

R21E

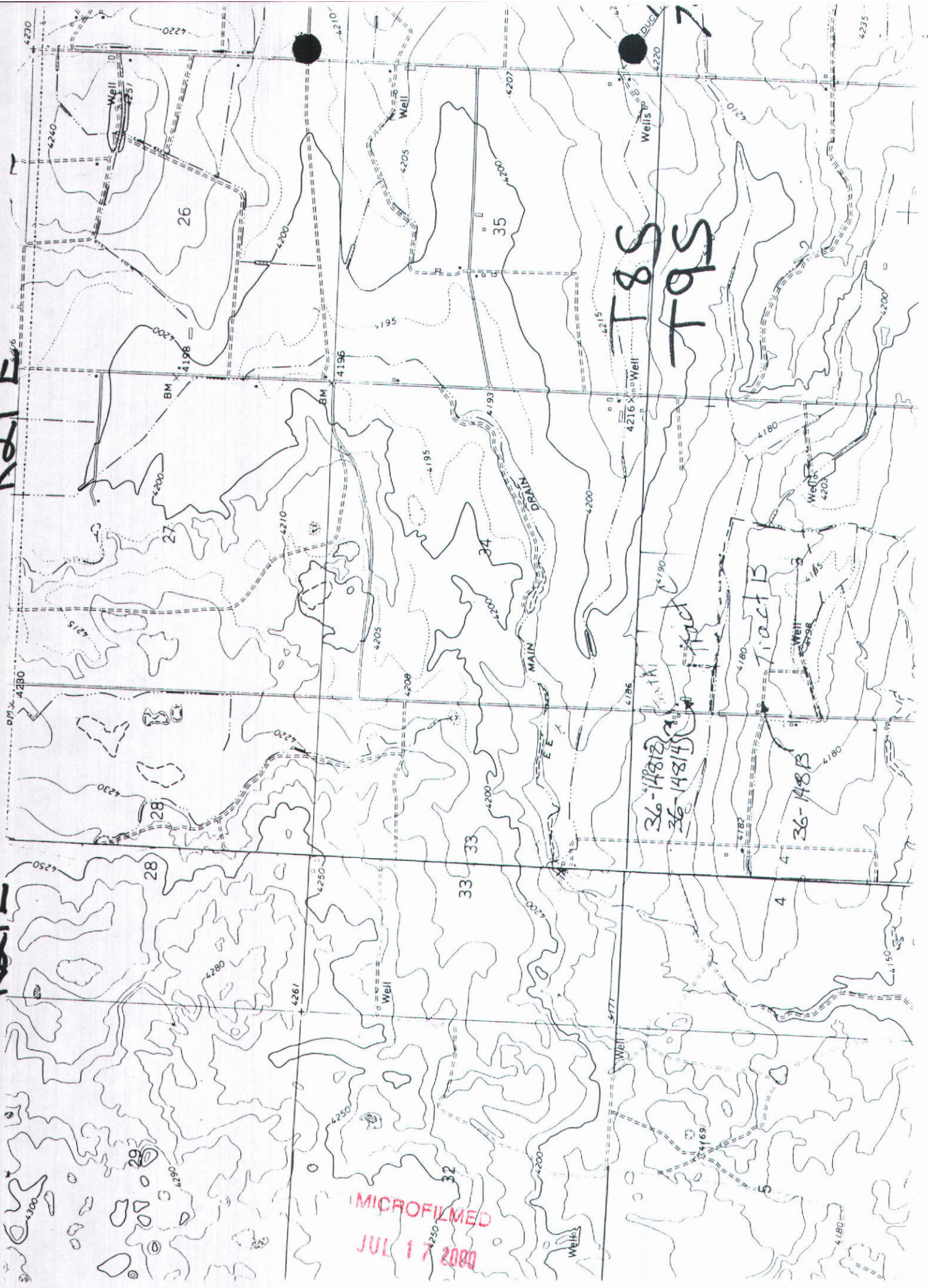
R21E

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JUL 17 2000

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T9S

36-14812
36-14814
36-14813

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JUN 11 1997
Department of Water Resources
Southern Region

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

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 Number(s) 36-14814 36-14812 36-14816 36-14817
Adjudication Claim Number(s) _____

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 on file with the county.)

