

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 37-22048
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)

MARILYN C FLYNN Phone:
1956 E 1550 S
GOODING ID 83330

RICHARD D FLYNN Phone: (208)934-5063
1956 E 1550 S
GOODING ID 83330

2. Date of Priority: 02/10/1906

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	0.91	

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

8. Total consumptive use:

9. Non-irrigation uses:

37-22048

01/02/2007

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
05S	15E	20	SW	NE	IRRIGATION	31.2
					Section Acres	31.2
05S	15E	21	SW	NW	IRRIGATION	36
			NW	SW	IRRIGATION	35
					Section Acres	71
					Total Acres	102.2

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 claim is the remaining portion of 37-868 pursuant to the sale of a portion of this right to Meyers per 1409(6) and deeds received 6/22/01.

This right is a split from former right 37-20547.

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)

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

City, State and ZIP Code

New Telephone Number

5. Date you acquired the property

Betty Scroggins
 1942 E 1550 S
 Gooding ID 83330
 (208) 934-897
 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) (include title if applicable) Betty Scroggins

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 Scroggins

whose 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

2001-08-04

02:56:16 No. of Pages: 2

Recorded for: BETTY SCROGGINS

HELEN EDWARDS

Fee: 6.00

Ex-Officio Recorder Deputy

INSTRUMENT, QUIT-CLAIM

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

known to me, who name
and acknowledged to
executed the same.
4-21-04
Notary Public
Gooding, ID
MAIL DEPT 7001

STATE OF IDAHO, COUNTY OF

I hereby certify that this instrument was filed for record at the request of

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

Ex-Officio Recorder

By Deputy

Fees \$

MAIL TAX NOTICE TO:

Name Deputy

Address Deputy

City and State Deputy Zip Deputy

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 29, 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

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 53° 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.

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 Carlotta Solis Deputy

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 37-20547
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)

MARILYN FLYNN Phone: (208)934-5063
1956 E 1550 S
GOODING ID 83330

RICHARD D FLYNN Phone: (208)934-5063
1956 E 1550 S
GOODING ID 83330

2. Date of Priority: 02/10/1906

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	0.96	

7. Total Quantity Appropriated is:
0.96 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	SW	NE	IRRIGATION	33
					Section Acres	33
05S	15E	21	SW	NW	IRRIGATION	36
			NW	SW	IRRIGATION	35
					Section Acres	71
					Total Acres	104

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 claim is the remaining portion of 37-868 pursuant to the sale of a portion of this right to Meyers per 1409(6) and deeds received 6/22/01.

15. Basis of Claim: Decreed



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 5, 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

RICHARD D FLYNN
MARILYN FLYNN
1956 E 1550 S
GOODING ID 83330

RE: SRBA Claim(s) 37-133A and 37-868

Dear Claimants:

Pursuant to the notification that you sold a portion of the property to which the above referenced adjudication claims are appurtenant, the department has split the original claims. Your portion has been renumbered to A37-20545 and A37-20547, while the portion you sold to the Meyers was numbered A37-20546 and A37-20548.

Enclosed please find your copies of the computer generated claims. Review these documents and should you have any questions or corrections, please contact this office.

Sincerely,

A handwritten signature in cursive script, reading 'Trish Fawcett'.

Trish Fawcett
Technical Records Specialist

enc.

cc: Robert and Kathi Meyers

Form 42-211442-1404(6) July, 2000

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.

RECEIVED
JUN 22 2001
 Department of Water Resources
 Southern Region

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
37-133A		X			
37-868		X			

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) Marilyn Flynn and Richard D. Flynn
1956 E 1550 S, Gooding, ID 83330
4. New Owner/Claimant(s) Robert J. Meyers and Kathi L. Meyers
 Name Connector (Check one): [] and, [] or, [] and/or
- New Mailing Address 3024 Woodridge Dr.
- City, State and ZIP Code Twin Falls, ID 83301
- New Telephone Number ()
5. Date you acquired the property _____

Form 42-24W42-1419(6) July, 2000

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 <u>37-133A</u> .95cfs		
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 <u>37-868</u> .64 cfs		
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)

Robert J. Meyers
Robert J. Meyers

Kathi L. Meyers
Kathi L. Meyers

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

4/22/01

Fee

Receipted by

Date

Receipt No.

