

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-12370 V1

WATER RIGHT NUMBER: 37-12370 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	SYRINGA RANCH TRUST UTAD JULY 1 1999 VICTORIA O GARA TRUSTEE 112 PRICE LN BELLEVUE, ID 83313
Original Owner	STEPHEN F & MARIE P BIDDLE TRUST PO BOX 2359 KETCHUM, ID 83340 (208)622-3223

Priority Date: 12/31/1943

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	L2 SW1/4NE1/4	Sec. 5, Twp 01S, Rge 19E, B.M.
BLAINE County		

Place of Use

DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S	19E	5			X														
					L 2														

Conditions of Approval:

1. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-12370 V1

2. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks:

Dates and Other Information:

Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag: NONE RECEIVED
State or Federal: S
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False



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

November 16, 2001

**DIRK KEMPTHORNE
GOVERNOR**

**KARL J. DREHER
DIRECTOR**

SYRINGA RANCH TRUST UTAD JULY 1, 1999
VICTORIA O'GARA TRUSTEE
112 PRICE LN
BELLEVUE ID 83313

Re: SRBA Claim(s) 37-115F, 37-501B, 37-501C, 37-590B, 37-597B,
37-2502
Decreed Water Right 37-12370

Dear Ms. O'Gara:

Pursuant to the change in ownership request that has been submitted to the Department, we have changed the record of current ownership as requested. 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,

A handwritten signature in cursive script, appearing to read 'Trish Fawcett'.

Trish Fawcett
Technical Records Specialist

Enc.

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

RECEIVED**NOV 05 2001**

Department 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 (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
<u>37-590 B</u>	<u>A37-590 B</u>	☐	<u>37-2502</u>	<u>A37-2502</u>	☐
<u>37-501 B</u>	<u>A37-501 B</u>	☐	<u>37-12370</u>	<u>A37-12370</u>	☐
<u>37-501 C</u>	<u>A37-501 C</u>	☐			☐
<u>37-597 B</u>	<u>A37-597 B</u>	☐			☐
<u>37-115 F</u>	<u>A37-115 F</u>	☐			☐

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) STEPHEN F. & MARIE P BIDDLE TRUST
- P.O. Box 2359 KETCHUM, ID 83340
4. New Owner/Claimant(s) SYRINGA RANCH TRUST UTAD JULY 1, 1999
- VICTORIA O'GARA, TRUSTEE
- Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 112 PRICE LANE
- City, State and ZIP Code BELLEVUE, ID 83313
- New Telephone Number (208) 788-6335
5. Date you acquired the property OCTOBER 2, 2001

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) _____
(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 <u>[Signature]</u>	Date <u>11/16/01</u>	Fee <u>A</u>	
Received by <u>[Signature]</u>	Date _____	Receipt No. _____	
Processed by <u>[Signature]</u> AJ	Date <u>11/19/01</u>	WR _____	Date _____

 NOTARY PUBLIC
STATE OF NEVADA
County of Clark
DAVID J. ENGLUND
No. 92-1340-1
My Appointment Expires June 23, 2004

Legal Description
Order No. 50319

Exhibit "A"

TOWNSHIP 1 SOUTH, RANGE 19 EAST, BOISE MERIDIAN, BLAINE COUNTY, IDAHO.

SECTION 5: SE1/4, Lots 1 and 2.

SECTION 8: A portion of land within the N1/2NE1/4 of said Section 8 and as depicted within a Record of Survey Map recorded as Instrument No. 191510, records of Blaine County, Idaho, and said portion of land being more particularly described by metes and bounds as follows:

COMMENCING at the S1/4 Corner of said Section 8; thence
N. 00°08'47" E., 3,969.52 feet to the SW Corner of said N1/2 NE1/4; thence
N. 00°08'47" E., 37.80 feet to TRUE POINT OF BEGINNING; thence
N. 00°08'47" E., 1,275.92 feet to the N1/4 Corner of said Section 8; thence
N. 89°10'37" E., 2,655.03 feet to the NE Corner of said Section 8
S. 00°05'11" W., 1,289.38 feet along the Easterly boundary of said Section 8;
thence
S. 89°28'04" W., 2,656.19 feet to TRUE POINT OF BEGINNING.

Order No. 50319

QUITCLAIM DEED

FOR VALUE RECEIVED

STEPHEN F. BIDDLE AND MARIE P. BIDDLE, CO-TRUSTEES OF THE STEPHEN F. BIDDLE & MARIE P. BIDDLE TRUST DATED DECEMBER 1, 1987

do hereby CONVEY, RELEASE, REMISE and FOREVER quit claim unto

THOMAS M. O'GARA, TRUSTEE OF THE THOMAS M. O'GARA FAMILY TRUST DATED JULY 8, 1982

whose address is: ~~Dept. 2114, P.O. Box 1000, Kelso, WA 98923-1000~~ 112 Price Lane, Bellevue, ID 83313

the following described premises situated in Blaine County, Idaho, to wit:

SEE EXHIBIT "A" ATTACHED HERETO

together with their appurtenances.

