

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: **A37-00436G**

Date Received: 10/ 5/1988

Receipt No: X777777

Received By: SC

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

1. Name: CATHY ZACCARDI 208-788-4619
Address: PO BOX 743
HAILEY ID 83333

OR

Name: CHRISTYE NEGREPONTE 208-788-4619
Address: TESTAMENTARY TRUST
C/O CATHY ZACCARDI, TRUSTEE
PO BOX 743
HAILEY ID 83333

2. Date of Priority: JUN 1, 1901

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
01N	18E	12	SW	SW			BLAINE
		25	NE	NW		R	BLAINE

5. Description of diverting works:

BYPASS CANAL; HEADGATE #55-C & BASELINE CANAL FROM BYPASS CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.624		

7. Total Quantity Appropriated is:

0.624 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
01N	19E	31	NE	SW	IRR	23.4
			SE	SW	IRR	12.9
Section Acres						36.3
Total Acres						36.3

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:
A37-00433G, 434G, 435G

14. Remarks:
SEE BOONE VS. WRIGHT, ET. AL., 1-25-1922
OWNERSHIP CHANGE MADE 9/7/95 BY TLB.
OWNERSHIP CHANGE MADE 9/29/97 SCC.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 12/13/1909

S.C. FROST
Decree Plaintiff

ALTURAS WATER CO.
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 _____

RECEIVED

SEP 24 1997

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Department of Water Resources

Snake River 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).: A37-00433C, A37-00434C, A37-00435C, A37-00436D, A37-11519
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. FLAT 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 Cathy Zaccardi, individually, and as Trustee of
Testamentary Trust of Christopher and Paul Negreponte
4. New Owner/Claimant(s) Charles Negreponte
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Mailing Address 137 Baseline Road, Bellevue ID 83313
City, State and ZIP Code Bellevue ID 83313
New Telephone Number (208) 788-3623
5. Date you acquired the property 17 Sept 97, Instrument No. 406053, records of Blaine
County, Idaho
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 15 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) Cathy Zaccardi, Individually and as
Trustee of Testamentary Trust.
(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

PLEASE SEE
ATTACHMENT9/29/97 initial Review su
9/29/97 data Entry su

Order No. 23382

WARRANTY DEED

FOR VALUE RECEIVED

CATHY ZACCARDI, a married woman, as her sole and separate property, as to an undivided 1/2 interest and CATHY ZACCARDI, AS TRUSTEE OF THE TESTAMENTARY TRUST ESTABLISHED IN THE WILL OF CHRISTOPHER NEGREPONTE DATED OCTOBER 3, 1991, as to an undivided 1/2 interest

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

CHARLES NEGREPONTE, an unmarried man

GRANTEE(s) whose address is: ~~P.O. Box~~ 137 Sawline Road, Blaine Id 83313

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

Lot 1 of NEGREPONTE FARM, according to the official plat thereof, recorded as Instrument No. 389021, records of Blaine County, Idaho.

Subject To: Taxes, easements established or of record, restrictions and encumbrances of record, rights reserved in federal patents, state or railroad deeds, building or use restrictions, building and zoning regulations and ordinances of any governmental unit.

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

Dated: September 16, 1997

406053

Cathy Zaccardi
CATHY ZACCARDI

Deed

Cathy Zaccardi, Trustee
CATHY ZACCARDI, TRUSTEE

BLAINE CO. REQUEST

OF: SAWTOOTH-TITLE

'97 SEP 17 PM 3 00

State of Idaho

}
} ss.
}

County of Blaine

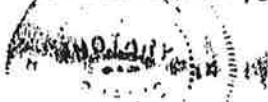
MARY GREEN, CLERK ms

FEES \$ 6⁰⁰

On this 17th day of Sept., in the year 1997, before me, the undersigned, personally appeared Cathy Zaccardi, known or identified to me to be the person(s) whose name is/are subscribed to the within Instrument as trustee(s) of the Testamentary Trust Est. in the Will of Christopher Negreponte Dated Oct. 3, 1991, and acknowledged to me that he/she/they executed the same as such trustee(s).

WITNESS my hand and official seal.

Sandy Hall
Notary Public
Commission Expires: 10-18-98



State of Idaho

}
} ss.

County of Blaine

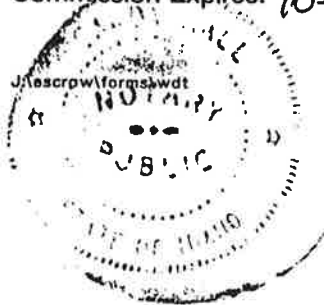
}

On this 7th day of September, in the year 1997, before me, the undersigned, personally appeared **Cathy Zaccardi** known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

WITNESS my hand and official seal.

Samy Ulee
Notary Public

Commission Expires: 10-18-98



September 16, 1997

Cathy Zaccardi
P.O. Box 743
Hailey ID 83333

Idaho Department of Water Resources
Attn: Mr. Steve Clelland
Southern Regional Office
13341 Filmore Street, Suite 200
Twin Falls ID 83301-3380

Re: Attachment To Notice Of Water Right Ownership

A37-00433C

0.034cfs
51.3 acres

Charles Negreponte

0.010 cfs
15 acres

Cathy Zaccardi, Etal.

0.024 cfs
36.3 acres

A37-00434C

.306 cfs
51.3 acres

Charles Negreponte

.089 cfs
15 acres

Cathy Zaccardi, Etal.

.217 cfs
36.3 acres

A37-00435C

.068 cfs
51.3 acres

Charles Negreponte

0.02 cfs
15 acres

Cathy Zaccardi, Etal.

.048 cfs
36.3 acres

Idaho Department of Water Resources
16 Sept 997
Page Two

A37-00436D

.882 cfs
51.3 acres

Charles Negreponte

0.258 cfs
15 acres

Cathy Zaccardi, Etal.

