

AJ0743NP
(OD-124)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

07/22/97 11:17:38

Page 1

Water Right Number - 36-10112 Prefix Translation: WATER RIGHT Old (D) Number -

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

*** C - CURRENT OWNER ***

VAN DYK RICHARD B 1 - 216A N 500 W
2 -
3 -
City- JEROME State- ID Zip- 83338
Phone - 208-324-8958

VAN DYK TAMMY D 1 - 216A N 500 W
2 -
3 -
City- JEROME State- ID Zip- 83338
Phone - 208-324-8958

*** D - DIR RPT OWNER ***

GUNNING IRENE 1 - PO BOX 716
2 -
3 -
City- WENDELL State- ID Zip- 83355
Phone - 208-536-6390

GUNNING F F 1 - PO BOX 716
2 -
3 -
City- WENDELL State- ID Zip- 83355
Phone - 208-536-6390

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +

09/01/1961 ERROR IN REGION D - DECREED

+ - - - - Source - - - - + + - - - - - Tributary - - - - - +

GROUNDWATER

+ - - - - - - - - - - - - - Point of Diversion - - - - - +

TwN Rng Sec Tract Lot RFlg County

07S 16E 22 NW SW SW (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 16E 22 SW SW 43 DOMESTIC (53) JEROME

Total Acres:

+ - - Diversion Means - WELL, SUBMERSIBLE PUMP

AJ0743NP
(00-124)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

07/22/97 11:17:39
Page 2

Water right number - 36-10112

Prefix Translation: WATER RIGHT

+ - - Non-Irrigation Use - 1 HOME

+ - - Other Rights for Same Use - NONE

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

EXP PARCEL NO. RL07S16E224801

+ - - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers Found

+ - - - - - Conditions of Approval - - - - - +

N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
- DETERMINATION OF HISTORICAL BENEFICIAL USE.
N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
- GALLONS PER DAY.

+ - - - Decree Plaintiff - - - +
STATE OF IDAHO

+ - - - Decree Defendant - - - +
UNITED STATES ET AL

+ - Decree Date - +
11/22/1996

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

Date: 07/09/1992 User Id: ROBERTSO Subject: NAME STANDARD
Date: 10/14/1996 User Id: DS1-PROD Subject: D&S 1 HOME UPDATE
USE-NOT-IRRIGATION FIELD TEXT REPLACED WITH "1 HOME".
ANY GEN REMARK CHANGED TO AN EXP REMARK.
Date: 07/22/1997 User Id: TFAWCETT Subject: OWNERSHIP CHANGE
OWNERSHIP CHANGED GUNNING TO VAN DYK PER WARRANTY DEED.

CONDITION CODES N11 AND N13 ADDED IF NOT ALREADY PART OF RECORD.

+ - - Audit Fields - - +

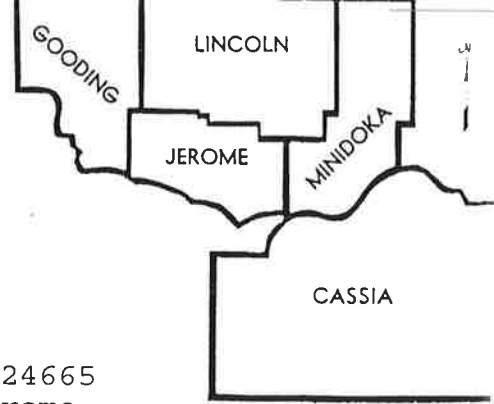
07/22/97 TFAWCETT

+ - - - - - 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 | - 06/27/1988 | Last Amended Date | - 00/00/0000 | Temporary Right | - P |
| | | Receipt Number | - S000540 | Water District | - |
| | | POU Ownership Flag | - Y | Federal/State Indicator | - S |
| | | Name Connector | - AND | Presumption Flag | - |
| | | | | Notice of Error Flag | - |

Land Title and Escrow, Inc.

A FULL SERVICE TITLE COMPANY



REFER TO: J-24665
OFFICE: Jerome

April 25, 1997

IDWR Southern Region
222 Shoshone Street East
Twin Falls, ID 83301-7105

RE: Van Dyk/Gunning Transaction

Please find enclosed the original signed Notice of Change of Ownership form. I believe there is a split of the rights under 36-08063A. I was not provided with the adjudication numbers under paragraph number 1. Please contact me or the parties directly for any other information you may need to change this ownership right.

