

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 37-22049
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: 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	0.05	

7. Total Quantity Appropriated is:
0.05 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	1.8
			SE	NW	IRRIGATION	3.3
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 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)

Betty Scroggins
 Name Connector (Check one): ☐ and ☐ or ☐ and/or

New Mailing Address

1942 E 1580 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 _____
Receipted 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: 6-4-06Arthur E. Scroggins

Instrument # 190706

GOODING, GOODING, IDAHO

2006-06-04

02:55:15 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, 2006
On this 4th day of June, 2006,
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
me that he executed the same.
Helen Edwards 4-21-04
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 43° 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.



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

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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 1946

JOHN A. MYERS Recorder

By Caroline Solis Deputy

01/02/2007

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

RIGHT NUMBER: 37-22049

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

SOURCE: BIG WOOD RIVER TRIBUTARY: MALAD RIVER

QUANTITY: 0.050 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	0.050 CFS

PLACE OF USE: IRRIGATION in GOODING County

T05S R15E S20	SWNE	1.80	T05S R15E S20	SENE	3.30
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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

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

This right is a split from former right 37-868.



Idaho Department of Water Resources

SRBA Recommendation:

37-21730

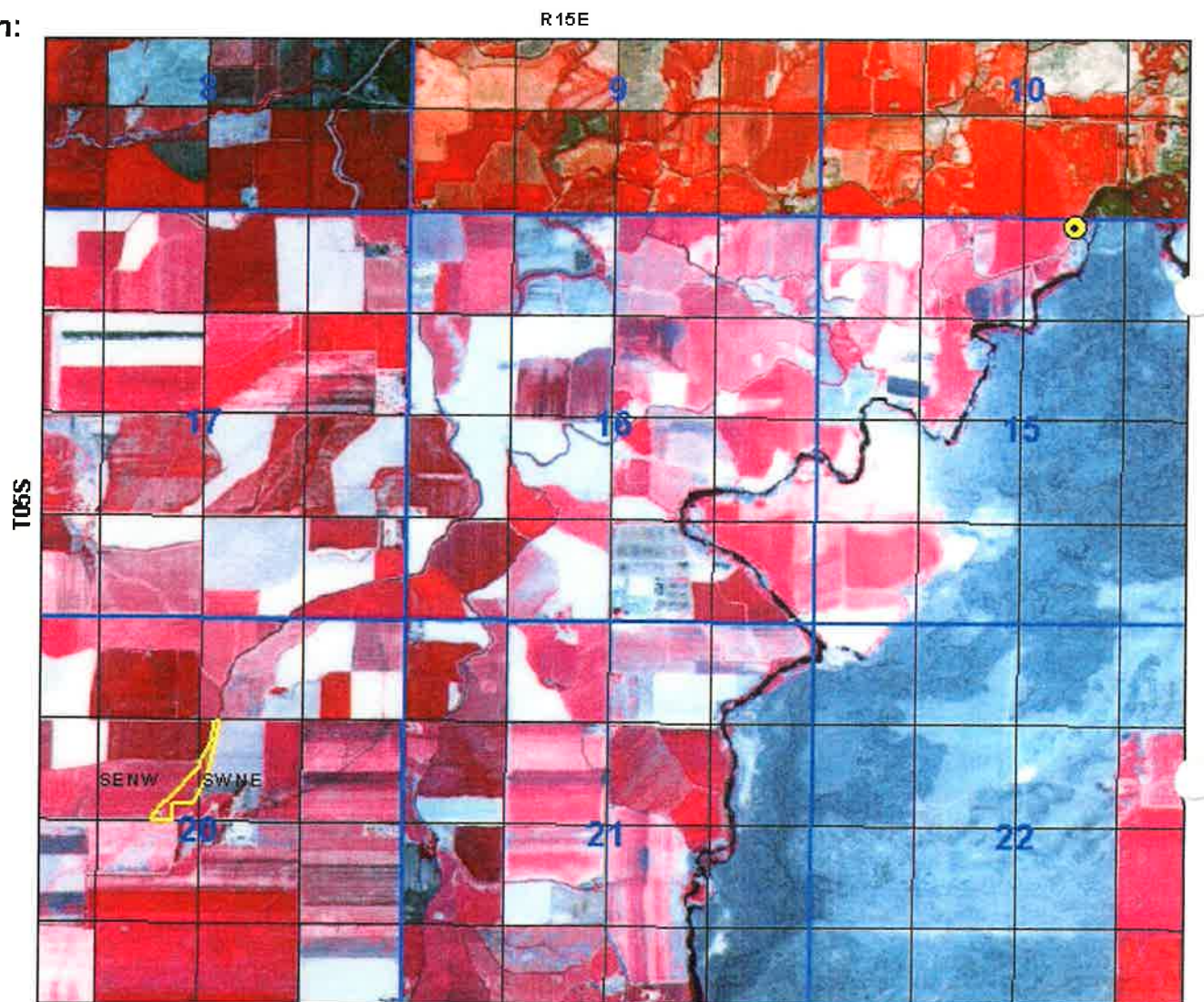
37-22049

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