0.624 cfs
36.3 acres

A37-11519

0.040 cfs
Domestic Well

Charles Negreponte

September 16, 1997

Cathy Zaccardi
P.O. Box 743
Hailey ID 83333

CHANGE OF OWNERSHIP
Review

9/29/97 su

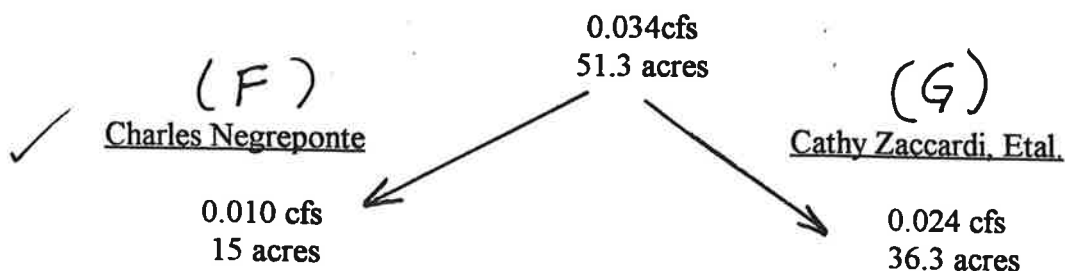
Idaho Department of Water Resources
Attn: Mr. Steve Clelland
Southern Regional Office
13341 Filmore Street, Suite 200
Twin Falls ID 83301-3380

NESW $38.4 - 15 = 23.4$
SESW 12.9

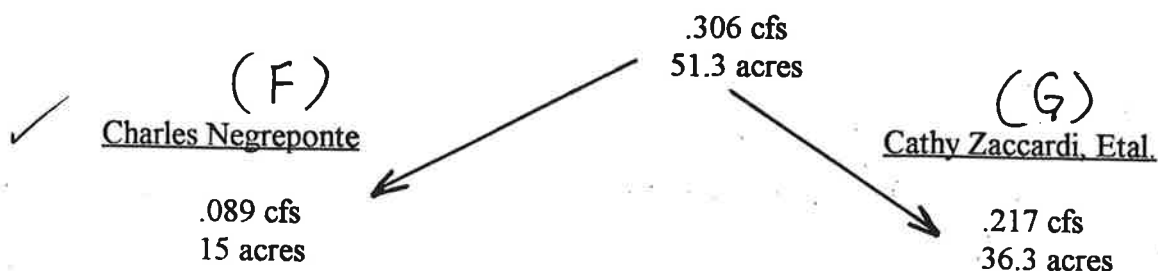
15 acres are in the
NESW per review of map.

Re: Attachment To Notice Of Water Right Ownership

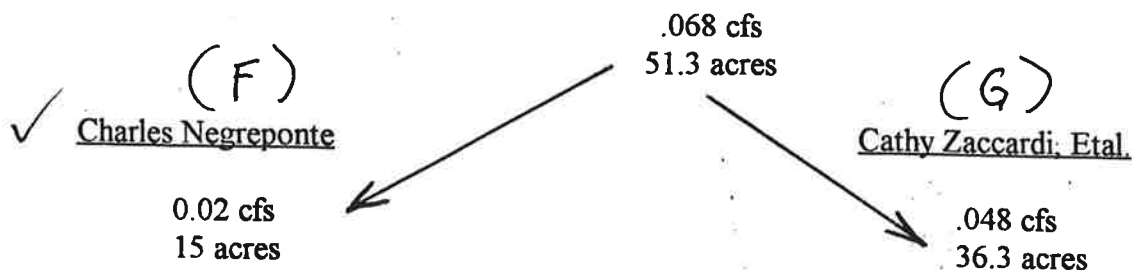
A37-00433C



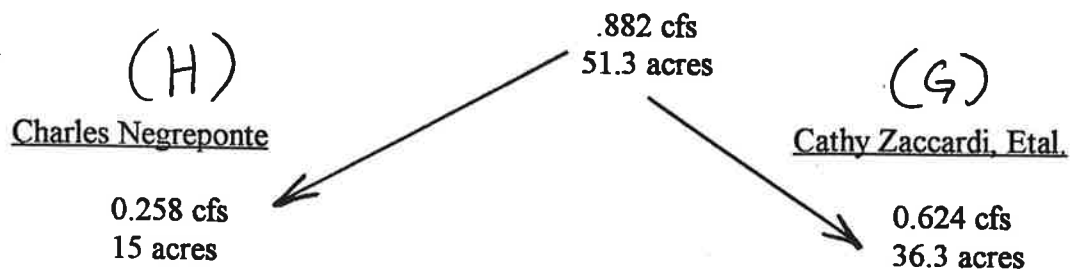
A37-00434C



A37-00435C



A37-00436D



A37-11519

0.040 cfs
Domestic Well

Charles Negreonte

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: A37-00436D

Date Received: 10/ 5/1988

Receipt No: M001502

Received By: *DC AB*

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

1. Name: CHARLES NEGREPONTE 208-788-3623
Address: C/O CATHY ZACCARDI, TRUSTEE
PO BOX 743
BELLEVUE ID 83313
AND/OR
Name: CATHY ZACCARDI 208-788-4619
Address: PO BOX 743
HAILEY ID 83333
AND/OR
Name: CHRISTYE NEGREPONTE 208-788-4619
Address: C/O CATHY ZACCARDI, TRUSTEE
PO BOX 743
HAILEY ID 83333

2. Date of Priority: JUN 1, 1901

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
01N	18E	12	SW	SW			BLAINE
		25	NE	NW		R	BLAINE

5. Description of diverting works:
BYPASS CANAL; HEADGATE #55-C & BASELINE CANAL FROM BYPASS CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.882		

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

A.F.A.

**MICROFILMED
NOV 22 1996**

8. Total consumptive use is 128.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	19E	31	NE	SW		IRR	38.4
			SE	SW		IRR	12.9

Section Acres 51.3

Total Acres 51.3

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:
A37-00433C, 434C, 435C

14. Remarks:
SEE BOONE VS. WRIGHT, ET. AL., 1-25-1922
OWNERSHIP CHANGE MADE 9/7/95 BY TLB.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 12/13/1909

S.C. FROST
Decree Plaintiff

ALTURAS WATER CO.
vs Decree Defendant



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED

DATE OF CLOSING: 08 Aug 95

AUG 29 1995

LEGAL DESCRIPTION OF PROPERTY: Township 1N Range 19E

Section 31, NE 1/4 of SW 1/4 of E 1/2 SE 1/4 SW 1/4, Govt. Lot

Lot , Block , Subdivision/Townsite

If you have additional legal descriptions, please attach separate sheet.