Dated: September 28, 2001

S. F. Biddle
S.F. BIDDLE, CO-TRUSTEE

Marie P. Biddle
MARIE P. BIDDLE, CO-TRUSTEE

State of ~~Nevada~~ Nevada

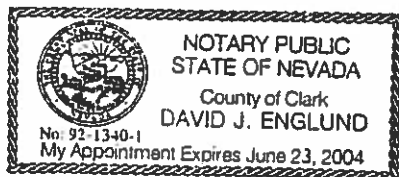
County of ~~Clark~~ Clark

}
}ss.
}

On this 28 day of September, in the year 2001, before me, the undersigned, personally appeared S.F. BIDDLE AND MARIE P. BIDDLE, known or identified to me to be the person(s) whose name is/are subscribed to the within instrument as trustee(s) of the, STEPHEN F. AND MARIE P. BIDDLE TRUST DATED DECEMBER 1, 1987 and acknowledged to me that he/she/they executed the same as such trustee(s).

WITNESS my hand and official seal.

David J. Englund
Notary Public
Commission Expires:



Legal Description
Order No. 50319

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S. 00°05'11" W., 1,289.38 feet along the Easterly boundary of said Section 8;
thence
S. 89°28'04" W., 2,656.19 feet to TRUE POINT OF BEGINNING.

TOGETHER WITH ALL WATER RIGHTS AS DESCRIBED IN THE ATTACHED SCHEDULE "B"

EXHIBIT "B"

Together with all water rights appurtenant thereto including, but not limited to, the following:

a. Fifty (50) inches of the Big Wood River, with priority of May 1, 1886, originally decreed to Lindsey Rogers on December 13, 1909 (Adj. Claims #A37-00590B);

b. One Hundred Twenty (120) inches of the Big Wood River, with priority of May 1, 1886, originally decreed to W.Y. Morgan on December 13, 1909 (Adj. Claims #A37-00501B and A37-00501C);

c. Thirty-Five (35) inches of the Big Wood River, with priority of May 1, 1886, originally decreed to A.H. Sams on December 13, 1909 (Adj. Claims #A37-00597B);

d. Fifty (50) inches of the Big Wood River, with priority of June 12, 1886, originally decreed to R.F. Buller and Rosa B. Buller on December 13, 1909 (Adj. Claims #A37-00115F);

e. All water from the irrigation well on the premises, original permit for same applied for by George Brewer and proof of same made by Burdette R. Stocking (Adj. Claims #A37-02502);

f. All water from beneficial well on the premises (Adj. Claims #A37-12370).

RECORDING REQUESTED BY AND
WHEN RECORDED RETURN TO:

Brian Barsotti
Attorney at Law
P O Box 370
Ketchum, Idaho 83340

(Space above this line for Recorder's use)

QUITCLAIM DEED

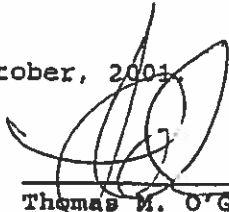
FOR VALUE RECEIVED, THOMAS M. O'GARA, Trustee of the Thomas M. O'Gara Family Trust dated July 8, 1982, does hereby convey, remise, release and forever quitclaim unto SYRINGA RANCH TRUST UTAD JULY 1, 1999, Victoria O'Gara, Trustee, whose address is ~~XXXXXXXXXXXXXXXXXXXX~~ 112 Price Lane, Blaine, ID ~~XXXXXXXXXXXXXXXXXXXX~~, all right, title and interest in and to the real property situated in Blaine County, Idaho, described as follows:

See Exhibit "A" attached to this Quitclaim Deed
and made a part hereof,

TOGETHER WITH all water rights appurtenant thereof,

to have and to hold said real property, with its improvements, appurtenances, tenements and hereditaments unto SYRINGA RANCH TRUST UTAD JULY 1, 1999, Victoria O'Gara, Trustee, and to its successors and assigns forever.

DATED this 2nd day of October, 2001.


Thomas M. O'Gara, Trustee of the
Thomas M. O'Gara Family Trust
dated July 8, 1982

Legal Description
Order No. 50319

Exhibit "A"

TOWNSHIP 1 SOUTH, RANGE 19 EAST, BOISE MERIDIAN, BLAINE COUNTY, IDAHO.

