

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.

RECEIVED
NOV 16 1998
Department of Water Resources

1. Water Right or Adjudication Claim No(s): 37-11553
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 attached to your deed or on file with the county.)
 - OR**
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency **AERIAL PHOTO** with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant THEODORE H. CUTLER
RT 1, Box 509, Bellevue ID 83313
4. New Owner/Claimant(s) EDDIE JOE +/or Beverly Cutler
Name Connector (Check one): ☐ and, ☐ or, ☒ and/or
New Mailing Address P.O. Box 140
City, State and ZIP Code BELLEVUE, ID 83313
New Telephone Number (208) 788-4587
5. Date you acquired the property 12-4-91
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 you irrigate 0 Number and type of stock 0
Diversion rate in CFS _____ Number of homes 1 Other uses _____
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 or Claimant(s) Eddie Joe Cutler + Beverly Cutler
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims.

I.



This form furnished by
Blaine County Title, Inc.

QUITCLAIM DEED

THIS INDENTURE, Made this 4th day of December
in the year of our Lord one thousand nine hundred and 91 between

Theodore H. Cutler by Eddie J. Cutler (Personal Rep.) as Grantor and

Eddie J. Cutler or Beverly Wade-Cutler as Grantee

whose current address is 113 So. 6th St., P.O. Box 140, Bellevue, ID 83313

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, situate, lying and being in, County of Blaine, State of Idaho, bounded and particularly described as follows, to-wit:

Lots 7 & 8, Block 7 in Gannett, Idaho

BLAINE CO. REQUEST

OF Eddie Cutler

1991 DEC -4 P 3:40

335907

MARY GREEN, CLERK
FEES \$ 9.00 YMP

Deed

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.

12-4-91

Eddie J. Cutler

STATE OF IDAHO, COUNTY OF Blaine
On this 4 day of December, 19 91.
before me, a Notary Public in and for said State, personally appeared

Eddie J. Cutler

Identified to me on the basis of satisfactory evidence or known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

Vicki L. Deek

Notary Public,
Idaho.

Residing at Hailey

STATE OF IDAHO, COUNTY OF
I HEREBY CERTIFY That this instrument was filed for record at the request of

at _____ minutes past _____ o'clock M.,
this _____ day of _____,
19 _____, in my office and duly recorded in Book _____
of Mortgages at page _____

Ex-Officio Recorder.

By _____ Deputy

Fees \$
Mail to:

BLAINE CO. REQUEST

OF Edward Simon

MAY NOV 13 P 1:09 335365

MARY GREEN, CLERK MP

EDWARD SIMON
Attorney at Law
P.O. Box 540
Ketchum, Idaho 83340
(208) 726-9579

Attorneys for Applicant

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

IN THE MATTER OF THE ESTATE
of THEODORE H. CUTLER,
DECEASED.

Case No. 16385
LETTERS TESTAMENTARY

1. Eddie J. Cutler, of Bellevue, Idaho, was duly appointed and qualified as general personal representative of the estate of the above named decedent on this day, by the Magistrate acting as registrar with all authority pertaining thereto.

2. Administration of the estate is unsupervised.

3. These Letters are issued to evidence the appointment, qualification, and authority of said personal representative.

WITNESS my signature and seal of this court this 3
day of May, 1991.

STATE OF IDAHO ss
County of Blaine

I hereby certify that the foregoing is a true and correct copy of the original as the same is in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the District Court of the County of Blaine, State of Idaho, this 3 day of May, 1991.

MON & DONOHUE
ATTORNEYS AT LAW
P.O. BOX 540
KETCHUM, IDAHO 83340
(208) 726-7200

MARY GREEN
Clerk, District Court

Deputy

151
DANIEL L. ALBAN
Magistrate Acting as Registrar



PERSONAL REPRESENTATIVE'S DEED

THIS DEED, made by EDDIE J. CUTLER, as personal representative of the estate of THEODORE J. CUTLER, deceased, Grantor, to EDDIE J. CUTLER, Grantee, whose address is P.O. BOX 140 BELLEVUE, IDAHO 83313.

WHEREAS, Grantor is the qualified personal representative of said estate, filed as Probate Number 16385, in BLAINE County, Idaho and as personal representative thereof, does hereby convey the property more particularly described as follows, to wit:

Gannet, Lots 7 and 8, Block 7, Records of Blaine County, Idaho

together with all appurtenances.

EXECUTED this 6th day of November, 1991.

BLAINE CO. REQUEST

OF Eduardo Simon

1991 NOV 13 P 1:10

335366

MARY GREEN, CLERK MP

Deed

Eddie J. Cutler
Personal Representative of the estate of THEODORE J. CUTLER, deceased.

3rd

STATE OF IDAHO

County of BLAINE

ss.

On the 6th day of November, 1991, before me, ELLEN F. BAZZINOTTI, a Notary Public, personally appeared EDDIE J. CUTLER, known to me to be the person whose name is subscribed to the within instrument, as personal representative of the estate of THEODORE J. CUTLER, and acknowledged to me that he executed the same as such personal representative for the purpose contained therein.



Ellen F. Bazzinotti
Notary Public for Idaho
Residing at xxxxxx



DATE: 12/07/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	EDDIE JOE CUTLER	07/15/1970	DOMESTIC	01-01 12-31	0.03 CFS	
C	BEVERLY CUTLER					
	PO BOX 140					
	BELLEVUE ID 83313					
	(208) 788-4587					
				TOTAL DIVERSION:	0.03 CFS	

Stage: BENEFICIAL USE

BLAINE County

				NE				NW				SW				SE									
				NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:		
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
---	---	---	:	---	---	---	---	---	---	---	---	---	---	:	---	---	---	---	---	---	---	---	---	---	:
01S	19E	3	:											:											:
								:					:					:					:		
								:					:					:	D				:		

Other Rights: NONE.