Department of Water Resources
Southern Region

- [] Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- [] Water Right Number(s) Assigned by IDWR: A37-0433C, A37-00434C, A37-00435C, A37-00436D, A37-11519
- [] Name and Address of Former Owner/Claimant(s)(Seller): Christopher Negreonte/Paul Negreonte (Life Estate) BOTH DECEASED
P.O. Box 2277, Ketchum ID 83340
resided at: 137 Baseline Road, Bellevue ID 83313
- [] New Owner/Claimant (Purchaser): Cathy Zaccardi, 1/3 interest
- [] New Mailing Address: Cathy Zaccardi, Trustee of Testamentary Trust for Charles Negreonte, 1/3 interest
Cathy Zaccardi, Trustee of Testamentary Trust for Christye Negreonte, 1/3 interest
(208 788 - 2296 (work)
(208) 788-4619 (home)
- [] PO Box 743
Hailey, ID
83333
- [] Will result in a splitting of the water right owned/claimed? yes ☒ no
tion of the water right that is now owned/claimed by the new owner:

- [] Attach proof of ownership, describe proof attached: See attached Decree of Distribution recorded as Instrument #380967, records of Blaine County, Idaho
(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)
- [] Signature of New Owner/Claimant(s): Cathy Zaccardi, Trustee of Testamentary Trust for Charles Negreonte, 1/3 interest Date 28 Aug 95
Cathy Zaccardi, Trustee of Testamentary Trust for Christye Negreonte, 1/3 interest Date
- [] Signature of Former Owner/Claimant(s): Trust for Christye Negreonte Date
 Date

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: 9/19/95 By: HLB

Claim Numbers of Split, if any:

MICROFILMED
NOV 22 1996

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

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: A37-00436D
Date Received: 10/05/1988
Receipt No: M001502
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CHARLES NEGREPONTE 208-788-3623
Address: RT. 1 BOX 700
BELLEVUE, ID 83313

OR
Name: CHRISTOPHER NEGREPONTE 208-788-3623
Address: RT. 1 BOX 700
BELLEVUE, ID 83313

2. Date of Priority: JUN 01, 1901

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
01N	18E	12	SW	SW			BLAINE
		25	NE	NW		R	BLAINE

5. Description of diverting works:

BYPASS CANAL; HEADGATE #55-C & BASELINE CANAL FROM BYPASS CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.882		

7. Total Quantity Appropriated is:

0.882 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 128.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	19E	31	NE	SW		IRR	38.4
			SE	SW		IRR	12.9
						Section Acres	51.3
						Total Acres	51.3

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:
A37-00433C, 434C, 435C

14. Remarks:
SEE BOONE VS. WRIGHT, ET. AL., 1-25-1922

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date: 12/13/1909

S.C. FROST

Decree Plaintiff

vs

ALTURAS WATER CO.

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Charles M. Mays Date: 10/5/88

Date: _____

State of Idaho)
County of Blaine) SS.

