

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 37-21739
Date Received: 3/27/1992
Receipt No:
Received By:

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s)

ADELE S SAVARIA Phone: (208)788-2509
PO BOX 551
HAILEY ID 83333

PATRICK J SAVARIA Phone: (208)788-2509
PO BOX 551
HAILEY ID 83333

2. Date of Priority: 03/24/1883

3. Source: BIG WOOD RIVER Trib. to: MALAD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
03N	18E	20	SE SW NW	BLAINE	

5. Description of diverting works:

HEADGATE 22, HIAWATHA CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	0.39	

7. Total Quantity Appropriated is:
0.39 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

37-21739

04/18/2006

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
02N	18E	4	NW	SE	IRRIGATION	1.1
					Section Acres	1.1
					Total Acres	1.1

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:

14. Remarks:

This right is a split from former right 37-14275.

Property is also known as Lot 2, Savaria Subdivision.

15. Basis of Claim: Decreed



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 18, 2006

PATRICK SAVARIA
ADELE SAVARIA
PO BOX 551
HAILEY ID 83333

RE: SRBA Claim(s) 37-14275 (Part)

Dear Mr. and Mrs. Savaria:

Pursuant to the notification that you now own a portion of the property to which the above referenced adjudication claim is appurtenant, the department has split the original claim. Your portion has been numbered 37-21739.

Enclosed please find your copies of the computer-generated claim. Review this document and should you have any questions or corrections, please contact this office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Trish Fawcett', is written over a horizontal line.

Trish Fawcett
Technical Records Specialist

Enc.

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

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

RECEIVED
 JAN 23 2006
 Department of Water Resources
 Southern Region

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
	37-14275	✓			

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) JAMES R & SHIRLEY J SAVARIM
PO BOX 751 - HAILEY ID 83333
4. New Owner/Claimant(s) PATRICK J & ADELE S SAVARIM
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address PO BOX 551
- City, State and ZIP Code HAILEY ID 83333
- New Telephone Number (208) 788-2509
5. Date you acquired the property 10/1/05

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 <u>37-14275</u>		
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	<u>0.39 cfs</u>	<u>irrigate 1/2 acre</u>
Stock		
Domestic		
Other		
Total	<u>0.39 cfs</u>	

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)

Patrick J. Darni
Adelle J. Savaria

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by _____	Date _____	Fee _____
Receipted by _____	Date _____	Receipt No. _____
Processed by _____ AJ	Date _____	WR _____ Date _____

Instrument # 530149

HAILEY, BLAINE, IDAHO

2005-12-19

01:12:00

No. of Pages: 2

Recorded for : PAT SAVARIA

MARSHA RIEMANN

Fee: 6.00

Ex-Officio Recorder Deputy

Index to: WTY/QC/CORP DEED

JKS

AFTER RECORDATION MAIL TO ABOVE ADDRESSEE

ABOVE SPACE RESERVED FOR RECORDATION INFORMATION

QUIT CLAIM DEED

Effective Date:

10-1-05

County and State where Real Property is Located:

BLAINE ID

GRANTOR (Name, Mailing Address and Zip Code):

JAMES R & SHIRLEY SAVARIA
PO Box 751
HAILEY ID 83333

GRANTEE (Name, Mailing Address and Zip Code):

PATRICK J. & ADELE S SAVARIA
PO Box 551
HAILEY, ID 83333

Subject Real Property (Address or Location):

BLAINE COUNTY, IDAHO

Legal Description proofed
by persons whose initials
appear to the right

1.

2.

3.

Subject Real Property (Legal Description):

19.5 INCHES MARCH 24, 1883 WATER RIGHT
57-14275

BIGWOOD RIVER TRIB. MALAD RIVER
BLAINE COUNTY

POINT OF DIVERSION:

TOWNSHIP	RANGE	SECTION	1/4	OF	1/4	OF	1/4
03N	18E	20	SE.		SW		NW

HEADGATE 22, HIAWATHA CANAL

1. **Conveyance.** For valuable consideration, Grantor quit claims to Grantee all right, title, and interest of Grantor in Subject Real Property together with all rights and privileges appurtenant or to become appurtenant to Subject Real Property on the effective date subject to all taxes, liens, encumbrances and other claims against the Subject Real Property, if any, as is, where is.

2. **Other Provisions:**

1.

2.

Signatures of Witnesses

Signatures of Grantors

STATE OF: Idaho

COUNTY OF: Blaine

Date of this Acknowledgement.: 10/20/05

Acknowledgement of Grantor. On this date, before me, a Notary Public, personally appeared:

known to me or satisfactorily proven to be the person whose name is subscribed to this instrument and acknowledged that be executed the same. If this person's name is subscribed in a representative capacity, it is for the principal named and in the capacity indicated.

Signature of Notary Public:

Notary Expiration Date:

STATE OF: Idaho

COUNTY OF: Blaine

Date of this Acknowledgement.: 10/20/05

Acknowledgement of Witnesses. On this date, before me, a Notary Public, personally appeared:

known to me or satisfactorily proven to be the person whose name is subscribed to this instrument and acknowledged that be executed the same. If this person's name is subscribed in a representative capacity, it is for the principal named and in the capacity indicated.

Signature of Notary Public:

Notary Expiration Date:

SAVARIA SUBDIVISION : LOTS 1A and 1B

Within: W1/2 SE1/4, SEC. 4, T2N, R18E, BOISE MERIDIAN
BLAINE COUNTY IDAHO

FEBRUARY 2001

LEGEND

- Found 1/2" diam. rebar
- Svt 1/2" x 24" rebar w/cap
- Found 5/8" diam. rebar
- Brass Cap
- Found Aluminum Cap
- Building Envelope/Minimum Setbacks

LINE TABLE

NUMBER	DIRECTION	DISTANCE
L1	N 38°45'02" W	201.03
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L3	N 71°15'35" E	119.46
L4	N 38°45'02" W	130.75
L5	N 71°23'02" E	17.85
L6	S 76°33'34" E	12.92
L7	S 71°23'02" W	81.75
L8	S 43°47'13" E	61.22
L9	S 48°33'22" E	53.88
L10	S 45°50'11" E	72.05
L11	S 43°36'38" E	15.28
L12	N 24°04'49" E	19.85
L13	S 61°41'40" E	22.56

HEALTH CERTIFICATE

Sanitary restrictions as required by Idaho Code Title 50, Chapter 13, have been satisfied. Sanitary restrictions may be reimposed, in accordance with Idaho Code Title 50, Chapter 13, Section 50-1326, by the issuance of a certificate of disapproval.

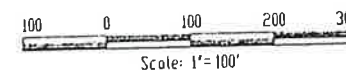
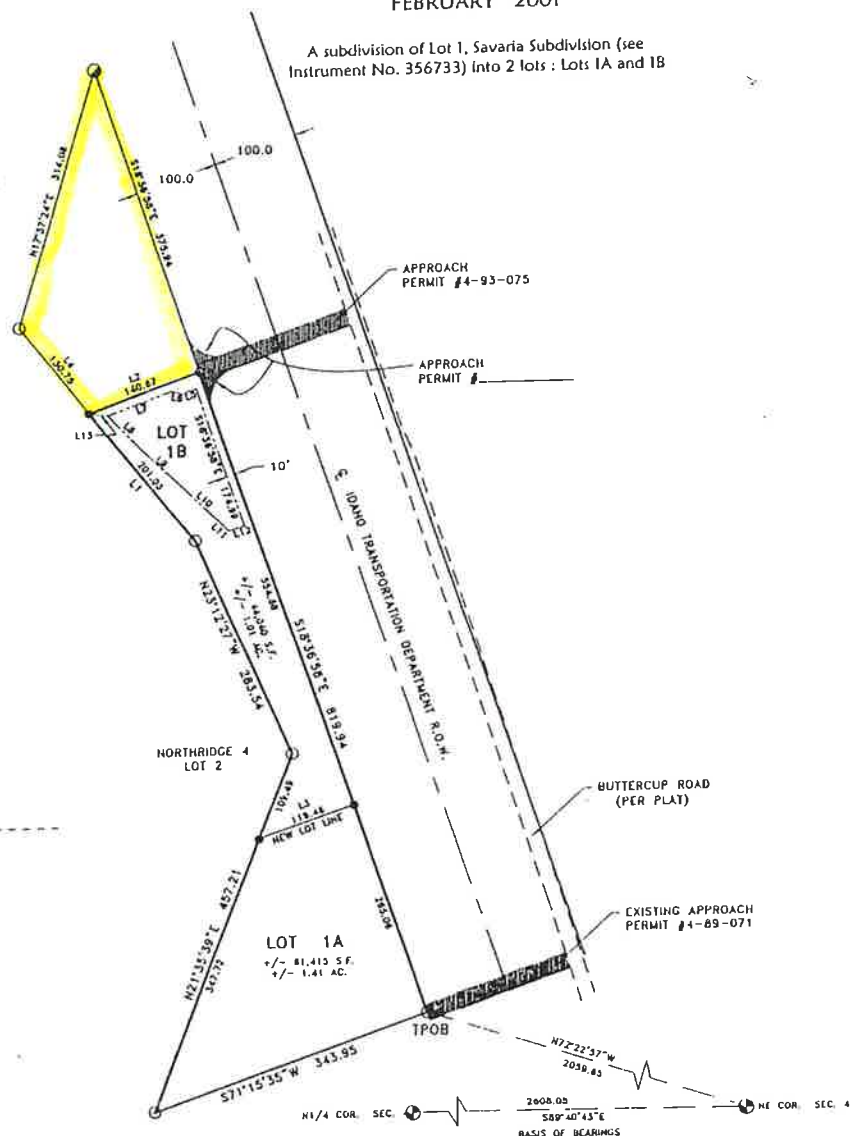
Dated: 2-28-2001

[Signature]
South Central District Health Dept., ENS



PREPARED BY: BENCHMARK ASSOCIATES, P.A.
P.O. BOX 733, KETCHUM, ID 83340
(208) 726-9512 : 726-9514 (FAX)
E-MAIL: bmo@micron.net

A subdivision of Lot 1, Savaria Subdivision (see Instrument No. 356733) into 2 lots: Lots 1A and 1B



NOTES:

- 1) All new utilities shall be installed underground.
- 2) Fire protection requirements for this subdivision include those of the Wood River Fire Protection District, Uniform Fire Code and the Blaine County Fire Protection Ordinance 93-5 building, but not limited to, water supply, access roads and clear zones; and these should be completed with prior to the issuance of a building permit.
- 3) If Savaria Subdivision is annexed and any further subdivision occurs, no additional Wood River Trunk system crossing shall be allowed.
- 4) Owners are responsible for noxious weed control per State regulations.
- 5) A ten foot wide public utility easement centered along the boundary common to lots 1B and 2 is hereby established.
- 6) Any new domestic water supply or septic system must comply with all Health Department requirements.
- 7) All domestic wells in this subdivision shall be metered.
- 8) A tree maintenance & utility crossing agreement has been entered into with the Blaine County Boardwalk District and is recorded under instrument No. 354568, records of Blaine County.
- 9) Native vegetation shall be maintained in its natural state to the greatest extent possible with yardage being limited to a maximum of 1/2 acre irrigated.
- 10) For more information regarding the establishment of property boundaries refer to Instrument No. 356733, records of Blaine County.



SAVARIA SUBDIVISION
LOTS 1A and 1B

LOCATED WITHIN
W1/2 SEC. 4, T. 2 N., R. 18 E., BOISE MERIDIAN
BLAINE COUNTY, IDAHO

PREPARED FOR: JIM SAVARIA

A PLAT	DRAWN BY: DCS	PLAT FILE 00160PLT.DWG
PROJECT NO. 00160	DATE: 02/26/01	

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

RECEIVED**AUG 15 2001****NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP**

Department of Water Resources
 Southern Region

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
 Incomplete forms will be returned.

1. Water Right No(s).: 37-30000F

Adjudication Claim No(s).: _____

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

James R. + Shirley J. Savaria
Box 751, Hailey, ID 83333

New Owner/Claimant(s)

Jackson W. Alred Jr + Laurie K. Alred

New Mailing Address

Name Connector (Check one): ☒ and, ☐ or, ☐ and/or
532 South 33 West

City, State and ZIP Code

Burley, ID 83318

New Telephone Number

(208) 678-0806

5. Date you acquired the property

8/8/01

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 _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes _____ Other uses _____

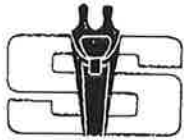
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner or Claimant(s)

Jackson W. Alred Jr
Laurie K. Alred

(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)

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..



Instrument # 454056

HAILEY, BLAINE, IDAHO

2001-08-08

11:01:00 No. of Pages: 1

Recorded for: BLAINE COUNTY TITLE

MARSHA RIEMANN

Fee: 3.00

Ex-Officio Recorder Deputy

Index to: WTY/QC/CORP DEED

QUITCLAIM DEED

THIS INDENTURE, Made this 2nd day of August, 2001 between

JAMES R. SAVARIA and SHIRLEY J. SAVARIA, husband and wife

as Grantor and

JACKSON W. ALLRED II and LAURIE K. ALLRED, husband and wife

as Grantee

whose current address is 532 SOUTH 33 WEST, BURLEY, ID 83318

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

TRANSFER OF WATER RIGHT 37-30000F (THREE INCHES OF A TWENTY-FOUR INCH RIGHT)

Parcel Number:

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.


JAMES R. SAVARIA


SHIRLEY J. SAVARIA

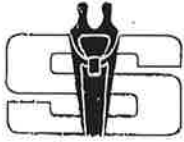
State of IDAHO

SS.

County of BLAINE

On this 3rd day of August, 2001, before me, the undersigned, a Notary Public, in and for said State, personally appeared JAMES R. SAVARIA and SHIRLEY J. SAVARIA

, known to me, and/or identified to me



Instrument # 454055

HAILEY, BLAINE, IDAHO

2001-08-08 11:00:00 No. of Pages: 1

Recorded for: BLAINE COUNTY TITLE

MARSHA RIEMANN

Fee: 3.00

Ex-Officio Recorder Deputy

Index to: WTY/QC/CORP DEED

WARRANTY DEED

For Value Received JAMES R. SAVARIA and SHIRLEY J. SAVARIA, husband and wife

the Grantor hereby grants, bargains, sells, conveys and warrants unto JACKSON W. ALLRED II and LAURIE K. ALLRED, husband and wife

the Grantee whose current address is: 532 SOUTH 33 WEST, BURLEY, ID 83318

the following described premises, to-wit:

Lot 1A of SAVARIA SUBDIVISION: Lots 1A and 1B, according to the official plat thereof, recorded March 23, 2001, as Instrument No. 449227, records of Blaine County, Idaho

All water rights are reserved. Any transfer of water rights shall be by separate quit claim deed.

Parcel Number: 005080000010A

SUBJECT TO: Current General Taxes, a lien in the process of assessment, not yet due or payable. Easements, restrictions, reservations, provisions of record, and assessments, if any.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that it is the owner in fee simple of said premises; that said premises are free from all encumbrances and that he will warrant and defend the same from all lawful claims whatsoever.

Dated: August 02, 2001

James R. Savaria
JAMES R. SAVARIA

Shirley J. Savaria
SHIRLEY J. SAVARIA

State of IDAHO

ss.

County of BLAINE

On this 3rd day of August, 2001, before me, the undersigned, a Notary Public, in and for said State, personally appeared JAMES R. SAVARIA and SHIRLEY J. SAVARIA

_____, known to me, and/or identified to me on the basis of satisfactory evidence, to be the person(s) whose name is/are subscribed to the within instrument and acknowledged to me that they executed the same.

WITNESS MY HAND AND SEAL OFFICE

SAVARIA SUBDIVISION : LOTS 1A and 1B

Within: W1/2 SE1/4, SEC. 4, T2N, R18E, BOISE MERIDIAN
BLAINE COUNTY IDAHO

FEBRUARY 2001

LEGEND

- Found 1/2" diam. rebar
- Set 1/2" x 24" rebar w/cup
- Found 5/8" diam. rebar
- ⊙ Brass Cap
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HEALTH CERTIFICATE

Sanitary restrictions as required by Idaho Code Title 50, Chapter 13, have been satisfied. Sanitary restrictions may be reimposed, in accordance with Idaho Code Title 50, Chapter 13, Section 30-1326, by the issuance of a certificate of disapproval.

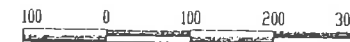
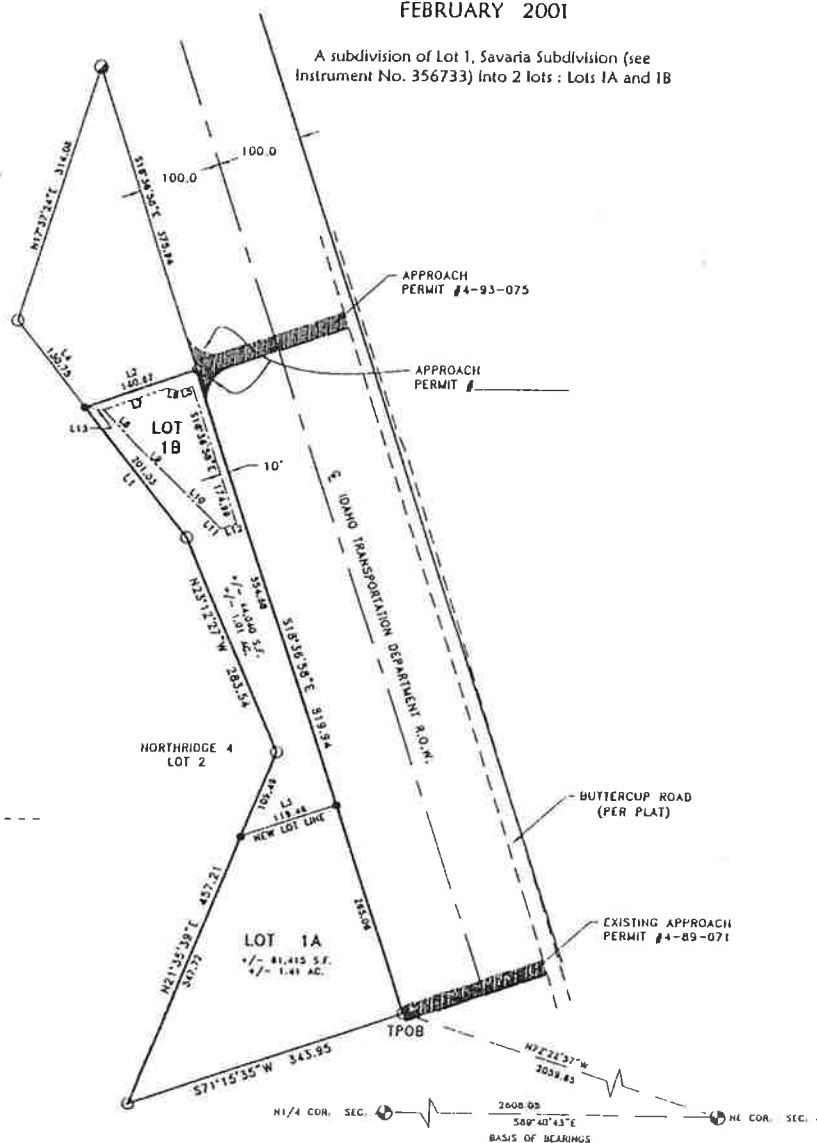
Dated: 2-28-2001

Robert L. Lanning
South Central District Health Dept., ENS



PREPARED BY : BENCHMARK ASSOCIATES, P.A.
P.O. BOX 733, KETCHUM, ID 83340
(208) 726-9512 : 726-9514 (FAX)
E-MAIL: bma@mlcnet.net

A subdivision of Lot 1, Savaria Subdivision (see Instrument No. 356733) into 2 lots : Lots 1A and 1B



Scale: 1"=100'

NOTES:

- 1) All new utilities shall be installed underground.
- 2) Fire protection requirements for this subdivision include those of the Wood River Fire Protection District, Uniform Fire Code and the Blaine County Fire Protection Ordinance 93-5 including, but not limited to, water supply, access roads and clear zones; and these should be completed with prior to the issuance of a building permit.
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- 5) A ten foot wide public utility easement centered along the boundary common to lots 1B and 2 is hereby established.
- 6) Any new domestic water supply or septic system must comply with all Health Department requirements.
- 7) All domestic wells in this subdivision shall be metered.
- 8) A road maintenance & utility crossing agreement has been entered into with the Blaine County Reservoir District and is recorded under Instrument No. 356366, records of Blaine County.
- 9) Native vegetation shall be maintained in its natural state to the greatest extent possible with yardscapes being limited to a maximum of 1/2 acre irrigated.
- 10) For more information regarding the establishment of property boundaries refer to Instrument No. 356733, records of Blaine County.