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant(s) GARY OR BARBARA CARNEY
1250 W. 225 N. PAUL, ID 83347

4. New Owner/Claimant(s) CARNEY FARMS
Name connector (Check one): ☐ AND, ☐ OR, ☐ AND/OR
New Mailing Address 314 Crestview Rd. S.
City, State and ZIP Code PAUL, ID 83347
New Telephone Number (208) 438-5580

5. Date you acquired the property 11-21-91

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 actually irrigated _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second

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/Claimant(s) Barbara Carney for Date 6/10/97
Carney Farms Date _____

(Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)

8. For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters **REGARDING** your claims, please attach a Notice of Appearance completed by your attorney.

JUL 17 2000

WARRANTY DEED

For Value Received

GARY CARNEY and BARBARA CARNEY, husband and wife

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

CARNEY FARMS, a general partnership

Address: Route #2 Box 2418
Paul, Idaho 83347

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

TOWNSHIP 8 SOUTH, RANGE 21 EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Sections 33 and 34: Tract "A";

TOWNSHIP 9 SOUTH, RANGE 21 EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Sections 3 and 4: Tract "A";

TOGETHER WITH all water and water rights, ditches and ditch rights
used thereon or appurtenant thereto.SUBJECT TO:Accruing taxes, levies and assessments; easements and rights-of-way
of record, if any.

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: April 1, 1992

Gary Carney

Gary Carney

Barbara Carney

Barbara Carney

STATE OF IDAHO, COUNTY OF Cassia

On this 6th day of April, 1992
before me, a notary public in and for said State, personally appeared

Gary Carney and
Barbara Carney

known 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 _____
Commission expires: 6-30-97

LARRY ROBERTS
NOTARY PUBLIC
STATE OF IDAHO

Residing at Burley, Idaho
My Commission Expires _____

2000

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RALE

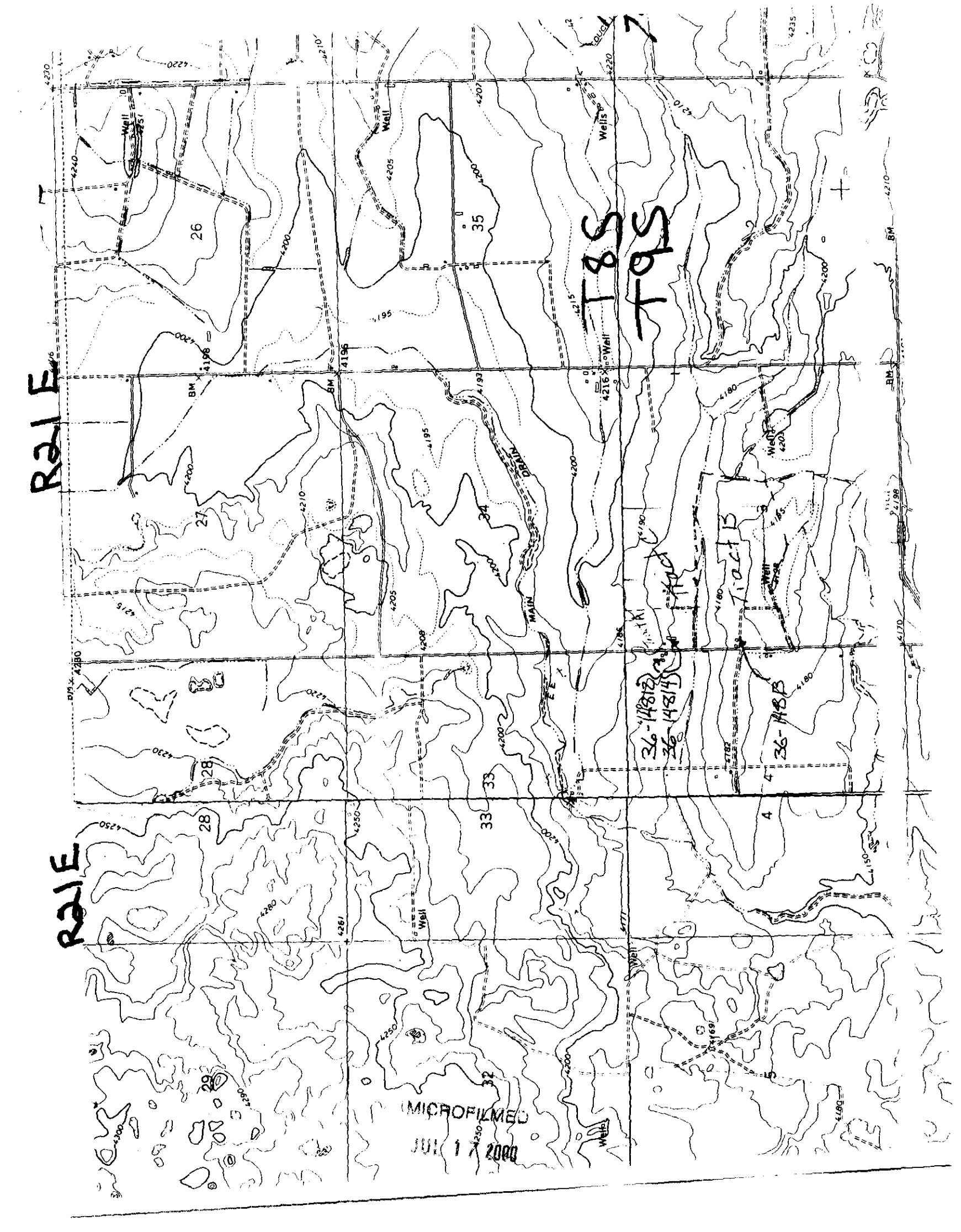
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STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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 Number(s) 36-14811- 36-14813- 36-14812- 36-14814- 36-14816
 Adjudication Claim Number(s) _____