Subscribed and sworn (or affirmed) before me this 5 day

of Oct 19 88

John Dale Carlson
Notary Public

Seal

Residing at Boise Tel

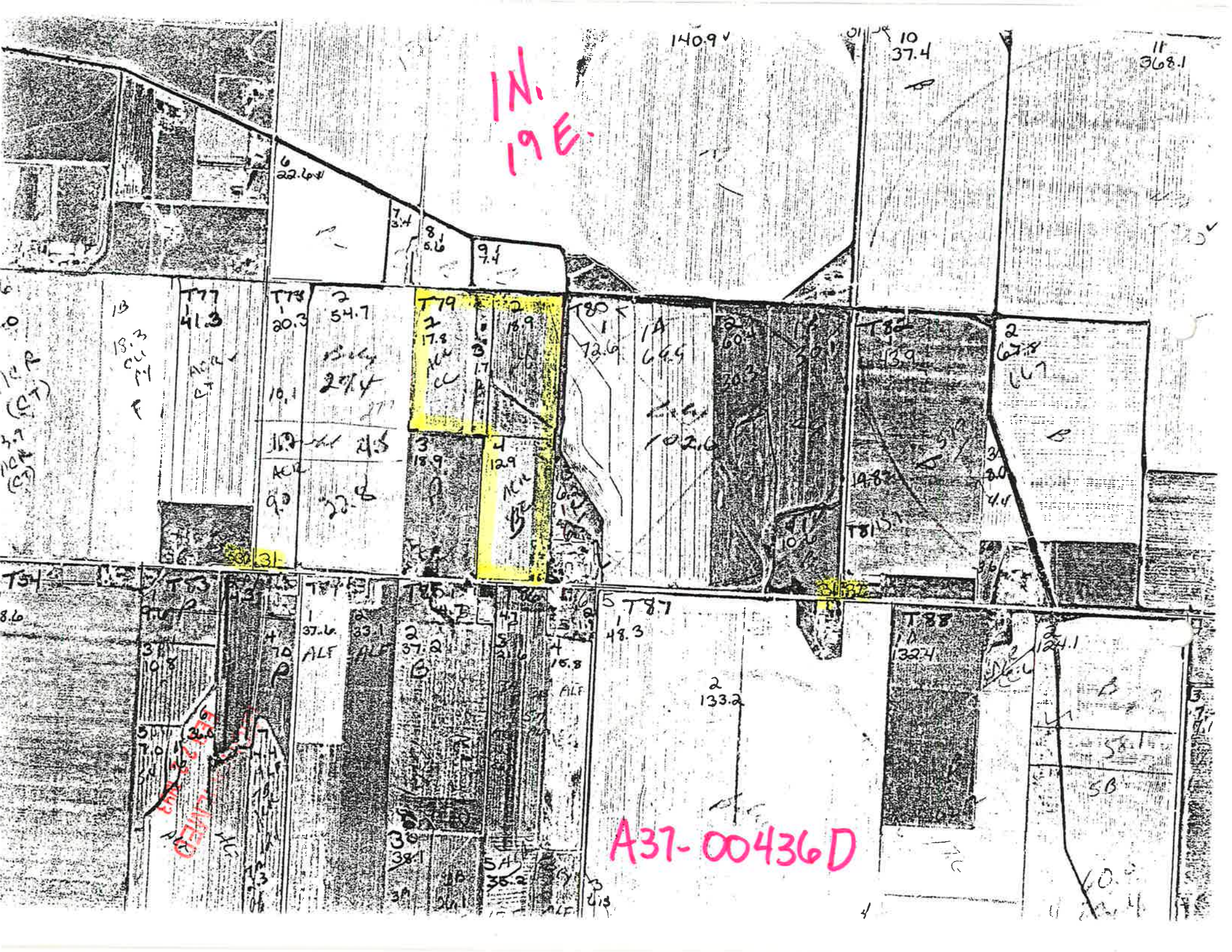
My Commission Expires 6/2/91

1N.
19E.

140.9

37.4

368.1



11/29/2006

**NOTICE OF ERROR
REPLY**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: 12/15/2006

Water right number: 37-436G

CATHY ZACCARDI
PO BOX 743
HAILEY ID 83333
Telephone Number: (208)788-4619

CHRISTYE NEGREPONTE TESTAMENTARY TRUST

CATHY ZACCARDI TRUSTEE
PO BOX 743
HAILEY ID 83333
Telephone Number: (208)788-4619

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):
2. Describe the changes you wish to make in the proposed recommendation:
3. Give a brief explanation as to why you disagree with these portions:

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 04 Dec 2006 SIGNATURE: Cathy Zaccardi
Please print your name: Cathy Zaccardi

IDWR Regional Office, 322 E Front St
PO Box 83720, Boise, ID 83720-0098, 2082874800

SCANNED
DEC 28 2006

11/21/2006

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

RIGHT NUMBER: 37-436G

NAME AND ADDRESS: CATHY ZACCARDI
PO BOX 743
HAILEY ID 83333

CHRISTYE NEGREPONTE TESTAMENTARY TRUST

CATHY ZACCARDI TRUSTEE
PO BOX 743
HAILEY ID 83333

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 0.620 CFS

PRIORITY DATE: 06/01/1901

POINT OF DIVERSION:

T01N R18E S12 NWSESW Within BLAINE County

T01N R18E S25 NWSESW Rediversion Within BLAINE County

This right is measured and administered at the point of rediversion.

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	0.620 CFS

PLACE OF USE: IRRIGATION in BLAINE County

T01N R19E S31	NESW	19.00	T01N R19E S31	SESW	14.00
---------------	------	-------	---------------	------	-------

33 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 33 acres in a single irrigation season. Combined Right Nos.: 37-433G, 37-434G, 37-435G and 37-436G.

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

Use of this right is combined with water from Base Line Canal Co.

This right is a portion of old right 37-436.



Idaho Department of Water Resources

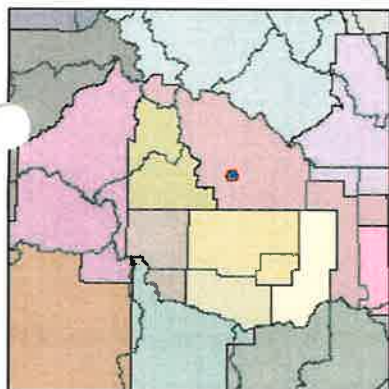
SRBA Recommendation:

37-436G

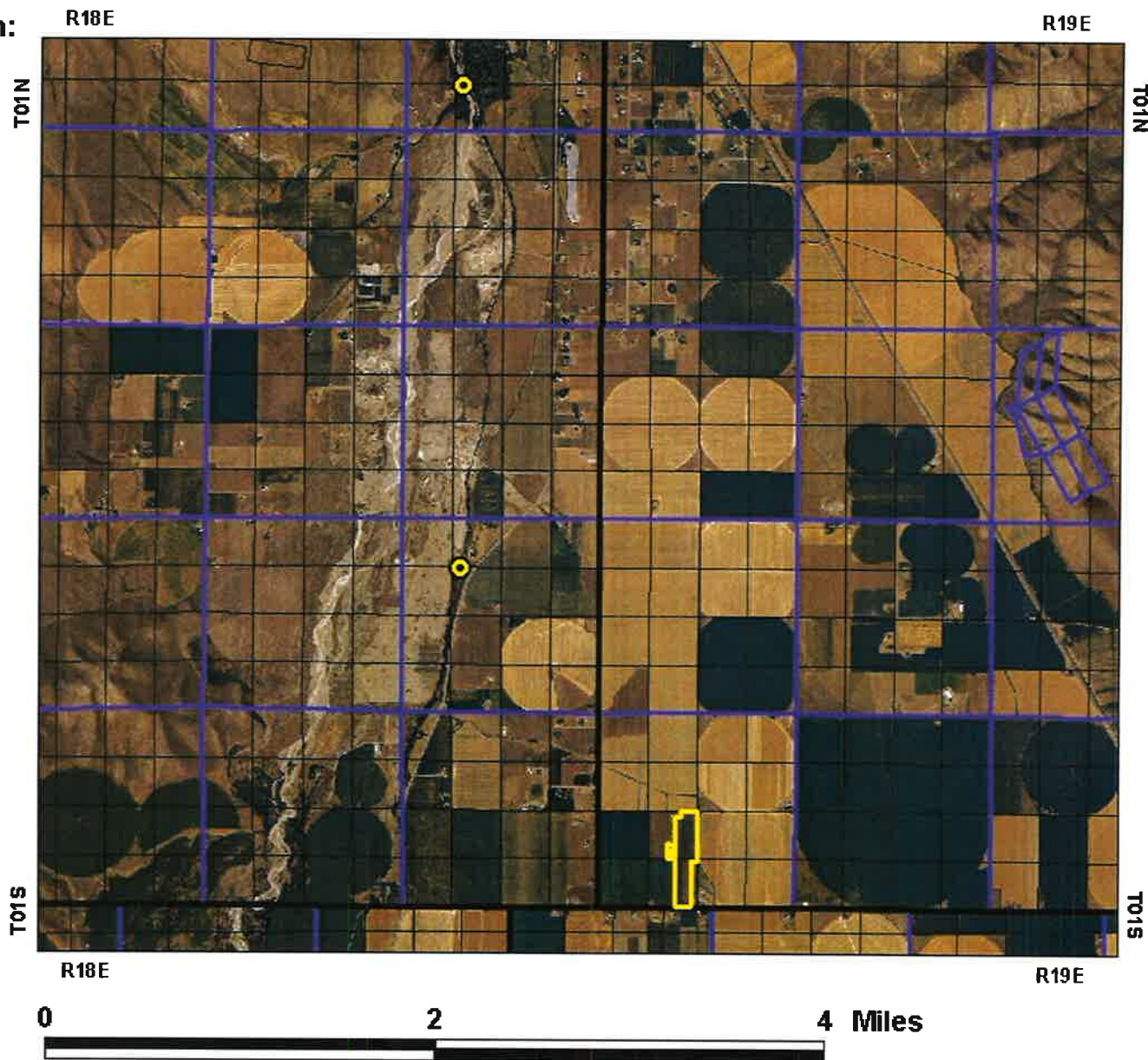
(Irrigation)

Legend

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



Blaine County
IDWR Basin 37

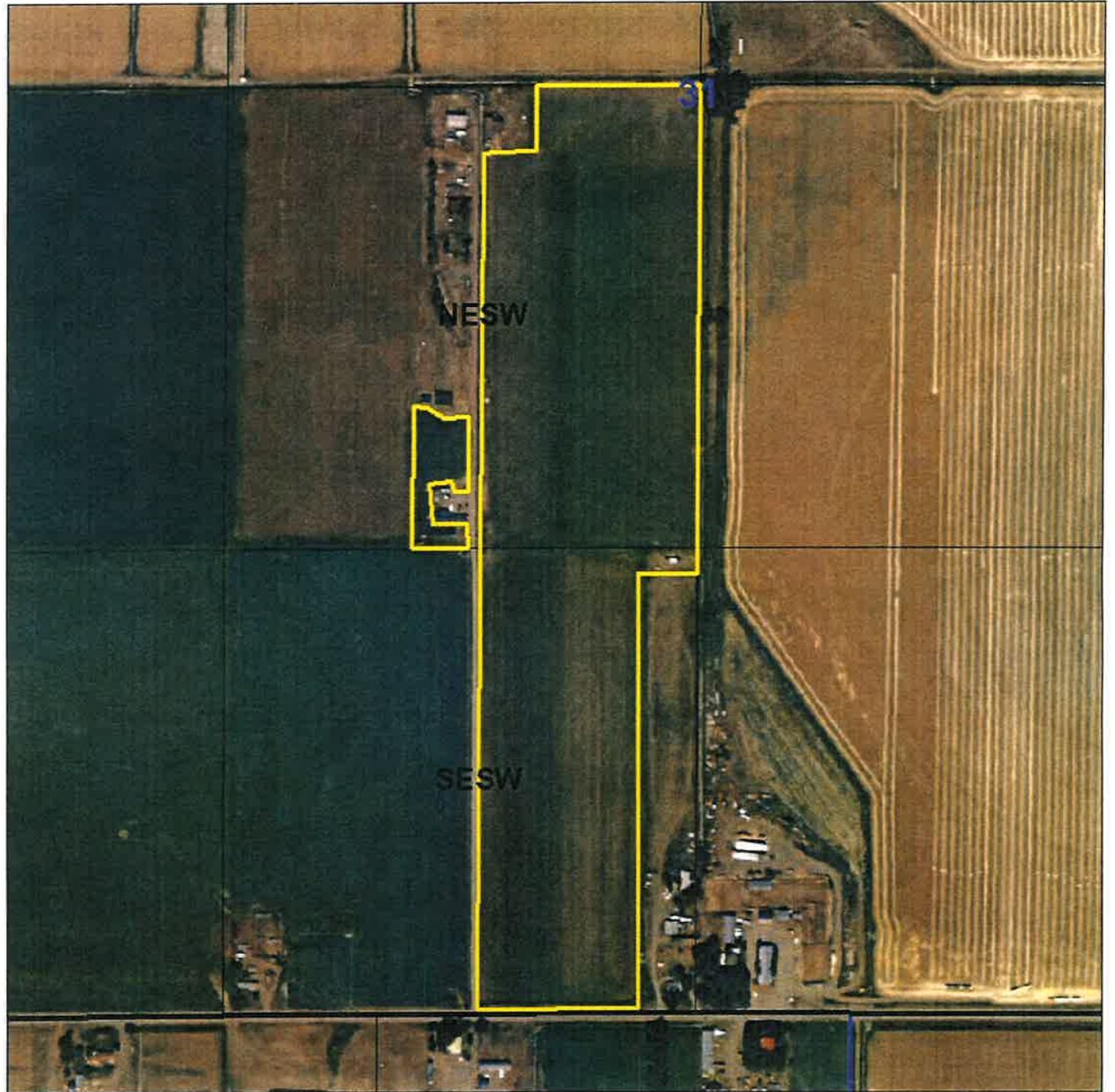


Owner: Cathy Zaccardi

NOTE: Only one owner is listed. There may or may not be more than this in the IDWR database.

Prepared by T. Baker
On Tuesday, November 21, 2006
2004 Aerial Photography

37-436G



6/9/94

COMMUNICATION DOCUMENTATION

Claim No. SEE BELOW

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Steve Clelland

September 29, 1997 10:54am

NAME:

CATHY ZACCARDI

RE:

CALLOUT: 788-4619 THEN AT WORK 788-2296

TALKED FIRST WITH HER HUSBAND JEFF THEN CLED HER AT WORK... NEED TO GET A COPY OF THE PLAT MAP SHOWING THE SPLIT PROPERTIES. I ALSO HAD QUESTIONS ABOUT WHY CHARLES NEGREPONTE NEVER SIGNED THE CHANGE OF OWNERSHIP FORM. APPARENTLY HE IS NOT HAPPY WITH THIS SPLIT OF THE PROPERTY, HOWEVER, THE DECISION IS MADE BY THE TRUSTEE OF THE TRUST, CATHY ZACCARDI. ALTHOUGH THE FORM LISTS CHARLES AS THE NEW OWNER IT ACTUALLY REPRESENTS THE SPLIT OF OWNERSHIP BETWEEN CHARLES NEGREPONTE AND CATHY ZACCARDI WITH THE TESTAMENTARY TRUST OF CHRISTOPHER AND PAUL NEGREPONTE.

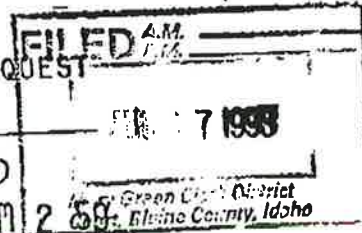
ONE EXCEPTION IS THE DOMESTIC CLAIM WHICH IS CONVEYED ENTIRELY TO CHARLES NEGREPONTE.

CLAIMS: A37-00433C, A37-00434C, A37-00435C, A37-00436D & A37-11519.

380967

STRATTON P. LAGGIS
Attorney at Law
Kneeland Professional Building
128 Saddle Road
Post Office Box 2195
Ketchum, Idaho 83340
Telephone: (208) 726-8003

BLAINE CO. REQUEST



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

In the Matter of the Estate)
of)
PAUL NEGREPONTE,)
Deceased.)

CASE NO. SP-93-210

ORDER APPROVING FINAL REPORT
AND DECREE OF DISTRIBUTION

The Petition of CATHY ZACCARDI for settlement and distribution of the above-named estate having come before the court, the court makes the following findings:

1. That said Petitioner is the duly appointed, qualified and acting Personal Representative of the above-named estate.
2. That decedent is survived by the following heirs, to-wit:

<u>Name</u>	<u>Relationship</u>
CHARLES NEGREPONTE	Nephew
CATHY ZACCARDI	Niece
CHRISTYE NEGREPONTE	Niece

NOV 22 1996

ORDER APPROVING FINAL REPORT AND DECREE OF DISTRIBUTION - 1



State of Idaho
DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033
Fax (208) 736-3037

PHILIP E. BATT
Governor

KARL J. DREHER
Director

September 7, 1995

CATHY ZACCARDI
PO BOX 743
HAILEY, ID 83333

RE: SRBA CLAIMS A37-00433C, A37-00434C, A37-00435C, A37-00436D,
& A37-11519 (NEGREPONTE)

DEAR CLAIMANT(S):

PURSUANT TO THE NOTIFICATION THAT YOU HAVE PURCHASED PROPERTY WITH THE ABOVE-REFERENCED ADJUDICATION CLAIM. WE HAVE CHANGED THE DEPARTMENT'S RECORDS AS YOU HAVE REQUESTED. **THIS COPY IS FOR YOUR RECORDS.** PLEASE REVIEW THE RECORDS FOR ACCURACY.

IF YOU HAVE ANY QUESTIONS, PLEASE FEEL FREE TO CONTACT ME AT THE OFFICE.

SINCERELY,

TARA L BACKLUND
SNAKE RIVER BASIN ADJUDICATION
RECORDS CLERK

/TLB
ENCLOSURES

MICROFILMED

NOV 22 1996

6/9/94

COMMUNICATION DOCUMENTATION

Claim No. SEE BELOW

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Steve Clelland

September 15, 1997 9:31am

NAME:

JEFF & CATHY ZACCARDI

CAMEIN/APPT

RE:

QUESTIONS ON SPLIT OF WR

THEY ARE SPLITTING FOUR WATER RIGHT CLAIMS INTO TWO OWNERSHIPS AND NEEDED SOME CLARIFICATION ON HOW IDWR CALCULATES SPLITS IN WR. I SHOWED THEM THE TYPICAL PROPORTIONAL RATE SPLIT AND EXPLAINED IT SHOULD BE FOR THE ACRES ACTUALLY IRRIGATED AND NOT THE OWNED ACRES. I GAVE THEM THE NOTES FOR THE POSSIBLE SPLIT OF THE RIGHTS AS IT WAS DESCRIBED TO ME. THEY HAD THE PROPER FORMS AND I SUGGESTED THE INCLUDE AND ATTACHMENT SHOWING THE VARIOUS SPLITS ON THE CLAIMS.

CLAIMS: A37-00433C, A37-00434C, A37-00435C, & A37-00436D.



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

September 29, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

CATHY ZACCARDI &
CHRISTYE NEGREPONTE TESTAMENTARY TRUST
PO BOX 743
HAILEY ID 83333

RE: CHANGE OF OWNERSHIP SRBA CLAIM NOS. A37-00433G, A37-00434G,
A37-00435G & A37-00436G

DEAR MRS. ZACCARDI & MS. NEGREPONTE,

Pursuant to your request for a change in ownership and/or 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 your adjudication claims, as they now appear in our records.

Please refer to the above SRBA claim number in future correspondence.

If you have any further corrections or questions please contact our office.

Sincerely,

A handwritten signature in cursive script, reading 'Steve Clelland'.

STEVE CLELLAND
Sr. Water Resource Agent

ENC:

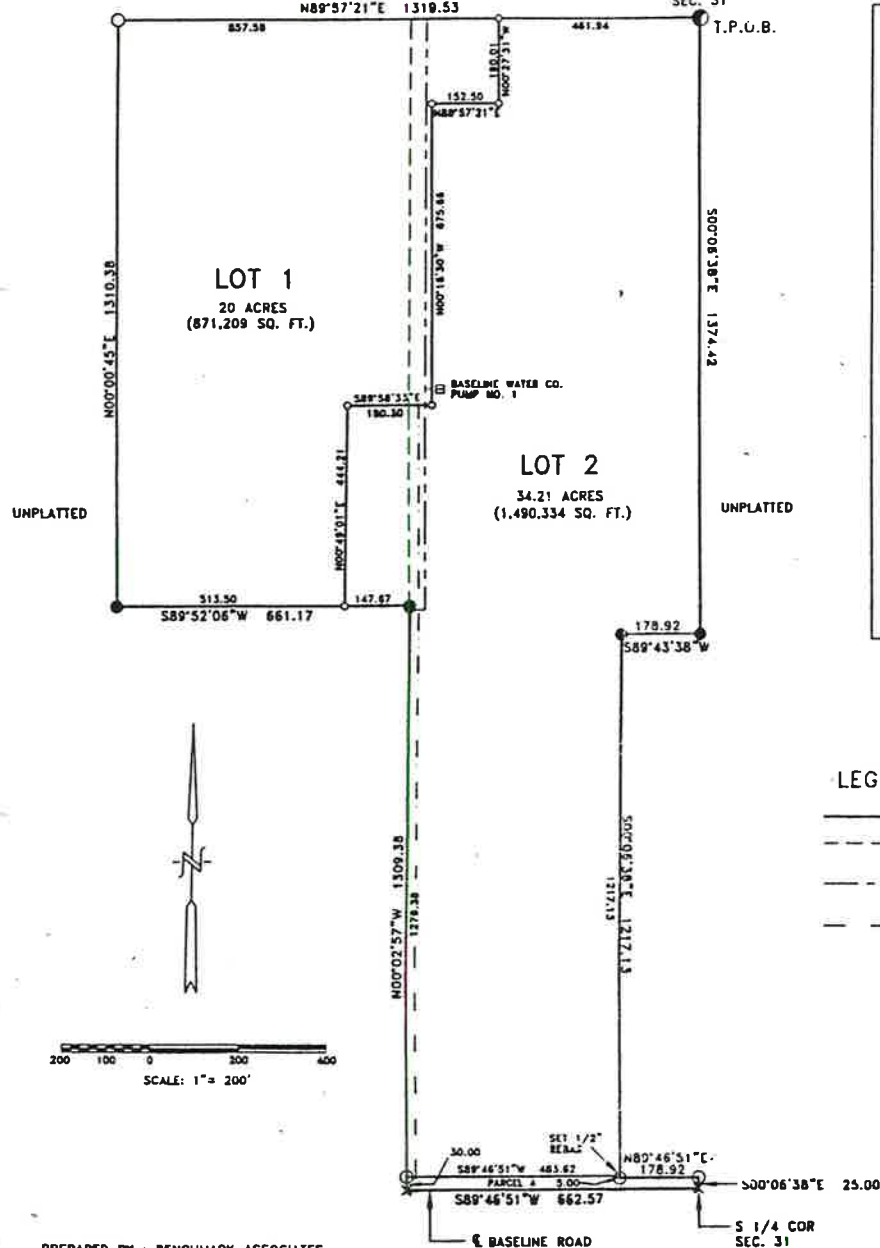
NEGREPONTE FARM

A SUBDIVISION LOCATED WITHIN T1N, R19E, SECTION 31, B.M.
BLAINE COUNTY, IDAHO

APRIL 1996

UNPLATTED

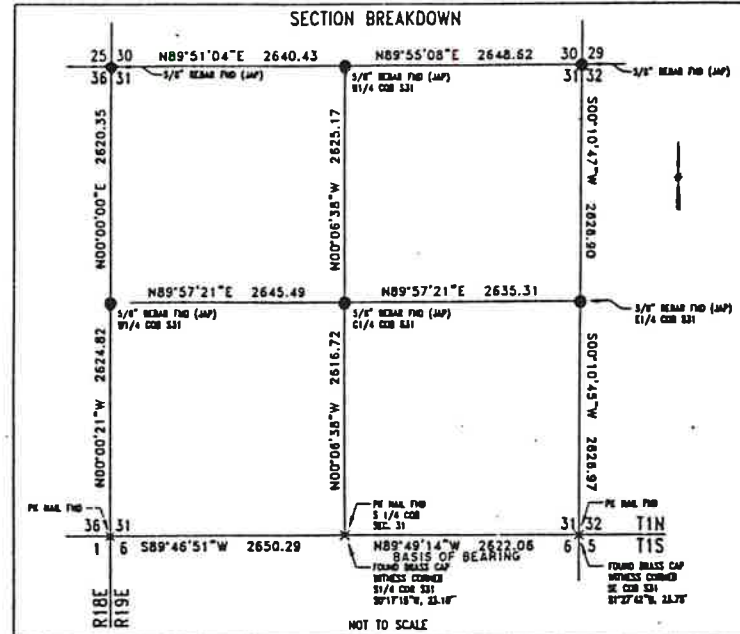
C 1/4 COR
SEC. 31
T.P.O.B.



SCALE: 1" = 200'

PREPARED BY: BENCHMARK ASSOCIATES
P.O. BOX 733, KETCHUM, ID 83340
(208) 726-9512 : 726-9514 (FAX)

SECTION BREAKDOWN



LEGEND

- LOT LINE
- CENTERLINE 10' WIDE OVERHEAD POWER EASEMENT TO BENEFIT IDAHO POWER, GRANTED HEREON
- CENTERLINE 10' WIDE DITCH EASEMENT TO BENEFIT BASELINE WATER CO., GRANTED HEREON
- CENTERLINE 40' WIDE ACCESS AND UTILITY EASEMENT TO BENEFIT LOT 1, GRANTED HEREON
- FOUND 1 1/2" REBAR
- SET 1/2" REBAR
- FOUND 5/8" REBAR
- SET 5/8" REBAR
- SET 2 1/2" ALUMINUM CAP WITH A 2" PIPE
- OVER FOUND 5/8" REBAR (T.P.O.B.)
- × FOUND PK MAIL

