

GOODING COUNTY

Hwy. Dist. 4+3 City _____
Sch. Dist. 233 Cem. Dist. H
Fire Dist. W
Sec. 23 Twp. 7 Rng. 14
075 HE 33
(D 4243 94) (1998)
(D 471524 (1990))



MICROFILMED
1111 28 2003

END APPENDIX

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
APR - 3 2003
 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
36-2404A	36-16141-Isaacs				
	36-16142-V & L				

RECEIVED

APR - 4 2003

Department of Water Resources

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) Edward Isaacs
3127 Isaacs Trail CSR, Kingman, AZ 88401
4. New Owner/Claimant(s) V & L Dairy
 Name Connector (Check one: [] and, [] or, [] and/or
- New Mailing Address 1444 E. 2950 S.
- City, State and ZIP Code Wendell, ID 83355
- New Telephone Number () _____
5. Date you acquired the property April 1, 2003

See file #36-16142 for support data

MICROFILMED

APR 26 2003

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 36-2404A

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	<u>.240 CVS/.80</u>	<u>acre feet</u>
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)

V & L DAIRY

[Handwritten Signature]

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 <u>[Signature]</u>	Date <u>4/3/03</u>	Fee <u>100.00</u>
Received by <u>[Signature]</u>	Date <u>4/3/03</u>	Receipt No. <u>5025654</u>
Processed by <u>[Signature]</u> AJ	Date _____	WR _____ Date _____

MICROFILMED

2 3 2003

Order No. G030113

WARRANTY DEED

For Value Received

**EDWARD ISAACS, TRUSTEE OF THE EDWARD ISAACS TRUST U/A/D
OCTOBER 14, 1996,**

the grantor(s), do(es) hereby grant, bargain, sell, and convey unto

V & L DAIRY, AN IDAHO PARTNERSHIP

the grantee(s), whose current address is

1444 E. 2950 S., Wendell, ID 83355

the following described premises, to-wit:

Township 7, Range 14 East, Boise Meridian, Gooding County, Idaho

Section 33: That part of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ lying North of the Highway.

EXCEPTING THEREFROM the West 165 feet.

Together with State of Idaho, Department of Water Resources water right #36-2404A

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), his/her/their heirs and assigns forever. And the said Grantor(s) do(es) hereby covenant to and with the said Grantee(s), that he/she/they are the owner(s) 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 he/she/they will warrant and defend the same from all claims whatsoever.

Dated: April 1, 2003

**EDWARD ISAACS TRUST U/A/D
OCTOBER 14, 1996**

Instrument # 199933

GOODING, GOODING, IDAHO

2003-04-01 03:27:23 No. of Pages: 1

Recorded for: GOODING TITLE

HELEN EDWARDS Fee: 3.00

Ex-Officio Recorder Deputy

Edward Isaacs Trustee
Edward Isaacs, Trustee

STATE OF ARIZONA

COUNTY OF MOHAVE

SS

On This 31 day of March, in the year 2003, before me, a Notary Public in and for said State, personally appeared **EDWARD ISAACS**, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within Instrument as Trustee of the EDWARD ISAACS TRUST U/A/D OCTOBER 14, 1996, and acknowledged to me that he executed the same as such Trustee

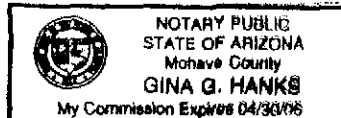
WITNESS my hand and official seal.

Gina G. Hanks
Notary Public of Arizona

Residing at

Commission Expires:

04/30/06



**TITLE & ESCROW
COMPANIES**

MICROFILMED

2003

GOODING COUNTY

Hwy. Dist. 4+3 City Sec. 33 Twp. 7 Rng. 14

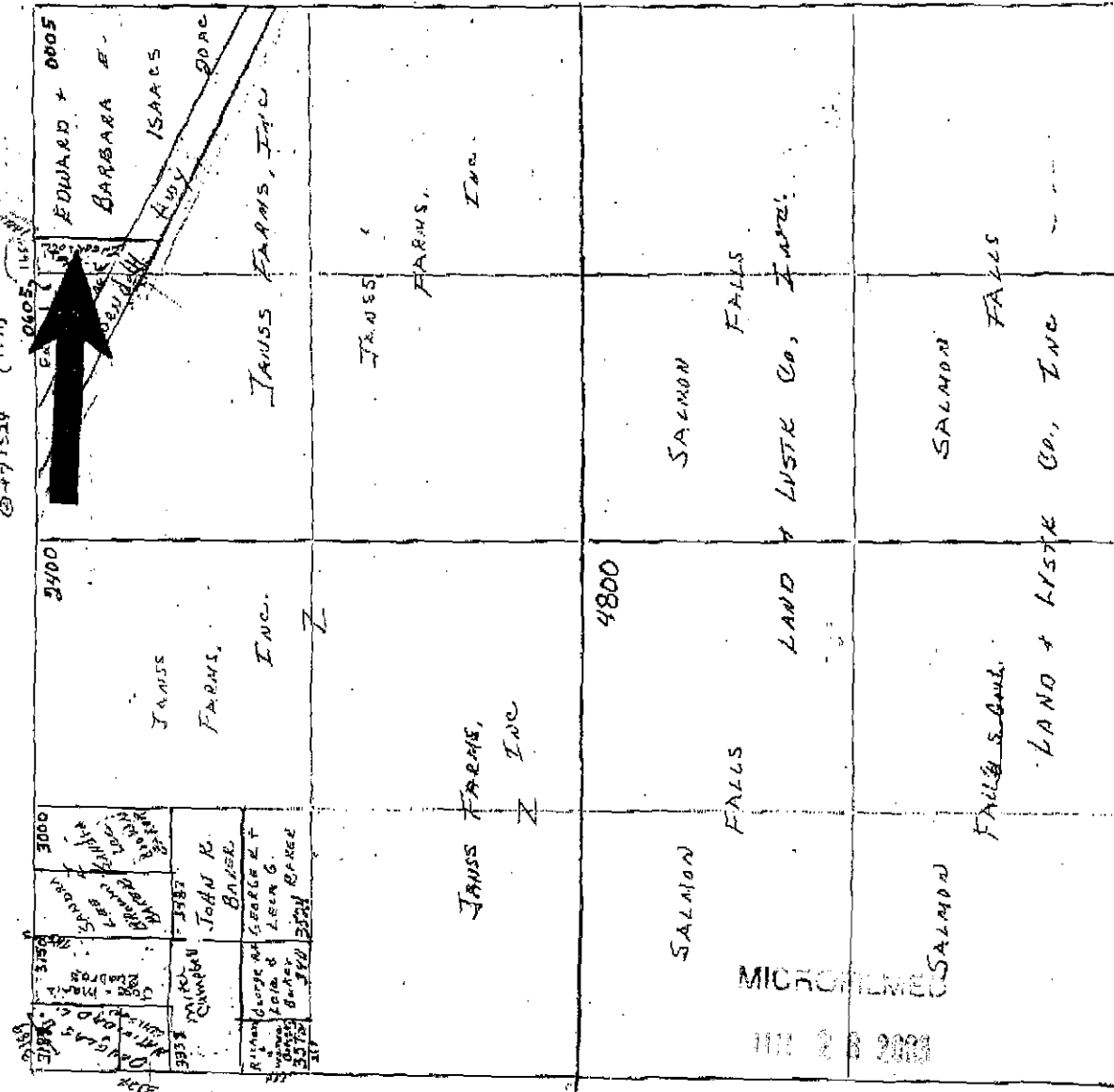
Sch. Dist. 233 Cem. Dist. H

Fire Dist. W

075 HE 33

0664399 (1997)

071529 (1997)



END APPENDIX

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 36-16142

WATER RIGHT NUMBER: 36-16142

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	LEONARD ISSACS 1206 PEPPERMILL CIRCLE #56 ARLINGTON, TX 76013 (817) 548-9302
Original Owner	EDWARD ISSACS 3127 ISSACS TRAIL CSR KINGMAN, AZ 86401 (602) 753-4134
Current Owner	V & L DAIRY 1444 E 2950 S WENDELL, ID 83355 (208) 536-5590

Priority Date: 04/03/1961

Basis: Decreed

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>
IRRIGATION	03/15 to 11/15	0.240 CFS	80.00 AF
	<u>Total Diversion:</u>	0.240 CFS	80.00 AF

Location of Point(s) of Diversion

GROUND WATER	NE1/4NW1/4	Sec. 34, Twp 07S, Rge 14E, B.M.
GOODING County		

Place of UseIRRIGATION Within GOODING County

T07S R14E S33 NENE 20.0

Total Acres: 20

Conditions of Approval:Remarks:Comments:

1. scurtis 4/7/2003 Ownership Change
Comment: Rights 36-16141 and 36-16142 are the result of a split of Right 36-2404A by an ownership change.

