

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 37-21752
Date Received: 9/2/1988
Receipt No:
Received By:

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

1. Name of Claimant(s)

ALFREDO CRUZ Phone:
2210 CALIFORNIA ST #21
GOODING ID 83330

JUANA LAGUNAS Phone:
2210 CALIFORNIA ST #21
GOODING ID 83330

2. Date of Priority: 04/20/1907

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
10S	21E	28	SW SW NW	JEROME	

5. Description of diverting works:

MILNER DAM, MILNER-GOODING CANAL, NORTH GOODING CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	0.024	

7. Total Quantity Appropriated is:
0.024 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	14E	26	NW	NE	IRRIGATION	6.8
					Section Acres	6.8
					Total Acres	6.8

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:

RIGHT HAS BEEN EXCHANGED FOR SHARES IN AMERICAN FALLS DISTRICT #2. WATER IS DIVERTED AT MILNER DAM.

This right is a split from former right 37-1164J.

15. Basis of Claim: Decreed

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED
MAR 23 1999
Department of Water Resources
Southern Region

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

1. Water Right No(s).: AJ5809NP , AJ5809NP
 Adjudication Claim No(s).: A37-00359C , A37-01164J

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 attached to your deed or on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant DALE E. HARRIS AND ALTA HARRIS
1655 E. 1600 S., GOODING, ID 83330

4. New Owner/Claimant(s) ALFREDO CRUZ AND JUANA LAGUNAS, HUSBAND & WIFE
 Name Connector (Check one): ☒ and, ☐ or, ☐ and/or
 New Mailing Address 2210 California Street #21
 City, State and ZIP Code Gooding, ID 83330
 New Telephone Number ()

5. Date you acquired the property 3/19/99

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 you irrigate 6.8 Number and type of stock
 Diversion rate in CFS 8.051 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 or Claimant(s) ALFREDO CRUZ Alfredo Cruz
JUANA LAGUNAS Juana Lagunas
 (Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)

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

WARRANTY DEED

#GG-01150

For Value Received

DALE E. HARRIS and ALTA K. HARRIS, HUSBAND and WIFE

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

ALFREDO CRUZ and JUANA LAGUNAS, HUSBAND and WIFE
Address: 2210 CALIFORNIA STREET #21, GOODING, ID 83330

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

SEE ATTACHED SCHEDULE A

TOGETHER with all water and water rights, ditched and ditch rights, used thereon or appurtenant thereto including but not limited to 3.0 shares of Capital Stock of the Big Wood Canal Company, and also including 3.75 inches of decreed water, and any licensed domestic or irrigation water rights, with the State of Idaho appurtenant thereto.

SUBJECT TO:

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

Taxes for 1999 and subsequent years, which are a lien, but not yet due and 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 the Big Wood Canal Company.

Assessments levied or to be levied by the Water Masters.

Easement given by M.G. Finch and Beulah R. Finch, husband and wife, parties of the first part, to Katie Jones, party of the second part, dated January 16, 1918, recorded August 13, 1918 in Book 3 Page 475 as Instrument Number 15844. Gooding County records, granting unto the party of the second part a one-third interest in a certain syphon, flume, ditch and right of way for conducting irrigation water over and across the SE $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$ and the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 26, Township 5 South, Range 14, East Boise Meridian.

Subject to the following "Any Mobil Home or Manufactured Housing moved onto this property must be a minimum of 24 feet in width and manufactured in 1994 or later."

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 18, 1999

Dale E. Harris
DALE E. HARRIS

Alta K. Harris
ALTA K. HARRIS

179632

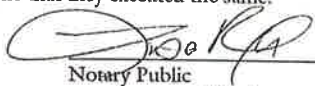
STATE OF IDAHO COUNTY OF GOODING
LAND TITLE & ESCROW
Filed for record at the request of _____
33 min. past 10 o'clock A.M. this 19th of March 1999 9:00
By Denny Archibald Deputy

STATE OF IDAHO

COUNTY OF GOODING

)
ss.

On this 18 day of March, 1999, before me, the undersigned, a Notary Public in and for said State, personally appeared DALE E. HARRIS and ALTA K. HARRIS, 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.



Notary Public
Residing at: Harzenman, ID
My Commission expires: 10/03/01



SCHEDULE A

Order Number: GG-01150

TOWNSHIP 5 SOUTH, RANGE 14 EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO

Section 26: A Parcel of Land located in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, more particularly described as follows:

Commencing at the North One Quarter corner of said Section 26, from which the Northeast corner of said Section 26 bears North 89°44'34" East 2637.89 feet;

Thence North 89°44'34" East along the North boundary of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 26 for a distance of 811.45 feet to THE TRUE POINT OF BEGINNING;

Thence continuing North 89°44'34" East along the North boundary of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 26 for a distance of 467.5 feet to a point that is located South 89°44'34" West 40.0 feet from the Northeast corner of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 26;

