

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 37-21730
Date Received: 10/5/2001
Receipt No:
Received By:

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

1. Name of Claimant(s)

BETTY SCROGGINS Phone: (208) 934-8971
1942 E 1550 S
GOODING ID 83330

2. Date of Priority: 05/15/1899

3. Source: BIG WOOD RIVER Trib. to: MALAD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
05S	15E	15	NE NW NE	GOODING	

5. Description of diverting works:

DIVERSION DAM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	0.08	

7. Total Quantity Appropriated is:
0.08 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
05S	15E	20	SE	NW	IRRIGATION	3.3
			SW	NE	IRRIGATION	1.8
					Section Acres	5.1
					Total Acres	5.1

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:

10/5/01 tf; this is the remaining portion of 37-133A pursuant to the sale of a portion this right to Meyers per 1409(6) and deeds received 6/22/01.

This right is a split from former right 37-20545.

15. Basis of Claim: Decreed

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

RECEIVED
 MAR 30 2006
 DEPT OF WATER RESOURCES
 SOUTHERN REGION

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, 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
37-20545					
37-20547					

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) are 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) _____
4. New Owner/Claimant(s) Betty Scroggins
 Name Connector (Check one): ☐ and ☒ or, ☐ and/or _____
- New Mailing Address 1942 E 1550 S
- City, State and ZIP Code Gooding ID 83330
- New Telephone Number (208) 934-897
5. Date you acquired the property Aug 29, 1994

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) Betty Scroggins
(include title if applicable) _____

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 _____
Received by _____	Date _____	Receipt No. _____
Processed by _____ AJ	Date _____	WR _____ Date _____

QUITCLAIM DEED

For Value Received Arthur E. Scroggins

does (do) hereby convey, release, remise and forever quit claim

unto Betty Scrogginswhose address is; 1942 E 1550 S Gooding ID 83330

the following described premises, to-wit:

T 5S R 15E Sec 20
TR IN SW4 NE4 + SE4 NW4;
1 SW

Full legal description on attached Exhibit A

together with their appurtenances.

Dated 6-4-04
Arthur E. Scroggins

Instrument # 190706

GOODING, GOODING, IDAHO

2004-09-04 02:58:16 No. of Pages: 2

Recorded for: BETTY SCROGGINS

HELEN EDWARDS

Ex-Officio Recorder Deputy Fee: 6.00

INSTRUMENT: QUIT-CLAIM

STATE OF IDAHO, COUNTY OF Gooding 2001
On this 4th day of June
before me, a notary public in and for said State, personally appeared Arthur E. Scroggins

known to me to be the person whose name
is subscribed to the foregoing instrument, and acknowledged to
executed the same.
Heleen Edwards 42104
Notary Public
Gooding, ID
MAIL DELIVERED

STATE OF IDAHO, COUNTY OF

I hereby certify that this instrument was filed for record at the request of
at _____ minutes past _____ o'clock _____
this _____ day of _____
19 _____ in my office, and duly recorded in Book
of Deeds at page _____

Ex-Officio Recorder

By _____ Deputy

Fees \$

MAIL TAX NOTICE TO:

Name _____

Address _____

City and State _____ Zip _____

EXHIBIT A

Township 5 South, Range 15 East of the Boise Meridian, Gooding County, Idaho.

Section 20: A parcel of land situated in the SW1/4NE1/4 SE1/4NW1/4, described as follows:

COMMENCING at the West Quarter corner of Section 20;

Thence South 89° 21' 35" East, 2020.01 feet to the TRUE POINT OF BEGINNING;

Thence North 0° 04' 15" West, 25.00 feet to a point on the North County Road Right of Way intersecting with a culvert of the old "Ray Harding Ditch";

Thence North 34° 17' 18" East, 180.83 feet to a point;

Thence North 42° 55' 39" East, 57.64 feet to a point;

Thence North 52° 58' 38" East, 119.12 feet to a point;

Thence North 45° 33' 36" East, 217.51 feet to a point;

Thence North 41° 10' 03" East, 243.64 feet to a point;

Thence North 38° 00' 00" East, 118.00 feet to a point;

Thence North 14° 27' 52" West, 42.00 feet to a point;

Thence North 34° 49' 29" East, 169.46 feet to a point;

Thence North 21° 13' 01" East, 97.38 feet to a point;

Thence North 9° 27' 23" East, 285.00 feet to a point;

Thence South 89° 25' 15" East, 68.82 feet to a point at the approximate center of the "Union Lateral" Canal;

Thence South 11° 07' 44" West, 758.79 feet along said Canal to a point at the center of said Canal;

Thence South 31° 16' 11" West, 465.52 feet along said Canal to a point at the center of said Canal;

Thence South 15° 26' 36" West, 133.67 feet along said Canal to a point on the Quarter Section Line;

Thence North 89° 21' 35" West, 439.27 feet along said Quarter Section Line to THE TRUE POINT OF BEGINNING.