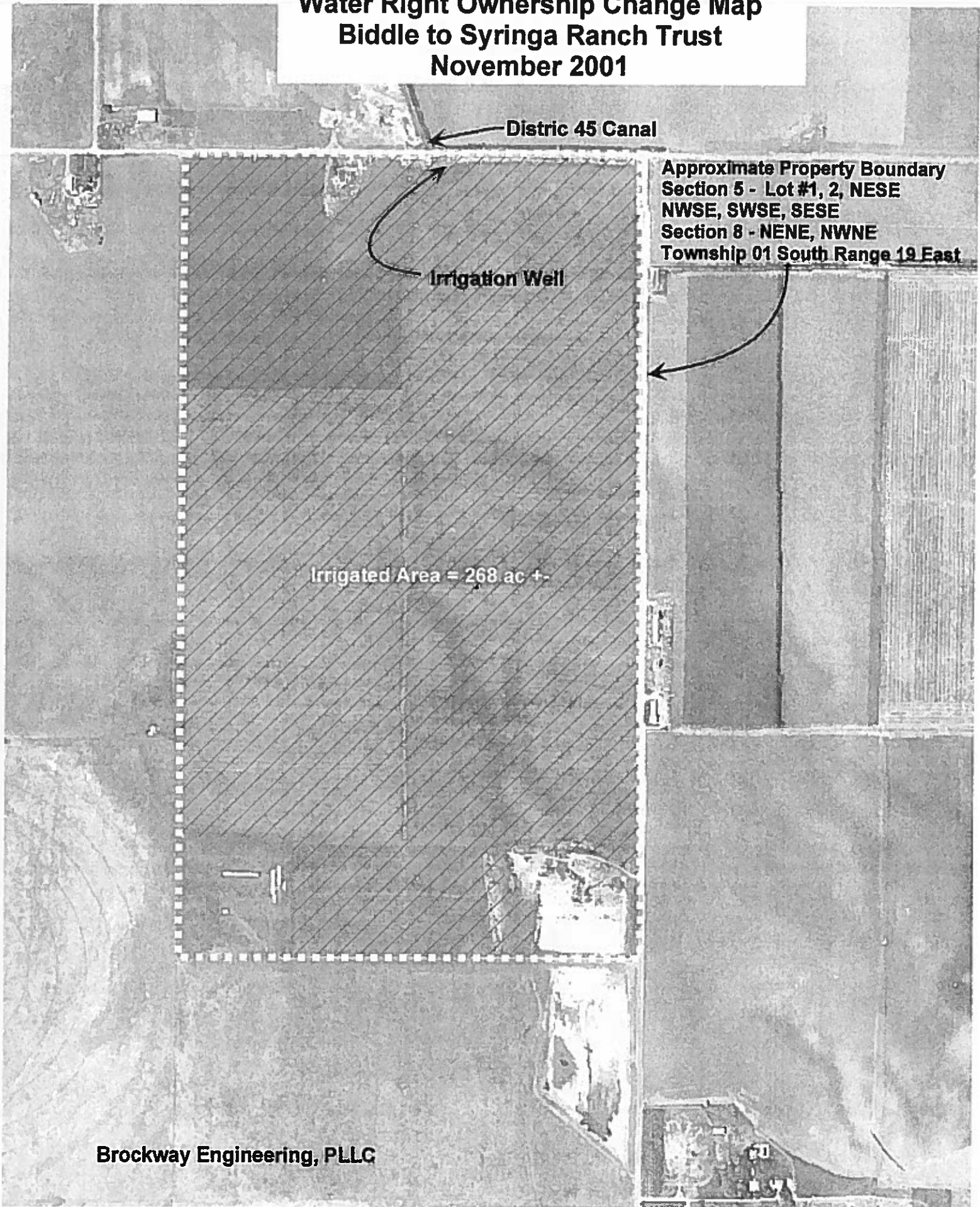
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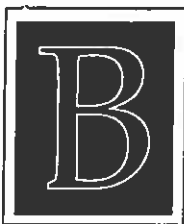
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S. 00°05'11" W., 1,289.38 feet along the Easterly boundary of said Section 8;
thence
S. 89°28'04" W., 2,656.19 feet to TRUE POINT OF BEGINNING.

