

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: A37-11217
Date Received: 9/ 1/1988
Receipt No: S002005
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BRIAN BARSOTTI 208-726-3030
Address: PO BOX 2133
KETCHUM ID 83340

2. Date of Priority: SEP 1, 1964

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
04N	17E	14	SW	NW	NW	4	BLAINE

5. Description of diverting works:
WELL WITH 1/2 H.P. PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.030		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/ 1 HOUSE HEATING & HOT WATER NEEDS

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
04N	17E	14	NW	NW	4	DOMEST	

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:
PLACE IS SUPPLIED CITY WATER.

14. Remarks:
THIS IS A HOT WATER WELL WHICH SUPPLIES WATER TO HOUSE FOR HEATING AND WATER FOR BATHING, WASHING, ECT. THE HOUSE IS SUPPLIED COLD WATER FROM THE CITY MUNICIPAL WORKS. ONE OTHER HOUSE OWNED BY THE CLAIMANT IS DIVERTING WATER FROM THE SAME WELL UNDER CLAIM A37-02583 WHICH WAS THE FIRST DEVELOPED USE FROM THE WELL. TWO 1/2 H.P. PUMPS DIVERT FROM THE WELL; ONE SUPPLYING THIS CLAIM AND THE OTHER SUPPLYING CLAIM A37-02583.

OWNERSHIP CHANGE MADE 5-19-94 BY TLB

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 _____ 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): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

STATE

(Menu)

MICROFILMED
OCT 25 1994

Form 42-1409(7)



**NEW PROPERTY OWNER
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP**

Please print or type
(see instructions on back of page)

RECEIVED

MAR 30 1994

DATE OF CLOSING: March 15, 1989

Department of Water Resources
Southern Region Office

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____.

If you have additional legal descriptions, please attach separate sheet. **See attached Warranty Deed

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☐ Water Right Number(s)
Assigned by IDWR: A37-02583 and A37-11217

☐ Name and Address of Former Owner/Claimant(s)(Seller): William M. Cutler and May A. Cutler
PO Box 201, Sun Valley, Idaho 83353

☐ New Owner/Claimant (Purchaser): Brian Barsotti

☐ New Mailing Address: PO Box 2133, Ketchum, Idaho 83340

☐ New Telephone Number: (208) 726 - 3030

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

☐ Attach proof of ownership, describe proof attached: **See attached Warranty Deed recorded as Instrument No. 303778, Blaine County, Idaho

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☐ Signature of New Owner/Claimant(s): Brian Barsotti Date 3/21/94

☐ Signature of Former Owner/Claimant(s): _____ Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:
Initial Review and Data-Entry
Date: _____ By: _____
Further Action Needed:
Further Action Taken
Date: _____ By: _____
Final Review and Data-Entry
Date: _____ By: _____
Claim Numbers of Split, if any:

MICROFILMED
OCT 25 1994

Original to be mailed to Idaho Department of Water Resources

WARRANTY DEED

RECEIVED

For Value Received

William M. Cutler and May A. Cutler, husband and wife

MAR 30 1994

Department of Water Resources
Southern Region Office

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto
Brian Barsotti, an unmarried man
whose address is: P. O. Box 2133, Ketchum, ID 83340

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

Condominium Units A, B, C & D as shown on the Condominium Map for SPRING CREEK I
CONDOMINIUMS, recorded as Instrument No. 199986, and as defined and described in
the Condominium Declaration for SPRING CREEK CONDOMINIUMS, recorded as Instrument
No. 199987, records of Blaine County, Idaho.

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and
to the Grantee's heirs and assigns forever. And 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 incum-
brances except as above described and that Grantor will warrant and defend the same from all lawful
claims whatsoever.

Dated: March 14, 1989

William M. Cutler
William M. Cutler

May A. Cutler
May A. Cutler

STATE OF Idaho COUNTY OF Blaine
On this 15th day of March, 19 89
before me, a notary public in and for said State, per-
sonally appeared
William M. Cutler and May A. Cutler

proved to me on the basis of satisfactory evidence or
known to me to be the persons whose names are
subscribed to the within instrument, and acknowledged to
me that they executed the same.

John B. Burris
Notary Public
Residing at Hailey
Commission Expires: 2-18-92

OF: *Deed*
BLAINE CO. REQUEST
'89 MAR 15 PM 3 46
MARY GREEN, CLERK
FEES \$ 3.00

303778

Instrument No.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

10-May-1994 09:25

BRIAN BARSOTTI
PO BOX 2133
KETCHUM, ID 83340

RE: ADJUDICATION CLAIM(S) A37-02583 & A37-11217
WILLIAM & MAY CUTLER

DEAR CLAIMANT(S):

PURSUANT TO THE NOTIFICATION THAT YOU HAVE PURCHASED PROPERTY WITH THE ABOVE-REFERENCED ADJUDICATION CLAIM, WE HAVE CHANGED THE DEPARTMENT'S RECORD(S) AS YOU HAVE REQUESTED. PLEASE REVIEW THE RECORD(S) FOR ACCURACY.

SHOULD YOU HAVE ANY QUESTIONS, PLEASE FEEL FREE TO CONTACT ME AT THIS OFFICE.