SUBJECT TO County Road Easement.

ALSO SUBJECT TO Canal Company Easement.



WARRANTY DEED

For Value Received

Mark Flynn and Pearle Flynn, husband and wife,
hereinafter referred to as Grantor, does hereby grant, bargain, sell, and convey unto
Arthur E. Scroggins and Betty Scroggins, husband and wife
hereinafter referred to as Grantee, whose current address is
1942 East 1550 South, Gooding, ID 83330

the following described premises, to-wit:

See Exhibit A attached hereto and made a part hereof.

TOGETHER with 4 inches of river water with a priority date of May 15, 1899
and 4 inches of American Falls supplemental water

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said
Grantee, his heirs and assigns forever. And the said Grantor does hereby covenant
to and with the said Grantee, that Grantor is the owner in fee simple of said
premises; that said premises are free from all encumbrances except current years
taxes, levies, and assessments, and except U. S. Patent reservations, restrictions,
easements of record, and easements visible upon the premises, and that Grantor will
warrant and defend the same from all claims whatsoever.

Dated: August 26, 1994.

Mark Flynn
Mark Flynn

Pearle Flynn
Pearle Flynn

STATE OF IDAHO

COUNTY OF Gooding

On This 29th day of August, in the year 1994, before me, a Notary Public
in and for said State, personally appeared Mark Flynn and Pearle Flynn, 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.



Susan M. Bolton
Notary Public for Idaho
Residing at Gooding, Idaho
Commission Expires: 10-16-98

First American Title Company of Idaho

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culvert of the old "Ray Harding Ditch";
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Thence North 42° 55' 39" East, 57.64 feet to a point;
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Section Line to THE TRUE POINT OF BEGINNING.

SUBJECT TO County Road Easement.

ALSO SUBJECT TO Canal Company Easement.

158443

STATE OF IDAHO COUNTY OF GOODING

Filed for record at the request of FIRST AMERICAN TITLE

16 min. past 3 o'clock p.m. this 29

of Aug. 1914

JOHN A. MYERS Recorder

By Arthur J. Solis Deputy



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

March 22, 2006

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

BETTY SCROGGINS
1942 E 1550 S
GOODING ID 83330

RE: OWNERSHIP CHANGE FOR ADJUDICATION CLAIM 37-20545 AND 37-20547

Dear Ms. Scroggins:

Cyndi at the water master's office in Shoshone tells me you own property to which part of the above listed adjudication claims may be appurtenant. In order to get your part of these claims into your name, you must complete the enclosed Notice of Change of Water Right Ownership form. Using the instructions on pages 3 and 4 as a guideline, fill in the blanks, attach copies of your recorded deeds (with legal description), a map if you have one, sign under item 7 on page 2 and return everything to me. Once I receive this packet, I will then make the necessary changes to our records and send you confirmation that the change has been completed.

Thank you for your prompt attention to this matter and should you have any questions please feel free to contact me.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Trish Fawcett'.

Trish Fawcett
Technical Records Specialist

Enc.

01/02/2007

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-21730

NAME AND ADDRESS: BETTY SCROGGINS
1942 E 1550 S
GOODING ID 83330

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 0.080 CFS

PRIORITY DATE: 05/15/1899

POINT OF DIVERSION:

T05S R15E S15 NENWNE Within GOODING County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 11/15

0.080 CFS

PLACE OF USE:

IRRIGATION in GOODING County

T05S R15E S20

SWNE

1.80

T05S R15E S20

SENE

3.30

5.1 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 5.1 acres in a single irrigation season. Combined Right Nos.: 37-22049 and 37-21730.

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

This right is a split from former right 37-133A.

Use of this right is combined with water from Big Wood Canal Co.