TOGETHER WITH ALL WATER RIGHTS AS DESCRIBED IN THE ATTACHED SCHEDULE "B"

**Water Right Ownership Change Map
Biddle to Syringa Ranch Trust
November 2001**





BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

November 5, 2001

Mr. Allen Merritt
Idaho Department of Water Resources
Southern Regional Office
1341 Fillmore Street, Suite 200
Twin Falls, ID 83301

RECEIVED

NOV 05 2001

Department of Water Resources
Southern Region

Re: Change of Ownership – Biddle Water Rights

Dear Allen:

Enclosed is the change of ownership form and necessary documentation which requests the change of ownership of the water rights from the Stephen F. and Marie P. Biddle Trust to the Syringa Ranch Trust UTAD July 1, 1999, Victoria O'Gara, Trustee. The land was purchased from Mr. & Mrs. Biddle by Tom O'Gara and deeded to the Syringa Ranch Trust. The warranty deed from the original sale as well as the quitclaim deed to the trust is included with this documentation.

Since these water rights are still pending in the Snake River Basin Adjudication, no fee is required for this ownership change. Please review the enclosed request and contact our office if you have any questions or concerns with this change. Thank you and have a great day.

Sincerely,

Jeffrey S. Rau, P.E.

CHARLES E.
BROCKWAY,
Ph.D., P.E.

CHARLES G.
BROCKWAY,
Ph.D., P.E.

Attachment: IDWR Change of Ownership Form
Warranty Deed – Biddle to Tom O'Gara
Quitclaim Deed – Biddle to Tom O'Gara
Quitclaim Deed – Tom O'Gara to Syringa Ranch Trust
Aerial Photo with POU & POD(s)

Cc: Tom O'Gara
Brian Barsotti

2016 NORTH
WASHINGTON
STREET • SUITE 4

TWIN FALLS,
IDAHO 83301

208•736•8543

FAX: 736•8506



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

March 3, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

37-12370

STEPHEN F & MARIE P BIDDLE TRUST

PO BOX 2359

KETCHUM ID 83340

RE: Domestic and/or Stockwater Rights in Reporting Area 16, Basin 37
Snake River Basin Adjudication (SRBA)

Dear Water Right Claimant(s):

Please find enclosed the Idaho Department of Water Resources recommendations for your domestic and/or stockwater water right(s) in basin 37 (the Big Wood River drainage area). We have also enclosed instructions for reviewing (1) your recommended water right(s), and (2) other recommended domestic and stockwater right(s) in your area. Water rights for irrigation and other purposes in basin 37 will be recommended in a later process.

Note that you have 180 days in which to file any objection to our recommendation and to review the domestic and stockwater water rights of other claimants, including those of the United States. Information on the other water rights can be found at the county courthouses in Hailey, Fairfield, Gooding, Shoshone, Mountain Home, and all of the Idaho Department of Water Resources offices (see addresses in enclosure).

If the Court does not receive an objection from you about our recommendation, and no other party objects to your water right, your water right will be decreed as recommended after the 180-day objection period. You will receive your decree from the SRBA Court.

Completion of the SRBA is important for the future of water management in Idaho. We invite you to contact our regional offices with any questions that you have about your water right(s) or this adjudication process.

Sincerely,

Karl J. Dreher
Director

Enclosures

AJ5855NP
4298

IDAHO DEPARTMENT OF WATER RESOURCES
INDIVIDUAL LISTING FROM DIRECTOR'S REPORT
OF WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: March 3, 1999
PAGE: 1

RIGHT NUMBER: 37-12370

NAME AND ADDRESS: STEPHEN F & MARIE P BIDDLE TRUST
PO BOX 2359
KETCHUM ID 83340

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

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

PRIORITY-DATE: 12/31/1943

POINT OF DIVERSION T01S R19E S05 LOT 2 (SWNE) 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
T01S R19E S05 LOT 2 (SWNE)

OTHER MATTERS 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

NOTICE OF DIRECTOR'S REPORT REPORTING AREA 16, BASIN 37 FOR SMALL DOMESTIC AND STOCK WATER RIGHTS

INTRODUCTION

This is the Idaho Department of Water Resources' (IDWR) Director's Report for your small domestic and/or stock water right claimed in the Snake River Basin Adjudication (SRBA). The quantity allowed for each small domestic or stock water right is up to 13,000 gallons per day. An additional Director's Report for irrigation and all other state law based claims in your reporting area will be filed with the court at a later date.

IDWR is providing individual reports like this one to all claimants of small domestic and stock water rights in your area. A complete copy of the Director's Report, listing all of these small domestic and stock water rights claimed under both state and federal law, is available at the SRBA courthouse in Twin Falls and the locations listed on the third page of this notice. Copies of the report can be made, but you may be charged for copying and mailing.

The following instructions and definitions are designed to help you understand this report.

INSTRUCTIONS FOR REVIEWING YOUR OWN WATER RIGHT

The description of your right which is enclosed is only the Director's recommendation to the SRBA Court on your water right. The Court will decide how it will decree your water right. You are free to agree or disagree with the Director's recommendation. If you agree with the Director's recommendation you do not need to do anything, pending further notice as described below. If you disagree with the Director's recommendation, you need to file an objection as described below.

