92

MICROFILMED
POOR ORIGINAL

No New Parcel # yet

6/2/91
5.12

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: A36-14805A
Date Received: 4/10/1990
Receipt No: S011926
Received By: R. V. W.

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: CARL E. JACKSON
Address: 819 16TH AVE EAST
JEROME, ID

208-324-8573

83338

Name: NANCY J. JACKSON
Address: 819 16TH AVE EAST
JEROME, ID

208-324-8573

83338

2. Date of Priority: JUN 29, 1930

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
07S	17E	34	SW	SW	NW		JEROME

5. Description of diverting works:
6" X 336' WELL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		

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

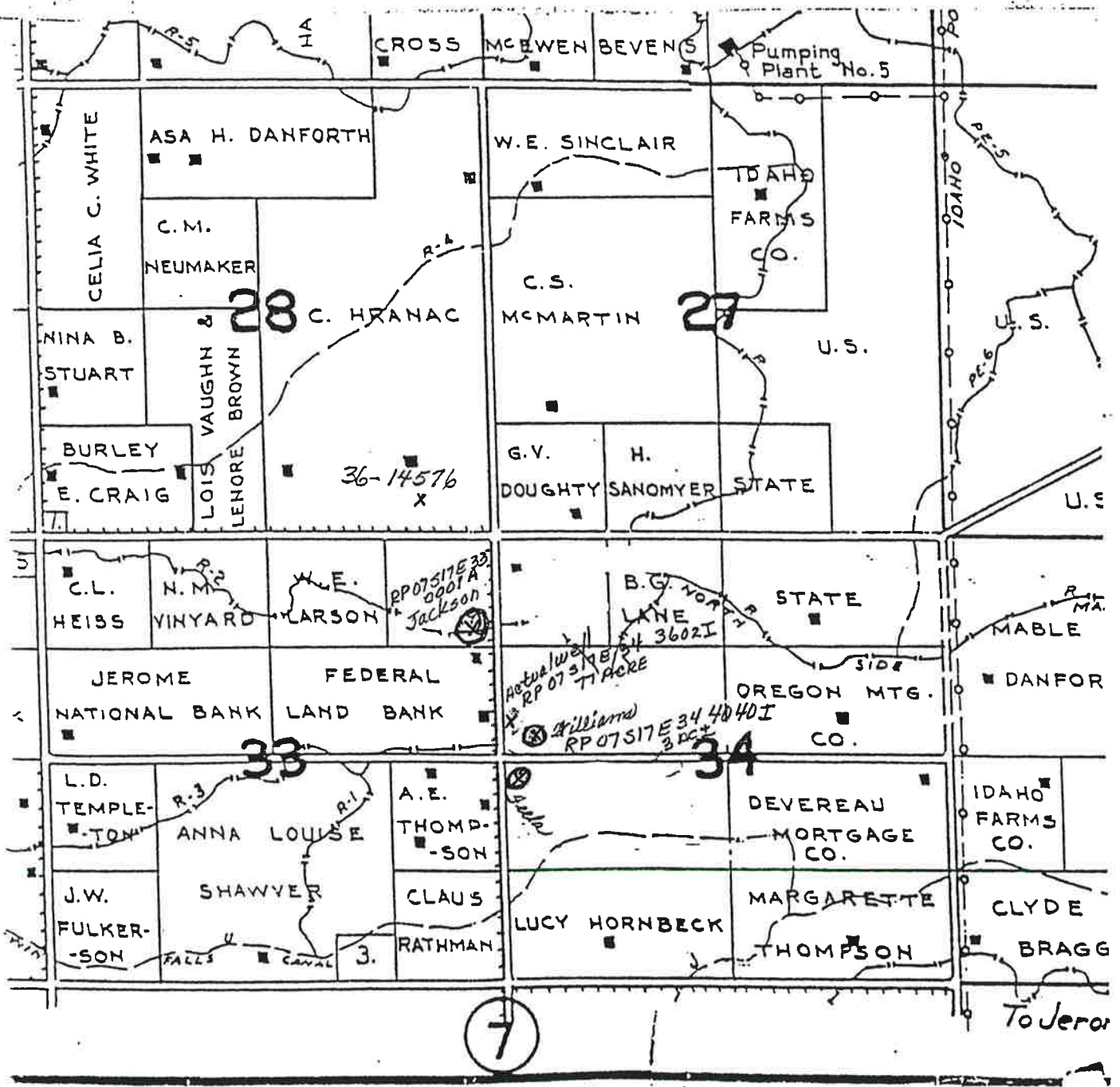
A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