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 on file with the county.)

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant(s) Robert Schenk Fredona Schenk
2 River Run Dr. Burley, ID 83318

4. New Owner/Claimant(s) GARY OR BARBARA CARNEY

New Mailing Address 1250 W. 825 N. Name connector (Check one): ☐ AND ☒ OR ☒ AND/OR

City, State and ZIP Code PAUL, ID 83347

New Telephone Number (208) 438-5348

5. Date you acquired the property 11-21-91

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Department of Water Resources
Southern Region

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 actually irrigated _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second

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/Claimant(s) Barbara Carney Date 6/6/97
 _____ Date _____

(Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)

8. For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

JUL 17 2000

WARRANTY DEED

FOR VALUE RECEIVED, ROBERT W. SCHENK and FREDONA SCHENK, husband and wife, of River Run Estates #2, Burley, Idaho 83318, the Grantor, does hereby grant, bargain, sell and convey unto GARY CARNEY and BARBARA CARNEY, husband and wife, the Grantee whose current address is Route 2 Box 2418, Paul, Idaho 83347, the following described premises, located in Jerome County, Idaho, to wit:

Parcel No. 1:

TOWNSHIP 8 SOUTH, RANGE 21, EAST OF THE BOISE MERIDIAN, JEROME COUNTY, IDAHO

Sections 33 and 34: Tract "A"

TOWNSHIP 9 SOUTH, RANGE 21, EAST OF THE BOISE MERIDIAN, JEROME COUNTY, IDAHO

Sections 3 and 4: Tract "A"

Parcel No. 2:

TOWNSHIP 8 SOUTH, RANGE 21, EAST OF THE BOISE MERIDIAN, JEROME COUNTY, IDAHO

Section 33: Tract "B"

TOWNSHIP 9 SOUTH, RANGE 21, EAST OF THE BOISE MERIDIAN, JEROME COUNTY, IDAHO

Section 4: Tract "B"

Parcel No. 3:

TOWNSHIP 9 SOUTH, RANGE 21, EAST OF THE BOISE MERIDIAN, JEROME COUNTY, IDAHO

Section 3: Tract "B" EXCEPTING THEREFROM the following described parcel of land:

Beginning at corner No. 1 of Tract F in Section 3 of Township 9 South, Range 21, East Boise Meridian, said point marked by a U.S. Government Brass Cap;

Thence South 81°14'45" West, (South

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Southern Region

WARRANTY DEED

PAGE 1

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JUL 17 2000

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Land Title & Escrow, Inc.
JUN 23 3 41 PM '97

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81'11" West, recorded) along the tract line common to Tract B and Tract F for 680.39 feet to the POINT OF BEGINNING;

Thence South 81'14'45" West (South 81'11" West, recorded) along said tract line for 585.16 feet to corner No. 6 of Tract B, said point marked by a U.S. Government Brass Cap;

Thence North 69°15'15" West (North 69°19' West, recorded) along said tract line for 247.75 feet to a $\frac{1}{2}$ " rebar;

Thence North 89°54'30" East for 810.03 feet to THE POINT OF BEGINNING.

