

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-10623

WATER RIGHT NUMBER: 37-10623

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CARRIE SHAW PO BOX 3638 HAILEY, ID 83333
Original Owner	THOMAS E PECK LOWER BRADFORD RD BOX 40 BELLEVUE, ID 83313 (208)788-2812

Priority Date: 06/04/1944

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>
DOMESTIC	1/01 to 12/31	0.040 CFS	
	<u>Total Diversion:</u>	0.040 CFS	

Location of Point(s) of Diversion

GROUND WATER	NE1/4NE1/4SE1/4	Sec. 35, Twp 02N, Rge 18E, B.M.
BLAINE County		

Place of UseDOMESTIC Within BLAINE County

T02N R18E S35 NESE

Conditions of Approval:

1. C18 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.
2. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
3. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks:

1. Explanatory TAX LOT 2911 AKA 40 LOWER BROADFORD RD.

Comments:Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-10623

Dates and Other Information:

Licensed Date:
Decreed Date: 1/5/2001
Water Supply Bank Enrollment Accepted:
Water Supply Bank Enrollment Removed:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant:
Decree Plaintiff:
Civil Case Number: 39576
Judicial District: FIFTH
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:Status

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>
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Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
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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

January 7, 2004

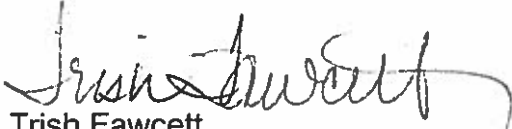
CARRIE SHAW
PO BOX 3638
HAILEY ID 83333

Re: SRBA Claim(s) 37-315A, 37-4238
Decreed Water Right 37-10623

Dear Ms. Shaw:

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 records 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,


Trish Fawcett
Technical Records Specialist

Enc.

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.

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
37-315A					
37-4238					
37-10623					

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)

Thomas E. Peck (Deceased)
8181 Appomattox Lane

4. New Owner/Claimant(s)

Boise ID 83714

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

New Mailing Address

Carrie Shaw

City, State and ZIP Code

PO Box 3638 Hailey ID 83333

New Telephone Number

() _____

5. Date you acquired the property

November 2003

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DEC 17 2003

Department of Water Resources
 Southern Region

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) Carmie Smith
(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 _____

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 Department of Water Resources
 Southern Region



Instrument # 495698

HAILEY, BLAINE, IDAHO

2003-11-25

02:07:00 No. of Pages: 3

Recorded for: BLAINE COUNTY TITLE

MARSHA RIEMANN

Fee: 9.00

Ex-Officio Recorder Deputy

Index to: WTYGICORP DEED

mp

QUITCLAIM DEED

THIS INDENTURE, Made this 12th day of November, 2003 between

E. JANE PECK, PERSONAL REPRESENTATIVE OF THE ESTATE OF THOMAS EDWIN PECK,
DECEASED

as Grantor and

CARRIE SHAW, a single woman

as Grantee

whose current address is PO BOX 3638, HAILEY, ID 83333

WITNESSETH That said Grantor for and in consideration in lawful money of the United States of America, in hand paid by the Grantee, the receipt whereof is hereby acknowledged, does by these premises remise, release and forever QUITCLAIM, unto the said Grantee and to its heirs and assigns all that certain lot, piece or parcel of land, bounded and particularly described as follows, to-wit:

WATER RIGHT NO. 37-315A, NO. 37-4238 AND NO. 37-10623 APPURTENANT TO THE
PROPERTY DESCRIBED IN EXHIBIT "A".

Parcel Number: 02N180353960A

TOGETHER With all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof.
TO HAVE AND TO HOLD, All and singular the said premises, together with the appurtenances, unto the Grantee and to its heirs and assigns forever.

IN WITNESS WHEREOF, The said Grantor has hereunto set its hand and seal the day and year first above written.