Processed by

Date

10/5/01

WR

Date

WARRANTY DEED

#GG-02746

Instrument # 190987 *Rerecorded*
 GOODING, GOODING, IDAHO
 2001-06-25 11:33:40 No. of Pages: 2
 Recorded for : LAND TITLE
 HELEN EDWARDS Fee: 6.00
 Ex-Officio Recorder Deputy *Helen Edwards*
 Index to: DEED, WARRANTY

For Value Received

Joe D. Storey and Nancy E. Storey, husband and wife

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

Robert J. Meyers and Kathi L. Meyers, husband and wife**Address: 3024 Woodridge Dr., Twin Falls, ID 83301****RECEIVED****JUN 29 2001**Department of Water Resources
Southern Region

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

TOWNSHIP 5 SOUTH, RANGE 15, EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO

Section 20: SW $\frac{1}{4}$ NW $\frac{1}{4}$ and that part of the ~~SE $\frac{1}{4}$ NE $\frac{1}{4}$~~ ^{SE $\frac{1}{4}$ NW $\frac{1}{4}$} and that part of the SW $\frac{1}{4}$ NE $\frac{1}{4}$, lying West of the following described line, 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 53°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 North along the center of the "Union Lateral" Canal to the North boundary of the SW $\frac{1}{4}$ NE $\frac{1}{4}$;

SUBJECT TO:

Instrument # 190876
 GOODING, GOODING, IDAHO
 2001-06-15 01:33:01 No. of Pages: 2
 Recorded for : LAND TITLE
 HELEN EDWARDS Fee: 6.00
 Ex-Officio Recorder Deputy *Fleming Archibald*
 Index to: DEED, WARRANTY

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.

Right of Way Deed by and between Salem Carpenter and Hannah Carpenter, his wife and Idaho Irrigation Company, Limited, a corporation dated May 9, 1910, recorded October 10, 1911 in Book 20 at Page 386 as Instrument Number 24172, Gooding County records, affecting SE $\frac{1}{4}$ NW $\frac{1}{4}$ and the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 20, Township 5 South, Range 15, E.B.M.

Easement to construct, operate, maintain, replace and remove a communication systems given by the Big Wood Canal Company to the American Telephone and Telegraph Company of Wyoming dated September 1, 1941, recorded January 5, 1942 in Book 5 of Miscellaneous at Page 43 as Instrument Number 82563, Gooding County records, affecting Section 20, Township 5 South, Range 15, E.B.M.

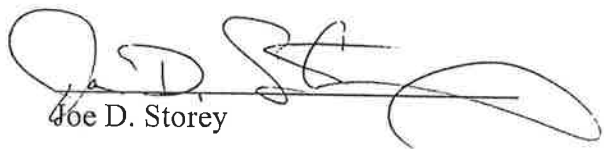
Power Line Easement given by Richard D. Flynn and Marilyn C. Flynn, his wife to Idaho Power Company,

a cor. oration, dated November 16, 1972, recorded April 5, 1973 as Instrument Number 044943, Gooding County records, affecting the SW¼NE¼ of Section 20, Township 5 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 36.00 shares of Stock in Big Wood Canal Company, 39 acres of American Falls No. 2 water(2.0 acres of River %59 and 37 acres of River %79) and also including but not limited to .95 cfs of Water Right No. 37-133A with priority date 05-15-1899 and .64 cfs of Water Right No. 37-868 with priority date of 02-10-1906.

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: June 15, 2001


Joe D. Storey


Nancy E. Storey

STATE OF IDAHO)
) ss.
COUNTY OF Gooding)

On this 15th day of June, 2001, before me, the undersigned, a Notary Public in and for said State, personally appeared Joe D. Storey and Nancy E. Storey, 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: Wendell, ID
My Commission expires: 02-03-05

Becky Shubert
Notary Public
State of Idaho

QUITCLAIM DEED

GG-02746

For Value Received

RICHARD D. FLYNN and MARILYN C. FLYNN, husband and wife

Hereinafter called the grantor, hereby remises, releases, and forever Quitclaims unto

JOE D. STOREY AND NANCY E. STOREY, husband and wife
ADDRESS: 1554 South 2000 East, Gooding, ID 83330

Hereinafter called the grantee, the following described premises, in Gooding County, Idaho to-wit:

See attached EXHIBIT A

TO HAVE AND TO HOLD the said premises, with their appurtenances unto said Grantee, and the grantee's heirs and assigns forever.