AND EXCEPTING THEREFROM the following described parcel of land:

Commencing at the Northeast corner of said Section 3;

Thence South 0°00'30" East along the East boundary of said Section 3, 1778.70 feet;

Thence South 89°57' West, 995.94 feet;

Thence North 76°17' West, 1007.82 feet to the Northeast corner of Tract "B" of said Section 3, said point being marked by a U.S. Government Brass Cap which shall be known as THE TRUE POINT OF BEGINNING;

Thence South 12°39' West along the Easterly boundary of Tract "B", 654.71 feet;

Thence North 0°00'00" East, 674.00 feet to a point on the North boundary of Tract "B";

Thence South 76°17' East along the North boundary of Tract "B", 148.59 feet to THE TRUE POINT OF BEGINNING.

Parcel No. 4:

TOWNSHIP 9 SOUTH, RANGE 21, EAST OF THE BOISE MERIDIAN, JEROME COUNTY, IDAHO

WARRANTY DEED
PAGE 2
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Section 3:

Part of Tract F in Section 3 of Township 9 South, Range 21, East of the Boise Meridian:

Beginning at corner No. 1 of Tract F in Section 3 of Township 9 South, Range 21, East Boise Meridian, said point marked by a U.S. Government Brass Cap which shall be THE POINT OF BEGINNING;

Thence South 13°47'50" East (South 13°52' East, recorded) along the tract line common to Tract E and Tract F for 105.48 feet to a $\frac{1}{2}$ " rebar;

Thence South 89°54'30" West for 697.62 feet to a point on the tract line common to Tract B and Tract F; Thence North 81°14'45" East (North 81°11' East, recorded) along said tract line for 680.39 feet to THE POINT OF BEGINNING.

Parcel No. 5:

TOWNSHIP 9 SOUTH, RANGE 21, EAST OF THE BOISE MERIDIAN, JEROME COUNTY, IDAHO

Section 3:

That part of Tract "E", described as follows:

Commencing at the Northeast corner of said Section 3;

Thence South 0°00'30" East, along the East boundary of said Section 3, 1778.70 feet to the Northeast corner of said Tract "E";

Thence South 89°57' West, along the North boundary of Tract "E", 995.94 feet;

Thence North 76°17' West, 1007.82 feet along the North boundary of Tract "E" to the Northwest corner of Tract "E", said point being marked by a U.S. Government Brass Cap;

Thence South 12°39' West along the West boundary of Tract "E", 654.71 feet to the TRUE POINT OF BEGINNING;

Thence continuing South 12°39' West along the West boundary of Tract

WARRANTY DEED

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"E", 503.92 feet to a U.S. Government Brass Cap;
Thence South 13°52' East along the West boundary of Tract "E", 178.86 feet to a U.S. Government Brass Cap;
Thence South 13°52' East along the West boundary of Tract "E", 105.48 feet;
Thence North 89°54'30" East, 43.32 feet;
Thence North 0°00'00" East, 767.35 feet to the TRUE POINT OF BEGINNING.

SUBJECT TO the following:

Taxes for 1991 and subsequent years, which are not yet due and payable.

The burdens incident to the inclusion of the land within the boundaries of the Northside Pumping Division, Minidoka Project and the A & B Irrigation District and the rights and powers as by law provided.

Provisions of a Contract between the United States of America and the A & B Irrigation District, recorded March 19, 1952 in Book 164 Page 573 as Instrument Number 148779, Jerome County records.

Interim and Recordable Contract by and between the United States of America, acting through the Secretary of the Interior, and Ray M. Tippetts and Edna A. Tippetts, husband and wife, dated October 22, 1957, recorded January 15, 1958 in Book 164 Page 6 as Instrument Number 134280, Jerome County records. (PARCEL NO. 5)

Recordable and Interim Contract by and between the United States of America, acting through the Secretary of the Interior, and Eugene B. House and Dorothy Ann House, husband and wife, dated October 15, 1957, recorded January 15, 1958 in Book 164 Page 71 as Instrument Number 134293, Jerome County records. (PARCEL NO. 2 AND NO. 3)

Power Line Easement given by Eugene B. House and Dorothy Ann House, husband and wife, to Idaho Power Company, a corporation, dated December 17, 1958, recorded January 1, 1960 in Book 150 Page 596 as

WARRANTY DEED
PAGE 4
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Instrument Number 141428, Jerome County records, affecting the NW¼NE¼ of Section 4, Township 9 South, Range 21, East Boise Meridian. (PARCEL NO. 1 AND NO. 2)