Dates and Other Information:

Decreed Date: 12/19/2001

MICROFILMED

JUN 28 2003

DEC 24 2001

Department of Water Resources

2001 DEC 19 PM 2:22

FILED
TWIN FALLS CO., IDAHO

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

In Re SRBA

Case No. 39576

ORDER OF PARTIAL DECREE

For Water Right 36-02404A

On November 2, 1992, the Idaho Department of Water Resources (IDWR) filed its *Director's Report, Part 1, For Reporting Area 3 (Basin 36)*, which included a recommendation for the above water right. No objections to this recommendation were filed and the time period for filing objections has now expired.

On August 2, 1999, in response to the Idaho Supreme Court decision in *A&B Irrigation District v. Idaho Conservation League*, 131 Idaho 411, 423, 958 P.2d 568, 580 (1998), IDWR filed a *Supplemental Director's Report, Reporting Area 3, IDWR Basin 36, Regarding Revision of Period of Use (For Irrigation Water Uses) and Conjunctive Management General Provisions* which included a recommendation for the irrigation season of use for this water right. No objections to this Supplemental Report were filed and the time period for filing objections has now expired.

Therefore, IT IS ORDERED that water right 36-02404A is hereby **decreed** as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED December 19, 2001.

Roger Burdick

ROGER S. BURDICK
Presiding Judge
Snake River Basin Adjudication

MICROFILMED

JUN 26 2002

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

2001 DEC 19 PM 2:22

In Re SRBA

Case No. 39576

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 36-02404A

NOT RECORDED - SRBA
TWIN FALLS CO., IDAHO
FILED

NAME AND ADDRESS: LEONARD ISAACS
1206 PEPPERMILL CIRCLE #56
ARLINGTON, TX 76013

EDWARD ISAACS
3127 ISSACS TRAIL CSR
KINGMAN, AZ 86401

SOURCE: GROUNDWATER

QUANTITY: 0.30 CFS
100.00 APY

PRIORITY DATE: 04/03/1961

POINT OF DIVERSION: T07S R14E S34 NENENW Within Gooding County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	0.30 CFS 100.00 APY

PLACE OF USE: Irrigation Within Gooding County
T07S R14E S33 NENE 25.0
25.0 Acres Total

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. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

Roger Burdick

Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

June 17, 2003

V & L DAIRY
1444 E 2950 S
WENDELL ID 83355

RE: Change of Ownership for Water Right 36-16142 (Renumbered from 36-2404A)

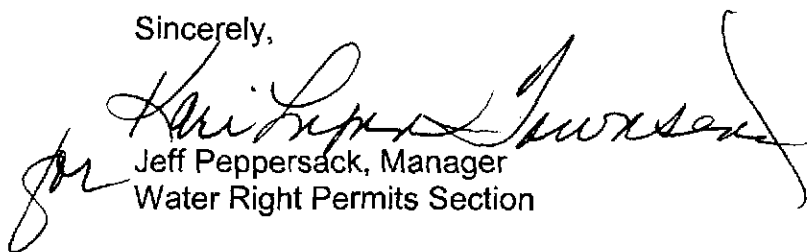
Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water right to you. The department has modified its records to reflect the change in ownership and has enclosed a computer-generated report for your records.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,


Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosure

MICROFILMED
JUL 28 2003



GOODING
TITLE & ESCROW
COMPANY

April 1, 2003

RECEIVED
APR - 3 2003
Department of Water Resources
Southern Region

Idaho Dept. of Water Resources
1341 Fillmore Street, Suite 200
Twin Falls, ID 83301

Re: V & L Dairy-Isaacs
#36-2404A

Dear Sir or Madame:

Enclosed please find a Notice of Change of Ownership to be filed with your office. Also enclosed is our check #2682 in the amount of \$100.00, which represents the fee due to split and transfer this water right.

If you have any questions, please do not hesitate to contact our office.

Sincerely,

GOODING TITLE & ESCROW CO.

DeNene M. Dixon
Escrow Officer

/dmd
Encl.

MICROFILMED

JUL 28 2003