SINCERELY,

TARA L BACKLUND
RECORDS CLERK

/TLB
ENCLOSURE

MICROFILMED
OCT 25 1994

Water Right Number - R37-11217

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
BARSOTTI

BRIAN

1 - PO BOX 2133

2 -

3 -

City- KETCHUM

State- ID Zip- 83340

Phone - 208-726-3030

*** O - ORIGINAL OWNER ***
CUTLER

WILLIAM

1 - PO BOX 201

2 -

3 -

City- SUN VALLEY

State- ID Zip- 83353

Phone - 208-000-0000

+ - - Priority Date - - + + - - - Region - - - + + - - Stage - - - + + - - Status - - - +
09/01/1964 ERROR IN REGION J - BENEFICIAL USE+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GROUNDWATER+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County

04N 17E 14 SW NW NW 4 (13) BLAINE

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

43 - DOMESTIC

01/01

12/31

0.030

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.030 0.0+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

04N

17E

14

NW NW

4

43

DOMESTIC

(13) BLAINE

Total Acres:

+ - - Diversion Means - WELL WITH 1/2 H.P. PUMP

+ - - Non-Irrigation Use - DOMESTIC, 1 HOME

+ - - Other Rights for Same Use - PLACE IS SUPPLIED CITY WATER.

+ - - - - Remarks - - - - - +

DENY

NO RECORD OF OWNERSHIP AT LOCATION

MICROFILMED
OCT 25 1994

Water right number - R37-11217

Prefix Translation: RESEARCH

+ - - - - - Remarks - - - - - +
OWNERSHIP CHANGE MADE 5-19-94 BY TLB

+ - - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers Found

+ - - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

+ - - - - -Comments- - - - - +

Date: 08/13/1993 User Id: DUNN1 Subject: COPIED FROM REMARKS
THIS IS A HOT WATER WELL WHICH SUPPLIES WATER TO HOUSE FOR HEATING AND WATER FOR BATHING, WASHING, ECT. THE HOUSE IS
SUPPLIED COLD WATER FROM THE CITY MUNICIPAL WORKS. ONE OTHER HOUSE OWNED BY THE CLAIMANT IS DIVERTING WATER FROM THE SAME
WELL UNDER CLAIM A37-02583 WHICH WAS THE FIRST DEVELOPED USE FROM THE WELL. TWO 1/2 H.P. PUMPS DIVERT FROM THE WELL; ONE
SUPPLYING THIS CLAIM AND THE OTHER SUPPLYING CLAIM A37-02583.

Date: 08/13/1993 User Id: DUNN1 Subject: COPIED FROM REMARKS
DENY NO RECORD OF OWNERSHIP AT LOCATION

Date: 05/20/1994 User Id: TBACKLUN Subject: RE-REVIEW BY THE REGION
RE REVIEW OF THIS CLAIM NEEDS TO BE DONE BY THE REGION.

+ - - Audit Fields - - +
05/20/94 TBACKLUN

+ - - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 09/01/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S002005	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-
				Notice of Error Flag	-

MICROFILMED
JUL 25 1994

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: A37-11217
Date Received: 9/01/1988
Receipt No: 5002005
Received By: Adm

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: WILLIAM CUTLER
Address: P.O. BOX 201
SUN VALLEY, ID

83353

2. Date of Priority: SEP 01, 1964

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
04N	17E	14	SW	NW	NW	4	BLAINE

5. Description of diverting works:
WELL WITH 1/2 H.P. PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.030		

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

D/ 1 HOUSE HEATING & HOT WATER NEEDS

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
04N	17E	14	NW	NW	4	DOMEST	

11. Place of use in counties: BLAINE

A37-11217

Page 1

Date: 09/01/88

MICROFILMED
FEB 25 1993

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

13. Other Water Rights Used:
PLACE IS SUPPLIED CITY WATER.

14. Remarks:

THIS IS A HOT WATER WELL WHICH SUPPLIES WATER TO HOUSE FOR HEATING AND WATER FOR BATHING, WASHING, ECT. THE HOUSE IS SUPPLIED COLD WATER FROM THE CITY MUNICIPAL WORKS. ONE OTHER HOUSE OWNED BY THE CLAIMANT IS DIVERTING WATER FROM THE SAME WELL UNDER CLAIM A37-02583 WHICH WAS THE FIRST DEVELOPED USE FROM THE WELL. TWO 1/2 H.P. PUMPS DIVERT FROM THE WELL; ONE SUPPLYING THIS CLAIM AND THE OTHER SUPPLYING CLAIM A37-02583.