Dated: June 15, 2001

Richard D. Flynn
 Richard D. Flynn

Marilyn C. Flynn
 Marilyn C. Flynn

Instrument # 190875

GOODING, GOODING, IDAHO
 2001-06-15 01:32:44 No. of Pages: 2
 Recorded for : LAND TITLE
 HELEN EDWARDS Fee: 6.00
 Ex-Officio Recorder Deputy
 Index to: DEED, QUIT-CLAIM

STATE OF IDAHO

COUNTY OF GOODING

I hereby certify that the foregoing is a true copy of the original instrument on file in my office.

Dated June 15, 2001
 HELEN EDWARDS
 Deputy Court Clerk

By Wendell J. P.
 Deputy Clerk

STATE OF IDAHO)
) ss.
 COUNTY OF Gooding)

On this 15th day of June, 2001, before me, the undersigned, a Notary Public in and for said State, personally appeared Richard D. Flynn and Marilyn C. 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.

Becky Shubert
 Notary Public

Residing at: 022305

My Commission expires:

Instrument # 191008

GOODING, GOODING, IDAHO
 2001-06-26 02:01:03 No. of Pages: 2
 Recorded for : LAND TITLE
 HELEN EDWARDS Fee: 6.00
 Ex-Officio Recorder Deputy
 Index to: DEED, QUIT-CLAIM

Re-Recorded

Becky Shubert
 Notary Public
 State of Idaho

EXHIBIT A

TOWNSHIP 5 SOUTH, RANGE 15, EAST OF THE BOISE MERIDIAN, GOODING
COUNTY, IDAHO

SE1/4NW1/4

Section 20: SW1/4NW1/4 and that part of the SE1/4NE1/4 and that part of the SW1/4NE1/4, lying
West of the following described line, 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 53°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 North along the center of the "Union Lateral" Canal to the North boundary
of the SW1/4NE1/4;

Together with all water and water rights, ditches and ditch rights used thereon or appurtenant
thereto, including but not limited to 36 shares of Stock in Big Wood Canal Company, and 39
acres of American Falls No. 2 (2.0 acres of River %59 and 37 acres of River %79) and also
including but not limited to .95 cfs of Water right No 37-133A with priority date 05-15-1899 and
.64 cfs of Water Right No 37-868 with priority date 02-10-1906.



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

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

June 22, 2001

ATTN BECKY SHUBERT
LAND TITLE & ESCROW INC
PO BOX 473
GOODING ID 83330

RE: Your Order No. GG-02746
Storey to Meyers
SRBA Claim Nos. (Part) 37-133A, 37-868

Dear Becky:

I am in receipt of the Notice of Change of Water Right Ownership you recently submitted on the above listed transaction. Because these two claims have not yet been decreed in the Snake River Basin Adjudication, I am herein returning Land Title & Escrow's check no. 14410 in the amount of \$200.00. I know how confusing this is, so please feel free to phone (or e-mail) me if I can help clarify when fees are or are not due.

Thanks for your help; I really appreciate the great job you all do in submitting changes of ownership.

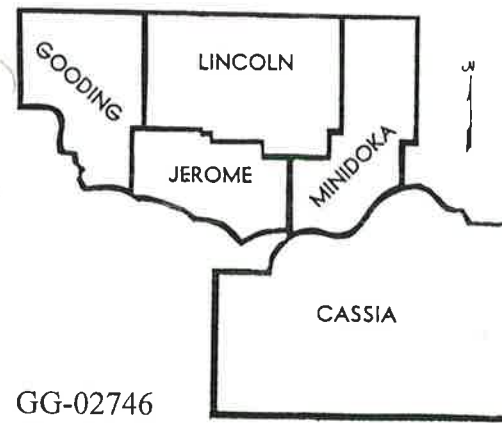
Sincerely,

Trish Fawcett
Technical Records Specialist
tfawcett@idwr.state.id.us

Enc.