D/2 HOUSES (ONE OWNER), S/200 CATTLE



Actual Location of Well on Parcel RP 075 17E 34 3602I 77 acre parcel

Locations of the 3 homes served by the Community Well Agreement

POOR ORIGINAL MICROFILMED
OCT 20 1994

R PROOF

CVR

MAPS

PHOTOS

MISC

MICROFILMED
OCT 20 1984

MICROFILMED
OCT 20 1994

Water Right Number - A36-14805A Prefix Translation: ADJUDICATION CLAIM Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - Address - - - - - +

*** C - CURRENT OWNER ***
SPLIT RIGHT

1 -
2 -
3 -
City- XXXXXX State- ID Zip- 99999
Phone - 208-000-0000

*** D - ORIGINAL OWNER ***
JACKSON NANCY J

1 - 819 16TH AVE EAST
2 -
3 -
City- JEROME State- ID Zip- 83338
Phone - 208-324-8573

STOKES GARY D

1 - 350 N 303 E
2 -
3 -
City- JEROME State- ID Zip- 83338
Phone - 208-000-0000

JACKSON CARL E

1 - 819 16TH AVE EAST
2 -
3 -
City- JEROME State- ID Zip- 83338
Phone - 208-324-8573

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - - +
06/29/1930 17 SOUTHERN Z - SEE REMARKS

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GROUNDWATER
SPLIT RIGHT

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County
07S 17E 34 SW SW NW (53) JEROME

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
43 - DOMESTIC 01/01 12/31 0.040

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.040 0.0

+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
07S 17E 33 NE NE 04 STOCKWATER (53) JEROME
07S 17E 34 SW NW 04 STOCKWATER (53) JEROME
07S 17E 33 NE NE 43 DOMESTIC (53) JEROME
07S 17E 34 SW NW 43 DOMESTIC (53) JEROME

Water right number - A36-14805A

Prefix Translation: ADJUDICATION CLAIM

+	Tw	Rng	Sec	Tract	Lot	Acres	Code	Description	County	+
---	----	-----	-----	-------	-----	-------	------	-------------	--------	---

Total Acres:

+ - - Diversion Means - 6" X 336' WELL

+ - - Non-Irrigation Use - D/2 HOUSES (ONE OWNER), S/200 CATTLE

+ - - Other Rights for Same Use - NONE

+	Remarks	+
---	---------	---

THIS WELL WAS FILED FOR 3 HOMES UNDER ONE OWNERSHIP BY MR. STOKES
THE WELL IS NOW UNDER JOINT OWNERSHIP DUE TO SALE OF THE
PROPERTY. THE JACKSONS OWN 2 OF THE HOMES AND 2/3 OF THE WELL
AND THE FEELAS OWN ONE HOME AND 1/3 OF THE WELL. SEE COPIES OF
THE WARRANTY DEEDS WITH THE WELL AGREEMENT.
THE P/D & P/U DESCRIPTIONS HAVE BEEN CORRECTED TO AGREE WITH
THE MAP OF THE PROPERTIES SUPPLIED BY MRS. JACKSON. RVW
4/10/91

+	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

+	Comments	+
---	----------	---

No Comments Found

+ - - Audit Fields - - +

04/29/93 GIVENS

+	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	- 04/10/1990	Last Amended Date	- 04/10/1991	Temporary Right	- P
		Receipt Number	- X999999	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-
				Notice of Error Flag	-

MICROFILMED
OCT 20 1994

Old (D) Number -

+ - - - - - Address - - - - -

- 1 -
- 2 -
- 3 -

State- ID Zip- 999999

1 - 819 16TH AVE EAST
2 -
3 -

State- ID Zip- 83338

1 - 350 N 303 E
2 -
3 -

State- ID Zip- 83338

1 - 819 16TH AVE EAST
2 -
3 -

State- ID Zip- 83338

+ - - - Status - - - - +
Z - SEE REMARKS

```
+ - - - - - Tributary - - - - - +
```

Point of Diversion						
Twn	Rng	Sec	Tract	Lot	Rflg	County
07S	17E	34	SW SW NW		(53)	JEROME

Code	Description	Period From	Period To	Water Use	Diversion Rate	Diversion Volume
43 - DOMESTIC		01/01	12/31		0.040	

