

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 37-10621
Date Received: 7/15/1988
Receipt No: S000947
Received By:

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

1. Name of Claimant(s)

DUSTIN L CARSON Phone:
1910 S 2200 E
GOODING ID 83330

LISA E CARSON Phone:
1910 S 2200 E
GOODING ID 83330

2. Date of Priority: 06/10/1975

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
06S	15E	11	SW NW NW	GOODING	

5. Description of diverting works:

WELL AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	0.06	
STOCKWATER	1/01	12/31	0.04	
DOMESTIC	1/01	12/31	0.04	

7. Total Quantity Appropriated is:
0.06 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
06S	15E	11	NW	NW		STOCKWATER	
			NW	NW		IRRIGATION	3
			NW	NW		DOMESTIC	
						Section Acres	3
						Total Acres	3

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: Beneficial Use



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

October 10, 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

DUSTIN L CARSON
LISA E CARSON
1910 S 2200 E
GOODING ID 83330

Re: SRBA Claim(s) 37-10621

Dear Mr. and Mrs. Carson:

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

Sincerely,

A handwritten signature in cursive script that reads "Trish Fawcett".

Trish Fawcett
Technical Records Specialist

Enc.

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
37-10621					

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) Teddy B. Ogden and Dorothy Ogden
1910 S 2175 E, Gooding, ID 83330
4. New Owner/Claimant(s) Dustin L. Carson and Lisa E. Carson
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
 New Mailing Address 1910 South 2200 East, Gooding, ID 83330
 City, State and ZIP Code _____
 New Telephone Number () _____
5. Date you acquired the property September 19, 2001

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

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

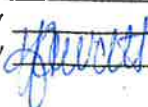
DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes,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

7. Signature of New Owner(s) or Claimant(s) _____
(include title if applicable)
- 
 Dustin L. Carson

 Lisa E. Carson

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by _____ Date _____ Fee _____
 Receipted by _____ Date _____ Receipt No. _____
 Processed by  AJ Date 10/9/01 WR _____ Date _____

WARRANTY DEED

#GG-02892

For Value Received

TEDDY B. OGDEN and DOROTHY E. OGDEN, husband and wife

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

DUSTIN L. CARSON and LISA E. CARSON, husband and wife
Address: 1910 South 2200 East, Gooding, ID 83330

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

Parcel No. 1:

TOWNSHIP 6 SOUTH, RANGE 15 EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO

Section 11: Part of the S $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$, described as follows:

Beginning at the Northwest corner of said Section 11;

Thence South 0°24'06" West, along the West boundary of said Section 11, 659.45 feet to the Northwest corner of the South one-half of the Northwest Quarter of the Northwest Quarter, the TRUE POINT OF BEGINNING;

Thence South 89°58'07" East, 244.45 feet;

Thence South 2°44'30" East, 660.43 feet to the South boundary of the Northwest Quarter of the Northwest Quarter;

Thence North 89°55'25" West, along the South boundary of the Northwest Quarter of the Northwest Quarter, 280.67 feet to the Southwest corner of the Northwest Quarter of the Northwest Quarter;

Thence North 0°24'06" East, along the West boundary of Section 11, 659.44 feet to the TRUE POINT OF BEGINNING.

Parcel No. 2:

TOGETHER with the right of ingress and egress over the East 25 feet of the Northeast of the Northeast Quarter of Section 10 and the West 25 feet of the West 206 feet of the Northwest Quarter of the Northwest Quarter of Section 11, Township 6 South, Range 15 East of the Boise Meridian, Gooding County, Idaho.

SUBJECT TO:

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

Taxes for 2001 and subsequent years, taxes are an accruing lien, not yet due or payable.

Assessments of the American Falls Reservoir District No. 2 and the rights and powers of said District as by law provided.

Assessments of the Big Wood Canal Company and the rights and powers of said Company as by law provided.

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

Power Line Easement given by Dennis A. Summers and Loretta Summers, his wife to Idaho Power Company, a corporation, dated April 2, 1976, recorded December 29, 1976 as Instrument Number 62555, Gooding County records, affecting the West 206 feet of the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 11, Township 6 South, Range 15, E.B.M.

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to Idaho Department of Water Resources Domestic Right # 37-10621.