INSTRUCTIONS FOR REVIEWING THE WATER RIGHTS OF OTHERS

The complete Director's Report contains recommendations to the SRBA Court on your water right and all other small domestic and stock water rights in your area. The Court will decide how it will decree all water rights. The Director's recommendations in the full report are listed in two sections of the report:

- 1) **List of Recommended Water Rights --** Water right recommendations are listed alphabetically by source and then chronologically by priority date within each source.
- 2) **List of Claims Recommended to Be Disallowed --** Water rights recommended to be disallowed are listed numerically by water right number. A short statement of the reason for IDWR's recommendation for disallowance is provided.

Also included in the complete Director's Report are descriptions of the United States' claims for domestic and stockwater under federal law. The Director does not investigate these claims and

makes no recommendation whether they should be granted or not. Sometimes the United States claims one right under both federal and state law. These are called "dual based" claims.

If you want to review someone else's water right you need to look at the complete Director's Report, which is available at the SRBA courthouse in Twin Falls and the locations listed on the third page of this notice. Copies of the report can be made, but you may be charged for copying and mailing.

INSTRUCTIONS FOR TAKING A WATER RIGHT CLAIM TO COURT

What do I do if I disagree with a recommendation or a federal water right claim?

If you disagree with any element of the recommendation for your water right or anyone else's water right and want to be heard in court, file an objection with the SRBA Court. Objections must be made on the standard objection form available from any IDWR office or from the SRBA Court.

Your objection must be received by the SRBA Court on or before **September 10, 1999**.

What do I do if someone else objects to my water right recommendation?

If someone files an objection to your water right, or anyone else's water right, you may file a response to that objection. Responses to objections must be made on the standard response form available from any IDWR office or from the SRBA Court.

Your response must be received by the SRBA Court on or before **January 10, 2000**.

What do I do if I want to participate in the court case on someone else's water right?

If you want to be involved in the court case on any water right in the Director's Report, you must file either an objection or a response by the dates listed above.

What happens if there are no objections to a water right?

After the deadline for filing objections, IDWR will file a list of all water right recommendations with no objections. The SRBA Court will hear the uncontested recommendations on **November 12, 1999, at 10:00 A.M.** at the SRBA Courthouse. Partial decrees will be issued following this hearing.

How will I know about the proceedings on water right recommendations to which objections were filed?

A notice will be mailed to you for court dates on your water right or for those where you filed an objection or a response. You will not receive notice of court dates on any other water right recommendations. Additional information regarding domestic and stockwater claims in your area can be found on the SRBA Web Site at www.srba.state.id.us.

Note: The SRBA Court publishes a monthly Docket Sheet listing all objections and responses filed. It does not list court dates for individual water right cases, but provides general information helpful to all participants in the SRBA. The Docket Sheet is available at your county courthouse and all IDWR offices, or you may subscribe by contacting the SRBA Court or IDWR. The annual subscription fee is \$7.50. The Docket Sheet is also available on the SRBA Web Site at www.srba.state.id.us.

CHANGES OF ADDRESS OR OWNERSHIP DURING THE SRBA COURT CASE

You must contact your regional IDWR office with your address change or if the ownership of your water right changes. Failure to notify IDWR may result in the loss of your water rights.

ADDITIONAL INFORMATION

If you have questions about the SRBA, public information brochures are available at any IDWR office. Maps and aerial photography of this reporting area, as well as assistance in using the maps and the photography, are available at the IDWR southern region office in Twin Falls. You are also welcome to call IDWR at any of its offices or the SRBA Court. You may also want to consider contacting an attorney to assist you.

**Snake River Basin Adjudication
District Court**
253 Third Avenue North.
P.O. Box 2707
Twin Falls, Idaho 83303-2707
(208) 736-3011

Idaho Department of Water Resources
1301 North Orchard
Box 83720
Boise, Idaho 83720-0098
(208) 327-7906
(800) 451-4129

**Idaho Department of Water Resources
Western Region**
2735 Airport Way
Boise, Idaho 83705-5082
(208) 334-2190

**Idaho Department of Water Resources
Northern Region**
1910 Northwest Blvd., Suite 210
Coeur d'Alene, ID 83814-2615
(208) 765-1450

**Idaho Department of Water Resources
Southern Region**
1341 Fillmore, Suite 200
Twin Falls, Idaho 83301-3380
(208) 736-3033

**Idaho Department of Water Resources
Eastern Region**
900 North Skyline, Suite A
Idaho Falls, Idaho 83402-3653
(208) 525-7161