+ - Total Div. Rate - +	+ - Total Div. Volume - +	+ - Total Consumptive Use - +	+ - KW Usage - +
0.040		0.0	

Place of Use									
Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County	
07S	17E	33	NE NE			04	STOCKWATER	(53)	JEROME
07S	17E	34	SW NW			04	STOCKWATER	(53)	JEROME
07S	17E	33	NE NE			43	DOMESTIC	(53)	JEROME
07S	17E	34	SW NW			43	DOMESTIC	(53)	JEROME

3:06
1
MICROFILMED
OCT 20 1994

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	-	04/10/1990	Last Amended Date	-	04/10/1991	Temporary Right	-	P
			Receipt Number	-	X999999	Water District	-	
			POU Ownership Flag	-	Y	Federal/State Indicator	-	S
			Name Connector	-		Presumption Flag	-	
						Notice of Error Flag	-	

MICROFILMED
OCT 20 1994

AUG-24-1992

NOTICE OF ERROR FORM

Please type or print clearly, fill out completely, and return to:
Idaho Department of Water Resources
Statehouse Mail
Boise, Idaho 83720-9000

RECEIVED

SEP 23 1992

Department of Water Resources

The notice of error must be received at IDWR by the **deadline date** printed below with your proposed recommendation.

YOUR DEADLINE FOR FILING A NOTICE OF ERROR IS: SEP-24-1992

NOT NECESSARILY AN ERROR WE JUST DID NOT RECEIVE THIS FORM FOR

1. Water right number: 36-14574 ✓
36-14575 ✓
36-14576 ✓
2. Name: Carl E. Jackson and Nancy J. Jackson

A36-14805A

Address: 819 16th Avenue East
Jerome, Idaho 83338

OCT 1 1992

Department of Water Resources

Weekday Telephone Number: Her Work 324-3357
Home 324-8573

TEAR AT PERFORATIONS AND COMPLETE FORM ON OTHER SIDE

MICROFILMED
FEB 18 1993

**RESPONSE TO NOTICE OF ERROR
IN THE SNAKI RIVER BASIN ADJUDICATION**

Water Right No: A36-14575, 14574, 14578, 14805A Contact Date: 10-7-92

IDWR Contact Person: (print and initial) Helen Harrington-Thornton HHT

Claimant Contact Person Nancy Jackson

Others Present _____

Contact By (give date) Phone

Meeting (location): _____

Phone Call (no.) 324-8573

Letter (attach letter): _____

IDWR USE ONLY	
Date	Initials
Date Entered <u>10/7/92</u>	_____
Verified _____	_____

I. Issues identified by claimant: Incorrect Parcel nos.

II. Reasons provided claimant for original recommendation: _____

<u>Correct parcel nos:</u>	<u>A36-14574</u>	<u>RP07517E3300001A</u>	<u>(1 house)</u>
	<u>A36-14575</u>	<u>RL07517E343001A</u>	<u>(1 house)</u>
	<u>A36-14576</u>	<u>RL07517E287201A</u>	<u>(1 house)</u>
	<u>A36-14805A</u>	<u>no parcel no.</u>	<u>(1 house)</u>

III. Additional information provided by claimant: Apparently the 2 houses identified on A36-14805A and 3 house on A36-14574 are the same houses on a community well. The third house is separately owned by Feela.

IV. Changes to be made in final recommendation (if any): Corrected parcel nos. and number of houses as noted above. Also corrected claimants mailing address. Community well located in SWNW, sec. 34.

V. Action taken (date): As stated in IV above. 10/7/92

MICROFILMED
FEB 18 1993

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	NANCY J JACKSON 819 16TH AVE E JEROME ID 83338 (208) 324-8573	06/29/1930	DOMESTIC	01-01 12-31	0.04 CFS	
				TOTAL DIVERSION:	0.04 CFS	
C	CARL E JACKSON 819 16TH AVE EAST JEROME ID 83338 (208) 324-8573					

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T07S R17E S34 SNNW

JEROME County

Place of use Legal Description for: DOMESTIC

	NE					NW					SW					SE															
T	R	S	: Lt	Ac	NENE	Lt	Ac	SWNE	SENE	: Lt	Ac	NENW	Lt	Ac	SNNW	SENW	: Lt	Ac	NESW	Lt	Ac	SWSW	SESW	: Lt	Ac	NWSE	Lt	Ac	SWSE	SESE	:
07S	17E	34	:							:																					