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

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

ok
sw
2/1/99



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

November 6, 1998

**PHILIP E. BATT
GOVERNOR**

**KARL J. DREHER
DIRECTOR**

**EDDIE JO &/OR BEVERLY CUTLER
PO BOX 140
BELLEVUE ID 83313**

**Re: Snake River Basin Adjudication (SRBA)
Water Right No. 37-11553**

Dear Claimant(s):

We have been advised you maybe the new owner(s) of the property with the water right referenced above.

Before we can modify our records to reflect your new ownership of the water right referenced above, we need Form 42-248/42-1409(6) completed. This form is enclosed for your use. Please return the form, documentation and proof of domestic use to my attention at this office as soon as possible.

Please call this office toll-free at 1/800-451-4129 if you have any questions.

Sincerely,


Judy Givens
Clerical Specialist

/jg

Enc: Form 42-248-42-1409(6)
Water Right Profile Report

Barnett City

AJ5856NP

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

DATE: SEP-19-1997
PAGE: A-35

RIGHT NUMBER: 37-11553

NAME & ADDRESS: THEODORE H CUTLER
RT 1
BELVIEW ID 83313

*EDDIE JO OR Beverly Cutler
Box 140
Bellevue ID 83313*

SOURCE: GROUNDWATER

QUANTITY: 0.03 CFS

PRIORITY DATE: 07/15/1970

POINT OF DIVERSION: T01S R19E S03

SWSE
~~SESE~~

Within BLAINE County

PURPOSE AND

PERIOD OF USE: PURPOSE OF USE
DOMESTIC D/ 1 HOUSE.

PERIOD OF USE
01-01 12-31

QUANTITY
0.03 CFS

PLACE OF USE: DOMESTIC
T01S R19E S03

Within BLAINE County
~~SESE~~
SWSE

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

779 Barnett Rd

Verified by *Dud*

Date: *10-15-98*

Verification Source: *Cybered Lpt v map*

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: A37-11553
Date Received: 10/06/1988
Receipt No: _____
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: THEODORE H. CUTLER 208-788-2725
Address: RT. 1
BELVIEW, ID 83313
2. Date of Priority: JUL 15, 1970
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 01S | 19E | 3 | SE | SE | | | BLAINE |
5. Description of diverting works:
6" CASING WELL PIPE TO HOUSE, SUB. 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.
10. Place of Use:
- | Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|--------|-------|
| 01S | 19E | 3 | SE | SE | | 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

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

CIVIL CASE NUMBER: 39576

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

Identification No. 11553Date Received 10-6-88 *pd*Receipt Number 11001534 *AW*

**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

Please type or print clearly

1. Name of Claimant (s) Theodore H. Cutler Phone (208) 788-2725Mailing Address Rt. 1, Belview, Id Box 509 Zip 833132. Date of Priority (Only one per claim) July 15, 1970 Month/Day/Year3. Source of water supply (Check one) ☒ Groundwater or Other () (a) N/A
Name or kind of sourcewhich is tributary to (b) N/A4. Location of point of diversion is: Township 1S Range 19ESection 3, — 1/4 of SE 1/4 of SE 1/4, Govt. Lot —, BM.,County of BlaineAdditional points of diversion if any: None5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc.), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. 6" cased well pipe to house, submers. pump

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)

For Domestic purposes from 1-1 Month/Day to 12-31 Month/Day amount .03 (cfs)
(Both dates are inclusive)For — purposes from — to — amount —7. Total quantity claimed .03 (cfs)8. Total consumptive use claimed is de minimus9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) 1 Domestic w/garden**MICROFILMED**

FEB 25 1993

10. Place of use is: Township: 15 Range 19E

Section 3, SE 1/4 of SE 1/4, Govt. Lot _____, B.M.,

County of Blaine for (Circle One) Domestic Stock Domestic and Stock

Additional places of use, if any None

11. In which county (ies) are lands listed above as place of use located? Blaine

12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
None

14. Remarks: _____

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree

Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understood 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 do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) x Theodore F. Cutler Date Oct 4 1988

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

of _____, that I have signed the foregoing

document in the space below as _____ of _____

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____ Date _____

Title and Organization _____

State of Idaho/or Id)
County of Blaine) SS.

Subscribed and sworn (or affirmed) before me this 4 day of Oct 1988

SEAL

Notary Public John Dale Carlson

Residing at Boise Id

My Commission Expires 6/30/94

Last Name Cutler Ident No. _____

Copies: White-State, Yellow-Claimant

Dr. LL. #

519-01-0697

MICROFILMED

FEB 25 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

.Aug. 25, 1989

Re: A37-11553

.THEODORE H CUTLER
.RT 1
.BELVIEW ID 83313

Dear Claimant(s):

Please find enclosed your receipt and a copy of a computer generated claim based on the information from your original claim(s) which has been entered in our computer records.

Please review the computer generated claim for accuracy. In a few instances clarifications may have been added by the Department at the time of data entry. If you have any questions or objections regarding the computer record of you claim(s), please contact this office.

Yours truly,

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

Judy Givens
Adjudication Secretary

/jg

Enclosures:

MICROFILMED
FEB 25 1993