Blaine County Courthouse
1st & Croy St.
Hailey, ID 83333
(208) 788-5525

Camas County Courthouse
501 Solider Rd.
Fairfield, ID 83327
(208) 764-2242

Gooding County Courthouse
624 Main St.
Gooding, ID 83330
(208) 934-4221

Lincoln County Courthouse
111 W. B St.
Shoshone, ID 83352
(208) 886-7641

Elmore County Courthouse
150 S. 4th E.
Mountain Home, ID 83647
(208) 587-2131

DEFINITIONS OF THE ELEMENTS OF YOUR WATER RIGHT

RIGHT NUMBER: Your water right is identified by a number assigned by IDWR. The first two digits identify IDWR's administrative basin number; for example, 37.

NAME AND ADDRESS: Your name and address should appear here. IDWR will use the most recent name and address in their records for the water right.

SOURCE: The name and/or type of the source where you divert your water. For example: "groundwater," "unnamed spring," "Common Creek."

QUANTITY: The amount of water recommended in either cubic feet per second (cfs) and/or the volume of water in acre feet per year (AFY). Each of these small domestic and/or stock water claims is not to exceed 13,000 gallons per day.

PRIORITY DATE: The date used to determine the priority of your right in relation to other rights using water from the same source.

POINT OF DIVERSION: The legal location where you divert water from its source; generally described as 1/4 1/4 sections down to a 40-acre tract, or smaller. Other legal descriptions that might be used are: government lots, block, subdivision, parcel numbers, townsite names, mining claim information, homestead entry surveys and other survey information.

Legal locations for instream flow claims are marked with a beginning point and an ending point.

PURPOSE OF USE: This report only deals with claims for small domestic and/or stock water uses, such as yours.

"Domestic right" means a right to the use of water for homes, organization camps, public campgrounds, livestock, and for any other purpose in connection with these uses, including irrigation of up to one-half acre of land.

"Stock water right" means a right to the use of water solely for livestock or wildlife.

PERIOD OF USE: The period of time during the year when you can use the water for your right.

PLACE OF USE: The legal location where you use your water right; generally described as 1/4 1/4 sections down to a 40-acre tract. Other legal descriptions that might be used are: government lots, block, subdivision, parcel numbers, townsite names, mining claim information, homestead entry surveys and other survey information.

BASIS OF CLAIM: The method that was used to establish your claim. Examples include prior decree, posted notice, beneficial use (historical) method, license, permit.

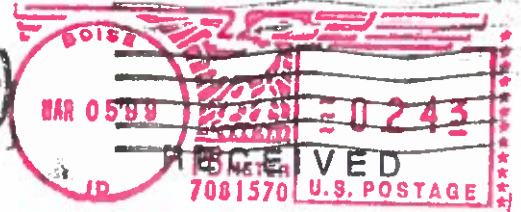
DUAL BASED CLAIMS: In some cases, the federal government has claimed one right under two theories: a state basis and a federal law basis. Both theories will be reported on one form for that single water right. In most cases, the priority dates are different and will be listed separately. The federal law basis is separately indicated in a box such as this:

```
*****
*                                     *
*                                     *
*                                     *
*****
```

IDWR does not investigate or make recommendations regarding federal law based claims.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

ADDRESS SERVICE
REQUESTED



MAR 15 1999

IMPORTANT WATER RIGHT INFORMATION

Department of Water Resources

Bidd

0100007 RETURN TO SENDER 03/11/99
BIDDLE BOX CLOSED
UNABLE TO FORWARD
RETURN TO SENDER

AUTO 83340



AJ5856NP

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

DATE: OCT-24-1997

PAGE: A-1245

RIGHT NUMBER: 37-12370

NAME & ADDRESS: STEPHEN F & MARIE P BIDDLE TRUST
PO BOX 2359
KETCHUM ID 83340

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 12/31/1943

POINT OF DIVERSION: T01S R19E S05 SWNE 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
T01S R19E S05 Lot 2 (SWNE)

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

(#)

no parcel #
4

D-29-98

Claim proofread by: WV
Date: 1103



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

03-Feb-1993 09:36

Stephen F. & Marie P. Biddle Trust
PO Box 2359
Ketchum, ID 83340

RE: SRBA Claims A37-00115F, A37-00501B, A37-00501C, A37-00590B
A37-00597B, A37-02502 & A37-12370

Dear Claimant:

Pursuant to the notification that you presently own the property in which the above referenced adjudication claims are appurtenant, the Department has changed the record of the current owner as you requested. Please find enclosed copies of the computer records of the claims noting the change in claimant. Please review the records and if you have any corrections please contact this office.

Sincerely,

A handwritten signature in cursive script that reads 'Francis G. Hitchcock'.