POU County: JEROME

Non-Irrigation Uses: DOMESTIC, 1 HOUSE; STOCKWATER, 200 CATTLE

Other Rights: NONE

Remarks: PARCEL NOS. RP07S17E343001, RP07S17E330001

Dates: Exam Made Date: Verified Date:

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

Comments: Date: 01/09/1992 User-ID: SMITH Subject: COPIED FROM REMARKS
THIS WELL WAS FILED FOR 3 HOMES UNDER ONE OWNERSHIP BY MR. STOKES
THE WELL IS NOW UNDER JOINT OWNERSHIP DUE TO SALE OF THE
PROPERTY. THE JACKSONS OWN 2 OF THE HOMES AND 2/3 OF THE WELL
AND THE FEELAS OWN ONE HOME AND 1/3 OF THE WELL. SEE COPIES OF
THE WARRANTY DEEDS WITH THE WELL AGREEMENT.
THE P/D & P/U DESCRIPTIONS HAVE BEEN CORRECTED TO AGREE WITH
THE MAP OF THE PROPERTIES SUPPLIED BY MRS. JACKSON. RVW
4/10/91

Date: 09/24/1992 User-ID: SCHULTZ Subject: 2 NOTICES OF ERROR (NOE)
2 NOE'S RECEIVED 9/23/92 FROM CLAIMANT. CHANGED NOE FLAG FROM
BLANK TO A.

Date: 10/07/1992 User-ID: THORNTON Subject: NOTICE OF ERROR RECONCILIATION

RECORDED
FEB 18 1993

=====

Comments: Date: 10/07/1992 User-ID: THORNTON Subject: NOTICE OF ERROR RECONCILIATION
CHANGED FLAG FROM A TO C.
THIS CLAIM AND A36-14574 DESCRIBED THE SAME HOUSES.
CLARIFICATION WITH LANDOWNER DETERMINED THAT THIS CLAIM SHOULD BE
FOR 1 HOUSE, A36-14574 SHOULD COVER 1 HOUSE, AND THE THIRD HOUSE
ON THE COMMUNITY SYSTEM IS OWNED SEPARATELY BY FEELA.
THE COMMUNITY WELL IS LOCATED IN SWNW, SEC. 34 AND POINT OF
DIVERION HAS BEEN CHANGED.

Audit: 10/07/92 THORNTON

MICROFILMED
FEB 18 1993

WATER RIGHT NUMBER - A36-14805A

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - - - REMARKS - - - - - +
THIS WELL WAS FILED FOR 3 HOMES UNDER ONE OWNERSHIP BY MR. STOKES
THE WELL IS NOW UNDER JOINT OWNERSHIP DUE TO SALE OF THE
PROPERTY. THE JACKSONS OWN 2 OF THE HOMES AND 2/3 OF THE WELL
AND THE FIELDS OWN ONE HOME AND 1/3 OF THE WELL. SEE COPIES OF
THE WARRANTY DEEDS WITH THE WELL AGREEMENT.
THE P/D & P/O DESCRIPTIONS HAVE BEEN CORRECTED TO AGREE WITH
THE MAP OF THE PROPERTIES SUPPLIED BY MRS. JACKSON. RVW
-----4/10/91

+ - - - - 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

+ - - - - AUDIT FIELDS - 04/10/91 WORSTELL

+ - - - - 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	- 04/10/1991	LAST AMENDED DATE	- 04/10/1991	TEMPORARY RIGHT	- P
PROOF DUE DATE	- 00/00/0000	PROOF MADE DATE	- 00/00/0000	WATER DISTRICT	-
LICENSED DATE	- 00/00/0000	RECIPT NUMBER	- X999999	FEDERAL/STATE INDICATOR	- S
CLAIMS TAPE ERROR FLAG	-	P/O OWNERSHIP FLAG	- Y	PRESUMPTION FLAG	-
P/O EXEMPT FLAG	-	NAME CONNECTOR	-	NOTICE OF ERROR FLAG	-

RP 07517E343001
RP 07517E330001

DATA ENTRY

ENTERED 5-11-92
CHECKED 3/12/92

"Verified By"
Topo Map/Ortho-PQ
ASCS Map
Watermaster Records
NAPP Photos
Field Exam
Other (See Remarks)
County Records
Witness Statement
Project Records
IDWR Records

VERIFIED
JAN 07 1991

CERTIFIED
JAN 07 1991
WATER EXAMINER

DATA ENTRY
ENTERED 1-9-92
CHECKED 3/11/92