Easement over and across the West 30 feet of Section 34 and the East 30 feet of Section 33, Township 8 South, Range 21 and the East 30 feet of Section 4, Township 9 South, Range 21, East Boise Meridian, granted to the Hillsdale Highway District for a public highway forever, by Instrument dated October 23, 1962, recorded November 2, 1962 in Book 168 Page 209 as Instrument Number 152323, Jerome County records. (PARCEL NO. 1)

Power Line Easement granted to Idaho Power Company, a corporation, dated July 5, 1962, recorded March 19, 1963 in Book 168 Page 234 as Instrument Number 153916, Jerome County records. (PARCEL NO. 1)

Terms and conditions of an unrecorded Contract of Sale of Real Property between E. E. Gregory, also known as Elvis E. Gregory, and Itha Gregory, husband and wife, as Sellers, and Robert W. Schenk and Fredona Schenk, husband and wife, as Buyers, dated March 7, 1979. (PARCEL NO. 3)

Power Line Easement given by Robert Schenk and Fredona Schenk, husband and wife, to Idaho Power Company, a corporation, dated May 4, 1979, recorded February 6, 1980 as Instrument Number 247278, Jerome County records, affecting a portion of the NW¼SW¼ of Section 3, Township 9 South, Range 21, East Boise Meridian. (PARCEL NO. 3)

Power Line Easement given by Robert Schenk and Fredona Schenk, husband and wife, to Idaho Power Company, a corporation, dated October 27, 1978, recorded June 10, 1980 as Instrument Number 250550, Jerome County records, affecting a portion of the NW¼NW¼ of Section 3, Township 9 South, Range 21, East Boise Meridian. (PARCEL NO. 1)

Mortgage given by Robert W. Schenk and Fredona W. Schenk, husband and wife, to the Federal Land Bank of Spokane, dated August 27, 1980, recorded September 9, 1980 as Instrument Number 252179, Jerome County records. (PARCEL NO. 2).

WARRANTY DEED

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Financing Statement No. 19213 from Robert W. Schenk and Fredona W. Schenk, as Debtors, to the Federal Land Bank of Spokane, as Secured Party, filed September 9, 1980 as Instrument Number 252180, Jerome County records. Continuation filed May 15, 1985 as Instrument Number 289945, Jerome County records. Amendment filed May 11, 1990 as Instrument Number 320855, Jerome County records. Continuation filed May 11, 1990 as Instrument Number 320856, Jerome County records. (PARCEL NO. 2)

Power Line Easement given by Robert Schenk and Fredona Schenk, husband and wife, to Idaho Power Company, a corporation, dated April 10, 1980, recorded September 30, 1980 as Instrument Number 252550, Jerome County records, affecting a portion of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ and NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 4, Township 9 South, Range 21, East Boise Meridian. (PARCEL NO. 1 AND NO. 2)

To have and to hold the said premises with their appurtenances to the said Grantee, their heirs and assigns forever. And the Grantor does hereby covenant to and with the Grantee that Grantor is the owner in fee of said premises, that said premises are free from all encumbrances and that Grantor will warrant and defend the same from all lawful claims whatsoever.

DATED this 24th day of November, 1991.

Robert W. Schenk
Robert W. Schenk

Fredona Schenk
Fredona Schenk

STATE OF IDAHO)
) ss.
County of Cassia)

On this 24th day of November, in the year of 1991, before me the undersigned notary public in and for said state,

WARRANTY DEED
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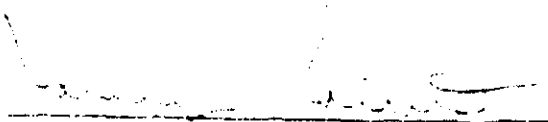
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17 2000

personally appeared ROBERT W. SCHENE and FREDONA SCHENE, husband and wife, 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.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.