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 18, 2001**

Teddy B. Ogden

TEDDY B. OGDEN

Dorothy E. Ogden

DOROTHY E. OGDEN

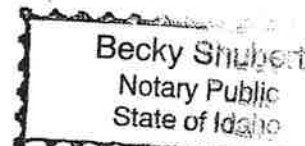
STATE OF IDAHO)

) ss.

COUNTY OF Gooding)

On this 18th day of **September, 2001**, before me, the undersigned, a Notary Public in and for said State, personally appeared **TEDDY B. OGDEN and DOROTHY E. OGDEN**, 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: Wendell, ID
My Commission expires: 02-23-05



Instrument # 192118

GOODING, GOODING, IDAHO

2001-09-19

03:34:53

No. of Pages: 2

Recorded for : LANG TITLE

HELEN EDWARDS

Fee: 6.00

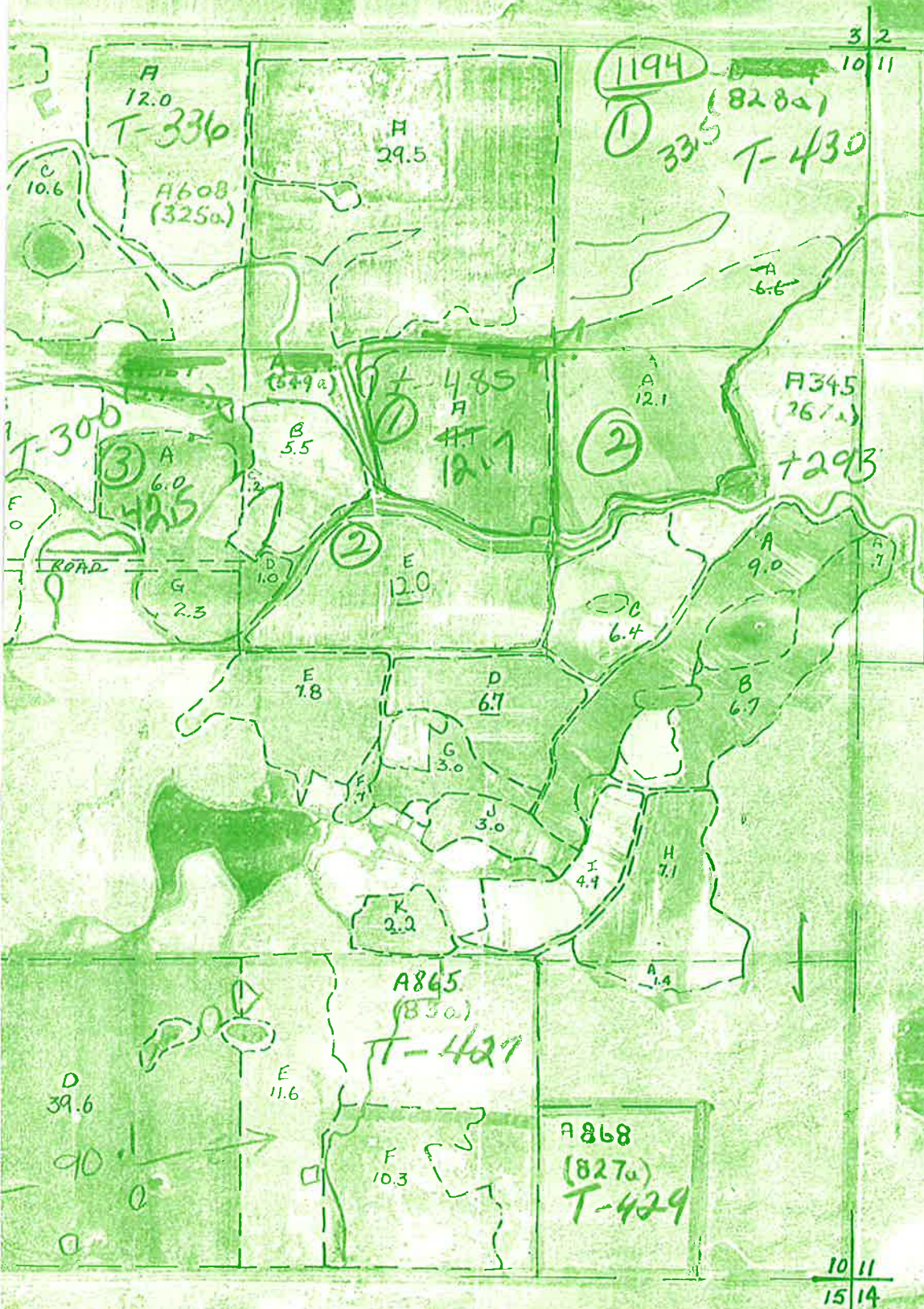
Ex-Officio Recorder Deputy

Index to: DEED, WARRANTY

Diane Houser

R-15 E

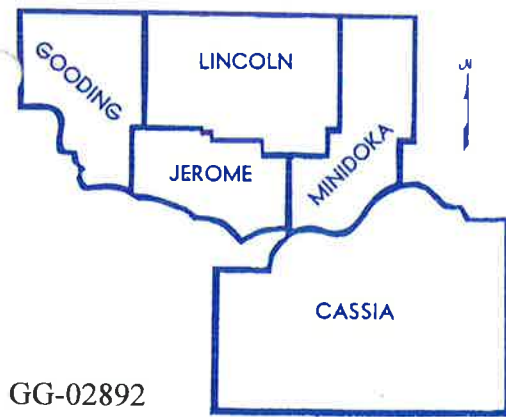
FR



T6

Land Title and Escrow, Inc.

A FULL SERVICE TITLE COMPANY



September 21, 2001

REFER TO:
OFFICE:

GG-02892
Gooding

Department of Water Resources
1341 Fillmore Street, Ste 200
Twin Falls, ID 83301

RE: Dustin L. Carson

Dear Sir/Madam:

Please find enclosed the paperwork necessary to transfer Water Right Number 37-10621 to the Carson's.

If you have any questions, please do not hesitate to call.

Very Truly Yours,

LAND TITLE AND ESCROW, INC.

A handwritten signature in blue ink, appearing to read "Becky Shubert".

Becky Shubert
(208)934-8477
P.O. Box 473, 706 Main Street
Gooding, Idaho 83330

RECEIVED
SEP 24 2001
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 934-5880

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

Page 1

09/17/2001

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 37-10621