Francis G. Hitchcock
Senior Water Rights Agent

Encl:

MICROFILMED

OCT 26 1994

SD-0601-2 Last Name: LEVENTHAL

STATE

S	First	O	Water	Priority		Total	Use
E	Name	N	Right No.	Date	Source	Diversion	Code Desc
L							
-	LEVENTHAL						
-	ROY	C	A37-02502	05/03/1949	GROUNDWATER	5.000	01 IRR
-	PHYLLIS	C	A37-02502	05/03/1949	GROUNDWATER	5.000	01 IRR
-	ROY	C	A37-00115F	06/12/1886	BIG WOOD RI	1.000	01 IRR
-	PHYLLIS	C	A37-00115F	06/12/1886	BIG WOOD RI	1.000	01 IRR
-	ROY	C	A37-12370	12/31/1943	GROUNDWATER	0.040	43 DOMEST
-	PHYLLIS	C	A37-12370	12/31/1943	GROUNDWATER	0.040	43 DOMEST
-	ROY	C	A37-00501B	05/01/1886	BIG WOOD RI	0.400	01 IRR
-	PHYLLIS	C	A37-00501B	05/01/1886	BIG WOOD RI	0.400	01 IRR
-	ROY	C	A37-00501C	05/01/1886	BIG WOOD RI	2.000	01 IRR
-	PHYLLIS	C	A37-00501C	05/01/1886	BIG WOOD RI	2.000	01 IRR
-	ROY	C	A37-00590B	05/01/1886	BIG WOOD RI	1.000	01 IRR
-	PHYLLIS	C	A37-00590B	05/01/1886	BIG WOOD RI	1.000	01 IRR
-	ROY	C	A37-00597B	05/01/1886	BIG WOOD RI	0.700	01 IRR
-	PHYLLIS	C	A37-00597B	05/01/1886	BIG WOOD RI	0.700	01 IRR

END OF DATA...ENTER MENU OPTION AND/OR PRESS ENTER TO CONTINUE
 (Enter=Continue) (GOLD7=This Query)

(Menu _____)

MICROFILMED

OCT 26 1994

WARRANTY DEED

FOR VALUE RECEIVED Don C. Briscoe and Elizabeth A. Briscoe,
husband and wife

the grantors, do hereby grant, bargain, sell and convey unto

Stephen F. Biddle and Marie P. Biddle, as trustees under the
Stephen F. & Marie P. Biddle Trust dated December 1, 1987

the grantees, whose current address is Box 2359
Ketchum, ID 83340

the following described premises, in **BLAINE COUNTY, IDAHO**, to wit:

See Exhibit "A" attached hereto and made a part hereof

SUBJECT TO: Taxes, easements, restrictions, reservations, assessments and encumbrances as shown of record, if any.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that they are free from all incumbrances

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: January 11, 1993

MICROFILMED
OCT 26 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: A37-12370
Date Received: 12/19/1988
Receipt No: C004042
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: STEPHEN F & MARIE P BIDDLE TRUST 208-622-3223
Address: PO BOX 2359
KETCHUM ID 83340

2. Date of Priority: DEC 31, 1943

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01S	19E	5	SW	NE			BLAINE

5. Description of diverting works:
WELL, 50', 6" CASING, 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
01S	19E	5	SW	NE	2	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:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

Water Right Number - R37-12370 Prefix Translation: RESEARCH Old (D) Number -

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

*** C - CURRENT OWNER ***
BIDDLE TRUST STEPHEN F & MARIE P 1 - PO BOX 2359
2 -
3 -
City- KETCHUM State- ID Zip- 83340
Phone - 208-622-3223

*** O - ORIGINAL OWNER ***
LEVENTHAL ROY 1 - 302 LAKESIDE AVE. SOUTH
2 -
3 -
City- SEATTLE State- WA Zip- 98144
Phone - 206-325-4439

LEVENTHAL PHYLLIS 1 - 302 LAKESIDE AVE S
2 -
3 -
City- SEATTLE State- WA Zip- 98144
Phone - 206-325-4439

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
12/31/1943 ERROR IN REGION J - BENEFICIAL USE

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GROUNDWATER

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County
01S 19E 5 SW NE (13) BLAINE

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
43 - DOMESTIC 01/01 12/31 0.040

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.040 0.0

+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
01S 19E 5 SW NE 2 43 DOMESTIC (13) BLAINE

Total Acres:

+ - - Diversion Means - WELL, 50', 6" CASING, PUMP
+ - - Non-Irrigation Use - D/1 HOUSE
+ - - Other Rights for Same Use - NONE

MICROFILMED
MAR 20 1993

Water right number - R37-12370

Prefix Translation: RESEARCH

+ - - - - - Remarks - - - - - +
No Remarks found.