SAVARIA SUBDIVISION LOTS 1A and 1B

LOCATED WITHIN
W1/2 SEC. 4, T. 2 N., R. 18 E., BOISE MERIDIAN,
BLAINE COUNTY, IDAHO

PREPARED FOR: JIM SAVARIA

A PLAT
PROJECT NO. 00160
DRAWN BY: DCS
DATE: 02/26/01
PLOT FILE 00160PLT.DWG

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

RECEIVED
 JAN 26 2006
 Department of Water Resources
 Southern Region

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
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Water Right No(s)	Adjudication Claim No(s)	Split	Water Right No(s)	Adjudication Claim No(s)	Split
	37.14275	✓			

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3. Name and Address of Former Owner/Claimant(s) JAMES R SAVARIA - SHIRLEY J. SAVARIA
PO BOX 751 - HAILEY, ID 83333
4. New Owner/Claimant(s) TOM E JILL BAILEY
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address PO BOX 4535 - HAILEY, ID 83333
- City, State and ZIP Code _____
- New Telephone Number (208) 578-3513
5. Date you acquired the property 10-1-05

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.

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Irrigation	<u>.03 cfs</u>	<u>irrigate 1/2 acre</u>
Stock	_____	_____
Domestic	_____	_____
Other	_____	_____
Total	<u>.03 cfs</u>	

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)

Jill Bailey
Tom Bailey

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by _____	Date _____	Fee _____
Receipted by _____	Date _____	Receipt No. _____
Processed by _____	AJ Date _____	WR _____ Date _____

Instrument # 531270

HAILEY, BLAINE, IDAHO

2006-01-20

01:17:00 No. of Pages: 2

Recorded for : THOMAS BAILEY

MARSHA RIEMANN

Fee: 6.00

Ex-Officio Recorder Deputy

Index to: WTY/QC/CORP DEED

AFTER RECORDATION MAIL TO ABOVE ADDRESSEE

ABOVE SPACE RESERVED FOR RECORDATION INFORMATION

QUIT CLAIM DEED**Effective Date:**

10-1-05

County and State where Real Property is Located:

BLAINE ID

GRANTOR (Name, Mailing Address and Zip Code):JAMES R & SHIRLEY J. SAUARIA
PO BOX 751
HAILEY, ID 83333**GRANTEE (Name, Mailing Address and Zip Code):**THOMAS F J H BAILEY
PO BOX 4535
HAILEY, ID 83333**Subject Real Property (Address or Location):**

BLAINE COUNTY IDAHO

**Legal Description proofed
by persons whose initials
appear to the right**

1.

2.

3.

Subject Real Property (Legal Description):

WATER RIGHT # 37-14275

1.5 INCHES MARCH 24, 1883 WATERKEY WATER RIGHT

BIGWOOD RIVER
BLAINE COUNTY

TRIB: MALAD RIVER

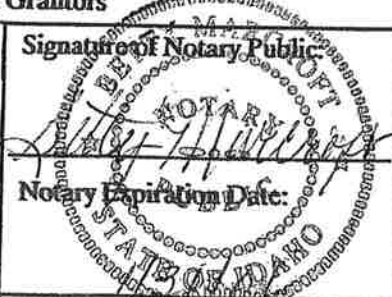
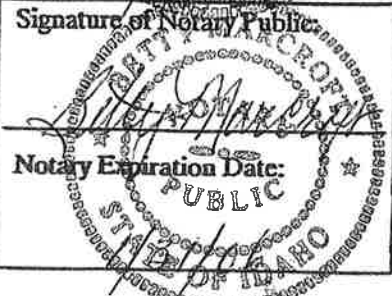
POINT OF DIVERSION:

TOWNSHIP	RANGE	SECTION	1/4 OF	1/4 OF	1/4
03N	18E	20	SE	SW	NW

HEADGATE 22, HIRLUATHA CANAL

1. **Conveyance.** For valuable consideration, Grantor quit claims to Grantee all right, title, and interest of Grantor in Subject Real Property together with all rights and privileges appurtenant or to become appurtenant to Subject Real Property on the effective date subject to all taxes, liens, encumbrances and other claims against the Subject Real Property, if any, as is where is.

2. **Other Provisions:**

1. <i>Tom Bailey</i> 2. <i>Jill Bailey</i>		<i>James B. Savaris</i> <i>Shirley J. Savaris</i>	
Signatures of Witnesses		Signatures of Grantors	
STATE OF: <i>Idaho</i>	Acknowledgement of Grantor. On this date, before me, a Notary Public, personally appeared: known to me or satisfactorily proven to be the person whose name is subscribed to this instrument and acknowledged that he executed the same. If this person's name is subscribed in a representative capacity, it is for the principal named and in the capacity indicated.		Signature of Notary Public:  Notary Expiration Date:
COUNTY OF: <i>Blaine</i>			
Date of this Acknowledgement: <i>10/20/05</i>			
STATE OF: <i>Idaho</i>	Acknowledgement of Witnesses. On this date, before me, a Notary Public, personally appeared: known to me or satisfactorily proven to be the person whose name is subscribed to this instrument and acknowledged that he executed the same. If this person's name is subscribed in a representative capacity, it is for the principal named and in the capacity indicated.		Signature of Notary Public:  Notary Expiration Date:
COUNTY OF: <i>Blaine</i>			
Date of this Acknowledgement: <i>10/20/05</i>			

SAVARIA SUBDIVISION : LOTS 1A and 1B

Within: W1/2 SE1/4, SEC. 4, T2N, R18E, BOISE MERIDIAN
BLAINE COUNTY IDAHO

FEBRUARY 2001

LEGEND

- Found 1/2" diam. rebar
- Set 1/2" x 24" rebar w/cap
- Found 5/8" diam. rebar
- Brass Cap
- Found Aluminum Cap
- Building Envelope/Minimum Setbacks

LINE TABLE

NUMBER	DIRECTION	DISTANCE
L1	N 36°45'02" W	201.03
L2	N 71°19'28" E	140.67
L3	N 71°15'55" E	119.46
L4	N 38°45'02" W	130.75
L5	N 71°23'02" E	17.85
L6	S 76°33'34" E	12.92
L7	S 71°23'02" W	81.75
L8	S 43°47'13" E	61.22
L9	S 48°33'22" E	53.68
L10	S 45°50'11" E	72.05
L11	S 43°36'38" E	15.28
L12	N 74°04'49" E	19.88
L13	S 81°41'40" E	22.56

HEALTH CERTIFICATE

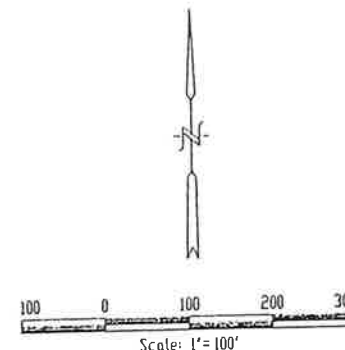
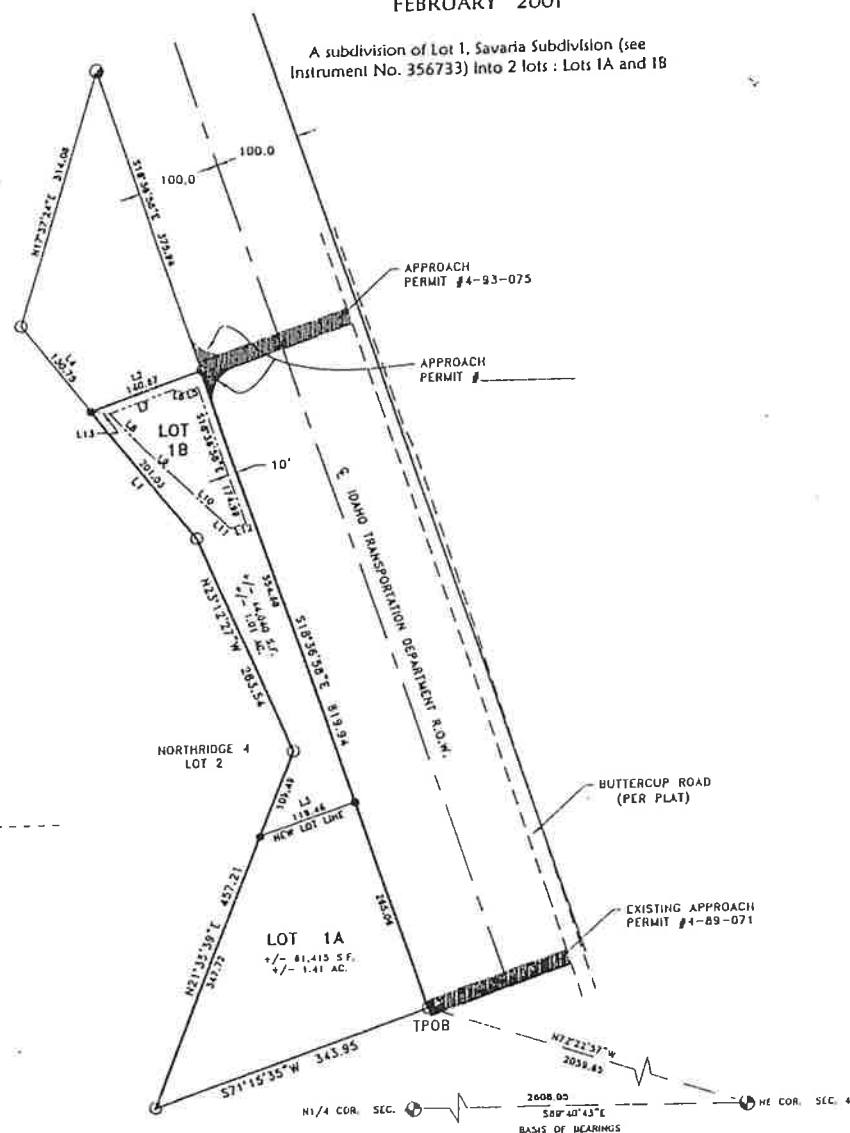
Sanitary restrictions as required by Idaho Code Title 50, Chapter 13, have been satisfied. Sanitary restrictions may be reimposed, in accordance with Idaho Code Title 50, Chapter 13, Section 50-1326, by the issuance of a certificate of disapproval.

Dated: 2-28-2001

South Central District Health Dept., EHS



PREPARED BY: BENCHMARK ASSOCIATES, P.A.
P.O. BOX 733, KETCHUM, ID 83340
(208) 726-9512 : 726-9514 (FAX)
E-MAIL: bma@micron.net



NOTES:

- 1) All new utilities shall be installed underground.
- 2) Fire protection requirements for this subdivision include those of the Wood River Fire Protection District, Uniform Fire Code and the Blaine County Fire Protection Ordinance 93-3 including, but not limited to, water supply, access roads and clear zones; and these should be completed with prior to the issuance of a building permit.
- 3) If Savaria Subdivision is annexed and any further subdivision occurs, no additional Wood River Traction system crossing shall be allowed.
- 4) Owners are responsible for noxious weed control per State regulations.
- 5) A ten foot wide public utility easement centered along the boundary common to lots 1B and 2 is hereby established.
- 6) Any new domestic water supply or septic system must comply with all Health Department requirements.
- 7) All domestic wells in this subdivision shall be metered.
- 8) A tree maintenance & utility clearing agreement has been entered into with the Blaine County Recreation District and is recorded under Instrument No. 338308, records of Blaine County.
- 9) Native vegetation shall be maintained in its natural state to the greatest extent possible with yardwork being limited to a maximum of 1/2 acre irrigated.
- 10) For more information regarding the establishment of property boundaries refer to Instrument No. 358731, records of Blaine County.



SAVARIA SUBDIVISION LOTS 1A and 1B

LOCATED WITHIN
W1/2 SEC. 4, T.2N., R. 18E., BOISE MERIDIAN,
BLAINE COUNTY, IDAHO

PREPARED FOR: JIM SAVARIA

A PLAT
PROJECT NO. 00160
DRAWN BY: DCS
DATE: 02/26/01
PLOT FILE: 00160PLT.DWG

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: **A37-14275**
Date Received: 3/27/1992
Receipt No: X777777
Received By: _____

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name: JAMES R. SAVARIA 208-788-4129
Address: P.O. BOX 751
HAILEY ID 83333

AND/OR

Name: SHIRLEY J. SAVARIA 208-788-4129
Address: P.O. BOX 751
HAILEY ID 83333

2. Date of Priority: MAR 24, 1883

3. Source: BIG WOOD RIVER Trib. to: MALAD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	18E	20	SE	SW	NW		BLAINE

5. Description of diverting works:
HEADGATE 22, HIAWATHA CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.480		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

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10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02N	18E	4	NW	SE		IRR	3.5
Section Acres							3.5
Total Acres							3.5

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:
A37-14276

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: _____

MICROFILMED

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 _____

RECEIVED

DEC 16 1991

CHANGE IN OWNERSHIP

Department of Water Resources
Southern Region Office
Page 1

This form is solely for purposes of notifying IDWR of a change in ownership of an adjudication claim.

[] Water Right Number(s): A37-00577BQ - SPLIT INTO A37-14275 & A37-14276

[] Name and Address of Former Claimant(s): James R. & Shirley J. Savaria
P.O. Box 751
Hailey, ID 83333

[] New Claimant(s): William D. &/or Carol E. Eittem

[] New Mailing Address: P.O. Box 1661
Sun Valley, ID 83352

New Telephone Number: (208) 788-3752

[X] Does the change in ownership result in a splitting of the water right claimed? X yes no
If yes, then describe the portion of the water right that is now claimed by the new owner:

0.02 cfs, P/D & P/U to be changed via Water Transfer.

X [] Attach proof of ownership
Describe proof attached:
(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 claimant.)

X [] Signature of New Claimant(s): William D. Eittem
Carol Eittem

Date: _____

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MAR 01 1993

CHANGE IN OWNERSHIP

Page 2

[] Signature of Former Claimant(s):

James R. Savaria
Shirley J. Savaria

Date: 12-1-91

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 3/30/92 By: J

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: 5/30/92 By: K

Claim Numbers of Split, if any:

SD-0604-2 Township: 02N		Range: 18E		Section: 4		Tract: NWSE		Lot:	
S	L	STATE		O	S	Max #	Records	263	
E	O	Name		W	T	Priority	Use		
L	Tract	T	Water Right No.	Last, First	N	AC	G	Date	Code Desc
-	-	-	-	-	-	-	-	-	-
-	NWSE		A37-00577BQ	SAVARIA, SHIRLEY J.	C	4	D	03/24/1883	
-	NWSE		R37-00004	DREXLER, JUANITA C.	C	5	D	03/24/1883	01 IRR
-	NWSE		R37-00024	DREXLER, JUANITA C.	C	5	D	03/24/1883	01 IRR
-	NWSE		R37-00296	SPECK, JAMES P.	A		D	04/01/1880	40 MUNI
-				CITY OF HAILEY	C				
-				HAILEY, CITY OF	K				
-	NWSE		R37-12150	SAVARIA, JAMES	C		J	11/15/1970	43 DOMEST
-				SAVARIA, SHIRLEY J.	C				
-	NWSE		A37-00296	HAILEY WATER & POWER C	O		D	04/01/1880	40 MUNI
-				CITY OF HAILEY	C				
-				SPECK, JAMES P.	A				
-	NWSE		R37-00577BQ	SAVARIA, JAMES R.	C	4	D	03/24/1883	01 IRR
-				SAVARIA, SHIRLEY J.	C				
-	NWSE		R37-11596	DREXLER, JUANITA C.	C	5	D	03/24/1883	01 IRR
-	NWSE		A37-00004B	ABBOTT, WILLIAM G.	O	5	J	03/24/1883	01 IRR
-				DREXLER, JUANITA C.	O				

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

MICROFILMED

MAR 01 1993

Last Name: SAVARIA

SEAL	First Name	OWN	Water Right No.	Priority Date	Source	Total Diversion	Use Code	Desc
	SAVARIA							
	SHIRLEY J.	C	A37-12150	11/15/1970	GROUNDWATER	0.040	43	DOMEST
	JAMES R.	C	R37-00577BQ	03/24/1883	BIG WOOD RI	0.500	01	IRR
	SHIRLEY J.	C	R37-00577BQ	03/24/1883	BIG WOOD RI	0.500	01	IRR
	JAMES R.	C	A37-00577BQ	03/24/1883	BIG WOOD RI	0.500	01	IRR
	SHIRLEY J.	C	A37-00577BQ	03/24/1883	BIG WOOD RI	0.500	01	IRR
	JAMES	C	A37-12150	11/15/1970	GROUNDWATER	0.040	43	DOMEST
	JAMES	C	R37-12150	11/15/1970	GROUNDWATER	0.040	43	DOMEST
	SHIRLEY J.	C	R37-12150	11/15/1970	GROUNDWATER	0.040	43	DOMEST

(Menu _____)

MAR 01 1993

SD-0604-2 Township: 02N		Range: 18E		Section: 4		Tract: NWSE		Lot:	
S	L	STATE	Name	O	S	Max #	Records	263	
E	O	Water	Name	W	T	Priority	Use		
L	Tract T	Right No.	Last, First	N	AC	G	Date	Code	Desc
-	-	-	-	-	-	-	-	-	-
-		R37-02698	HAILEY, CITY OF	K		L	10/29/1964	40	MUNI
-			CITY OF HAILEY	C					
-		R37-02699	HAILEY, CITY OF	K		L	08/11/1964	40	MUNI
-			CITY OF HAILEY	C					
-		R37-07305	HAILEY, CITY OF	K		L	11/04/1973	40	MUNI
-			CITY OF HAILEY	C					
-		R37-00717	HAILEY, CITY OF	K		D	08/01/1907	40	MUNI
-			CITY OF HAILEY	C					
-		R37-10717	HAILEY, CITY OF	K		D	03/24/1883	40	MUNI
-			CITY OF HAILEY	C					
-	NWSE	A37-12150	SAVARIA, SHIRLEY J.	C		J	11/15/1970	43	DOMEST
-			SAVARIA, JAMES	C					
-	NWSE	A37-00183	DITTOE, PHILIP S.	O			05/01/1888	01	IRR
-			CLARK, WAYNE	O				43	DOMEST
-			SPLIT RIGHT	C					
-	NWSE	A37-00577BQ	SAVARIA, JAMES R.	C	4	D	03/24/1883	01	IRR

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

MICROFILMED

MAR 0 1 1993

Water Right Number - R37-14276

Prefix Translation:

RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - +

+ - First Name - - +

+ - - - - Address - - - - - +

*** C - CURRENT OWNER ***

EITTREIM

CAROL E.

1 - P.O. BOX 1661

2 -

3 -

City- SUN VALLEY

State- ID Zip- 83352

Phone - 208-788-3752

EITTREIM

WILLIAM D.

1 - P.O. BOX 1661

2 -

3 -

City- SUN VALLEY

State- ID Zip- 83352

Phone - 208-788-3752

*** O - ORIGINAL OWNER ***

SAVARIA

JAMES R.

1 - P.O. BOX 751

2 -

3 -

City- HAILEY

State- ID Zip- 83333

Phone - 208-788-4129

SAVARIA

SHIRLEY J.

1 - P.O. BOX 751

2 -

3 -

City- HAILEY

State- ID Zip- 83333

Phone - 208-788-4129

+ - - Priority Date - - +
03/24/1883+ - - Region - - - +
17 SOUTHERN+ - - Stage - - - +
P - PERMIT

+ - - Status - - - +

+ - - Source - - - - - +
BIG WOOD RIVER+ - - Tributary - - - - - +
MALAD RIVER

+ - - Point of Diversion - - - - - +					
TwN	Rng	Sec	Tract	Lot	RFlg County
03N	18E	20	SE SW NW		(13) BLAINE

+ - - Code - - - - - +		+ - - Description - - - - - +		+ - - Water Use - - - - - +		+ - - Diversion Rate - - - - - +		+ - - Diversion Volume - - - - - +	
				Period From	Period To				
	01 - IRRIGATION			04/01	11/01		0.020		

+ - Total Div. Rate - +		+ - Total Div. Volume - +		+ - Total Consumptive Use - +		+ - KW Usage - +	
	0.020				0.0		

+ - - Place of Use - - - - - +								
TwN	Rng	Sec	Tract	Lot	Acres	Code	Description	County
02N	18E	4	NW SE		3.5	01	IRRIGATION	(13) BLAINE

Total Acres: 3.5

MICROFILMED
MAR 01 1993

Prefix Translation: RESEARCH

+ - - Diversion Means - HEADGATE 22, HIAWATHA CANAL

+ - - Non-Irrigation Use - NONE

+ - - Other Rights for Same Use - A37-14275

[illegible][illegible]

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

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

	-Comments-
Date: 03/30/1992 User Id: GIVENS Subject: OWNERSHIP CHANGE CHANGE OF OWNERSHIP RECEIVED 12/16/91 ORIGINAL OWNERS JAMES R. EITTREIN. THIS RT. IS A PART OF SPLIT - A37-14275.	& SHIRLEY J. SAVARIA NEW OWNERS WILLIAM D. &/OR CAROL E.

+ - - Audit Fields - - +
03/30/92 GIVENS

[illegible]

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	- 03/27/1992	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- X777777	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND/OR	Presumption Flag	-
				Notice of Error Flag	-

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MAR 01 1993



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

30-Mar-1992 16:20

WILLIAM D. &/OR CAROL E. EITTREIM
PO BOX 1661
SUN VALLEY ID 83352

JAMES R & SHIRLEY J. SAVARIA
PO BOX 751
HAILEY ID 83333

Re: Ownership Change for Adjudication Claim NO.(S): A37-00577BQ
SPLIT INTO A37-14275 - JAMES R. & SHIRLEY J. SAVARIA
A37-14276 - WILLIAM D. &/OR CAROL E. EITTREIM

Dear Claimant(s):

Pursuant to the notification that you presently own the property in which the above-referenced Adjudication Claim(s) is appurtenant, the Department has changed the record of the current owners as you requested. Please find enclosed a copy of the computer record of the claim(s) noting the change in claimant.

Please review the record and if you have any corrections or questions, please feel free to call this office.

Sincerely,

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

Judy Givens
Adjudication Secretary

/jg

Enclosures

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MAR 01 1993

RECEIVED

DEC 16 1991

CHANGE IN OWNERSHIP

Department of Water Resources
Southern Region Office

Page 1

This form is solely for purposes of notifying IDWR of a change in ownership of an adjudication claim.

[] Water Right Number(s): A37-00577BQ - SPLIT INTO A37-14275 & A37-14276

[] Name and Address of Former Claimant(s): James R. & Shirley J. Savaria
P.O. Box 751
Hailey, ID 83333

[] New Claimant(s): William D. &/or Carol E. Eittrich

[] New Mailing Address: P.O. Box 1661
Sun Valley, ID 83353

New Telephone Number: (208) 788-3752

[X] Does the change in ownership result in a splitting of the water right claimed? X yes no
If yes, then describe the portion of the water right that is now claimed by the new owner:

0.02 cfs, P/D & P/U to be changed via Water Transfer.

X [] Attach proof of ownership
Describe proof attached: (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 claimant.)

X [] Signature of New Claimant(s): William D. Eittrich
Carol Eittrich

Date: _____

MICROFILMED

MAR 01 1993

CHANGE IN OWNERSHIP

Page 2

[] Signature of Former Claimant(s):

James R. Savaria
Shirley J. Savaria

Date: 12-1-91

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 3/30/92 By: JS

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: 3/30/92 By: JS

Claim Numbers of Split, if any:

MICROFILMED

MAR 01 1993

JAMES
SAVERIA
4 Ac. →

ALMA WATKINS CANAL

WOOD R. VALLEY

Dredge
-004
-024

MICHO FILMED

MAR 21 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: A37-00577BQ
Date Received: 10/21/1988
Receipt No: C003288
Received By: A3

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JAMES R. SAVARIA 208-788-4129
Address: P.O. BOX 751
HAILEY, ID 83333

AND

Name: SHIRLEY J. SAVARIA 208-788-4129
Address: P.O. BOX 751
HAILEY, ID 83333

2. Date of Priority: MAR 24, 1883

3. Source: BIG WOOD RIVER Trib. to: MALAD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
03N	18E	20	SE	SW	NW		BLAINE

5. Description of diverting works:
HEADGATE #22, HIAWATHA CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.500		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02N	18E	4	NW	SE		IRR	4.0
Section Acres							4.0
Total Acres							4.0

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:
THIS IS A SPLIT OFF OF THE ORIGINAL DECREED CLAIM 37-0577.

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

Decree Plaintiff

vs

Decree 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 _____ 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: 39356

Ident. Number

Date Received

Receipt Number

A37-00577 BQ
10-21-88
C003288

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) JAMES R. & Shirley J. SAVARIA Phone (208) 788-4129
Mailing Address P.O. BOX 751 - HAILEY, ID Zip 83333

2. Date of Priority (Only one (1) per claim) 3-24-1883

3. Source of water supply (a) Big Wood River
which is tributary to (b) Malad River

4. a. Location of existing point of diversion is: Township 3N Range 18E Section 20,
SE 1/4 of SW 1/4 of NW 1/4, Govt. Lot, _____ B.M., County of BLAINE

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,
Govt. Lot _____ B.M., County of _____
ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____
_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, 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. Headgate #22 @ Hiawatha
Canal

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MAR 01 1993

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For 01 purposes from 4-1 to 11-1 amount 0.5 or _____
For _____ purposes from _____ to _____ amount _____ or _____
For _____ purposes from _____ to _____ amount _____ or _____
For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.5 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 10 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) NONE

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
<u>2N</u>	<u>18E</u>	<u>4</u>														<u>4</u>			<u>4</u>

Total number of acres irrigated

4

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 ☒

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.

or None (☒)

14. Remarks:

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MAR 01 1993

Last Name _____ Ident No. _____

Copies: White -State, Yellow-Claimant

15. Basis of Claim (check one) ☒ Beneficial Use ☐ Posted Notice ☐ License ☐ Permit ☐
Decree ☒
If applicable provide IDWR Water Right Number 37-00577
Court _____ Case Number _____ Decree Date _____
Plaintiff vs 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 ☐ do not ☒ 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) *Shirley R Savaria* Date 10-17-88
Shirley J Savaria Date 10-17-88

For Organizations: I do solemnly swear or affirm that I am _____ Title _____
of _____, that I have signed the foregoing
Organization
document in the space below as _____ of _____
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

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

Subscribed and sworn (or affirmed) before me this 17th day of October 19 88

SEAL

Notary Public *Carol E. Lutz*

Residing at Bellevue, Idaho

My Commission Expires 9/1/94

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

MICROFILMED
MAR 11 1993

Last Name SAVARIA Ident. Number _____

Copies White-State, Yellow-Claimant

T3N R18E
SECTION 20

(20)

POD

Radio
Tower
(KSH)

Barite

Substation

Grave
Pit

T2N
R18E
MAILED
MAY 1993

(4)

Osborn
Gulch

Indian

Red Devi
Mtn

Hangman
Gulch

Radio

11/01/2006

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-21739
NAME AND ADDRESS: PATRICK J SAVARIA
PO BOX 551
HAILEY ID 83333

ADELE S SAVARIA
PO BOX 551
HAILEY ID 83333

SOURCE: BIG WOOD RIVER TRIBUTARY: MALAD RIVER
QUANTITY: 0.390 CFS
PRIORITY DATE: 03/24/1883
POINT OF DIVERSION:

T03N R18E S20 SESWNW Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	0.390 CFS

PLACE OF USE: IRRIGATION Within BLAINE County
T02N R18E S04 NWSE 1.10

1.1 ACRES TOTAL

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

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

WATER IS DELIVERED THROUGH HIAWATHA CANAL.
CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE
LOSSES IN DELIVERY OF THIS RIGHT.

Property is also known as Lot 2, Savaria Subdivision.

This right is a split from former right 37-14275 .



Idaho Department of Water Resources

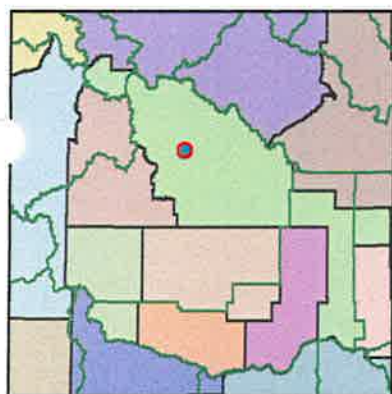
SRBA Recommendation:

37-21739

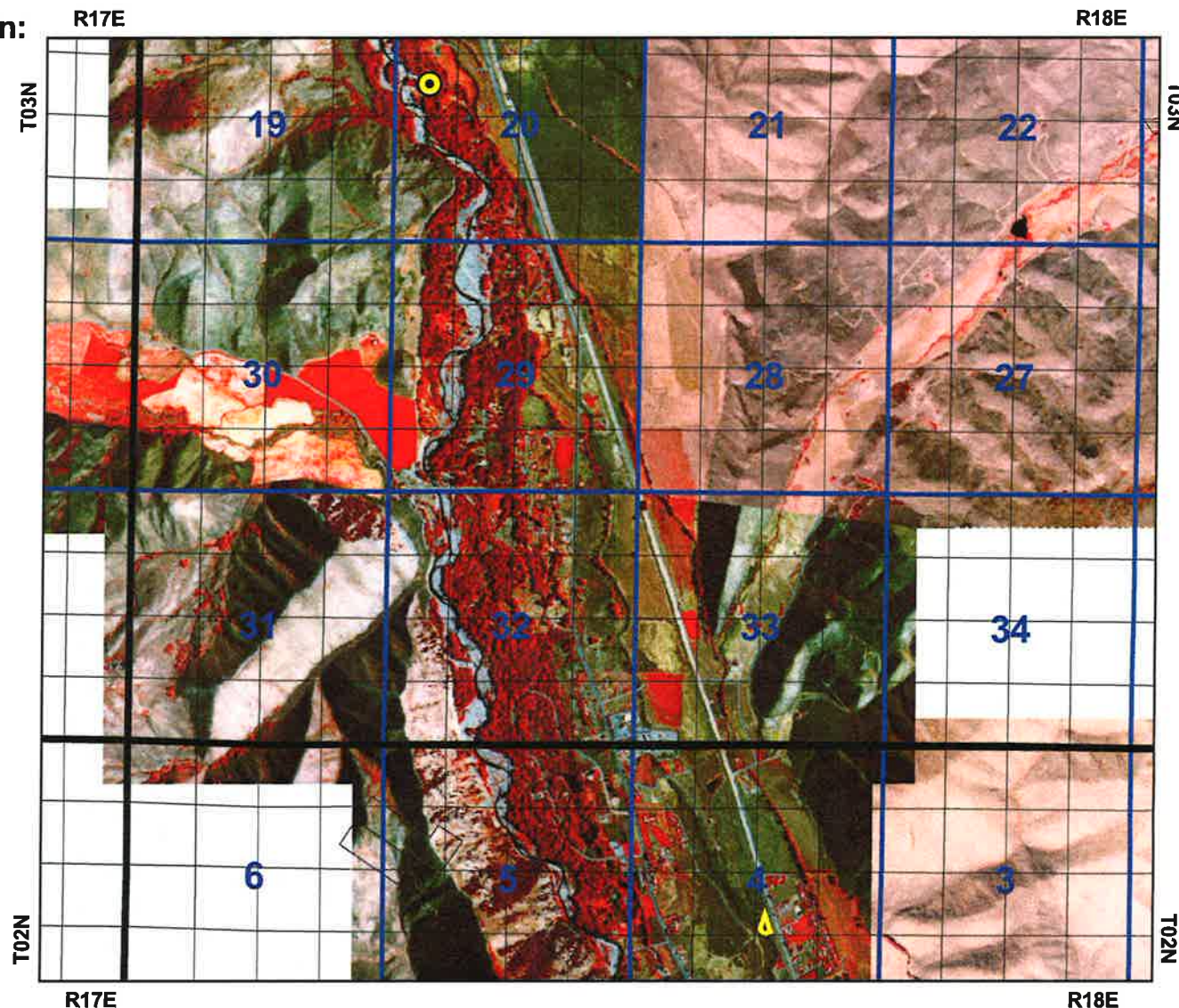
(Irrigation)

Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Blaine County
IDWR Basin 37

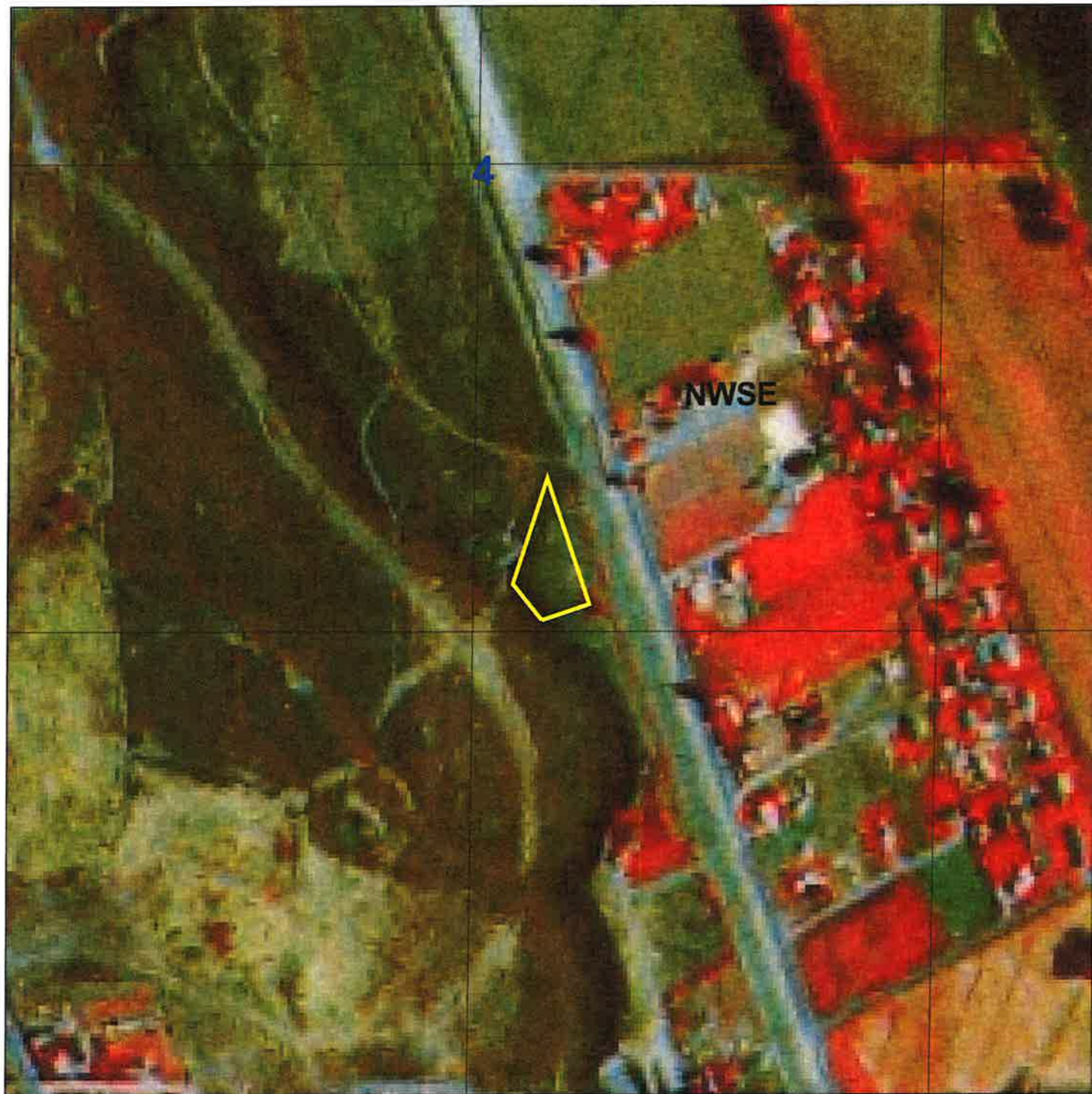


0 1 2 Miles



Prepared by E. NORQUES
On Thursday, November 2, 2006
1987/88 Aerial Photography

37-21739





Idaho Department of Water Resources

SRBA Recommendation:

37-21739

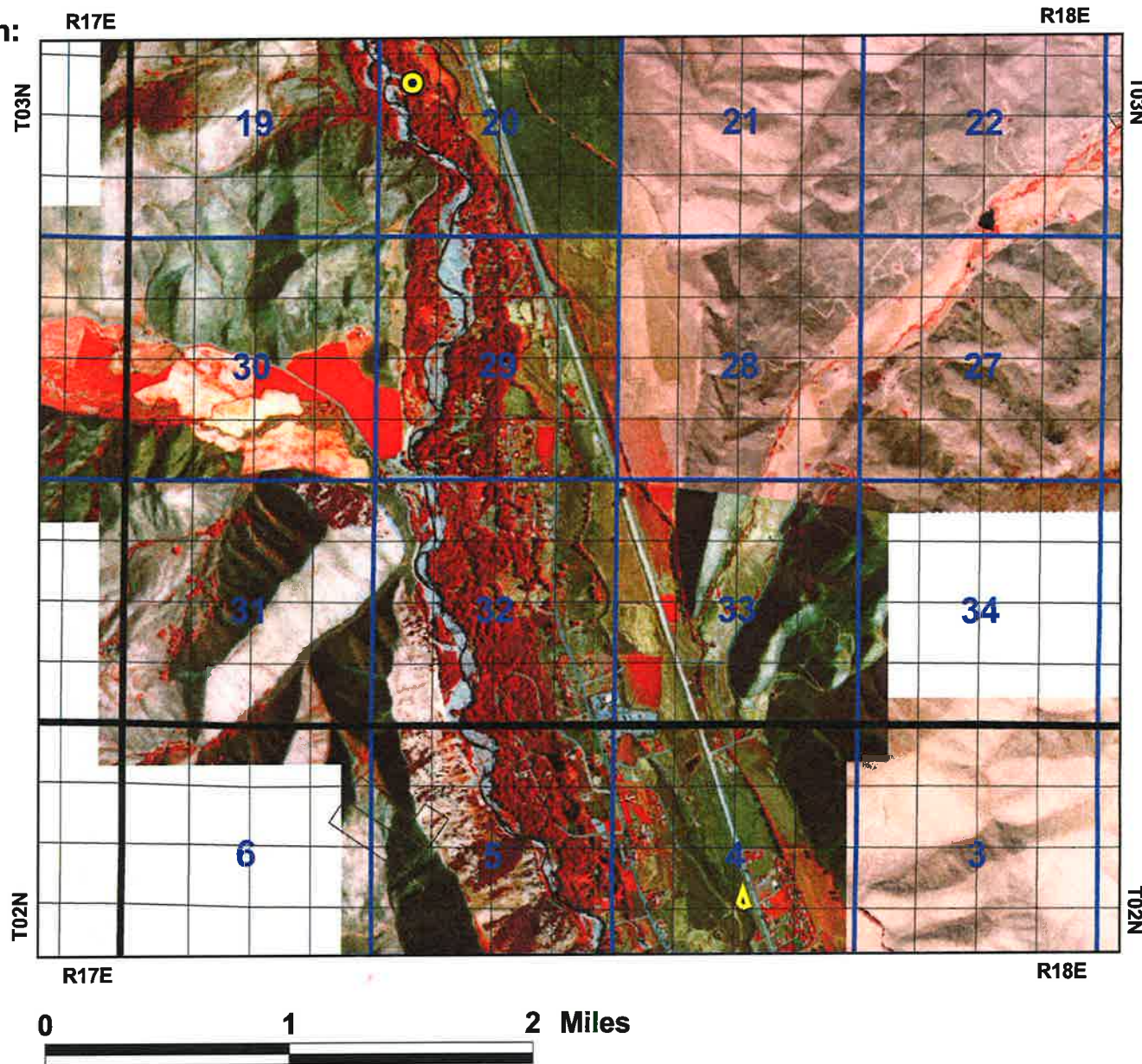
(Irrigation)

Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Blaine County
IDWR Basin 37



Prepared by E. NORQUES
On Thursday, November 2, 2006
1987/88 Aerial Photography

37-21739



HIAWATHA CANAL COMPANY
 P. O. Box 1615
 Hailey, Idaho 83333

IMPORTANT!

October 10, 1988

Dear Waterowner:

Just a note of reminder - everyone who has water in the Hiawatha Canal Co. must file on each decree they own by October 26, 1988. Failure to do so, can result in losing your water right. All wells must also be filed on. I am enclosing two notices which appeared in our local papers, and am listing the decrees owned by individuals in the Hiawatha Canal Co. The Canal Co. can not do the filing because it does not own the water - the individual does.

Owner	Dist. Prior.	State ID	Orig. Decree To	Priority Date	Inches
JIM SAVARIA	19-A26	37-0577	W.T. RILEY	3-24-1883	25.00

If you have any questions, please call the 800 number. Out of state, the phone number of the Water Resources Dept. in Twin Falls is, 1-208-734-3578. If you have any problems with your legal description (it should be on you property tax notice) the phone number of the Blaine County Assessor's Office is 788-2930.

BLAINE COUNTY
 WELL OWNERS -- !!

Very truly yours,



Mary M. Mizer, Sec./Treas.

Don't forget to file
 for your water rights.

Temporary office set for claim

By The Times-News

HAILEY — A temporary field office of the Idaho Department of Water Resources will be in the Blaine County Courthouse in Hailey for three weeks to take notices of claims in the Snake River Basin Adjudication of water rights.

The office, which opens Monday, was set up for those who can't get to the Water Resources Department office in Twin Falls, David Shaw, chief of the adjudication bureau, said.

Hours will be from noon-5 p.m., Mondays, and 8 a.m.-noon on Fridays. All other days the office will be open from 8 a.m.-5 p.m. The office is scheduled to be

in Hailey until Oct. 21, Shaw said.

Small uses for domestic and stock water are also required to be recorded the basin-wide adjudication. Almost all uses of water are required to be filed except for those whose water is delivered by a water delivery organization such as a canal company or a municipality.

Claimants are urged to bring with them a legal description of their property and a description of the diversions, such as pump size and well depth.

More information and claim forms can be obtained by calling 1-800-451-4129.

DEADLINE OCT. 26TH, 1988
Questions: 726-5145

"Protect your water rights"

WALKER
WATER SYSTEMS, INC.

624 Pierce Street • Twin Falls, Idaho 83301 •
 Area Code 208 • 733-4744

Serving the Wood River Valley
 for over 40 years

AGREEMENT AND CONTRACT OF SALE.

THIS AGREEMENT, made and entered into this 14th day of June, 1963, by and between FLOYD A. JOHNSON and Katherine JOHNSON, husband and wife, of Sun City, Arizona, parties of the first part, and JAMES R. SAVARIA AND SHIRLEY J. SAVARIA, of Hailey, Blaine County, Idaho, parties of the second part, WITNESSETH:

That first parties are the owners of the following described property, situated in Blaine County, Idaho, to-wit: Fr. SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 4 (Tax Lot 1424) and Fr. NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 9 (Tax Lot 1401), all in Twp. 2 N. R. 18 E.B.M., containing 9.89 acres, more or less, together with 25 inches of water with a decree of 1883.

First parties agree to sell said property to ~~second~~ second parties for the sum of \$3750.00, and second parties agree to purchase said property on the following terms and conditions, to-wit: \$500.00 payment on the signing of this agreement, and the further payment of not less than \$500 each year, together with interest at the rate of 5% per annum, until the full amount has been paid.

First parties agree to furnish a Warranty Deed, together with Abstract of Title or Title Insurance Policy, all to be delivered when final payment is made. First parties agree to pay the taxes for the year 1963, second parties to pay all subsequent taxes and to permit none to become delinquent.

First parties agree to give possession of the property to second parties this Fall, after the present tenant, J. M. Drexler, harvests his crop and removes same this Fall.

Time is the essence of this agreement, and should second parties fail to make the payments as herein specified, then in case of default of any such payment for a period of 60 days, then first parties may serve notice of such delinquency on second parties and if not paid within 30 days after the serving of said notice, then first parties may take possession of said property, unless another agreement has been made between the parties hereto.

First parties reserve one-half of any minerals that may be found on this land.

IN WITNESS THEREOF, the parties hereto have set their hands the day and year first above written.

Floyd A. Johnson
Katherine Johnson
Parties of first part.

James R. Savaria
Shirley J. Savaria
Parties of second part.

ACKNOWLEDGMENTS.

STATE OF ARIZONA,)
COUNTY OF MARICOPA) SS.

On this _____ day of June, 1963, before me, a Notary Public, personally appeared FLOYD A. JOHNSON and Katherine A. Johnson, known to me to be the persons whose names are subscribed to the foregoing instrument and acknowledged to me that they executed the same.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and official seal, the day and year in this certificate above written.

My Commission expires Jan 3, 1965.

Eva G. Phelps
Notary Public residing at Sun City, Ari

STATE OF IDAHO,)
COUNTY OF BLAINE,) SS.

On this 14th day of June, 1963, before me, JOSEPH W. FULD, a Notary Public in and for the State of Idaho, personally appeared JAMES R. SAVARIA AND SHIRLEY J. SAVARIA, known to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my Official Seal the day and year in this certificate above written.

Joseph W. Fuld
Notary Public residing at Hailey, Idaho.
My Commission expires Feb. 24, 1964.

WATER DIST. 37 BIG WOOD RIVER DECREE BOOK ABOVE MAGIC RES. as of:

04/27/90

DIVER NO	DIVER NAME	OWNER	DIST. PRIOR.	ST. ID	ORIG DECREE TO	PRIORITY DATE	INCHES	C.F.S.	OWNER/CFS	CANAL/CFS
22	D HIAWATHA	CRAIG W JOHNSON	55-B2	37-0297	HAILEY WATER POWER	11-26-1986	4.00	0.08	0.12	8.43
22	D HIAWATHA	DAVID L CROPPER	19-A6	37-05	W.T.RILEY	03-24-1883	44.90	0.89	0.89	9.33
22	D HIAWATHA	DICK NELSON	19-619	37-0577	W.T.RILEY	03-24-1883	3.00	0.06	0.06	9.39
22	D HIAWATHA	FRANK BRAMON	19-A28	37-0577	W.T.RILEY	03-24-1883	2.00	0.04	0.04	9.43
22	D HIAWATHA	GARY HIBBARD	19-A	37-0657	ANNA B. TROESER	05-01-1981	159.00	3.18	3.18	12.81
22	D HIAWATHA	GARY HIBBARD	19-A2	37-0577	W.T.RILEY	03-24-1883	53.00	1.06	1.06	12.7
22	D HIAWATHA	GARY HIBBARD	19-A	37-0657	ANNA TROESER	07-15-1889	60.00	1.26	1.26	12.7
22	D HIAWATHA	GARY HIBBARD	19-A	37-0451	JUSTUS NAVIGUS	08-15-1889	120.00	2.40	2.40	12.7
22	D HIAWATHA	GARY HIBBARD	86-E	37-0658	ANNA TROESER	06-15-1891	200.00	4.00	4.00	12.7
22	D HIAWATHA	HIAWATHA CANAL CO	19-A	37-0577	W.T.RILEY	03-24-1883	137.00	2.74	2.74	12.7
22	D HIAWATHA	HIAWATHA CANAL CO	19-A	37-0577	W.T.RILEY	03-24-1883	7.50	2.15	2.15	12.7
22	D HIAWATHA	HIAWATHA CANAL CO	19-A	37-0577	W.T.RILEY	03-24-1883	1.00	2.91	2.91	12.7
22	D HIAWATHA	HILTON MCCABE	19-B1	37-0028	ALTURAS WATER CO	03-24-1883	2.00	0.04	0.04	24.28
22	D HIAWATHA	HILTON MCCABE	55-B1	37-0297	HAILEY WATER POWER	11-26-1986	4.00	0.08	0.12	24.28
22	D HIAWATHA	JAMES GOODMAN	19-A17	37-0577	W.T.RILEY	03-24-1883	5.00	0.10	0.10	24.28
22	D HIAWATHA	JANET E ARBYLL	19-A10	37-0577AE	W.T.RILEY	03-24-1883	50	0.13	0.13	24.28
22	D HIAWATHA	JAMES GROVES	19-E1	37-0577	W.T.RILEY	03-24-1883	0.11	0.11	0.11	24.28
22	D HIAWATHA	JIM SANDER	19-A26	37-0577	W.T.RILEY	03-24-1883	25.00	0.50	0.50	24.28
22	D HIAWATHA	JOHN BASOVSKY	19-B2	37-0028	ALTURAS WATER CO	03-24-1883	2.00	0.04	0.04	24.28
22	D HIAWATHA	JOHN BASOVSKY	19-B2	37-0028	HAILEY WATER POWER	11-26-1986	4.00	0.08	0.12	24.28
22	D HIAWATHA	JOHN MCCAM	19-B22	37-0028	ISRAEL T. MCN	05-04-1883	15.00	0.30	0.30	24.28
22	D HIAWATHA	JOHN MCCAM	19-B23	37-0028	ISRAEL T. MCN	05-21-1890	60.00	1.20	1.20	24.28
22	D HIAWATHA	JUANITA DREXLER	19-D	37-0004A	WILLIAM	03-24-1883	84.50	1.69	1.69	24.28
22	D HIAWATHA	K R BUTTRAM	19-BA	37-0028	ALTURAS WATER CO.	03-24-1883	86.00	1.72	1.72	24.28



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

August 20, 2002

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Lee Yellin
Water Rights Inc.
PO Box 9285
Missoula, MT59807

37-14276

CLAIM 37-14275

Dear Mr. Yellin:

You recently contacted the Department of Water Resources regarding water right 37-14275, in the name of James and Shirley Savaria. I have had the opportunity to research this particular water right, and have prepared the following summary for your reference.

- On October 21, 1988, James and Shirley Savaria filed claim 37-00577BQ in the Snake River Basin Adjudication. The claim was filed based on a portion of decreed right 37-00577 for the diversion of 0.50 cfs of water from the Big Wood River through the Hiawatha Canal for 4.0 acres of irrigation. I have included a copy of this claim for your reference.
- In March of 1992, a change in ownership of a water right was processed by our Department splitting claim 37-00577BQ into two portions, 37-14275 (0.48 cfs for 3.5 acres) and 37-14276 (0.02 cfs for 0.5 acres). The Savarias retained ownership of claim 37-14275, while William and Carol Eittreim obtained ownership of claim 37-14276. Apparently, the Eittreims moved claim 37-14276 to their property through water right transfer #3703. I have included a copy of the ownership change and claim 37-14275 for your reference.
- In June of 1993, a water right transfer, #4210, was filed by Graystone Inc. to move claim 37-14275 to their property. Examination of this transfer file reveals that there were issues regarding the extent of historical water use on the Savarias property. Eventually, in June of 1997, the Department approved transfer #4210, but limited the irrigation use to only 0.5 acres. About this same time, the Department was notified that Graystone Inc, and the Savarias had rescinded their agreement where Graystone, Inc. would purchase right 37-14275 from the Savarias. I have verified with our water rights section in our state office in Boise, that transfer #4210 was rescinded, and that claim 37-14275 has reverted to the Savarias property. I have included copies of various documents from the transfer #4210 file for your reference.

If you have any questions, or if you need any further assistance, feel free to contact our office at your convenience.

Sincerely,

Corey Skinner, P.E.
Water Resource Engineer

Enclosures

577BQ

Savarias	EITREIM
14275	14276
0.48 cfs 3.5ac	0.02 cfs 0.5ac
↓	↓ T-3703
T-4210 Rescinded	Chg P/D
Chg P/D	
Graystone	

FROM: Allen Merritt

DATE: August 22, 1996

TO: Transfer File No. 4210
In the Name of: Graystone, Inc.

SUBJECT: Review and Recommendation

This transfer was filed back in 1993 and processed without protest. It has not been forwarded to the State Office since it has several issues that it was hoped the SRBA would provide direction on but to date these issues have not yet been fully addressed. The issues thought germane include forfeiture and conveyance loss assessment.

The purpose of this transfer is to change the nature of use of the right from irrigation to provide additional flow to keep aesthetic ponds developed under permit 37-08535 full and/or provide mitigation.

The major stumbling block to the review has been to quantify what the actual beneficial use of the water has historically been before it is allowed to be changed. The major issues are forfeiture (partial) and how to treat the conveyance loss in the Hiawatha Canal.

The original right has been looked at by SRBA staff and they find that the right has been used minimally. I think that this assessment is somewhat disputed by the present owners but all evidence supports that only minimal use of the right even though the right has been turned into the head of the Hiawatha by the watermaster. (It may be that someone else has enjoyed the use of the water more than the actual owner.)

The historical use can be broken down into two components:

-On field use. This is the amount of water that has historically been used on the lands. The historical use appears to be that of irrigation of 0.5 acres. The lands being acknowledged as being irrigated are by a sprinkler system from a pond served by the ditch. The lands not acknowledged to be irrigated would have been irrigated by flood irrigation. The SRBA recommends 0.03 cfs for the 0.5 acres from the sprinkler.

-Conveyance loss. The delivery system to the pond consists of open earthen channels. The first channel is the Hiawatha Canal which conveys numerous rights. The distance from headgate in Big Wood to turn out is 3.3 miles. The second part is the ditch from headgate on the Hiawatha to the pond which is approximately 0.5 miles. SRBA measured this loss in the second part and found it to be 0.21 cfs.

Although the SRBA has developed a lotus 123 program to deal with conveyance loss, to fully analyze the situation would require a full investigation of all of the claims in the ditch to proportion

37-14275

out the share associated with this specific right. Additionally direct measurement of the loss in the canal has not been possible due to the complexity of delivery. As a different approach I recently discussed the matter of delivery loss with the manager of the District Canal which is in the same type of alluvium material in the Big Wood drainage. He indicates that they assess a 15% loss every mile when delivering out of the District canal. Assuming this to be reasonable in the case of the Hiawatha canal, I have constructed the following table based on 100" delivery at the head:

Reach	Inflow	loss	Outflow
0-1	100	15	85
1-2	85	12.75	72.25
2-3	72.25	10.84	61.41
3-3.3	61.41	2.76	58.65

Based on the requirement that you would only need $(0.03 + 0.21)$ 0.24 cfs at the final outflow then by proportion at the head you would need 0.41 cfs.

Therefore, I conclude that the historical beneficial use would be equal to 0.41 cfs. Note that the right or transfer is for 0.48 cfs. I recommend that only 0.41 cfs be allowed to be diverted or delivered to the new point of diversion for mitigation. It would however appear that the other 0.07 cfs be required to be purchased by the applicant and the 0.07 cfs be a loss to the river. (This may need legal review in light of partial forfeiture issue).

Recommendation:

I recommend that the transfer be approved subject to the following conditions:

- Subject to SRBA review.
- Under control of the Watermaster of District 37.
- Measuring device and control works as required by watermaster to administer use of right.
- The right is limited to 0.41 cfs at the new point of diversion which may be used to mitigate the losses associated with development of permit 37-08535.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

October 7, 1993

RECEIVED

OCT 13 1993

Department of Water Resources
Southern Region Office

Shirley Savaria
Box 751
Hailey, Idaho 83333

RE: Application to Transfer Water Rights 37-00577 and 37-14275

Dear Ms. Savaria:

This letter is a response to your letter to Mel Schulte dated September 22, 1993. Your letter indicates that you feel that Mr. Schulte issued a "decision" finding your water rights to have been lost through nonuse of the water. The purpose of this letter is to clarify for you the procedures the Department of Water Resources uses in issuing a decision on an application for transfer.

Personnel at the department's regional office carry out the initial processing and review of applications. This includes receipt of the application, a review to determine that the application adequately describes the proposed change, preparation of a legal notice for publication in the appropriate newspapers, a field examination and preparation of recommendations concerning the action to be taken on the application. If the application is protested, regional personnel hold a prehearing conference in an effort to resolve the issues.

When these processing activities are completed, the application is sent to the state office for final review and issuance of a decision. A memorandum decision listing the facts relied upon and the law controlling in the matter is prepared for applications proposed to be denied. Under the administrative procedures used by the department, a memorandum decision refusing approval of an unprotested application would be issued as a preliminary decision giving the applicant an opportunity to object, provide additional information or request an administrative hearing before a final decision is issued by the director. The department's final decision is appealable to district court.

The correspondence from Mr. Schulte relates to the initial recommendation of the regional office and is not a decision of the department on your application. It is my understanding that Mr. Schulte is responding to your letter by scheduling a follow-up field examination with you to gather additional information for the regional office recommendation on this matter.

MICROFILMED
OCT 26 1994

37-14275

Shirley Savaria
Page 2
October 7, 1993

I trust that this explanation of department procedures and the conduct of a follow-up field examination will resolve your concerns about the manner in which your application is being processed. If you have other concerns, please contact me or Loren Holmes, Manager of the department's regional office in Twin Falls.

Sincerely,



NORMAN C. YOUNG
Administrator

NCY:dc

cc: Mel Schulte
Loren Holmes, IDWR Southern Region
Andy Brunelle, Governor's Office

RECEIVED

OCT 13 1993

Department of Water Resources
Southern Region Office

MICROFILMED
OCT 26 1994



AQUA VIE
Beverage Corporation
191 SUN VALLEY RD
P.O. Box 5569
KETCHUM, ID 83340



State of Idaho
Dept of Water Resources
1301 North Orchard St.
Statehouse Mail
Boise, Idaho

MICF
OCT

83720-9

POOR ORIGINAL



SAVERIA

A37-14275

11-2-93

ONLY USE FOUND: $\leq \frac{1}{2}$ ACRE LAWN & GARDEN.



PHOTOS:
R72-39
by SEC

← CLAIMED
POU
IN SAGE BRUSH.

← DITCH
FLOW TO POND

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POOR ORIGINAL

Radio
Tower
(KSKJ)

Barite

93

HIAWATHA
CANAL

33

T
3
N

R18E

Substation

Gravel
Pit

REDUCTION
FROM
HIAWATHA

Red Devil
Mtn

1/2 ACRE
DOMESTIC IRRIGATION
AT HOUSE

Hangman
Gulch

Pond with
Pump in
Front yard

Radio
Facility

T
2
N

3.5 AC.
CLAIMED
POU

4

10

Hailey
(BM. 5329)

Station

Cem

Well

Airport

Hosp

US 15

Friedman Memorial A

Henburt

CLAIM A37-14275 INIT ESCC
T. R. S. C/Q 9-30-93
P/D 3N 18E 20 SE SW NW
PHOTO X-74
DT. & ID. 7-24-74

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OCT 4 6 1994

15

BM 5294

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

15:58:07
09/30/93

PAGE: 1
GENERAL INFORMATION

84
CLAIM NUMBER: A37-14275

LAST: SAVARIA
ADDRESS: P.O. BOX 751
CITY: HAILEY
PHONE NUMBER: 208-788-4129

FIRST: JAMES R.
STATE: ID ZIP: 83333

OWNER CODE: C

LAST: SAVARIA
ADDRESS: P.O. BOX 751
CITY: HAILEY
PHONE NUMBER: 208-788-4129

FIRST: SHIRLEY J.
STATE: ID ZIP: 83333

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

NO REMARKS IN CLAIM

DATABASE
N

FIELD
EXAMINER

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CONTACT PERSON: James Savaria PHONE NUMBER: () -
DATE OF FIELD EXAM: 9/30/93 APPOINTMENT MADE: Y(☒) N() TIME: 11:00 A(☒) P()
ACCOMPANIED BY: mel schulte PHONE NUMBER: () -
RELATIONSHIP TO CLAIMANT:

DIRECTIONS TO PROPERTY / NOTES:

planned to transfer this water right as a part of a Mitigation
plan for new development.

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A. AJ CLAIM: # A37-14275 PRIORITY DATE: 03-24-1883 STAGE: J

B. WR RECORD: NO WATER RIGHT RECORD TO MATCH THIS AJ CLAIM

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER

Based on A37-00577BQ (WT Riley)

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N(☒)
IF YES EXPLAIN.

NOTES:

as Decead

RECOMMENDED PRIORITY DATE:

3-24-1883

REVIEWED BY

su

DATE

10-4-93

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A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A37-14275	03N	18E	20	SE	SW	NW		BLAINE

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX	R PREFIX
A37-00028	R37-00028A
A37-00028A	R37-00028B
A37-00028B	R37-00183A
A37-00028E	R37-00183B
A37-00028F	R37-00297B
A37-00028G	R37-00297F
A37-00183A	R37-00297G
A37-00183B	R37-00298C
A37-00297A	R37-00298D
A37-00297B	R37-00334E
A37-00297D	R37-00334F
A37-00297G	R37-00577BS
A37-00297H	R37-00577BX
A37-00297J	R37-00905A
A37-00297K	R37-00906
A37-00297L	R37-10717
A37-00298C	R37-11801
A37-00298D	R37-12746
A37-00334E	R37-12818
A37-00334F	R37-12869
A37-00402	R37-14276
A37-00577BS	
A37-00577BX	
A37-00577CD	
A37-00905A	
A37-00906	
A37-10717	
A37-11704	
A37-11757	
A37-11801	
A37-12746	
A37-12818	
A37-12869	
A37-13396	
A37-14276	
A37-14296	

WR RECORDS IN SAME 40 ACRE TRACT

37-00004
37-00024
37-00028
37-00183
37-00191
37-00297
37-00298A
37-00334D
37-00402
37-00451
37-00483
37-00494
37-00495
37-00521H
37-00522B
37-00522E
37-00522F
37-00523B
37-00523C
37-00523D
37-00577AE
37-00577AX
37-00577B
37-00577BA
37-00577BM
37-00577BN
37-00577H
37-00577I
37-00577V
37-00577X
37-00648A
37-00648B
37-00657
37-00658
37-00659A
37-00833K
37-00896
37-00897
37-00898
37-00899
37-00900
37-00901
37-00902A
37-00902B
37-00903
37-00904

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37-00905
37-00906
37-00907
37-00908
37-00909
37-00910
37-00911
37-00912
37-00913
37-00914
37-00915
37-00916
37-00917
37-00918
37-00919
37-00920
37-00921
37-00922
37-00923
37-01193
T37-000048
T37-00024
T37-000288
T37-00297B
T37-00657E

SOURCE: BIG WOOD RIVER

TRIB: MALAD RIVER

B. WR POINT OF DIVERSION AND SOURCE:

THERE IS NO WATER RIGHT RECORD WITH THE SAME CLAIM NUMBER

SOURCE: NO SOURCE FOR RECORD

TRIB: NO TRIBUTARY FOR RECORD

C. FIELD EXAM REQUIRED?

	DATABASE	FIELD EXAMINER
DUE TO POD DISCREPANCY? (Y/N)	Y	<u>N</u>
DUE TO SOURCE DISCREPANCY? (Y/N)	Y	<u>N</u>

NOTES:

Confirmed by field from 5-23-90 w/ Reid Newby

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RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY	DIVERSION NAME
---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---

ok as
claimed

SOURCE: _____

TRIB: _____

REVIEWED BY: sc

DATE: 10-4-93

SYSTEM DESCRIPTION:

Hiawatha Canal
then diverts through wooden headgate
with 1/2 mile of delivery ditch to pond at the
claimants house. pumpin pond irrigates around house
by sprinkler.

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A. ROOT WATER RIGHT NUMBERS: A37-14275
R37-14275

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	<i>Spots of 5778Q</i> AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
02N	18E	4	NW	SE		SAVARIA, JAMES R.	→ A37-14275 / 3.5	- /	14.0		
			NW	SE		SAVARIA, SHIRLEY J.	A37-12150 /	- /			
			NW	SE		DREXLER, JUANITA C.	R37-00004 / 5.0	- /			
			NW	SE		DREXLER, JUANITA C.	R37-00024 / 5.0	- /			
			NW	SE		SPECK, JAMES P.	R37-00296 /	- /			
			NW	SE		SAVARIA, JAMES	R37-12150 /	- /			
			NW	SE		CITY OF HAILEY	A37-00296 /	- /			
			NW	SE		EITREIM, WILLIAM D.	→ A37-14276 / 0.5	- /			
			NW	SE		DREXLER, JUANITA C.	R37-11596 / 5.0	- /			
			NW	SE		CORD, JR., CHARLES E.	A37-00004B / 5.0	- /			
			NW	SE		CORD, JR., CHARLES E.	A37-00024 / 5.0	- /			
			NW	SE		CORD, JR., CHARLES E.	A37-11596 / 5.0	- /			
			NW	SE		MCGRAW, MICHAEL	A37-13396 / 5.0	- /			
			NW	SE		SAVARIA, JAMES R.	R37-14275 / 3.5	- /			
			NW	SE		EITREIM, CAROL E.	R37-14276 / 3.5	- /			
			NW	SE		MALONE, NORMAN HARPER		37-08253 / 5.0			
			NW	SE		CLARK, WAYNE		37-00183 /			
			NW	SE		CLARK, WAYNE		37-00298A /			
			NW	SE		CLARK, WAYNE		37-00334D /			
			NW	SE		CLARK, WAYNE		37-00577AE /			
			NW	SE		CLARK, WAYNE		37-00900 /			
			NW	SE		DREXLER, JOHN		37-00904 /			
			NW	SE		CORD JR, CHARLES E		T37-00004B / 5.0			
			NW	SE		CORD JR, CHARLES E		T37-00024 / 5.0			
TOTAL ACRES						A37-14275		3.50	14.00		

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y() N(X)
IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER
Y

POU COUNTY: BLAINE

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PRESUMPTION FLAG:

NOTES:

Remaining portion of lands claimed have natural vegetation
of the area for non-irrigated lands. Sagebrush is 3' tall
no system in place to irrigate. Takes the entire flow of
the ditch to deliver enough water for uses found.

RECOMMENDATIONS:

TOTAL ACRES: 0.5

REVIEWED BY: SC

DATE: 10-4-93

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A. AJ CLAIMED USES:

PURPOSES
A37-14275 IRRIGATION

15
MONTH/DAY 10-15
FROM 04-01 TO 11-01

DIVERSION QUANTITY
.480 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

.480 CFS

B. WR RECORDED USES:

PURPOSES

MONTH/DAY

DIVERSION QUANTITY

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

DUE TO WATER-USE DISCREPANCY? (Y/N)
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)

FIELD
EXAMINER
DATABASE
N
Y
Y

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y() N(☒)

RECOMMEND TO WR STANDARDS OR OTHER?

Y(☒) N() Explain in notes, below.

NOTES:

Std. Season

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A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y() N(☒)

AJ TOTAL CLAIMED DIVERSION RATE: 0.480 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: CFS

*** IF NO or IF STATUTORY CLAIM or BENEFICIAL USE then flow measurement required. ***
** If an amount smaller than the original diversion rate is **
** claimed and an exam is NOT required, explain in notes. **

FLOW MEASUREMENT REQUIRED?

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N)

FIELD
DATABASE EXAMINER
Y ☒

B.

FLOW MEASUREMENT

MEASUREMENT METHOD Orifice & Theo. Calc. SEE ATTACHED CALCULATIONS.

Orifice meas. @ Hiawatha Canal 0.32 cfs
theo. Calc. on delivery pump @ yard. 0.11 cfs

C. ARE OTHER WATER RIGHTS USED? ~~Y()~~ N(☒) IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: A37-14276

None (this right is part of parent right)

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A37-14275	BIG WOOD RIVER	SAVARIA, JAMES R.	0.480	0.137		
R37-00004	BIG WOOD RIVER	DREXLER, JUANITA C.	2.100	0.025		
A37-00004B	BIG WOOD RIVER	CORD, JR., CHARLES E.	0.410	0.006		
A37-00024	BIG WOOD RIVER	CORD, JR., CHARLES E.	3.200	0.048		
R37-00024	BIG WOOD RIVER	DREXLER, JUANITA C.	3.200	0.039		
A37-11596	BIG WOOD RIVER	CORD, JR., CHARLES E.	0.390	0.005		
R37-11596	BIG WOOD RIVER	DREXLER, JUANITA C.	0.390	0.004		
A37-13396	BIG WOOD RIVER	MCGRAW, MICHAEL	0.150	0.030		
R37-14275	BIG WOOD RIVER	SAVARIA, JAMES R.	0.480	0.137		
R37-14276	BIG WOOD RIVER	EITTREIM, CAROL E.	0.020	0.005		
A37-14276	BIG WOOD RIVER	EITTREIM, WILLIAM D.	0.020	0.040		

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
<u>A37-12150</u>	<u>DOMESTIC</u>	SAVARIA, SHIRLEY J.	FROM 01-01 TO 12-31	.040 CFS	
R37-00296	MUNICIPAL	SPECK, JAMES P.	FROM 01-01 TO 12-31	2.620 CFS	

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CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
R37-12150	DOMESTIC	SAVARIA, JAMES	FROM 01-01 TO 12-31	.040 CFS	
A37-00296	MUNICIPAL	CITY OF HAILEY	FROM 01-01 TO 12-31	2.620 CFS	

D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE 0.03
ACRES 0.5 x ~~0.02~~ CFS/ACRE = 0.03 CFS
(Taken from p/u review) *Domestic 1/2 acres irrigation*

1b. CALCULATIONS

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y(☒) N(☐)

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y(☐) N(☒) ***

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = _____ AF/A
ACRES 0.5 x CONSUMPTIVE VOL. AF/A FOR AREA 2.5 =
TOTAL CONSUMPTIVE USE 1.3 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = _____ AF/A
ACRES _____ x DIVERSION VOL. AF/A FOR AREA _____ =
TOTAL DIVERSION VOLUME N/A AF/A *surface flow*

*Conveyance loss: _____
Hiawatha Canal _____
+
Delivery Ditch _____*

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y(☐) N(☐)

NOTES: (Include limitations on CONSUMPTIVE USE for combined rights.)

*10-4-93 Allow 0.03 cfs for 1/2 Domestic irrigation
conveyance loss need to be calculated
w/ other uses in Hiawatha Canal.*

*Delivery Ditch has possible losses as measured
of 0.32 cfs - 0.11 cfs = 0.21 cfs or 10" sec*

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RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
		DATABASE EXAMINER	DATABASE EXAMINER	DATABASE EXAMINER
IRRIGATION	04-01 ¹⁵ 10-15 ~~11-01~~	~~0.480~~		0.0
TOTAL FOR THIS RIGHT		~~0.480~~	N/A	1.3

REVIEWED BY: _____ DATE: _____

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A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

ACCEPTED
AS CLAIMED ☒)
NEEDS
REVIEW () ☒

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 37-14275

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE

EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A37-14275	0.480	R37-14275	0.480	-	
TOTAL CFS		0.480		0.480		

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, is the written review sheet attached? (Y/N)

DATABASE
N

FIELD
EXAMINER

NOTES:

*WT Riley Split Review needed ? Base Right 37-00577AE
(shows in pay overlap)*
*A37-0557 BQ split into: A37-14275
A37-14276*

AUTHENTICATION:

SIGNATURE: _____

DATE: _____

NAME OF FIELD EXAMINER: _____

TITLE: _____

OCT 26 1994
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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

15:58:07
09/30/93

PAGE: 14
QUICKLOOK INFORMATION

97
CLAIM NUMBER: A37-14275

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE	Y		9-30-93 see MS	N	G. Renee	see 10-4-93 partial		
POINT OF DIV	Y			N				
SOURCE	Y			N				
PLACE OF USE	Y		6-90 see	(Y)	12456			
DIV. AMOUNT CFS/VOLUME				(Y)				
CONSUMPTIVE USE				(Y)				
PURPOSES				N				
PERIOD OF USE	Y			(Y)	G. SDOs			
BASIS OF CLAIM	Y			N				
REMARKS				(Y)	G.			

*Loss by
Conveyance
Needs
Calculated
& Review
10-4-93*

"VERIFIED BY" CODES

TOPO MAP/ORTHO-PQ = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAPP PHOTOS = 4
FIELD EXAM = 5
OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

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19:29:57
09/30/93
98

CLAIM NUMBER: A37-14275

data entry:
10-4-93
30

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FIELD Notes
9-30-93
F. ~~Gamm~~ see

Franklin Electric

met w/ Jim Savaria
& Mel Schulte

MOD 110305541

Rpm 3450

HP 2

- irrigates yard around House area

Miedler Pump
AC motor (no tag)

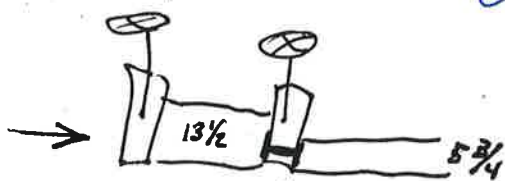
- Field area was all flood irrigation not in use

Model 8 SPC-200
(from manual)

- what about the split portion
+ Transfer to Bill Eittrich?

ORIFICE on Hiawatha canal

@ REDIVERSION
TO SAVARIA



12" x 1" orifice opening
Rectangle

$$A = 0.08 \text{ sq.ft.}$$

$$H = 13.5" - 5.75" = 7.75"$$

$$7.75" \div 12"/\text{ft} = 0.65'$$

$$H = 0.65'$$

$$Q = 0.61 A \sqrt{2gH}$$

$$= (0.61 \times 0.08) \sqrt{2(32.2)(0.65)}$$

$$= 0.0488 \sqrt{41.86}$$

$$= \underline{\underline{.316 \text{ cfs}}}$$

← Taken from
Bureau of Rec. Manual
P. 290
Table 29

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OCT 26 1994

GROUNDWATER MEASUREMENT REQUIREMENT ANALYSIS

FILE: A37-14275
DATE: 9-30-93
BY: SCC

THEORETICAL RATE OF FLOW:

$$Q = \frac{(8.8) \times (\text{H.P.}) \times (\text{EFF.})}{\text{TDH}}$$

Q = CFS

H.P. = Total Brake Horsepower of pumping plant (including booster)

EFF. = Pumping plant efficiency (ASSUME 70% OR 0.70)

TDH = total dynamic head = [(LIFT) + (PSI X 2.31)]

LIFT = depth to water in FEET from land surface to pumping water level

PSI = pumping pressure measured in psi near pump
(if open discharge assume zero [0])

$$Q = \frac{(8.8) \times (2.0) \times (0.70)}{[(\cancel{\text{LIFT}}) + (50 \times 2.31)]} = \frac{12.32}{115.5} = 0.107 \text{ cfs}$$

LIFT FROM:

measurement (X)

owner ()

area estimate ()

well logs ()

Booster (Y) (N)

PSI FROM:

measurement ()

owner ()

estimate (X)

owner gage ()

NOTES ON PUMP:

Motor Make, Serial or ID 2 HP Rpm 3450

FRANKLIN ELECTRIC Model: 110305541

Pump Make, Serial or ID, rating

MUELLER PUMP AERMOTOR (NO TAG)

Model: SPC-200 (from manual)

REMARKS

ANNUAL VOLUME ANALYSIS

$$\text{POTENTIAL Acre Feet/Acre/Annum} = \frac{(\text{DAYS IN SEASON}) \times (1.98) \times (Q)}{(\text{RECOMMENDED ACRES IRRIGATED})}$$

(season)	(days)	CV-DV	
5/01-09/30	153	2-3	
4/15-10/15	184	2.5-3.5	POTENTIAL =
4/01-10/31	214	3-4	
3/01-11/30	275	VARIES	
3/15-11/15	246	VARIES	

POTENTIAL =

REQUIRED Acre Feet/Acre/Annum =

(AF/Ann/Ac irrigation requirement from chart for area)

NOTE that this is NOT Consumptive use

IF POTENTIAL IS GREATER THAN REQUIRED THEN NO MEASUREMENT NECESSARY ()