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 ☒ 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): William M. Cutler Date: 9-1-88

Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 1 day
of Sept. 19 88

Alfred J. Mennitt
Notary Public

Residing at Kimberly, Id.
My Commission Expires 6/30/98

A37-11217

Page

2

Date: 09/01/88

MICROFILMED
FEB 25 1993



A37-11217

T4N R17E

Ketchum

Dollar Lake

Pond Lake

Hot Springs

Creek

Golf Course

15

14

12

p/d & p/u

Springs

Mountain

Lookout

MICHIGAN
FEB 25 1993

Spring

Gu

WATER RIGHT NUMBER - A37-11217

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (D) NUMBER -

+ - - - - - LAST NAME - - - - - + + - FIRST NAME - - + + - - - - - ADDRESS - - - - - +

*** C - CURRENT OWNER ***
CUTLER

WILLIAM

1 - P.O. BOX 201

2 -

3 -

CITY- SUN VALLEY

STATE- ID ZIP- 83353

PHONE - 208-000-0000

+ - - PRIORITY DATE - - + + - - - REGION - - - + + - - - STAGE - - - + + - - - STATUS - - - - +
09/01/1964 ERROR IN REGION J - BENEFICIAL USE+ - - - - - SOURCE - - - - - + + - - - - - TRIBUTARY - - - - - +
GROUNDWATER+ - - - - - POINT OF DIVERSION - - - - - +
TWN RNG SEC TRACT LOT RFLG COUNTY STREAM INDEX (BLANK IF NO INDEX CODE)

04N 17E 14 SW NW NW 4 (13) BLAINE

+ - - - - - WATER USE - - - - - +
CODE DESCRIPTION PERIOD FROM PERIOD TO DIVERSION RATE DIVERSION VOLUME

43 - DOMESTIC 01/01 12/31 0.030

+ - TOTAL DIV. RATE - + + - TOTAL DIV. VOLUME - + + - TOTAL DIV. CAPACITY - + + - TOTAL CONSUMPTIVE USE - + + - KW USAGE - +
0.030 0.0+ - - - - - PLACE OF USE - - - - - +
TWN RNG SEC TRACT LOT ACRES CODE DESCRIPTION COUNTY

04N 17E 14 NW NW 4 43 DOMESTIC (13) BLAINE

+ - - DIVERSION MEANS - WELL WITH 1/2 H.P. PUMP

+ - - NON-IRRIGATION USE - D/ 1 HOUSE HEATING & HOT WATER NEEDS

+ - - OTHER RIGHTS FOR SAME USE - PLACE IS SUPPLIED CITY WATER.

+ - - - - - REMARKS - - - - - +

THIS IS A HOT WATER WELL WHICH SUPPLIES WATER TO HOUSE FOR HEATING AND WATER FOR BATHING, WASHING, ECT. THE HOUSE IS SUPPLIED COLD WATER FROM THE CITY MUNICIPAL WORKS. ONE OTHER HOUSE OWNED BY THE CLAIMANT IS DIVERTING WATER FROM THE SAME WELL UNDER CLAIM A37-02583 WHICH WAS THE FIRST DEVELOPED USE FROM THE WELL. TWO 1/2 H.P. PUMPS DIVERT FROM THE WELL; ONE SUPPLYING THIS CLAIM AND THE OTHER SUPPLYING CLAIM A37-02583.

+ - - - - - OLD WATER RIGHT NUMBERS - - - - - +
NO OLD WATER RIGHT NUMBERS FOUND.MICROFILMED
OCT 25 1994

WATER RIGHT NUMBER - A37-11217

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - - - CONDITIONS OF APPROVAL - - - - - +
NO CONDITIONS OF APPROVAL FOUND.

+ - - - - DECREE PLAINTIFF - - - + + - - - - DECREE DEFENDANT - - - + + - DECREE DATE - +
00/00/0000

+ - - AUDIT FIELDS - 09/01/88 MERRITT 10/03/89 REFUNDML

+ - - - - COMMENTS - - - - - +
NO COMMENTS FOUND

+ - - - - ADJUDICATION RIGHTS DATES AND FLAGS AREA - - - - - +

COURT REPORT FILING	- 00/00/0000	FIELD INSPECTION MADE	- 00/00/0000	CIVIL CASE NUMBER	- 39576
OBJECTION FILED DATE	- 00/00/0000	FIELD INSPECTION FLAG	-	OLD CASE NUMBER	-
RESPONSE FILED DATE	- 00/00/0000	VERIFIED DATE	- 00/00/0000	OLD JUDICIAL DISTRICT	-
CLAIM RECEIVED DATE	- 09/01/1988	LAST AMENDED DATE	- 00/00/0000	TEMPORARY RIGHT	- P
PROOF DUE DATE	- 00/00/0000	PROOF MADE DATE	- 00/00/0000	WATER DISTRICT	-
LICENSED DATE	- 00/00/0000	RECEIPT NUMBER	- S002005	FEDERAL/STATE INDICATOR	- S
CLAIMS TAPE ERROR FLG	-	PDU OWNERSHIP FLAG	- Y	PRESUMPTION FLAG	-
FEE EXEMPT FLAG	-	NAME CONNECTOR	-	NOTICE OF ERROR FLAG	-

Deny no record of ownership at location

DATA ENTRY

ENTERED *8-13-93 JS*
CHECKED *10/10/93 H.L.*

Verified By
Topo Map/Ortho-PQ
ASCS Map
Watermaster Records
NAP Photos
Field Exam
Other (See Remarks)
County Records
Witness Statement
Project Records
IDWR Records

VERIFIED
JUN 16 1993

CERTIFIED
JUN 25 1993
WATER EXAMINER