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

Thank you.

Becky Shubert

Becky Shubert
Escrow Officer

RECEIVED

APR 30 1997

Department of Water Resources
Southern Region

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

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

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

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

36-07760-NCAP 36-02457-NCAP 36-10112-NCAP 36-08063A-permit
36-10112-decreed

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

RECEIVED

APR 20 1997

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

1. Water Right Number(s) 36-07760, 36-10112, 36-02457 and a portion of the rights under 36-08063A
Adjudication Claim Number(s) _____
2. The following **REQUIRED** information must be submitted with this form.
 - A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE**, or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**
 - AND
 - B. **PLAT OF PROPERTY** or **SURVEY MAP** for parcel of ten acres or less. (These are usually on file with the county.) OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a **USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO** with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) F.F. Gunning & Irene Gunning F.F. Gunning & G.C. Gunning
P. O. Box 716, Wendell, ID 83355 P. O. Box 716, Wendell, ID 83355
4. New Owner/Claimant(s) Richard B. Van Dyk and Tammy D. Van Dyk
Name connector (Check one): ☐ AND ☐ OR ☐ AND/OR
New Mailing Address 216-A North 500 West, Jerome, Idaho 83338
City, State and ZIP Code _____
New Telephone Number (208) 8958 _____
5. Date you acquired the property April 21, 1997
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
Number of acres actually irrigated _____ Number and type of stock _____
Diversion rate in CFS cubic feet per second _____ Number of homes _____ Other uses _____
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner/Claimant(s) Richard B. Van Dyk Date April 21, 1997
Tammy D. Van Dyk Date April 21, 1997
8. (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

971499

RECORDED
Linda J. & Escrow, Inc.

MAR 21 11 46 AM '97

JEROME COUNTY, IDAHO

FEES 6.00 DEP *MS*

WARRANTY DEED

#J-24665

For Value Received

F.F. GUNNING and IRENE GUNNING, husband and wife

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

RICHARD B. VAN DYK and TAMMY D. VAN DYK, husband and wife
Address: 216-A North 500 West, Jerome, ID 83338

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

PARCEL NO. 1

TOWNSHIP 7 SOUTH, RANGE 16, EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 21: S $\frac{1}{2}$ NE $\frac{1}{4}$; N $\frac{1}{2}$ SE $\frac{1}{4}$;

Section 22: NW $\frac{1}{4}$ SE $\frac{1}{4}$;

PARCEL NO. 2

TOWNSHIP 7 SOUTH, RANGE 16 EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 22: SW $\frac{1}{4}$;

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto, including but not limited to 121.70 shares of the Northside Canal Company appurtenant thereto and IDWR Water License Nos. 36-07760, 36-10112, 36-02457, and a portion of the rights under IDWR Water Permit No. 36-08063A, also appurtenant thereto, together with all other water rights of any kind or nature appurtenant thereto.

SUBJECT TO:

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

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

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.

Reservations contained in Deed from the State of Idaho whereby said grantor excepts all mineral rights as defined by Section 47-701 of the Idaho Code. Together with rights and claims of parties claiming by, through or under them, recorded May 25, 1955 in Book 159 Page 67 as Instrument Number 125995, Jerome County records, affecting the S $\frac{1}{2}$ NE $\frac{1}{4}$ and N $\frac{1}{2}$ SE $\frac{1}{4}$ of Section 21, Township 7 South, Range 16, East Boise Meridian.

Power Line Easement to Idaho Power Company, a corporation, recorded June 20, 1961 in Book 168 Page 100 as Instrument Number 147167, Jerome County records, affecting the E $\frac{1}{2}$ SE $\frac{1}{4}$ of Section 21, Township 7 South, Range 16, East Boise Meridian.

Power Line Easement to Idaho Power Company, a corporation, recorded August 30, 1976 in Book 184 Page 1315 as Instrument Number 220427, Jerome County records, affecting the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 21, Township 7 South, Range 16, East Boise Meridian.

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: April 21, 1997

F.F. Gunning
F.F. GUNNING

Irene Gunning
IRENE GUNNING

STATE OF IDAHO)
) ss.
COUNTY OF Jerome)

On this 21st day of April, 1997, before me, the undersigned, a Notary Public in and for said State, personally appeared F.F. Gunning and Irene Gunning, known or identified 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:
My Commission expires:

