

Water Right Report 37-12414

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	DAVID H KNOTT PO BOX 1242 SUN VALLEY, ID 83353 (208)726-3093
Current Owner	WILLIAM T "ROCKY" SHERBINE 200 BASELINE RD BELLEVUE, ID 83313 (208)788-4846
Current Owner	TERRI SHERBINE 200 BASELINE RD BELLEVUE, ID 83313 (208)788-4846

Status: Active

Tributary

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	
		Total Diversion:	0.040 CFS	

GROUND WATER L4 (SE1/4SW1/4NW1/4) Sec. 5, Twp 01S, Rge 19E, B.M.

BLAINE County

DOMESTIC

[illegible]

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

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-12414

3. 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.
4. PARCEL NO. RP01S190051060

Remarks:Comments:

1. JGIVENS 12/31/1998 COPIED FROM REMARKS

Comment: CURRENT TENANTS, FORMER OWNERS OF PROPERTY, SAY WELL WAS INSTALLED AT LEAST 50 YEARS AGO.

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: AND/OR
 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:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</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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Water Supply Bank:

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

RECEIVED

APR 26 2005

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, 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
37-12414	37-115D *	—			
	37-590A *	—			
	37-2561	—			

* pending transfer

RECEIVED

APR 25 2005

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) are 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)

David H Knott

PO Box 1242, Sun Valley, ID 83353

4. New Owner/Claimant(s)

William T. (Rocky) & Terri L. Shenbine

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

New Mailing Address

200 Baseline Rd

City, State and ZIP Code

Bellevue, ID 83313

New Telephone Number

() 788-4846 cell #309-1235

5. Date you acquired the property

8-2-1993

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) Rocky T. Shenbrot
(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>JS</u>	Date <u>4-25-09</u>	Fee <u>\$25</u>
Receipted by <u>JS</u>	Date <u>4-25-05</u>	Receipt No. <u>5027611</u>
Processed by _____ AJ	Date _____	WR _____ Date _____

Order No. 19068

WARRANTY DEED

FOR VALUE RECEIVED

Vanoff Enterprises, LTD., a California limited partnership

GRANTOR(s), do(es) hereby GRANT, BARGAIN, SELL and CONVEY unto

William T. Sherbine and Theresa L. Sherbine, husband and wife

GRANTEE(s) whose address is: 149 1/2 Baseline Road, Bellevue, ID 83313

the following described real property in Blaine County, Idaho, to wit:

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

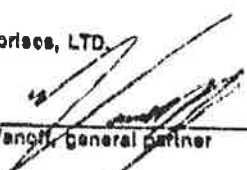
SECTION 5: All the SW 1/4 and Lots 3 and 4

Subject To: Taxes, easements, restrictions and encumbrances of record.

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

Dated: July 28, 1993

Vanoff Enterprises, LTD.

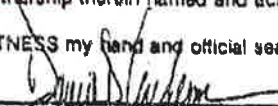

Nicholas E. Vanoff, General Partner

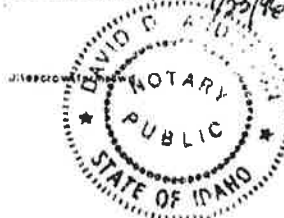
State of Idaho

County of Blaine

On this 6th August 1993, before me, the undersigned, personally appeared Nicholas E. Vanoff, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person that executed the within instrument as general partner(s), on behalf of Vanoff Enterprises, LTD., the limited partnership therein named and acknowledged to me that the partnership executed it.

WITNESS my hand and official seal.


Notary Public
Residing at Idaho
Commission Expires: 1/23/96



BLAINE CO. REQUEST

OF SAWTOOTH TITLE

1993 AUG -9 P 3:44

355532

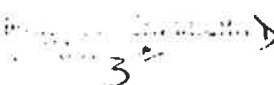


EXHIBIT "A"

PARCEL 1

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

SECTION 5: All the SW¼ and Lots 3 and 4

EXCEPTING THEREFROM

A parcel situated in Section 5, Township 1 South, Range 19 East, Boise Meridian, more particularly described as follows:

COMMENCING at the NW corner of said Section 5; THENCE South 89°47'47" East along the North boundary of said Section 5 a distance of 575.63 feet to the TRUE POINT OF BEGINNING; THENCE South 89°47'47" East along the North boundary of said Section 5 a distance of 1612.66 feet; THENCE South 89°54'28" East along the North boundary of said Section 5 a distance of 39.00 feet; THENCE South 0°05'30" West a distance of 527.39 feet; THENCE North 89°48'25" West a distance of 1651.66 feet; THENCE North 0°05'30" East a distance of 527.62 feet to the TRUE POINT OF BEGINNING.

PARCEL 11

A parcel situated in Section 5, Township 1 South, Range 19 East, Boise Meridian, more particularly described as follows:

COMMENCING at the NW corner of said Section 5; THENCE South 89°47'47" East along the North boundary of said Section 5 a distance of 575.63 feet to the TRUE POINT OF BEGINNING; THENCE South 89°47'47" East along the North boundary of said Section 5 a distance of 1612.66 feet; THENCE South 89°54'28" East along the North boundary of said Section 5 a distance of 39.00 feet; THENCE South 0°05'30" West a distance of 527.39 feet; THENCE North 89°48'25" West a distance of 1651.66 feet; THENCE North 0°05'30" East a distance of 527.62 feet to the TRUE POINT OF BEGINNING.

TOGETHER WITH all water rights appurtenant thereto, including but not limited to the following:

- a. Two Hundred inches of the Big Wood River, with priority of May 1, 1886, originally decreed to Lindsay Rogers on December 13, 1909.
- b. One Hundred 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;
- c. 3.94 c. f. s. with priority of October 13, 1954 under Idaho License No. 37-2561 formerly No. G-25224, dated October 18, 1960 and
- d. 640 shares of the Upper Big Wood River Users Association.

Grantor herein has served merely as a conduit of the title to the herein described property and has never examined or inspected said property and has no knowledge as to said property, and has therefore made no representations or warranties expressed or implied, as to said property or the title, condition, use, operation or zoning thereof, and Grantor shall have no personal liability for any of the covenants, agreements, terms and provisions of the within deed beyond its interest in the herein described property as a conduit of title, and Grantee herein agrees to look solely to the Grantor in the deed recorded concurrently herewith for satisfaction of any covenants, agreements, terms and provisions of this deed.

321333
BLAINE CO. REQUEST
Sag. Valley Title Co.
90 JUL 3 PM 11 58
MARY GREEN, CLERK
FEES \$1.00

4/23/04 TAX MASTER INQUIRY - BLAINE COUNTY

PMPKEY: RP 01S190051060 A YEAR 2003

BILL# 17810

TXPKEY: RP01S190051060A

BILLED TO: SHERBINE, WILLIAM T & THERESA

NAME SHERBINE, WILLIAM T & THERESA

CODE AREA 91-0000 ACCT TYP

BANK FLB OWNER PUP

ADDRESS 200 BASELINE ROAD

MARKET VALUE 263,508

HARDSHIP

HOMEOWNER

50,000

NET MARKET

213,508

TAX AMOUNT

1,311.36

LESS: CIRCUIT

PLUS: SPECIALS

NET TAX BILLED

1,311.36

TAX PAYMENTS

1,311.36

TAX CANCELLED

SPEC CANCELLED

REMAINING TAX DUE

200

BASELINE

RD 80000

NEXT PARCEL# RP

A

OR

NEXT BILL# RP

2003

F3=EXIT F14=OTHER TAXES F2=PRT SCREEN F5=PAYMNTS F6=TRANSACTIONS F24=MORE

355532



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

May 3, 2005

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

WILLIAM T, TERRI AND WILLIAM LSHERBINE
200 BASELINE RD
BELLEVUE ID 83313

Re: SRBA Claim #37-12414, 37-115D, 37-590A, 37-2561, 37-11267,
37-436C, 37-884, 37-436C, 37-2682, 37-2582

Dear Claimants,

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

Sincerely,

Carrie Hahn
Office Specialist

Enc.

CH

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: A37-12414
Date Received: 10/27/1988
Receipt No: C004669
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DAVID H. KNOTT
Address: P.O. BOX 1242
SUN VALLEY, ID 83353
208-726-3093

2. Date of Priority: DEC 31, 1938

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
01S	19E	5	SE	SW	NW		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 HOME

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
01S	19E	5	SW	NW		DOMEST	

11. Place of use in counties: BLAINE

A37-12414

Page 1

Date: 02/06/89

MICROFILMED
FEB 26 1993

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

13. Other Water Rights Used:
NONE

14. Remarks:
CURRENT TENANTS, FORMER OWNERS OF PROPERTY, SAY WELL WAS
INSTALLED AT LEAST 50 YEARS AGO.

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 A37-12414
Date Received 10-27-88
Receipt Number C004669

RECEIVED

OCT 27 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): David H. Knott
Phone: (208) 726-3093
Mailing Address: P.O. Box 1242
Sun Valley, ID 83353
2. Date of Priority: 1938
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	SE	SW	NW		Blaine

Additional points of diversion if any: None.

5. Description of diversion works: Well & 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
8. Total consumptive use claimed is de minimus

MICROFILMED
FEB 26 1993

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

10. Place of use:

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>1/4 1/4</u>	<u>Use</u>
1S	19E	5	SW NW	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: Current tenants - former owners of property - say well was installed at least 50 years ago.

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)

Paul Knott

Date 10-26-88

Date _____

State of IDAHO)

) ss.

County of BLAINE)

Subscribed and sworn before me this 26 day of October, 1988.

Notary Public *James J. Speck*

Residing at East Fork, ID

Commission Expires 1/22/91

Last Name: Knott

Ident No.:

a:\knott4.clm

MICROFILMED
FEB 26 1993

**IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)**

DATE: 12/31/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DAVID H KNOTT PO BOX 1242 SUN VALLEY ID 83353 (208) 726-3093	12/31/1938	DOMESTIC	01-01 12-31	0.04 CFS	
				TOTAL DIVERSION:	0.04 CFS	

Stage: BENEFICIAL USE

BLAINE County

				NE				NW				SW				SE							
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:
---	---	---	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:
01S	19E	5	:	-----	-----	-----	-----	:	-----	-----	-----	-----	:	-----	-----	-----	-----	:	-----	-----	-----	-----	:
								:	04-D				:					:					

Other Rights: NONE

Conditions of Approval:

- 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.

Remarks: EXP PARCEL NO. RP01S190051060

Dates: Exam Made Date: Verified Date: 12/31/1998 Objection Filed Date:

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

OK
SW
2/4/99



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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

November 2, 1998

WILLIAM & THERESA SHERBINE
200 BASELINE RD
BELLEVUE ID 83313

Re: Snake River Basin Adjudication (SRBA)
Water Right No. 37-12414

Dear Claimant(s):

We have been advised you may be 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 me 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
Adjudication Bureau

/jg

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

AJ5856NP

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

DATE: SEP-19-1997
PAGE: A-188

RIGHT NUMBER: 37-12414

NAME & ADDRESS: DAVID H KNOTT
PO BOX 1242
SUN VALLEY ID 83353

*William + Theresa Sherbine
200 Baseline Rd
Belleme ID 8313*

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

PRIORITY DATE: 12/31/1938

POINT OF DIVERSION: T01S R19E S05 *LOT 4 (SESWNW)* Within BLAINE County

PURPOSE AND

PERIOD OF USE: PURPOSE OF USE
DOMESTIC D/1 HOME

PERIOD OF USE
01-01 12-31

QUANTITY
0.04 CFS

PLACE OF USE: DOMESTIC Within BLAINE County
T01S R19E S05 *LOT 4 (SWNW)*

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

CURRENT TENANTS, FORMER OWNERS OF PROPERTY, SAY WELL WAS
INSTALLED AT LEAST 50 YEARS AGO.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

RP01S190051060

Verified by *Duel*

Date: *10/9/98*

Verification Source: *Cy Parcel Rpt - map + Bunnmap*