Land Title and Escrow, Inc.

A FULL SERVICE TITLE COMPANY



June 21, 2001

REFER TO:
OFFICE:

GG-02746
Gooding

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

RE: Split/Storey to Meyers

Dear Cory Skinner:

Please find enclosed our check #14410 in the amount of \$200.00 representing split fees on the above referenced. I have also enclosed the notice of Change paperwork and an ASCS Map.

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

Very Truly Yours,

LAND TITLE AND ESCROW, INC.

A handwritten signature in cursive script, appearing to read "Becky Shubert".

Becky Shubert
(208)934-8477

P.O. Box 473, 706 Main Street
Gooding, Idaho 83330

RECEIVED

JUN 22 2001

Department of Water Resources
Southern Region

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

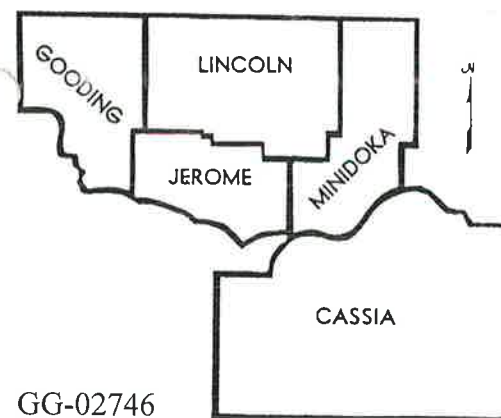
BOX 349, JEROME, IDAHO 83338
PHONE 324-3357 - FAX 324-8961

BOX 473, GOODING, IDAHO 83330
PHONE 934-8477 - FAX 934-5880

BOX 111, RUPERT, IDAHO 83350
PHONE 436-0606 - FAX 436-1188

Land Title and Escrow, Inc.

A FULL SERVICE TITLE COMPANY



June 28, 2001

REFER TO:
OFFICE:

GG-02746
Gooding

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

RE: Storey/Meyers

RECEIVED

JUN 29 2001

Department of Water Resources
Southern Region

Dear Cory:

Please find enclosed copies of the re-recorded deeds for your information. We sent the split information to you on June 21, 2001.

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

Very Truly Yours,

LAND TITLE AND ESCROW, INC.