LARRY ROBERTS
NOTARY PUBLIC
(SEAL) STATE OF IDAHO
Residing at Burley, Idaho
My Commission Expires _____



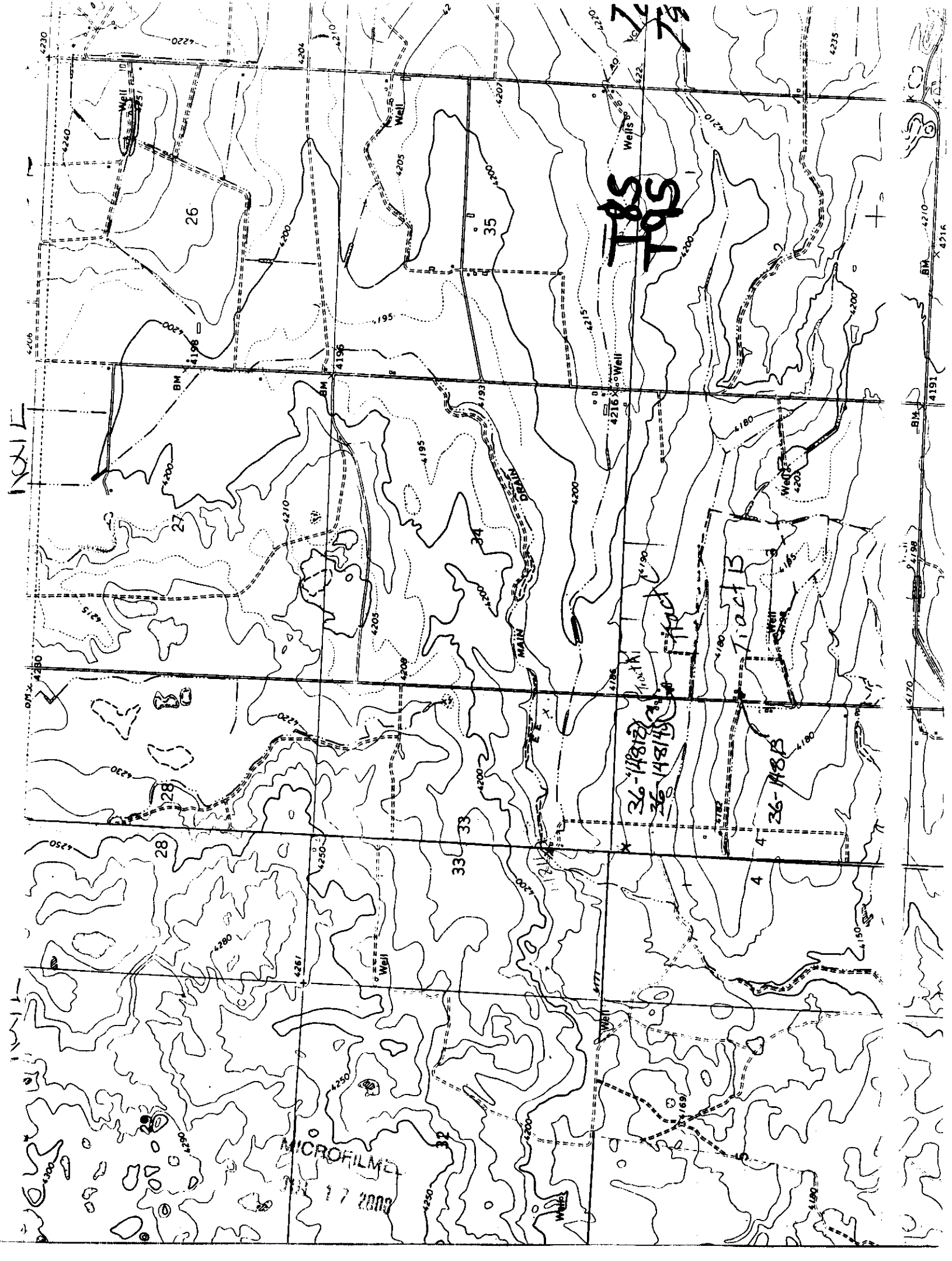
Notary Public
Residing at _____
My Commission Expires _____

WARRANTY DEED

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JUL 17 2000



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36-14812
36-14813

T10ct B

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JUN 17 2002

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)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 36-14817

1996 NOV 26 PM 12:17
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

NAME & ADDRESS: FREDONA SCHENK
ROBERT SCHENK
2 RIVER RUN DR
BURLEY ID 83318

SOURCE: GROUNDWATER

QUANTITY: 0.23 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 08/01/1965

POINT OF DIVERSION: T08S R21E S33 NENWSE Within JEROME County

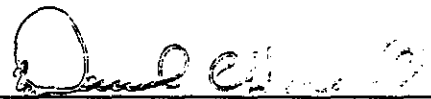
PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.23 CFS

PLACE OF USE: STOCKWATER Within JEROME County
T08S R21E S33 NESE NWSE

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

DATED: NOV 26 1996


DANIEL C. HURLBUTT
PRESIDING JUDGE
Snake River Basin Adjudication

RULE 54(b) CERTIFICATE

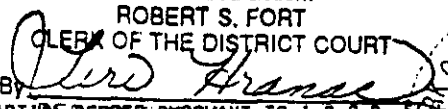
With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment 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.