Idaho Department of Water Resources

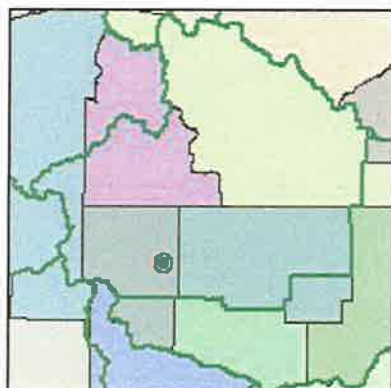
SRBA Recommendation:

37-21730

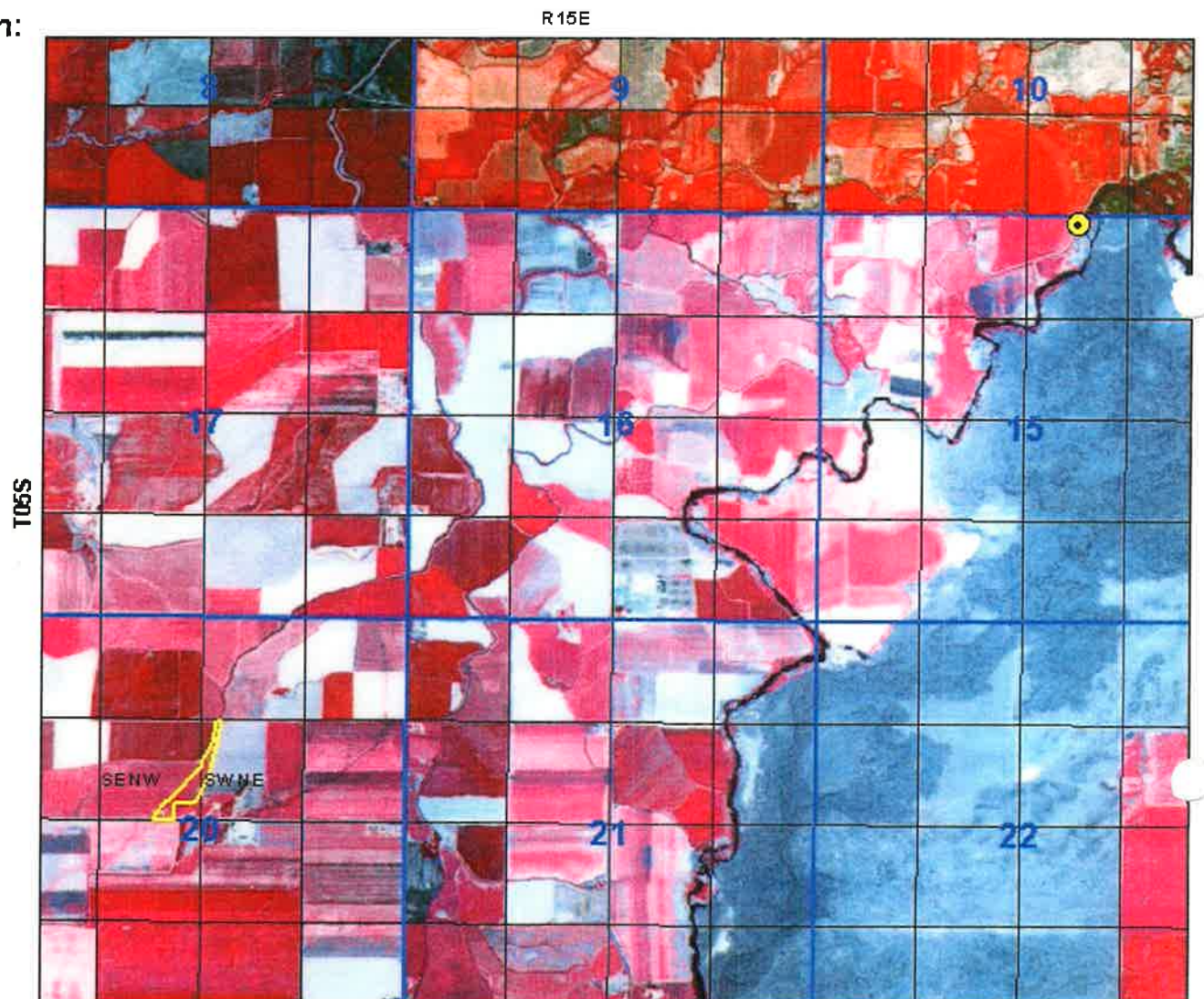
37-22049

Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Gooding County
IDWR Basin 37



0 0.9 1.8 Miles

Prepared by N. Erickson
On Tuesday, January 2, 2007
1987/88 Aerial Photography