NOTES

- The purchaser and/or owner of these lots or parcels understands and agrees that private road construction, maintenance and show removal shall be the obligation of the owner, his successors or interest, or the homeowners association, and that Blaine County shall not expect, maintain or improve the roads for any reason, and that each owner shall notify in writing any successor in interest of these facts.
- The reserved water rights shall remain appurtenant to the land in perpetuity and shall not be sold separate from these lots. Of the 1.20 c.s.u. of reserved water rights or 58.3 shares of Baseline Canal Co. water, Lot 1 shall receive approximately 36% and Lot 2 shall receive the balance based on the approximate area of each lot available for agricultural use. The subdivisor shall deed the pro-rated share of water rights to the owner of each lot. Said rights shall thereafter run with the individual lots.
- An access easement for the purpose of maintaining the irrigation ditches, headgates and Pump No. 1 is hereby granted to the Baseline Canal Company. The Canal Company may use any reasonable and convenient route over these lots.
- The fire protection requirements of the Wood River Rural Fire District and Blaine County including, but not limited to, access and water supply shall be met prior to the issuance of any new building permits.
- Individual lot owners are responsible for control of noxious weeds according to Idaho State requirements. Mowing and removal are recommended.
- A ten-foot wide public utility easement centered on all side and rear lot lines is granted hereon.
- This property is surrounded by active productive agricultural land. Residents and purchasers should be aware that agricultural practices and operations including livestock grazing occurring day and night are allowed and may result in dust, odors, noise and application of agricultural chemicals, including herbicide and pesticide spraying, ground preparation, harvesting, etc. In addition, the roads accessing this property are used by agricultural vehicles. Such practices and uses are normal functions on agricultural lands and not considered nuisances.
- Parcel A as shown on this plat is hereby dedicated to Blaine County for use as a public road. Parcel A contains approximately 18.952 sq. ft.

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.

Date _____ South Central District Health Dept., EMS

This map is a photographic reproduction of that on file in either the Recorder's or the Surveyor's Office. The company assumes no liability for variation, if any, with another or re-survey.
Courtesy Of:
Sawtooth Title Co.
Box 188
Ketchum, Idaho 83740
726-4595

		
NEGREPONTE FARM		
T1N, R19E, SECTION 31, B.M., BLAINE CO., IDAHO		
PREPARED FOR: CATHY ZACCARDI		
A PLAT	DRAWN BY: BLH/LE	PLAT FILE 95340PG1.DWG
PROJECT NO. 95340	DATE: 04/05/96	CO-ORD FILE 95340.CRD

6/9/94

COMMUNICATION DOCUMENTATION

Claim No. SEE BELOW

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IDWR Employee/Agent Steve Clelland

October 28, 1997 9:00am

NAME:

CHARLES NEGREPONTE

CALLIN

RE:

CHANGES IN SRBA CLAIM

HE DISAGREES WITH THE RECENT CHANGES IN OWNERSHIP I EXECUTED ON HIS SRBA CLAIM WHICH GIVES A PORTION OF THE RIGHT TO CATHY ZACCARDI. HE STATES HE OWNS THE ENTIRE RIGHT AND SHE OWNS NOTHING, I HAD NO RIGHT TO SPLIT THE CLAIM.

I INFORMED HIM SHE HAD SHOWN THE PROPER DOCUMENTATION TO ESTABLISH OWNERSHIP FOR A PORTION OF THE PROPERTY TO WHICH THE RIGHT WAS APPURTENANT; COMPLETE WITH DEEDS AND PLAT MAP FROM THE COUNTY RECORDS. IF THIS IS INCORRECT HE MERELY NEEDS TO PROVIDE ME WITH THE APPROPRIATE DOCUMENTS SHOWING HE OWNS THE ENTIRE PARCEL AS ORIGINALLY CLAIMED AND I CAN EASILY CHANGE IT BACK.

HE TOLD ME THE WATER HAS NOTHING TO DO WITH THE LAND OWNERSHIP AND THAT HE OWNS THE WATER RIGHT AND NO ONE ELSE; HE SAYS OUR OWN RECORDS PROVE HE IS THE OWNER (HE IS REFERING TO THE SRBA CLAIM HE FILED ORIGINALLY). HE STATED HE PAID OVER \$3000 TO RE-FILE ON ALL HIS WATER. I TOLD HIM THIS CLAIM WOULD HAVE ONLY COST \$156 TO FILE BACK IN 1988-89, IF HE PAID \$3000 PERHAPS HE IS REFERING TO ANOTHER FEE HE PAID AT THAT SAME TIME, BUT NOT FOR THIS CLAIM ALONE.

HE TOLD ME HIS SISTER, CATHY ZACCARDI, HAD REMOVED HIS PUMP AND DISCONNECTED HIS SERVICE LINE. I TOLD HIM THAT IS A CIVIL MATTER WHICH I HAVE NO JURISDICTION OVER, HE SHOULD CONTACT A LAWYER OR THE SHERIFF TO ADDRESS THAT MATTER.

WE DISCUSSED THESE SAME ISSUES SEVERAL TIMES AND FINALLY I TOLD HIM IF HE CAN SHOW THE PROPER OWNERSHIP OF THE LANDS TO WHICH THE WATER RIGHT IS APPURTENANT I WOULD BE ABLE TO CHANGE THE SITUATION, HOWEVER, IF HE DOES NOT OWN HIS SISTER'S PORTION THEN HE CLAIM TO OWNERSHIP OF THE ENTIRE RIGHT MAY BE BASED ON SOME LEGAL BASIS THAT I CANNOT ADDRESS AND HE SHOULD PROBABLY CONTACT A LAWYER TO PURSUE THE MATTER FURTHER. HE ASKED FOR REFERENCES TO A LAW FIRM AND I TOLD HIM I CANNOT GIVE THAT TYPE OF INFORMATION.

I OFFERED ALL THE DEPARTMENTAL RECORDS FOR HIS REVIEW AND RESEARCH IF NECESSARY AND I OFFERED TO EXPLAIN THE PROCESS I FOLLOWED TO CHANGE THE OWNERSHIP IF HE DESIRES TO COME TO OUR OFFICE AND DISCUSS IT WITH ME.

HE STATED HE WOULD BE BACK IN CONTACT WITH ME LATER.

CLAIMS: A37-00433G, A37-00434G, A37-00435G, & A37-00436G.

A37-00433F, A37-00434F, A37-00435F, & A37-00436F

A37 00436 G