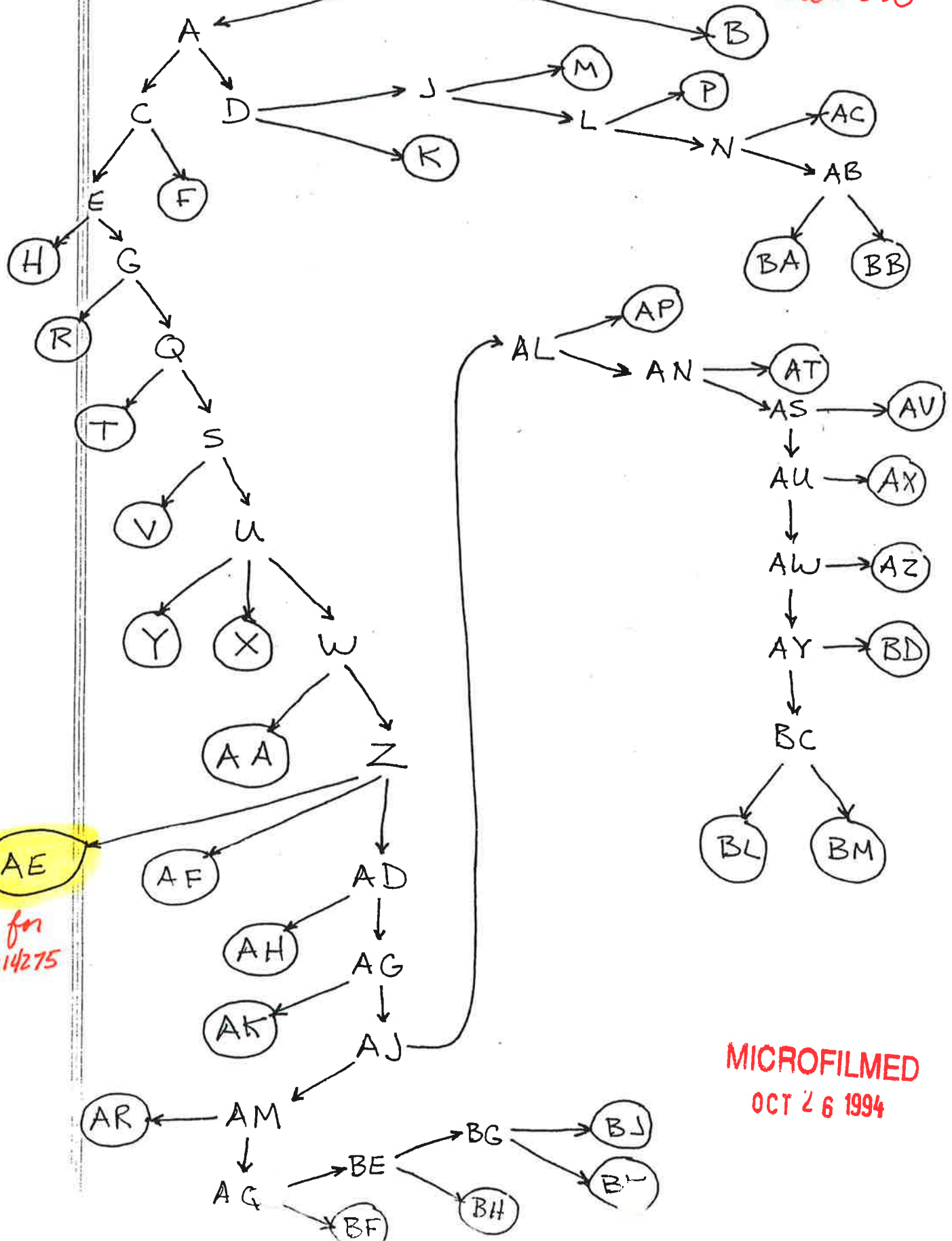
IF POTENTIAL IS LESS THAN REQUIRED THEN MEASUREMENT IS NECESSARY ()

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With Right Records

37-00577

W.T. RILEY
SPLIT
REVIEW



Basis for
A37-14275

MICROFILMED
OCT 26 1994

Water Right Number - 37-00577AE Adj. Flag Translation: Standard Water Right Number Old (D) Number -

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

*** C - CURRENT OWNER ***
CLARK WAYNE 1 -
2 -
3 -
City- GANNETT State- ID Zip- 83313
Phone -

*** O - ORIGINAL OWNER ***
RILEY W. T. 1 -
2 -
3 -
City- State- Zip-
Phone -

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - - +
03/24/1883 17 D - DECREED

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
BIG WOOD RIVER MALAD RIVER

+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County Stream Index (Blank if no Index Code)

03N 18E 20 SW NW (13) BLAINE

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

01 - IRRIGATION 1.006
43 - DOMESTIC

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
1.006

+ - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County

02N 18E 4 NE NW 3 01 IRRIGATION (13) BLAINE
02N 18E 4 NW NW 4 01 IRRIGATION (13) BLAINE
02N 18E 4 SW NW 01 IRRIGATION (13) BLAINE
02N 18E 4 SE NW 01 IRRIGATION (13) BLAINE
02N 18E 4 NE SW 01 IRRIGATION (13) BLAINE
02N 18E 4 SE SW 01 IRRIGATION (13) BLAINE
02N 18E 4 NW SE 01 IRRIGATION (13) BLAINE
02N 18E 4 SW SE 01 IRRIGATION (13) BLAINE

Total Acres:

+ - - Diversion Means -
+ - - Non-Irrigation Use -

OCT 26 1994
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IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT CLAIMS PROOF READING REPORT

08/23/88 16:18:25
Page 2

Water right number - 37-00577AE

Adj. flag translation: Standard Water Right Number

+ - - Other Rights for Same Use -

+ - - - - - Remarks - - - - -
P/U INCOMPLETE. SEE TRANS. 722.

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

+ - - - - Decree Plaintiff - - - +
ALBRETHSEN

+ - - - - Decree Defendant - - - +
WOOD RIVER LAND CO.

+ - Decree Date - +
06/27/1925

+ - - Microfilm Rolls -

+ - - Audit Fields - 09/03/85 05/28/88 CONVERT

+ - - - - - Water Rights Dates and Flags Area - - - - -

Proof Due Date - 00/00/0000	Field Exam Made - 00/00/0000	Field Exam Fee -
Approved/Denied - 00/00/0000	Protested Date - 00/00/0000	Swan Falls -
Proof Made Date - 00/00/0000	Hearing Date - 00/00/0000	Temporary Right - P
Start Work Date - 00/00/0000	Verified Date - 09/03/1985	DLE/Carey Act -
Order Show Cause - 00/00/0000	Receipt Number -	Water District - 37
Licensed Date - 00/00/0000	Appl Received - 00/00/0000	Transfer/Amended - P
Decree Date - 06/27/1925		

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OCT 26 1994



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

August 20, 2002

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Lee Yellin
Water Rights Inc.
PO Box 9285
Missoula, MT59807

CLAIM 37-14275

Dear Mr. Yellin:

You recently contacted the Department of Water Resources regarding water right 37-14275, in the name of James and Shirley Savaria. I have had the opportunity to research this particular water right, and have prepared the following summary for your reference.

- On October 21, 1988, James and Shirley Savaria filed claim 37-00577BQ in the Snake River Basin Adjudication. The claim was filed based on a portion of decreed right 37-00577 for the diversion of 0.50 cfs of water from the Big Wood River through the Hiawatha Canal for 4.0 acres of irrigation. I have included a copy of this claim for your reference.
- In March of 1992, a change in ownership of a water right was processed by our Department splitting claim 37-00577BQ into two portions, 37-14275 (0.48 cfs for 3.5 acres) and 37-14276 (0.02 cfs for 0.5 acres). The Savarias retained ownership of claim 37-14275, while William and Carol Eittreim obtained ownership of claim 37-14276. Apparently, the Eittreims moved claim 37-14276 to their property through water right transfer #3703. I have included a copy of the ownership change and claim 37-14275 for your reference.
- In June of 1993, a water right transfer, #4210, was filed by Graystone Inc. to move claim 37-14275 to their property. Examination of this transfer file reveals that there were issues regarding the extent of historical water use on the Savarias property. Eventually, in June of 1997, the Department approved transfer #4210, but limited the irrigation use to only 0.5 acres. About this same time, the Department was notified that Graystone Inc. and the Savarias had rescinded their agreement where Graystone, Inc. would purchase right 37-14275 from the Savarias. I have verified with our water rights section in our state office in Boise, that transfer #4210 was rescinded, and that claim 37-14275 has reverted to the Savarias property. I have included copies of various documents from the transfer #4210 file for your reference.

If you have any questions, or if you need any further assistance, feel free to contact our office at your convenience.

Sincerely,

Corey Skinner, P.E.
Water Resource Engineer

Enclosures

INTER-DEPARTMENT MEMO

TO: File A37-14275 (was A37-00577BQ)

SUBJECT: Additional Info On P/U

FROM: Jim Stanton

DATE: 6-29-93

By checking with the Blaine Co. assessor, I have determined that the Savaria property was not part of the Wayne Clark property described under Rt. 37-00577AE & Transfer #722. All that property is west of the railroad tracks (now the bike path), while the Savaria land is east of the tracks. Savaria has now sold his water for ~~use~~ use on different land further up the valley. Graystone Inc. has filed a transfer to move the water.

☒ (x) For your information

☐ () Response required

signature

NOV 28 1993

Contingent Water Right Purchase Agreement

I, Peter Gray, or my assigns, commit to purchase 24 miners inches of water right 19 A26 37-0577 with a priority date of March 24, 1883 at a price of \$700 per miners inch from Jim and Shirley Savaria subject to the following contingencies:

1. That the sellers water right is current, valid, and has been kept current according to all Idaho Water Resource Department rules and regulations.
2. That I am able to transfer the water right to diversion at the intake of the Comstock ditch and utilize it for mitigation of losses associated with the use of water right 37-08535, which I currently own.

Enclosed is a check for \$250.00 for use as earnest money and a down payment of the total amount required, made payable to Acme Real Estate and Development Company of Box 326, Hailey, ID 83333.

Signed on June 18, 1993.


Peter W. Gray

Accepted By James K. Harrison on 6-24, 1993.
Shirley K. Savaria

NOV 28 1996

Water Right Number - R37-00577BQ

Prefix Translation: RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***
SAVARIA

JAMES R.

1 - P.O. BOX 751

2 -

3 -

City- HAILEY

State- ID Zip- 83333

Phone - 208-788-4129

SAVARIA

SHIRLEY J.

1 - P.O. BOX 751

2 -

3 -

City- HAILEY

State- ID Zip- 83333

Phone - 208-788-4129

SPLIT RIGHT

1 -

2 -

3 -

City- XXXXXXX

State- ID Zip- 00000

Phone - 208-000-0000

+ - - Priority Date - - +
03/24/1883+ - - - Region - - - +
ERROR IN REGION

+ - - - Stage - - - +

+ - - - Status - - - +
Z - SEE REMARKS+ - - - - Source - - - - - +
BIG WOOD RIVER
SPLIT RIGHT+ - - - - Tributary - - - - - +
MALAD RIVER+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County
03N 18E 20 SE SW NW (13) BLAINE+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 04/01 11/01 0.500+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.500 10.0+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
02N 18E 4 NW SE 4.0 01 IRRIGATION (13) BLAINE

Total Acres: 4.0

+ - - Diversion Means - HEADGATE #22, HIAWATHA CANAL

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - A37-14275 & A37-14276

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Water right number - R37-00577BQ

Prefix Translation: RESEARCH

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

+ - - - - Old Water Right Numbers - - - - - +
A3700577

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

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

+ - - - - Comments - - - - - +
Date: 03/27/1992 User Id: GIVENS Subject: OWNERSHIP CHANGE
CHANGE OF OWNERSHIP RECEIVED 12/16/91 ORIGINAL OWNERS JAMES R. & SHIRLEY J. SAVARIA NEW OWNERS WILLIAM D. &/OR CAROL E.
EITTEIN. THIS RT. IS A SPLIT RIGHT BETWEEN THE FORMER OWNERS AND THE NEW OWNERS. CREATED TWO NEW NUMBERS - A37-14275 &
A37-14276.

+ - - Audit Fields - - +
00/00/00

+ - - - - 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	- 11/10/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- X777777	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND	Presumption Flag	-
				Notice of Error Flag	-

MICROFILMED
MAR U 1 1993

SD-0604-2 Township: 02N		Range: 18E		Section: 4		Tract: NWSE		Lot:	
S	L	Water	Name	O	S	Max #	Records	263	
E	O			W	T	Priority	Use		
L	Tract	T	Right No.	Last, First	N	AC	G	Date	Code Desc
			R37-02698	HAILEY, CITY OF	K		L	10/29/1964	40 MUNI
				CITY OF HAILEY	C				
			R37-02699	HAILEY, CITY OF	K		L	08/11/1964	40 MUNI
				CITY OF HAILEY	C				
			R37-07305	HAILEY, CITY OF	K		L	11/04/1973	40 MUNI
				CITY OF HAILEY	C				
			R37-00717	HAILEY, CITY OF	K		D	08/01/1907	40 MUNI
				CITY OF HAILEY	C				
			R37-10717	HAILEY, CITY OF	K		D	03/24/1883	40 MUNI
				CITY OF HAILEY	C				
NWSE			A37-12150	SAVARIA, SHIRLEY J.	C		J	11/15/1970	43 DOMEST
				SAVARIA, JAMES	C				
NWSE			A37-00183	DITTOE, PHILIP S.	O			05/01/1888	01 IRR
				CLARK, WAYNE	O				43 DOMEST
				SPLIT RIGHT	C				
NWSE			A37-00577BQ	SAVARIA, JAMES R.	C	4	D	03/24/1883	01 IRR

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

MICROFILMED

MAR 0 1 1993

STATE

Use Code	Desc
----------	------

MAR 01 1993

SD-0604-2 Township: 02N		Range: 18E		Section: 4		Tract: NWSE		Lot:	
S	L	Water	Name	O	S	Max #	Records	263	
E	O			W	T	Priority	Use		
L	Tract	T	Right No.	Last, First	N	AC	G	Date	Code Desc
---	---	---	---	---	---	---	---	---	---
---	NWSE		A37-00577BQ	SAVARIA, SHIRLEY J.	C	4	D	03/24/1883	
---	NWSE		R37-00004	DREXLER, JUANITA C.	C	5	D	03/24/1883	01 IRR
---	NWSE		R37-00024	DREXLER, JUANITA C.	C	5	D	03/24/1883	01 IRR
---	NWSE		R37-00296	SPECK, JAMES P.	A		D	04/01/1880	40 MUNI
---				CITY OF HAILEY	C				
---				HAILEY, CITY OF	K				
---	NWSE		R37-12150	SAVARIA, JAMES	C		J	11/15/1970	43 DOMEST
---				SAVARIA, SHIRLEY J.	C				
---	NWSE		A37-00296	HAILEY WATER & POWER C	O		D	04/01/1880	40 MUNI
---				CITY OF HAILEY	C				
---				SPECK, JAMES P.	A				
---	NWSE		R37-00577BQ	SAVARIA, JAMES R.	C	4	D	03/24/1883	01 IRR
---				SAVARIA, SHIRLEY J.	C				
---	NWSE		R37-11596	DREXLER, JUANITA C.	C	5	D	03/24/1883	01 IRR
---	NWSE		A37-00004B	ABBOTT, WILLIAM G.	O	5	J	03/24/1883	01 IRR
---				DREXLER, JUANITA C.	O				

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

MICROFILMED
MAR U 1 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SNAKE RIVER BASIN ADJUDICATION CLAIM VERIFICATION REPORT

FIELD REPORT LOGCLAIM NUMBER: A37-00577 BQ

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT RECEIVED	COMPLETED REVIEW	COMPLETED DATA ENTRY
PRIORITY DATE	N		SCC 2/20/90	
POINT OF DIV.	N		SCC 6-15-90	
SOURCE	N		↓	
PLACE OF USE	YES	contact owner?		
DIV. AMOUNT	YES "XS"			
CONSUMPTIVE USE	N			
USES	N			
PERIOD OF USE	N			
BASIS OF CLAIM	N		↓	

REMARKS: WR ROOT UNKNOWN ; MAY BE A7-00577 BN OR AE.

MICROFILMED

MAR 01 1993

GENERAL INFORMATION

Claim number: 137-005728Q

LAST: Savaria

FIRST: James R

ADDRESS: P O Box 751

CITY: Hailey

STATE: Id

ZIP: 83333

PHONE: (208) 788-4129

OWNER CODE: C

OWNER CONNECTOR: And

LAST: Savaria

FIRST: Shirley J

ADDRESS: P O Box 751

CITY: Hailey

STATE: Id

ZIP: 83333

PHONE: (208) 788-4129

OWNER CODE: C

FIELD EXAMINATION INFORMATION

CONTACT PERSON: _____ PHONE NUMBER (____) ____-____

DATE OF FIELD EXAM: ____/____/____ APPOINTMENT MADE? Y(____) N(____), TIME: _____

ACCOMPANIED BY: _____ PHONE NUMBER (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS: _____

=====

MICROFILMED
MAR 01 1993

CLAIM NUMBER: A37-005778Q

B. IDWR RECORD # 37 - 00577 BQ PRIORITY DATE: 3/24/1883 STAGE D

C. REVIEW - FIELD EXAM NEEDED? Y() N(~~X~~)

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N(~~X~~)
IF YES EXPLAIN.

REMARKS:

RECOMMENDED PRIORITY DATE: 3/24/1883

REVIEWED BY SCC

DATE 2/20/90

MICROFILMED
MAR 01 1993

A. SRBA CLAIM POINT OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
<u>3N</u>	<u>18E</u>	<u>20</u>	<u>SE</u>	<u>SW</u>	<u>NW</u>	—	<u>Blaine</u>

SOURCE: Big Wood River TRIB: Malad River

B. IDWR RECORD POINT OF DIVERSION RECORD AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
<u>2N</u>	<u>18E</u>	<u>16</u>	—	<u>SW</u>	<u>NE</u>	—	<u>13</u>

SOURCE: BIG WOOD RIVER TRIB: MALAD RIVER

C. REVIEW - FIELD EXAM NEEDED? Y() N(X)

		ATTACHED	OR	SEE FILE
VERIFIED	(<u>X</u>) TOPO MAP/ORTHO-PQ	YES(<u>X</u>)	NO()	—
WITH:	() ASCS MAP	YES()	NO()	—
	(<u>X</u>) WATERMASTER RECORDS	YES(<u>X</u>)	NO()	—
	() FIELD EXAM	YES()	NO()	—
	() OTHER	YES()	NO()	—

REMARKS: HEADGATE #22, Hiawatha CANAL

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
<u>3N</u>	<u>18E</u>	<u>20</u>	<u>SE</u>	<u>SW</u>	<u>NW</u>	—	<u>13</u>

SOURCE: BWR TRIB: MALAD RIVER

REVIEWED BY scu DATE 5-15-90

MICROFILMED
MAR 01 1993

PLACE OF USE REVIEW SHEET (IRRIGATION)

CLAIM # A37-005778QFIELD EXAM REQUIRED: Y(☒) N(☐)PRESUMPTION FLAG: Y(☒) N(☐)ROOT WATER RIGHT NUMBERS 37-00577

TWP RGE SEC 1/4 1/4	S.R.B.A. #/ACRES	I.D.W.R #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
<u>2N 18E 4 NW SE A37-00004</u>	<u>5</u>	<u>-</u>	<u>14</u>	<u>-</u>	<u>-</u>
<u>-00024</u>	<u>5</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>
<u>-11596</u>	<u>5</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>
<u>-005778Q</u>	<u>4</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>
<u>-</u>	<u>-</u>	<u>37-08253</u>	<u>5</u>	<u>-</u>	<u>-</u>
<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>
<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>
<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>
TOTAL ACRES		<u>4</u>	<u>-</u>	<u>-</u>	<u>-</u>

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y(☐) N(☐)
IF YES SEE ATTACHED SHEET:

REMARKS:

REVIEWED BY

See

DATE

5-15-90

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MAR 01 1993

A. S.R.B.A CLAIMED USES:

	PURPOSES	MONTH/DAY	RATE
FOR	<u>Irrigation</u>	FROM <u>4-1</u> TO <u>11-1</u>	<u>0.500</u> CFS
FOR		FROM - - TO - -	CFS
FOR		FROM - - TO - -	CFS

B. I.D.W.R. RECORDED USES:

	PURPOSES	MONTH/DAY	RATE
FOR	<u>IRRIGATION</u>	FROM <u>4-1</u> TO <u>11-1</u>	<u>0.04</u> CFS
FOR		FROM - - TO - -	CFS
FOR		FROM - - TO - -	CFS

PRESUMPTION FLAG: D

PERIOD OF USE:

IS PERIOD OF USE WITHIN THE RECOMMENDED SEASON?