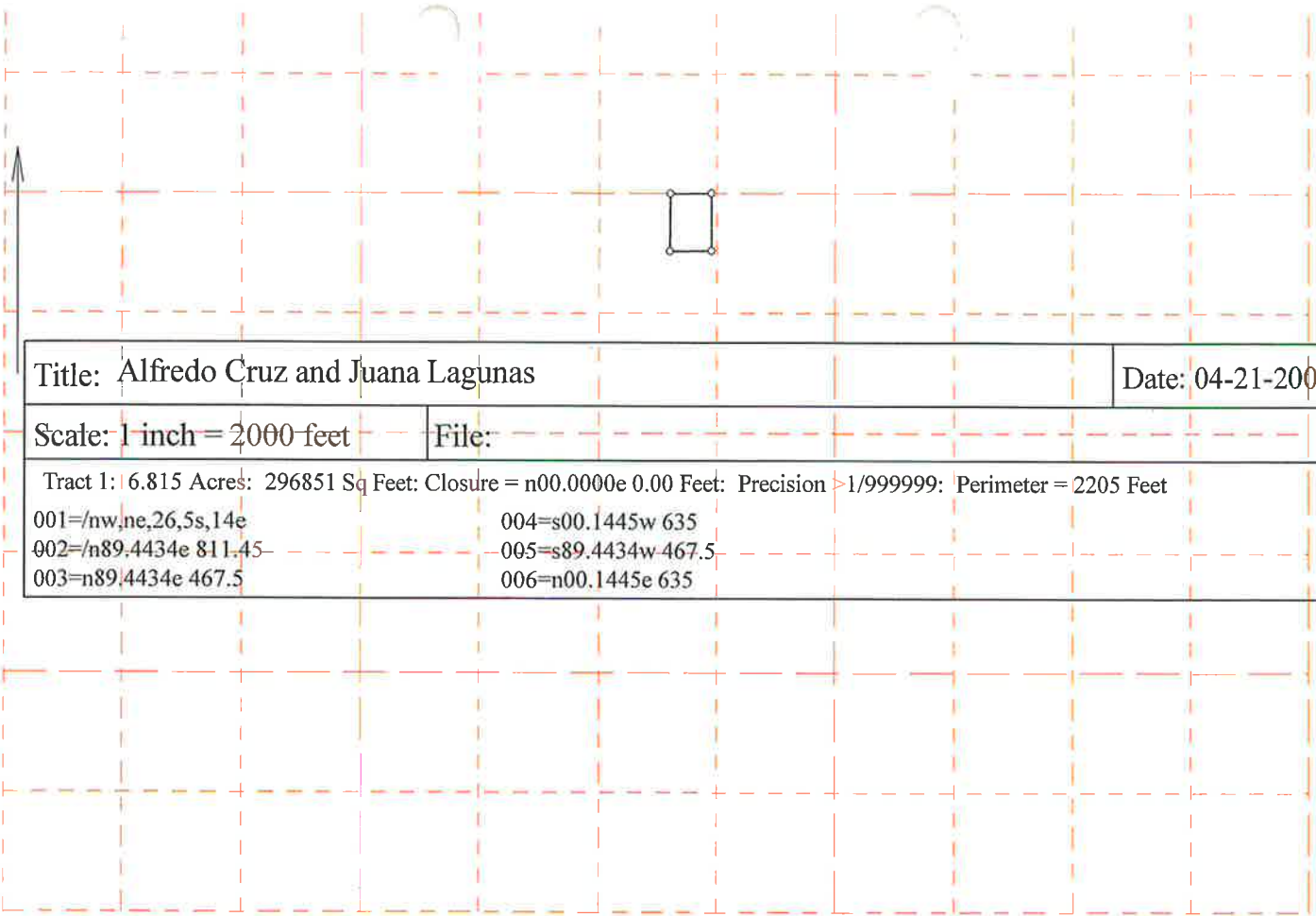
Thence South 00°14'45" West parallel with the East boundary of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 26 for a distance of 635.00 feet;

Thence South 89°44'34" West parallel with the North boundary of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 26 for a distance of 467.5 feet;

Thence North 00°14'45" East parallel with the East boundary of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 36 for a distance of 635.00 feet to THE TRUE POINT OF BEGINNING.

SUBJECT TO:

1. A 25.00 foot wide County Road Easement along the North boundary of the before described parcel.
2. An Easement for the use and maintenance of all existing irrigation ditches that lie within the boundaries of the before described parcel.



Title: Alfredo Cruz and Juana Lagunas

Date: 04-21-2006

Scale: 1 inch = 2000 feet

File:

Tract 1: 6.815 Acres: 296851 Sq Feet: Closure = n00.0000e 0.00 Feet: Precision > 1/999999: Perimeter = 2205 Feet

001=/nw,ne,26,5s,14e

004=s00.1445w 635

002=/n89.4434e 811.45

005=s89.4434w 467.5

003=n89.4434e 467.5

006=n00.1445e 635