Emma Jane Peck

E. JANE PECK, PERSONAL REPRESENTATIVE

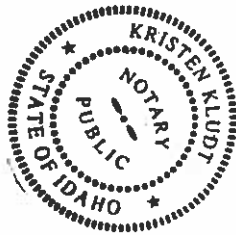
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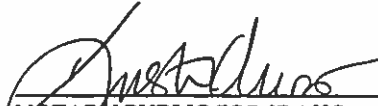
DEC 17 2003

Department of Water Resources
Southern Region

STATE OF IDAHO)
) ss.
County of Blaine)

On this 17th day of November, 2003, before me, the undersigned, a notary public in and for said state, personally appeared E. Jane Peck, known or identified to me to be the person whose name is subscribed to the within instrument, as Personal Representative of the Estate of Thomas Edwin Peck, Deceased, and acknowledged to me that she executed the same as such Personal Representative.




NOTARY PUBLIC FOR IDAHO
Commission Expires: 12-14-07

PERSONAL REPRESENTATIVE'S DEED - 2

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Department of Water Resources
Southern Region

SCHEDULE A

Order Number: 03012170

LEGAL DESCRIPTION

A parcel of land located within the SE1/4, Section 35, Township 2 North, Range 18 East, Boise Meridian, Blaine County, Idaho, with reference to survey recorded August 19, 2002 as Instrument No. 469366, more particularly described as follows:

Commencing at the Northeast corner of said SE1/4, Section 35 (also known as the East one-quarter corner of Section 35), which point is the REAL POINT OF BEGINNING;

thence South 0°11'00" West 309.33 feet to a 5/8 inch rebar by PLS 792 at a fence on the West boundary of Lower Broadford Road;

thence South 3°51'02" East 394.25 feet along said fence and road to found 1/2 inch rebar;

thence South 85°29'06" West 27.83 feet to a found 5/8 inch rebar on the East boundary of said Section 35;

thence continuing South 85°29'06" West 306.52 feet to a found 5/8 inch rebar;

thence North 44°15'05" West 80.29 feet to a found 5/8 inch rebar;

thence South 71°13'17" West 132.37 feet to a 5/8 inch rebar by PLS 792;

thence North 51°10'59" West 323.57 feet to a found 5/8 inch rebar;

thence North 45°26'15" West 334.95 feet to a point in Broadford Slough witnessed by a 5/8 inch rebar by PLS 792 south 45°26'15" East 48.00 feet;

thence North 0°04'24" West 275.00 feet along the approximate centerline of said Broadford Slough to a point on the North boundary of said SE1/4, Section 35, witnessed by a 5/8 inch rebar by PLS 792 North 89°55'36" East 48.00 feet;

thence North 89°55'36" East 980.28 feet along said North boundary of the SE1/4, Section 35 to the point of beginning.

Designated as Tax Lot 7242 on Blaine County Tax Assessor's rolls.

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Department of Water Resources
Southern Region

**BLAINE COUNTY TITLE ASSOCIATES
360 SUN VALLEY ROAD
P.O. BOX 3176
KETCHUM, ID 83340
208-726-0700 Phone/208-726-8406 Fax**

December 15, 2003

Idaho Department of Water Resources
1341 Fillmore St., Ste. 200
Twin Falls, ID 83301-3033

Re: Order 03012170

Peck

Dear Ladies & Gentlemen:

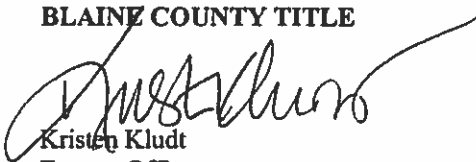
In connection with the above referenced order, please find attached the following documents:

- Notice of Change of Water Right Ownership.
- Copy of Recorded Quitclaim Deed.

Thank you for using Blaine County Title. If you should have any questions, please do not hesitate to contact the undersigned.