Becky Shubert

Becky Shubert
(208)934-8477

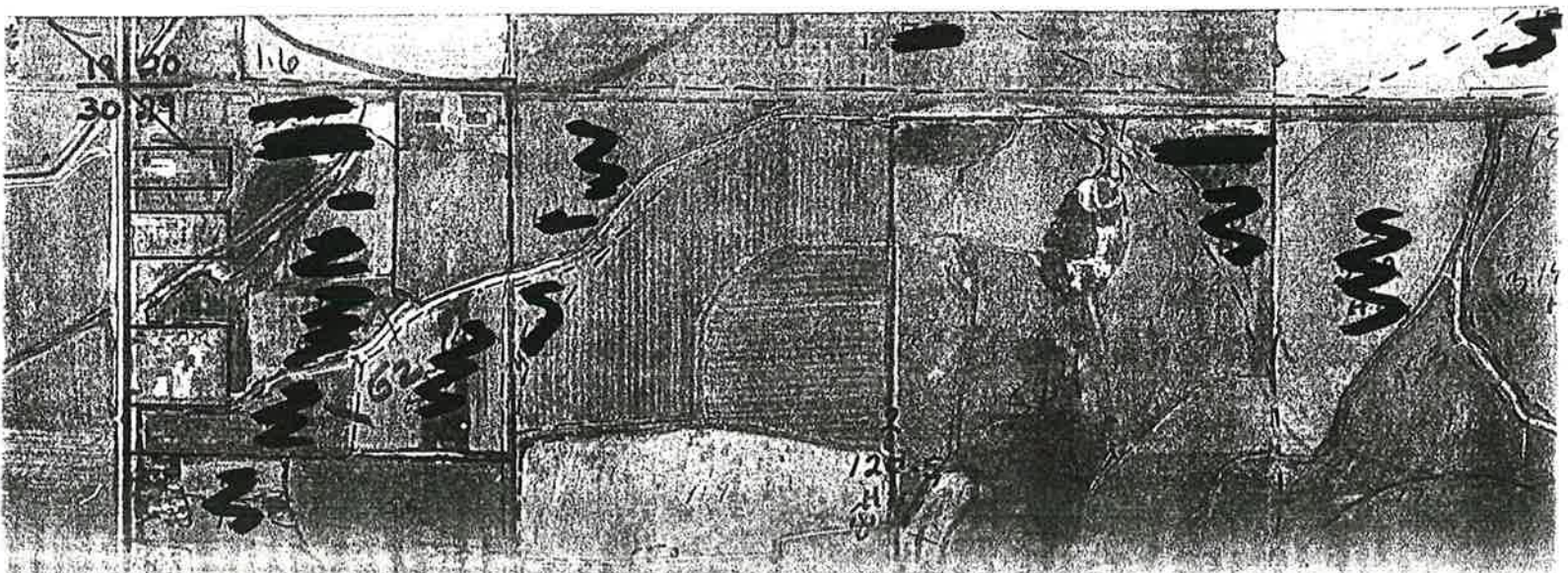
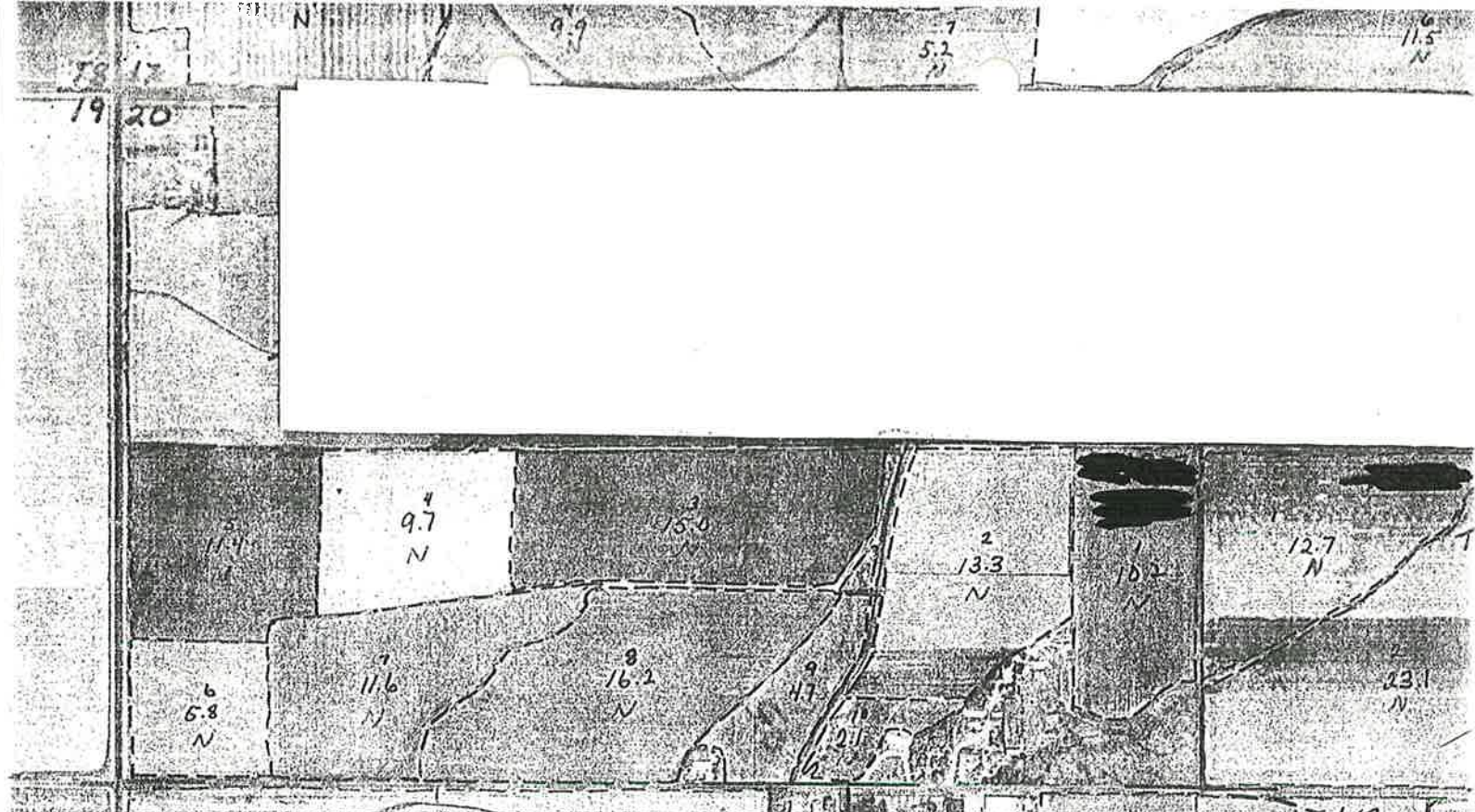
P.O. Box 473, 706 Main Street
Gooding, Idaho 83330