State of Idaho

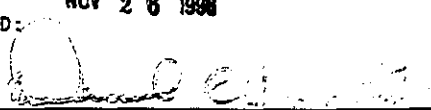
County of Twin Falls ss.

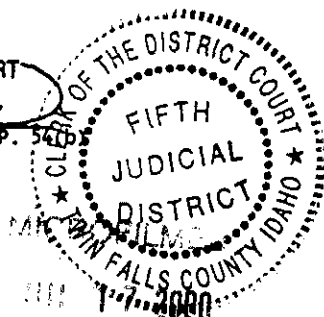
I hereby certify the foregoing to be a full,
true and correct copy of the original on
file in the above entitled action.

ROBERT S. FORT
CLERK OF THE DISTRICT COURT

By 
PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Water Right 36-14817

DATED: NOV 26 1996


DANIEL C. HURLBUTT
PRESIDING JUDGE
Snake River Basin Adjudication





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

Phone: (208) 327-7900 FAX: (208) 327-7866

August 3, 1999.

DIRK KEMPTHORNE
GOVERNOR

GARY CARNEY
PAUL CARNEY
CARNEY FARMS
225 N 1250 W
PAUL ID 83347

KARL J. DREHER
DIRECTOR

10-14-99
Drop me.

RE: Snake River Basin Adjudication (SRBA) *So*
Water Rights #36-02424, 36-07560, 36-08003, 36-14812,
36-14814, 36-14816, 36-14817, 36-12392, 36-12393,
36-12394, 36-12395 & ~~63-19007~~ *has*

Dear Water Right Holders:

Correct
address already.

Mail recently sent to you was returned to us by the Postal Service. They also advised us your address has changed to the above address. We have enclosed the returned mail.

Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary before returning this letter, list any other water rights you have, and return this letter by August 16, 1999. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records. Be sure to list your water right numbers.

If there has been a change in ownership of the property connected with the water right referenced above, please call this office toll-free at 1/800-451-4129 to obtain a form to make this required change to the water right record.

Sincerely,

Sally

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region
Enclosure:
Returned Mail

#####

The address is correct as shown above or as otherwise changed.

Claimant Signature

Telephone No.

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JUL 17 2000

PM

JUL 31 1999

TWIN FALLS, ID 833

PM

JUL 31 1999

TWIN FALLS, ID 833

PM

JUL 31 1999

- RETURNED TO SENDER

MOVED, LEFT NO ADDRESS

NOT DELIVERABLE AS ADDRESSED

UNABLE TO FORWARD

ATTEMPTED - NOT KNOWN

UNCLAIMED - REFUSED

NO SUCH STREET - NUMBER

DO NOT RE-MAIL IN THIS ENVELOPE

INSUFFICIENT ADDRESS

NO MAIL RECEIPTABLE

BOX CLOSED NO ORDER

RECEIVED

AUG 02 1999

Department of Water Resources

R36-02424

GARY CARNEY

PAUL CARNEY

R36-08003

CARNEY FARMS

R36-07560

BARBARA CARNEY

GARY CARNEY

RT 2 BOX 2418

Individuals:

+ 36-12394

36-12395

36-12391, 392

36-12393

+ 63-19007

was correct address!

Farms:

+ 36-08003

36-14812

36-14814

36-14816

36-14817

MICROFILMED

JUL 17 2000



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

February 25, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

CARNEY FARMS
314 CRESTVIEW RD S
PAUL ID 83347

RE: Decreed Water Rights 36-14812, 36-14814, 36-14816
36-14817

Dear Mr. and Mrs. Carney:

Pursuant to the change in ownership request that has been submitted to the Department, we have changed the record of current ownership to you. Please find the enclosed copies of the computer record of the claim(s) noting the change in claimant. Review these records and if there is an error, or you have any questions, please contact this office.

Sincerely,

A handwritten signature in cursive script that reads 'Trish Fawcett'.

Trish Fawcett
Technical Records Specialist

enc.

MICROFILMED

JUL 17 2000