Sincerely,

BLAINE COUNTY TITLE



Kristin Kludt
Escrow Officer

kk

Attachment(s)

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Department of Water Resources
Southern Region

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: OCT-24-1997
PAGE: A-335

RIGHT NUMBER: 37-10623

NAME & ADDRESS: THOMAS E PECK
LOWER BROADFORD RD
PO BOX 40
BELLEVUE ID 83313

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 06/04/1944

POINT OF DIVERSION: T02N R18E S35 NENESE Within BLAINE County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS

PLACE OF USE: DOMESTIC Within BLAINE County
T02N R18E S35 NESE

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
TAX LOT 2911 AKA 40 LOWER BROADFORD RD.

Handwritten: parcel # *not found* *OK* *com*

Handwritten: D 7-29-98

Claim proofread by: UW
Date: 1/03

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: A37-10623
Date Received: 7/15/1988
Receipt No: S000954
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: THOMAS E. PECK
Address: LOWER BROADFORD RD.
BOX 40
BELLVUE, ID 83313

208-788-2812

2. Date of Priority: JUN 04, 1944

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02N	18E	35	NE	NE	SE		BLAINE

5. Description of diverting works:
WELL AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		

7. Total Quantity Appropriated is:
0.040 C.F.S. (and/or) A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/ 1 HOUSE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02N	18E	35	NE	SE		DOMEST	

11. Place of use in counties: BLAINE

A37-10623

Page 1

Date: 07/15/88

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FEB 25 1993

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

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: _____

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): Thomas E. Greet Date: 7-15 88

Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 15th day
of July 19 88

Mary A. Baldwin
Notary Public

Seal

Residing at Gooding Id
My Commission Expires 10/16/1992

SRBA CLAIM REVIEW ANALYSIS SHEET (D & S CLAIMS)

ITEM NO.		CHANGED ?	
		YES	NO
1.	<u>Peck</u> () - ()	()	(X)
2.		()	()
3.	(X) GROUNDWATER OR 3B.	()	(X)
4.	T <u>18N</u> R <u>2E</u> SEC <u>35</u> , <u>NE</u> $\frac{1}{4}$ <u>NE</u> $\frac{1}{4}$ <u>SE</u> $\frac{1}{4}$, LOT CO. <u>Blaine</u>	()	(X)
5.	<u>Well and pump, well under house</u>	(X)	()
6.		()	()
7.		()	()
8.		()	()
9.	<u>D/I House</u>	()	()
10.	T <u>2N</u> R <u>18E</u> SEC <u>35</u> , <u>NE</u> $\frac{1}{4}$ <u>SE</u> $\frac{1}{4}$, LOT USE <u>Dam</u>	()	(X)
	T R SEC , $\frac{1}{4}$ $\frac{1}{4}$, LOT USE	()	()
11.		()	()
12.		()	()
13.		()	()
14.	<u>Tax Lot 2911 AKA Lower Broadford Rd.</u>	(X)	()
15.		()	()

FIELD INSPECTED BY A. Kenneth Dunn DATE 5/14/1990

COMMENTS:

DWR REVIEW AND DATA BASE MODIFICATION BY CD DATE 6/15/1990

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FEB 25 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. A37 10623