Y(☒) N(☐)

RECOMMENDED AS CLAIMED?

Y(☒) N(☐)

RECOMMEND TO IDWR STANDARDS OR OTHER?

Y(☐) N(☐)

REMARKS:

CLAIM BQ is not Based on WR BQ?

RECOMMENDED USES:

	PURPOSES	MONTH/DAY	RATE
FOR	<u>IRRIGATION</u>	FROM <u>4-1</u> TO <u>11-1</u>	<u>0.50</u> CFS
FOR		FROM - - TO - -	CFS
FOR		FROM - - TO - -	CFS

REVIEWED BY See

DATE 5-15-90

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MAR 01 1993

DIVERSION AMOUNT REVIEW SHEET

CLAIM # A37-00577 BQA. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS? Y() N(☒)SRBA CLAIMED RATE: 0.50 CFS IDWR ROOT RIGHT RATE: 0.04 CFS

IF NO or IF STATUTORY CLAIM or BENEFICIAL USE field exam required.

IS FLOW MEASUREMENT REQUIRED?

Y() N(☒)

per W. M.

B. FLOW MEASUREMENTS

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS

C. ARE OTHER WATER RIGHTS USED? Y() N(☒) If YES complete overlap review.

OTHER RIGHTS LISTED IN CLAIM: _____

D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1. IRRIGATION RATE.

ACRES 4 X 0.02 CFS/ACRE = 0.08 CFS.
(Taken from p/u review)

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE?

Y(☒) N()***IF YES EXCESSIVE WATER USE FORM FILED AND ATTACHED? Y() N(☒)***

2. ANNUAL IRRIGATION CONSUMPTIVE USE & FIELD HEADGATE DIVERSION VOLUME.

ACRES 4 X CONSUMPTIVE RATE FOR AREA 2.5 A.F./ACRE =TOTAL CONSUMPTIVE USE 10 ACRE FEET/ANNUM

ACRES _____ X FIELD APPLIC. RATE FOR AREA _____ A.F./ACRE =

TOTAL FIELD APPLIC. _____ ACRE FEET/ANNUM

E. RATE/VOLUME CALCULATIONS: (OTHER USES)

CONTACT OWNER? Y() N() SEE ATTACHED SHEET? Y() N()

RECOMMENDED DIVERSION RATE: _____ CFS

RECOMMENDED CONSUMPTIVE USE: _____ AF/ANNUM

RECOMMENDED FIELD HEADGATE APPLICATION: _____ AF/ANNUM

REVIEWED BY _____

DATE _____

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MAR 01 1993

A. CHECK ONLY THE FOLLOWING THAT APPLY:

	ACCEPTED AS CLAIMED	NEEDS REVIEW
OWNERSHIP	(X)	()
FORFEIT/ABANDON	(X)	()
EXCESSIVE AMOUNT	()	(X)

THIS SRBA CLAIM CFS/ACRE

0.125

OTHER SRBA CLAIMS CFS/ACRE

_____-_____
_____-_____
_____-_____

**Excessive water use form filed and ATTACHED? Y(E) N(E)

B. SPLIT WATER RIGHT REVIEW

ROOT RIGHT # 37-00577

SPLITS # _____

CFS

CFS

CFS

CFS

CFS

CFS

TOTAL CFS

Y() N()

**Do the sum of the parts equal the whole?

**IF NO is the written review sheet ATTACHED?

Y() N()

REMARKS:

AUTHENTICATION:

SIGNATURE: _____

DATE: _____

NAME OF FIELD EXAMINER: _____

TITLE: _____

MICROFILMED
MAR 11 1993

ADDITIONAL ACREAGE FORM

TOTAL NUMBER OF ACRES 4

REVIEWED BY _____

DATE _____

MICROFILMED
MAR 11 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS

Governor
29 Nov-1991

R. KEITH HIGGINSON

Director

WILLIAM EITTREIM
PO BOX 1661
SUN VALLEY, ID 83353

Copy of transfer

RE: STATUS OF WATER RIGHTS AND ADJUDICATION CLAIMS.

Dear Mr. Eittreim

The following is a summary of the status of water rights pertinent to your property.

The \$25.00 refund on 11/08/91 was from your adjudication filing for claim A37-04250 which listed two different sources and uses. As we discussed during our telephone conversation on 11/27/91, the domestic use from groundwater does not require a water right for you to have the legal right to develop and use that source. The irrigation portion of that claim which was based upon the statutory claim 37-04250 lists a spring as the source. As you stated that your diversion point is from the Broadford Slough rather than the spring itself, a claim based upon 37-04250 does not correctly describe your system. Currently you have no adjudication claims based upon the above described system on record with the Department of Water Resources.

The Application For Transfer of Water Right (3703) which is based upon your purchase of one miners inch of decreed right 37-00577BN has been advertised and is currently located at the state office, pending approval. The splitting of adjudication claim A37-0577BN to recognize your ownership of a portion of that right is also pending the approval of the transfer (3703). Your right to pump from Broadford Slough is also dependent upon the approval of the transfer.

This letter is to document and clarify your water right filings as of this date. If you have further questions please contact the Department for assistance.

Sincerely

Kelly K. Christensen
Sr. Water Resource Agent

MICROFILMED

MAR 01 1993

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 3703

APR 18 1990

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Department of Water Resources

Southern Region Office

Name of applicant William D & Carol E Eittreim Phone 208-788-3752

Post Office address P.O. Box 1661, Sun Valley, Idaho 83353

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☒ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes Protect water right for domestic use at new location

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number (Portion of 37-005778N)	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
37-00577	3-24-1883	.02 cfs	Irrigate	April 1 to November 1
				to
				to
				to

2. Total amount of water being transferred .02cfs cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Big Wood River tributary to Malad River
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	NW	NE		35	2 N	18E	Blaine	Broadford Road @ Broadford Slough
								Pump in Broadford Slough

5. Lands irrigated or place of use:

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

MICROFILMED
MAR 11 1993

Total acres 1/2 Acres

37-00577

PART 1

6. General Information:

a. Description of diversion system 1 1/2 Horsepower Pump through a lawn sprinkler system

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes XX No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

None Land will continue to be irrigated

d. Remarks:

Land to which water right is being transfered is currently
being irrigated under Claim Number 37-4250. Water being transferred is a part
of SRBA Claim A37-00577BQ, James Savaria.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____.

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. 37-00577 BN Decreed to Wood River Land Co.
in case of Albrethsen vs. Wood River Land Co.
dated 6-27-1925 in Fourth District county of Lincoln
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. many which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice

☐ Warranty Deed

☒ Other Quitclaim Deed

3. Source of water Big Wood River tributary to Malad River

4. Date or priority 3-24-1883

5. Water is used for the following purpose:

amount 14.678 cfs for Irrig. purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 14.678 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	NW	20	3N	18E	Blaine	Headgate # 22 Hiawatha Canal

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
3 N	18E	29, 29 33																	
2N	18E	4, 5 8, 9																	
		15, 16 22, 23																	
		25, 26																	

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MAR 11 1991

Total acres _____

9. Describe any other water rights used for the same purpose as described above _____

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
no If yes, describe

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount .02cfs for Irrigation purposes from April 1 to November 1
 (cfs/ac-ft)
 amount for purposes from to
 (cfs/ac-ft)
 amount for purposes from to
 (cfs/ac-ft)

2. Point(s) of Diversion: Same

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
								Headgate # 22 Hiawatha Canal

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
2N	18E	4														1/2			1/2

Total acres 1/2**C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)**

1. amount 14.658 for Irrig. purposes from to
 (cfs/ac-ft)
 amount for purposes from to
 (cfs/ac-ft)
 amount for purposes from to
 (cfs/ac-ft)

2. Point(s) of Diversion: Same

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

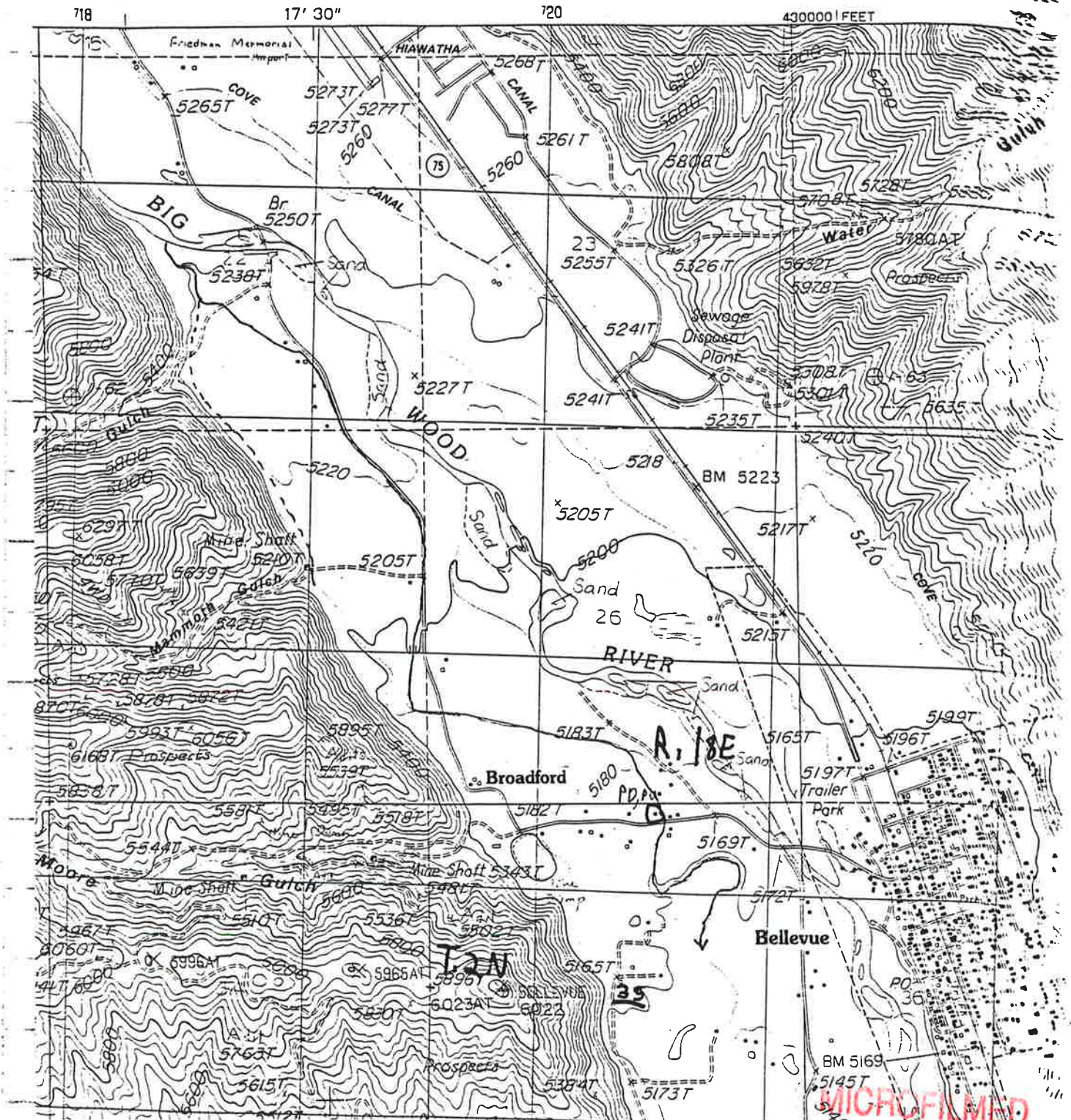
3. Lands irrigated or place of use: Same

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

BELLEVUE QUADRANGLE
IDAHO-BLAINE CO.
7.5 MINUTE SERIES (TOPOGRAPHIC)



SCALE: 2 inches equal 1 mile. Draw plan in ink.

MAR 01 1993

PART 3**B. CHANGES IN NATURE OF USE**

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to _____
				to _____

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

(Signature of Applicant)

Subscribed and sworn to before me this 17th day of April, 19 90.

(Notary Public)

My commission expires 1-10-96**FOR DEPARTMENT USE ONLY**Transfer contains 6 pages and 6 attachmentsReceived by KS Date 4-18-90 Protest filed by _____Prelim. check by IRS Fee AK attached \$30.Receipted by J. E. Stanton Date 4-18-90 5012119Published in Wood River Journal Copies of protest forwarded by _____Pub. dates 6/13 & 6/20/90 Hearing held by _____ Date _____Watermaster recommendation requested on 5/31/90 Recommended for ☐ approval ☐ denialrec'd. 6/11/90 by _____

Copy of transfer sent to lien holder _____

RECEIVED

DEC 16 1991

Department of Water Resources
Southern Region Office



BITTERROOT PROPERTY MANAGEMENT

December 12, 1991

Kelly Christenson
Water Resources
222 Shoshone East
Twin Falls, Idaho 83301

Dear Mr. Christenson:

Per your request please find enclosed
your change in ownership form, completed,
along with copy of a quitclaim
Deed for the transfer of water right
described to my property at 393
Broadford, Blaine County Idaho.

If you have any questions please
call

William D. Eittreim

MICROFILMED

MAR 01 1993

RECEIVED

APR 18 1990

Department of Water Resources
Southern Region Office

March 22, 1990

RECEIVED

DEC 16 1991

Department of Water Resources
Southern Region Office

BITTERROOT
PROPERTY MANAGEMENT

R

Information for transfer of water right -

1.00 inch of water right from:

James R & Shirley J Savaria
Box 751
Hailey, Idaho 83333

Source of water supply, Big Wood River
tributary to Malad River

Location of Point of Diversion Township 3 N Range 18E
Section 20, SE 1/4 of SW 1/4
of NW 1/4, Blaine County

Headgate # 22 / Hiawatha Canal
Decree IDWR Water Right Number 37-00577

TRANSFER TO:

William D. & Carol E Eittreim
Box 1661
Sun Valley, Idaho 83353

393 Broadford Road
Bellevue, Idaho 83313

Legal Description : Attached

Source of Water, Broadford Slough
tributary to Big Wood River

Location of Point of diversion:
See Legal Description

Method of diversion - Pump from Broadford Slough

MICROFILMED

MAR 01 1993

RECEIVED

APR 18 1990

Department of Water Resources
Southern Region Office

RECEIVED

DEC 16 1991

Department of Water Resources
Southern Region Office

This form furnished by
Blaine County Title, Inc.

QUITCLAIM DEED

THIS INDENTURE, Made this 22nd day of March

in the year of our Lord one thousand nine hundred and Ninety

between

JAMES R. SAVARIA and SHIRLEY J. SAVARIA

as Grantor and

WILLIAM D. EITTREIM and CAROL E. EITTREIM

as Grantee

whose current address is P.O. Box 1661, Sun Valley, Idaho 83353

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:

WATER RIGHTS ON THE FOLLOWING DESCRIBED PARCEL

EXHIBIT "A"

BLAINE CO. REQUEST
OF: **BLAINE COUNTY**
Deed
90 MAR 23 PM 4 1
MARY GREEN, CLERK
FEES \$ 6.00

31774

MICROFILMED

MAR 01 1993

WATER DIST. 37 WOOD RIVER ABOVE MAGIC -- PRIORITY BOOK as of:

04/23/88

DIVER NO	DIST. R PRIOR. OWNER	ST. ID.	ORIG DECREE TO	PRIORITY DATE	INCHES	BWCC	BELOW #10 CUT	ABOVE 10	OTHER
22	D 19-A2B FRANK BRAMON	37-0577	W.T.RILEY	03-24-1883	2.00				
22	D 19-A2 GARY HIBBARD	37-0577	W.T.RILEY	03-24-1883	52.00				
22	D 19-A HIAWATHA CANAL CO	37-0577	W.T.RILEY	03-24-1883	137.00				
22	D 19-A HIAWATHA CANAL CO	37-0577	W.T.RILEY	03-24-1883	7.50				
22	D 19-B1 HILTON MCCABE	37-0028	ALTURAS WATER CO.	03-24-1883	2.00				
22	D 19-A HIAWATHA CANAL CO	37-0577	W.T.RILEY	03-24-1883	1.00				
22	D 19-A17 JAMES GORMAN	37-0577	W.T.RILEY	03-24-1883	5.00				
22	D 19-A10 JANET LEE	37-0577	W T RILEY	03-24-1883	7.50				
22	D 19-A26 JIM SAVARIA	37-0577	W.T.RILEY	03-24-1883	25.00				
22	D 19-B6 JOHN BASOVSKY	37-0028	ALTURAS WATER CO	03-24-1883	2.00				
22	D 19-A10 JOHN DREXLER ESTATE	37-0577	W.T.RILEY	03-24-1883	19.50				
22	D 19-C JOHN DREXLER ESTATE	37-0024	MARTIN ALBRETSSEN	03-24-1883	160.00				
22	D 19-B K.R.BUTTRAM	37-0028	ALTURAS WATER CO.	03-24-1883	86.00				
22	D 19-B5 LANDON M.EXLEY	37-0028	ALTURAS WATER CO.	03-24-1883	2.00				
22	D 19-A4 LENIER SMITH	37-0577	W.T.RILEY	03-24-1883	1.00				

MICROFILMED
MAR 01 1993

Right Number

37-00577BQ

Adj. Flag Translation: Standard Water Right Number

Old (D) Number -

Last Name

+ - First Name - - +

+ - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
ANDERSON

RICHARD B.

1 - 305 E. CENTER
2 -
3 -
City- SHELLEY
Phone - 208-000-0000

State- ID Zip- 83274

*** O - ORIGINAL OWNER ***
RILEY

W. T.

1 -
2 -
3 -
City-
Phone - 208-000-0000

State- ID Zip-

+ - - Priority Date - - +
03/24/1883+ - - - Region - - - +
17+ - - - Stage - - - +
D - DECREED

+ - - - Status - - - - +

+ - - - - Source - - - - - +
BIG WOOD RIVER+ - - - - - Tributary - - - - - +
MALAD RIVER+ - - - - Point of Diversion - - - - - +
Stream Index (Blank if no Index Code)

Twn	Rng	Sec	Tract	Lot	RFlg	County
02N	18E	16	SW NE			(13) BLAINE

Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
01 - IRRIGATION		04/01	11/01	0.040	

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

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use Code	Description	County
02N	18E	22	NE NW		2.0	01 IRRIGATION		(13) BLAINE

Total Acres: 2.0

+ - - Diversion Means - VIA HIAWATHA CANAL.

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - - Remarks - - - - - +
TRANS. 3565.

MICROFILMED

MAR 01 1993

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT CLAIMS PROOF READING REPORT

12/15/89 14:08:57
Page 2

number - 37-00577BQ

Adj. flag translation: Standard Water Right Number

- Conditions of Approval ----- +
- R43 - A lockable measuring device of a type approved by this Department
 - shall be maintained on the diverting works in a manner that will
 - provide the watermaster suitable control of the diversion.
 - R04 - Use of water under this water right is subject to control by the
 - watermaster of State Water District No. 37
 - T05 - The use of water on the lands to which the above referenced water
 - rights were appurtenant is hereby abandoned and failure to put
 - the water to beneficial use within five (5) years of the date of
 - the approval of this transfer on the new land identified under
 - item B.5 shall constitute loss or forfeiture of the water rights.

+ - - - - Decree Plaintiff - - - +
ALBRETHSEN

+ - - - - Decree Defendant - - - +
WOOD RIVER LAND CO.

+ - Decree Date - +
06/27/1925

+ - - Audit Fields - 10/12/89 CURTIS

+ - - - - - Water Rights Dates and Flags Area - - - - - +

Proof Due Date - 00/00/0000
Approved/Denied - 00/00/0000
Proof Made Date - 00/00/0000
Start Work Date - 00/00/0000
Order Show Cause - 00/00/0000
Licensed Date - 00/00/0000
Decree Date - 06/27/1925

Field Exam Made - 00/00/0000
Protested Date - 00/00/0000
Hearing Date - 00/00/0000
Verified Date - 00/00/0000
Receipt Number -
Appl Received - 00/00/0000

Field Exam Fee -
Swan Falls -
Temporary Right - P
DLE/Carey Act -
Water District - 37
Transfer/Amended - P

MICROFILMED
MAR 0 1 1993

Water Right Number - A37-00577BQ

Adj. Flag Translation: Adjudication Temporary Work Area

Old (D) Number -

+ - - - - Last Name - - - - +

+ - First Name - - +

+ - - - - Address - - - - - +

*** C - CURRENT OWNER ***
SAVARIA

JAMES R.

1 - P.O. BOX 751

2 -

3 -

City- HAILEY

State- ID Zip- 83333

Phone - 208-788-4129

SAVARIA

SHIRLEY J.

1 - P.O. BOX 751

2 -

3 -

City- HAILEY

State- ID Zip- 83333

Phone - 208-788-4129

+ - - Priority Date - - +
03/24/1883

+ - - - Region - - - +

+ - - - Stage - - - +
D - DECREED

+ - - - Status - - - - +

+ - - - - Source - - - - - +
BIG WOOD RIVER+ - - - - Tributary - - - - - +
MALAD RIVER+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County (Blank if no Index Code)

03N 18E 20 SE SW NW (13) BLAINE

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

01 - IRRIGATION

04/01

11/01

0.500

+ - Total Div. Rate - + + - Total Div. Volume - +
0.500+ - Total Consumptive Use - + + - KW Usage - +
10.0+ - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County

02N

18E

4

NW SE

4.0

01

IRRIGATION

{13 } BLAINE

Total Acres: 4.0

+ - - Diversion Means - HEADGATE #22, HIAWATHA CANAL

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - NONE

+ - - - - Remarks - - - - - +
THIS IS A SPLIT OFF OF THE ORIGINAL DECREED CLAIM 37-0577.MICROFILMED
MAR U 1 1993

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

Water right number - A37-00577BQ

Adj. flag translation: Adjudication Temporary Work Area

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

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

+ - - Audit Fields - WHITE

+ - - - - 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	- 11/10/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- C003288	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND		

MICROFILMED

MAR 01 1993

10/27/1988

SRBA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME

Sawyer

CLAIM

ENT. NO.

A37-0057780

DATE RECEIVED

10/21

CK #

411

AMOUNT \$

79.00

1. Is the name and address complete with zip code?

YES

NO

2. Is a priority date entered?

Is the water use exempt from the Permit requirements, or if it is not exempt, has a Permit been approved or a License issued?

A Permit is required: (1) for groundwater developed after March 25, 1963 (except single family domestic and stockwater wells using less than 13,000 gpd), or (2) for surface water developed after May 20, 1971 (except for instream stockwater). USE CARE IF CLAIM IS RETURNED. REFER TO ADJUDICATION MEMOS # 1 (ADJ. CLAIMS/APPLICATIONS) AND # 9 (REJECTION OF CLAIMS). EXPLAIN IN COMMENTS.

3. (a) Is a source entered?

(b) Is a tributary to entered? (if required)

N/A

4. Is the legal description of the p.d. sufficient?

5. Is there a description of the diverting works?

6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form.

Is the period of use included?

Is a quantity claimed for each use?

7. Is a total quantity claimed entered?

8. If required is a consumptive use entered?

N/A

Is the consumptive use correct?

N/A

9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4.

N/A

10. Is (are) the place(s) of use and purpose(s) indicated?

11. Is (are) the county(ies) entered?

12. Is the ownership of p.u. checked?

13. Are other water rights listed or "none" indicated?

14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.)

N/A

15. Is the basis of the claim indicated?

16. Is the claim signed by the claimant, and is the signature appropriate? (If an individual is the claimant, has that individual signed the claim, or if an organization is the claimant, is the organization signature block complete?)

Has the claim been signed, sealed, and dated by a notary?

Was this claim filed on time, or was an extension granted?

Is the fee enclosed correct?

Exempt

If this claim is based on an existing water right, has the identification number been entered?

N/A

Should this claim be receipted and data entered?

Claim checked by:

Comments:

Summers
577 AE
Riley, U.T.

MICROFILMED

MAR 01 1993

BN

Water Right Number - 37-00577AE Adj. Flag Translation: Standard Water Right Number Old (D) Number -

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

*** C - CURRENT OWNER ***
CLARK

WAYNE

1 -
2 -
3 -
City- GANNETT
Phone -

State- ID Zip- 83313

*** O - ORIGINAL OWNER ***
RILEY

W. T.

1 -
2 -
3 -
City-
Phone -

State- Zip-

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - - +
03/24/1883 17 D - DECREED+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
BIG WOOD RIVER MALAD RIVER+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County Stream Index (Blank if no Index Code)
03N 18E 20 SW NW (13) BLAINE+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 1.006
43 - DOMESTIC+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
1.006+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
02N 18E 4 NE NW 3 01 IRRIGATION (13) BLAINE
02N 18E 4 NW NW 4 01 IRRIGATION (13) BLAINE
02N 18E 4 SW NW 01 IRRIGATION (13) BLAINE
02N 18E 4 SE NW 01 IRRIGATION (13) BLAINE
02N 18E 4 NE SW 01 IRRIGATION (13) BLAINE
02N 18E 4 SE SW 01 IRRIGATION (13) BLAINE
02N 18E 4 NW SE 01 IRRIGATION (13) BLAINE
02N 18E 4 SW SE 01 IRRIGATION (13) BLAINE

Total Acres:

+ - - Diversion Means -

+ - - Non-Irrigation Use -

MICROFILMED
MAR 01 1993

Field Exam Fee	-
Swan Falls	-
Temporary Right	- P
DLE/Carey Act	-
Water District	- 37
Transfer/Amended	- P

Microfilm
Date - MAR 01 1993
925

R PROOF

CVR

MAPS

PHOTOS

MISC

—

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:00:42
05/19/90

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A37-00577BQ

LAST: SAVARIA
ADDRESS: P.O. BOX 751
CITY: HAILEY
PHONE NUMBER: 208-788-4129

FIRST: JAMES R.
STATE: ID ZIP: 83333

OWNER CODE: C

LAST: SAVARIA
ADDRESS: P.O. BOX 751
CITY: HAILEY
PHONE NUMBER: 208-788-4129

FIRST: SHIRLEY J.
STATE: ID ZIP: 83333

OWNER CODE: C

FIELD EXAMINATION INFORMATION

CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: ____/____/____

APPOINTMENT MADE: Y(____) N(____)

TIME: ____:____ A(____) P(____)

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

A. AJ CLAIM: # A37-00577BQ PRIORITY DATE: 03-24-1883 STAGE: D

B. WR RECORD: # 37-00577BQ PRIORITY DATE: 03-24-1883 STAGE: D

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N()
IF YES EXPLAIN.

REMARKS:

=====

RECOMMENDED PRIORITY DATE:

__-__-__

REVIEWED BY _____

DATE _____

=====

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A37-00577BQ	03N	18E	20	SE	SW	NW		BLAINE

OTHER AJ CLAIMS WITH SAME AJ POD

WR RECORDS IN SAME 40 ACRE TRACT

A37-00905A	37-00659A
A37-00028	37-00004
A37-00297A	37-00024
A37-00028A	37-00028
A37-00297B	37-00183
A37-11704	37-00191
A37-11757	37-00297
A37-11801	37-00298A
A37-00906	37-00334D
A37-10717	37-00402
A37-00183A	37-00451
A37-00298C	37-00483
A37-00334E	37-00521H
A37-00028B	37-00522B
A37-00297D	-
A37-00183B	-
A37-00298D	-
A37-00334F	-
A37-12869	-
A37-00297G	-
R37-00028A	-
R37-00028B	-
R37-00183B	-
A37-00297F	-
A37-12818	-
R37-00334E	-
R37-00334F	-
A37-00577BX	-
A37-12746	-
R37-00183A	-
R37-00297B	-
R37-00297F	-
R37-00297G	-
R37-00298C	-
R37-00298D	-
R37-00577BQ	-
R37-00577BX	-
R37-00905A	-
R37-00906	-
R37-10717	-
R37-11801	-
R37-12746	-
R37-12818	-
R37-12869	-
A37-00577BS	-

SOURCE: BIG WOOD RIVER

TRIB: MALAD RIVER

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
37-00577BQ	02N	18E	16		SW	NE		BLAINE

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT

37-00113D	A37-10725
37-00113F	A37-00113K
37-00155	A37-00113L
37-00158B	A37-00113M
37-00481	A37-00482C
37-00482A	A37-00482D
37-00483	A37-00482E
37-00577AT	A37-00705A
37-00577BF	A37-00705B
37-00577BH	A37-00705C
37-00577BJ	A37-00577BH
37-00577BK	A37-00577AQ
37-00705	A37-00481A
37-00707	A37-00482F
37-00833J	A37-00483A
-	A37-11961
-	A37-00113O
-	A37-00577CB
-	A37-00707
-	A37-00577BP
-	A37-00113F
-	A37-11858
-	A37-00481D
-	A37-00482J
-	A37-00483D
-	A37-00158A
-	A37-00577A
-	A37-00833P
-	A37-00113G
-	R37-00577A

SOURCE: BIG WOOD RIVER

TRIB: MALAD RIVER

C. FIELD EXAM REQUIRED?

	DATABASE	FIELD EXAMINER
DUE TO POD DISCREPANCY? (Y/N)	Y	_____
DUE TO SOURCE DISCREPANCY? (Y/N)	N	_____

REMARKS:

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
------	------	------	-----	-----	-----	-----	--------

_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____

SOURCE: BIG WOOD RIVER

TRIB: MALAD RIVER

REVIEWED BY: _____ DATE: _____

A. ROOT WATER RIGHT NUMBERS:	A37-00577A
	A37-00577AA
	A37-00577Y
	A37-00577AH
	A37-00577BH
	A37-00577K
	A37-00577AQ
	A37-00577AP
	A37-00577AK
	A37-00577B
	A37-00577AZ
	A37-00577BQ
	A37-00577BR
	A37-00577BS
	A37-00577BU
	A37-00577BV
	A37-00577BW
	A37-00577BX
	A37-00577BB
	A37-00577BN
	A37-00577BP
	A37-00577CB
	A37-00577CC
	A37-00577CA
	A37-00577V
	A37-00577BZ
	A37-00577BT
	A37-00577BY

A37-00577CD

R37-00577A

R37-00577AQ

R37-00577BP

R37-00577BQ

R37-00577BR

R37-00577BW

R37-00577BX

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
02N	18E	4	NW	SE		SAVARIA , JAMES R.	A37-00577BQ/ 4.0	- /	14.0		
						DREXLER , JUANITA C.	A37-00004 / 5.0	- /			
						DREXLER , JUANITA C.	A37-00024 / 5.0	- /			
						DREXLER , JUANITA C.	A37-11596 / 5.0	- /			
						DREXLER , JUANITA C.	R37-11596 / 5.0	- /			
						SAVARIA , SHIRLEY J.	A37-12150 /	- /			
						CITY OF HAILEY	A37-00296 /	- /			
						DREXLER , JUANITA C.	R37-00004 / 5.0	- /			
						DREXLER , JUANITA C.	R37-00024 / 5.0	- /			
						SAVARIA , JAMES R.	R37-00577BQ/ 4.0	- /			
						SAVARIA , JAMES	R37-12150 /	- /			
						HAILEY , CITY OF	R37-00296 /	- /			
						CLARK , WAYNE		37-00183 /			
						CLARK , WAYNE		37-00298A /			
						CLARK , WAYNE		37-00334D /			
						CLARK , WAYNE		37-00577AE/			
						CLARK , WAYNE		37-00900 /			
						DREXLER , JOHN		37-00904 /			
						MALONE , NORMAN HARPER		37-08253 / 5.0			
TOTAL ACRES							A37-00577BQ	4.00	14.00		

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y() N()
IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER

PRESUMPTION FLAG:

REMARKS:

RECOMMENDATIONS:

TOTAL ACRES: _____

REVIEWED BY: _____

DATE: _____

A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A37-00577BQ IRRIGATION	FROM 04-01 TO 11-01	.500 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		.500 CFS

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
37-00577BQ IRRIGATION	FROM 04-01 TO 11-01	.040 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		.040 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

	DATABASE	FIELD EXAMINER
DUE TO WATER-USE DISCREPANCY? (Y/N)	N	_____
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)	Y	_____
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)	N	_____

D. PERIOD OF USE:

RECOMMEND AS CLAIMED? Y() N()

RECOMMEND TO WR STANDARDS OR OTHER? Y() N() Explain in remarks, below.

REMARKS:

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS? Y() N()

AJ TOTAL CLAIMED DIVERSION RATE: 0.500 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 0.040 CFS

*** IF NO or IF STATUTORY CLAIM or BENEFICIAL USE then flow measurement required. ***
** If an amount smaller than the original diversion rate is **
** claimed and an exam is NOT required, explain in remarks. **

FLOW MEASUREMENT REQUIRED?

FIELD
DATABASE EXAMINER
Y

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N)

B. FLOW MEASUREMENT

MEASUREMENT METHOD , SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? Y() N() IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: NONE

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A37-00577BQ	BIG WOOD RIVER	SAVARIA , JAMES R.	0.500	0.125		
A37-00004	BIG WOOD RIVER	DREXLER , JUANITA C.	2.100	0.025		
A37-11596	BIG WOOD RIVER	DREXLER , JUANITA C.	0.390	0.004		
R37-11596	BIG WOOD RIVER	DREXLER , JUANITA C.	0.390	0.004		
R37-00004	BIG WOOD RIVER	DREXLER , JUANITA C.	2.100	0.025		
R37-00024	BIG WOOD RIVER	DREXLER , JUANITA C.	3.200	0.039		
R37-00577BQ	BIG WOOD RIVER	SAVARIA , JAMES R.	0.500	0.125		

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A37-12150	DOMESTIC	SAVARIA , SHIRLEY J.	FROM 01-01 TO 12-31	.040 CFS	
A37-00296	MUNICIPAL	CITY OF HAILEY	FROM 01-01 TO 12-31	2.620 CFS	
R37-12150	DOMESTIC	SAVARIA , JAMES	FROM 01-01 TO 12-31	.040 CFS	
R37-00296	MUNICIPAL	HAILEY , CITY OF	FROM 01-01 TO 12-31	2.620 CFS	

D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES _____ x 0.02 CFS/ACRE = _____ CFS
(Taken from p/u review)

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y(____) N(____)

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y(____) N(____) ***

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 10.0 AF/A

ACRES _____ x CONSUMPTIVE VOL. AF/A FOR AREA _____ =

TOTAL CONSUMPTIVE USE _____ AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = _____ AF/A

ACRES _____ x DIVERSION VOL. AF/A FOR AREA _____ =

TOTAL DIVERSION VOLUME _____ AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y(____) N(____)

REMARKS: (Include limitations on CONSUMPTIVE USE for combined rights.)

1b. CALCULATIONS

=====

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
		DATABASE EXAMINER	DATABASE EXAMINER	DATABASE EXAMINER
IRRIGATION	04-01 11-01	0.500		10.0
TOTAL FOR THIS RIGHT		0.500		10.0

REVIEWED BY: _____ DATE: _____

=====

A. CHECK ONLY THE FOLLOWING THAT APPLY:

	ACCEPTED AS CLAIMED	NEEDS REVIEW
OWNERSHIP _____	()	()
FORFEIT/ABANDON _____	()	()
ADDITIONAL DIV. AMOUNT _____	()	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 37-00577

TOTAL DIVERSION RATE OF WR SPLITS	DATABASE 79.464	EXAMINER	CFS
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SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A37-00577A	0.350	37-00577A	
-	A37-00577AA	0.990	37-00577AA	0.994
-	A37-00577Y	0.500	37-00577Y	2.800
-	A37-00577AH	1.580	37-00577AH	1.580
-	A37-00577BH	0.180	37-00577BH	0.180
-	A37-00577K	1.380	37-00577K	2.000
-	A37-00577AQ	0.020	37-00577AQ	
-	A37-00577AP	1.430	37-00577AP	1.430
-	A37-00577AK	0.200	37-00577AK	0.200
-	A37-00577B	2.740	37-00577B	2.740
-	A37-00577AZ	2.900	37-00577AZ	2.700
-	A37-00577BQ	0.500	37-00577BQ	0.040
-	A37-00577BR	0.060	37-00577BR	0.260
A37-00577	A37-00577BS	0.898	37-00577	
-	A37-00577BU	1.200	-	
-	A37-00577BV	1.710	-	
-	A37-00577BW	0.140	-	
-	A37-00577BX	0.212	-	
-	A37-00577BB	0.484	37-00577BB	0.484
-	A37-00577BN	1.250	37-00577BN	14.678
-	A37-00577BP	7.000	37-00577BP	0.180
-	A37-00577CB	0.100	-	
-	A37-00577CC	2.200	-	
-	A37-00577CA	0.260	-	
-	A37-00577V	2.800	37-00577V	1.000
-	A37-00577BZ	0.690	-	
-	A37-00577BT	2.200	-	
-	A37-00577BY	0.100	-	
-	A37-00577CD	0.546	-	
A37-00577AT	R37-00577A	0.350	37-00577AT	0.350
A37-00577	R37-00577AQ	0.020	37-00577	
A37-00577	R37-00577BP	7.000	37-00577	
A37-00577	R37-00577BQ	0.500	37-00577	
A37-00577	R37-00577BR	0.060	37-00577	
A37-00577	R37-00577BW	0.140	37-00577	

A37-00577

R37-00577BX

0.212

37-00577

37-00577AB

37-00577AC

2.400

37-00577AD

37-00577AE

1.006

37-00577AF

6.780

37-00577AG

37-00577AJ

37-00577AL

37-00577AM

37-00577AN

37-00577AR

2.840

37-00577AS

37-00577AU

37-00577AV

0.460

37-00577AW

37-00577AX

0.100

37-00577AY

37-00577BA

12.516

37-00577BC

37-00577BD

1.200

37-00577BE

37-00577BF

0.020

37-00577BG

37-00577BJ

0.100

37-00577BK

0.100

37-00577BL

37-00577BM

0.726

37-00577C

37-00577D

37-00577E

37-00577F

1.000

37-00577G

37-00577H

6.000

37-00577J

37-00577L

37-00577M

1.600

37-00577N

37-00577P

4.000

37-00577Q

37-00577R

5.000

37-00577S

37-00577T

1.000

37-00577U

37-00577W

37-00577X

1.000

37-00577Z

TOTAL CFS

42.902

79.464

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, is the written review sheet attached? (Y/N)

DATABASE
N

FIELD
EXAMINER

REMARKS:

=====

AUTHENTICATION:

SIGNATURE: _____

DATE: _____

NAME OF FIELD EXAMINER: _____

TITLE: _____

=====

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:00:42
05/19/90

PAGE: 16
QUICKLOOK INFORMATION

CLAIM NUMBER: A37-00577BQ

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE	Y							
POINT OF DIV	Y							
SOURCE								
PLACE OF USE	Y							
DIV. AMOUNT CFS/VOLUME	Y							
CONSUMPTIVE USE								
PURPOSES								
PERIOD OF USE								
BASIS OF CLAIM	Y							

"VERIFIED BY" CODES

TOPO MAP/ORTHO-PQ = 1
 ASCS MAP = 2
 WATERMASTER RECORDS = 3
 NAPP PHOTOS = 4
 FIELD EXAM = 5
 OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.