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 436-0608 - FAX 436-1199



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: A37-00868
Date Received: 8/11/1988
Receipt No: M001021
Received By: g

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RICHARD D. FLYNN 208-934-5063
Address: 1956 E. 1550 S.
GOODING, ID 83330
AND/OR
Name: MARILYN FLYNN 208-934-5063
Address: 1956 E. 1550 S.
GOODING, ID 83330
2. Date of Priority: FEB 10, 1906
3. Source: BIG WOOD RIVER Trib. to: MALAD RIVER
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
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	1.600		
7. Total Quantity Appropriated is:
1.600 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 528.0 Acre Feet Per Annum.
9. Non-irrigation uses:
NONE

A37-00868

Page 1

08/11/88

MICROFILMED

FEB 23 1993

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
05S	15E	20	SW		NE		IRR	35.0
			SW		NW		IRR	35.0
			SE		NW		IRR	35.0
			Section Acres					105.0
		21	SW		NW		IRR	36.0
			NW		SW		IRR	35.0
			Section Acres					71.0
			Total Acres					176.0

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:
WATER FROM BIG WOOD CANAL CO.

14. Remarks:

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

BIG WOOD CANAL CO.
Decree Plaintiff

vs

CHAPMAN ET AL
Decree Defendant

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

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): *Richard D. Jensen* Date: 8-11-88

Date: _____

State of Idaho)
County of Looten) SS.

Subscribed and sworn (or affirmed) before me this 11 day

of Aug. 19 88

Seal

John D. Carter
Notary Public

Residing at Bonanza Id

My Commission Expires 6/2/94

SS 15E

2730 MI. TO U.S. 20

42' 30" 687

88

689

690 40



Judication Bureau
P. O. Box 83720
se, ID 83720-0098

ADDRESS SERVICE
REQUESTED

FIRST CLASS



UNIT 02 1A \$ 00.87⁰
0004310839 JAN 08 2007
MAILED FROM ZIP CODE 83702

Forwarding Order Partial
RETURN TO SENDER

RECEIVED

JAN 11 2007

DEPARTMENT
WATER RESOURCES

37-22048

37-21729

FLYNN MARILYN C

FLYNN RICHARD D
1956 E 1550 S
GOODING ID 83330

X

01/02/2007

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

RIGHT NUMBER: 37-22048
NAME AND ADDRESS: JOE STOREY
1554 S 2000 E
GOODING ID 83330

RICHARD D FLYNN
1956 E 1550 S
GOODING ID 83330

MARILYN C FLYNN
1956 E 1550 S
GOODING ID 83330

SOURCE: BIG WOOD RIVER TRIBUTARY: MALAD RIVER
QUANTITY: 0.910 CFS
PRIORITY DATE: 02/10/1906
POINT OF DIVERSION:

T05S R15E S15 NENWNE Within GOODING County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.910 CFS

PLACE OF USE: IRRIGATION in GOODING County

T05S R15E S20	SWNE	30.00	T05S R15E S21	SWNW	34.00
T05S R15E S21	NWSW	38.00			

102 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 102 acres in a single irrigation season. Combined Right Nos.: 37-22048 and 37-21729.

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 37-868.