1. Owner: Thomas E Peck Phone No. 208 788 2812

Current Address: 40 Lower Broadford Rd

2. Accompanied by: _____ EXAM. DATE: 5-14-90

Address: _____ Phone No. _____

Relationship to Permit Holder: _____

3. Source: Groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: _____

☐ Copies Attached

2. Other water rights with same point of diversion: _____

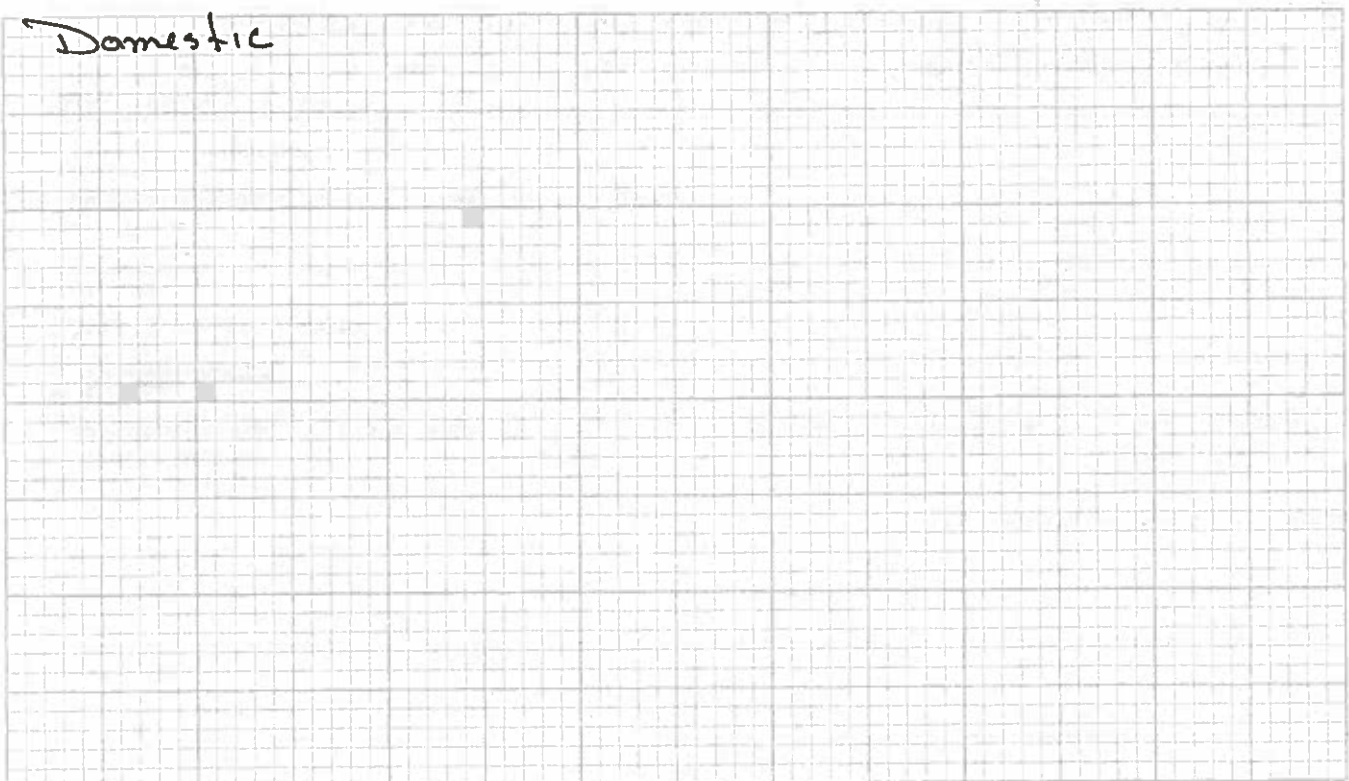
☐ Copies Attached

☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached

Domestic



Scale: 1" = _____

2. ☐ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required).

☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater.

☐ Aerial Photo Attached
(required for irrigation of 10 acres or more).

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System Description (continued)

3. **Narrative:** Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

☐ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
~~Submersible~~					
Well under house					

*Code to correspond with No. on map and aerial photo

5. **Point(s) of Diversion:**

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		NE	NE	SE	35	2N	18E	Blaine	TL 2911 40 Lower Broadford Rd

6. **Place(s) of Use:**

Indicate Method of Determination

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
2N	18E	35													X				

D. FLOW

1.

2.



Size	Calib. Date

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

2. Alternate Method for Checking Purposes:

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3)

; Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Ampsx .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$ _____

2. Volume Calculations for Other Uses:

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FEB 25 1993