+ - - - - - 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: 02/03/1993 User Id: MERRITT Subject: COPIED FROM REMARKS
ORIGINAL WELL REPLACED IN 1977. OWNERSHIP CHANGED BY FH ON 02-02- 1993. CHAIN OF TITLE IN FILE TO DOCUMENT UNREPORTED OWNERSHIP
CHANGES BETWEEN CLAIMS FILED BY THE ORIGINAL CLAIMANT LEVENTHAL AND THE SALE BY BRISCOE TO BIDDLE AS REFLECTED IN THE CHANGE OF
OWNERSHIP.

+ - - Audit Fields - - +
02/03/93 MERRITT

+ - - - - - 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	- 12/19/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- C004042	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-
				Notice of Error Flag	-

MICROFILMED
MAR 20 1993



Department of Water Resources
Southern Region Office

MAR 20 1993



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

03-Feb-1993 09:36

Stephen F. & Marie P. Biddle Trust
PO Box 2359
Ketchum, ID 83340

RE: SRBA Claims A37-00115F, A37-00501B, A37-00501C, A37-00590B
A37-00597B, A37-02502 & A37-12370

Dear Claimant:

Pursuant to the notification that you presently own the property in which the above referenced adjudication claims are appurtenant, the Department has changed the record of the current owner as you requested. Please find enclosed copies of the computer records of the claims noting the change in claimant. Please review the records and if you have any corrections please contact this office.

Sincerely,

Francis G. Hitchcock
Senior Water Rights Agent

Encl:

MICROFILMED

MAR 20 1993

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: A37-12370
Date Received: 10/25/1988
Receipt No: C004042
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ROY LEVENTHAL 206-325-4439
Address: 302 LAKESIDE AVE. SOUTH
SEATTLE, WA 98144

Name: PHYLLIS LEVENTHAL 206-325-4439
Address: 302 LAKESIDE AVE. SOUTH
SEATTLE, WA 98144

2. Date of Priority: DEC 31, 1943

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01S	19E	5	SW	NE			BLAINE

5. Description of diverting works:
WELL, 50', 6" CASING, 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
01S	19E	5	SW NE	2	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:
NONE

14. Remarks:
ORIGINAL WELL REPLACED IN 1977.

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 _____

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 A37-12370
Date Received 10-25-88
Receipt Number C004042

RECEIVED

OCT 25 1988

Department of Water Resources
Southern Region Office

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes
Where Daily Use is less than 13,000 gallons per day. Filing fee \$25

1. Name of Claimant(s): Roy Leventhal &/or Phyllis Leventhal
Phone: (206) 325-4439
Mailing Address: 302 Lakeside Avenue South
Seattle, WA 98144

2. Date of Priority: 1943

3. Source of water supply: (a) Groundwater
which is tributary to: (b)

4. Location of point of diversion is:

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>1/4</u>	<u>1/4</u>	<u>1/4</u>	<u>Lot</u>	<u>County</u>
1S	19E	5	SW	NE		2	Blaine

Additional points of diversion if any: None.

5. Description of diversion works: 50 ft. deep well with 6 inch casing and pump.

6. Water is claimed for following purposes:

<u>Purpose</u>	<u>From</u>	<u>To</u>	<u>Amount</u>
Domestic	January 1	December 31	0.04 cfs

7. Total Quantity Claimed: 0.04 cfs

MICROFILMED
MAR 20 1993

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses: Domestic - one (1) household.

10. Place of use:

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>1/4</u>	<u>1/4</u>	<u>Use</u>
1S	19E	5	SW	NE (Lot 2)	D

11. Place of use is located in Blaine County.

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

13. Describe other water rights used? None.

14. Remarks: Priority is based on conversations with prior owners and residents of the house served by the well, one of whom lived there in 1943. The original well was replaced in 1977 and the new well continued to serve the house in the same manner as the old well.

15. Basis of Claim: Beneficial use.

IDWR Water Right Number: N/A

Court: Case Number: Decree Date:

Plaintiff v. Defendant:

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 not wish to receive and pay a small annual fee for monthly copies of the docket sheet. Number of attachments - none.

[For individuals] I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s) Roy D. Leventhal, by Date 10/14/88
James P. Fack, his Date _____
attorney-in-fact

State of Idaho)
County of Blaine) ss.

Subscribed and sworn before me this 14th day of October, 1988.

Notary Public Ruby M. Lecker
Residing at Sun Valley, ID
Commission Expires 1/17/93

Last Name: Leventhal
a:\lvnthl7.clm

Ident No.:

MICROFILMED
MAR 20 1993