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



Idaho Department of Water Resources

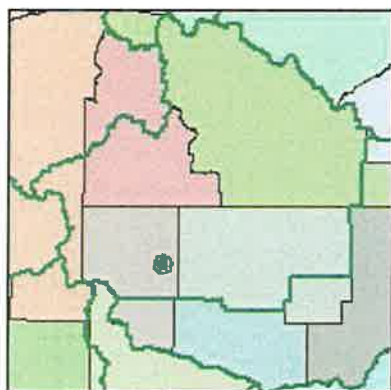
SRBA Recommendation:

37-22048

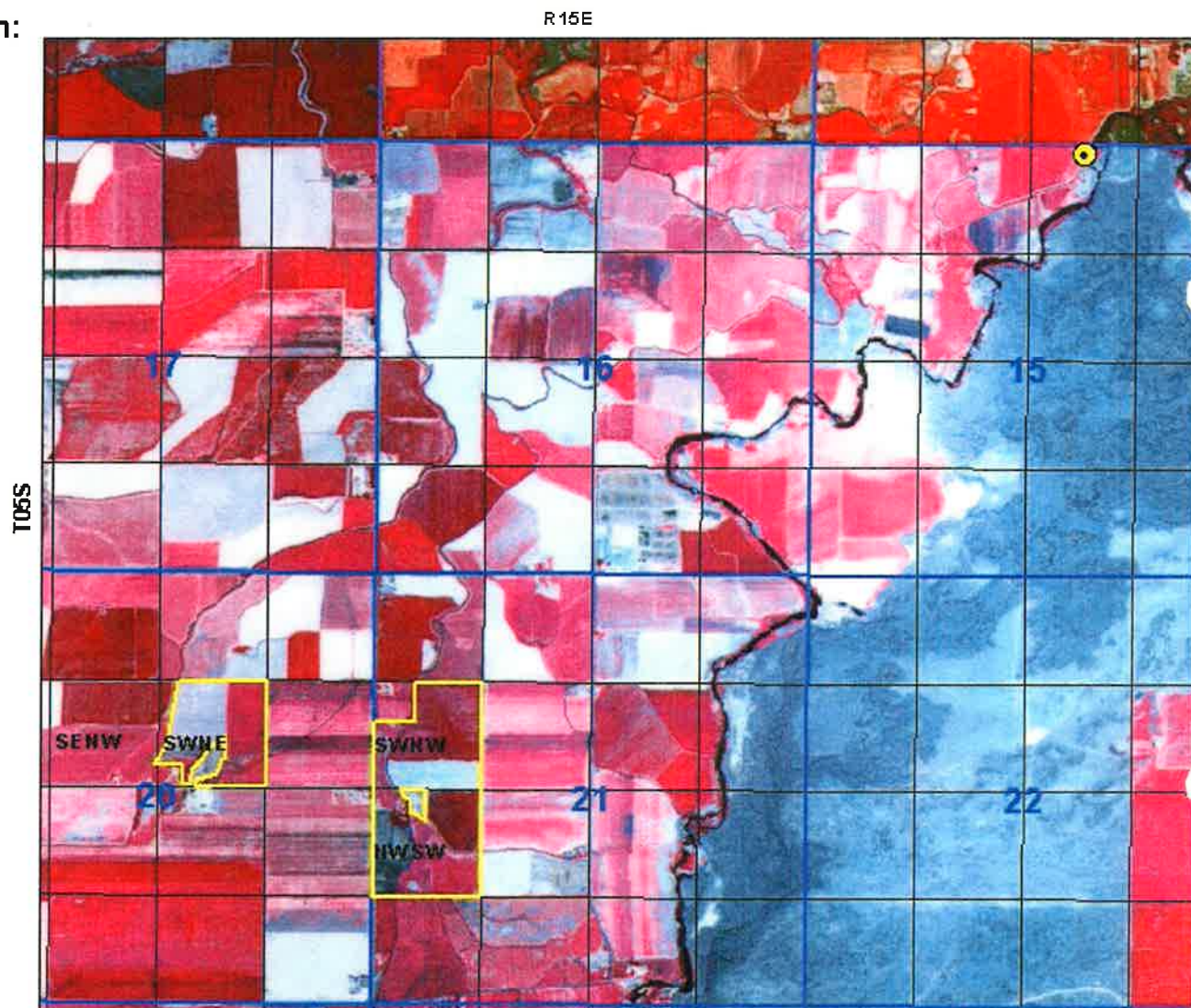
37-21729

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