WATER RIGHT NUMBER: 37-10621

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	TEDDY B OGDEN DOROTHY OGDEN 1910 S 2175 E RT 2 GOODING, ID 83330 (208)934-6749

Priority Date: 06/10/1975

Basis: Beneficial Use

Status: Active

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

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	1/01 to 12/31		0.040 CFS	
IRRIGATION	3/15 to 11/15		0.060 CFS	
DOMESTIC	1/01 to 12/31		0.040 CFS	
<u>Total Diversion:</u>			0.060 CFS	

Location of Point(s) of Diversion

GROUND WATER	SW1/4NW1/4NW1/4	Sec. 11, Twp 06S, Rge 15E, B.M.
GOODING County		

Place of Use

STOCKWATER

Twp Rge Sec	NE	NW	SW	SE	Totals
06S 15E 11	NE NW SW SE	NE NW SW SE	NE NW SW SE	NE NW SW SE	

IRRIGATION

Twp Rge Sec	NE	NW	SW	SE	Totals
06S 15E 11	NE NW SW SE	NE NW SW SE	NE NW SW SE	NE NW SW SE	3.0

Total Acres: 3

DOMESTIC

Twp Rge Sec	NE	NW	SW	SE	Totals
06S 15E 11	NE NW SW SE	NE NW SW SE	NE NW SW SE	NE NW SW SE	

TRANSMITTAL COVER SHEET

TO: 934-5890

TOTAL PAGES SENT: 2
(including cover sheet)
DOCUMENT DESCRIPTION: 37-10621

Proof Report of claim
based upon beneficial use

FROM:

IDAHO DEPARTMENT OF WATER RESOURCES
1341 FILLMORE ST, STE 200
TWIN FALLS ID 83301-3380

PHONE: 736-3033
FAX: 736-3037

CHARGES: One (1) free copy
per request, cover sheet not
counted. Two (2) or more
copies per request will cost
\$0.25 per page. (\$0.50
minimum)

Please consider this document as a billing statement.
The charge for your fax copies is: _____

Please remit to the above address.

SENDER:

Vikie

COMMENTS:

This right includes irrigation
use & has not been decreed. NO
CHARGE for ownership chg.

Thank you!