

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 37-538A
Date Received: 8/18/1993
Receipt No: X999999
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

CANDIDA FORSTMANN Phone: (208) 726-7260
PO BOX 201
KETCHUM ID 83340

2. Date of Priority: 05/15/1891

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
02N	18E	26	SW	SW	BLAINE	R
02N	18E	22	NE	SW	BLAINE	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/15	10/15	0.11	3.5

7. Total Quantity Appropriated is:
0.11 C.F.S. and/or 3.5 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
02N	18E	26	SW	SW	IRRIGATION	1
Section Acres						1
Total Acres						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:

P/U IS EAST OF HAILEY-BROADFORD ROAD. P/D NOT IN DECREE BUT DETERMINED FROM WATERMASTER. AC. IRRIG. NOT SPECIFIED. FARM = 118.5 AC. P/U IS EAST OF HAILEY-BROADFORD ROAD.

P/D NOT GIVEN IN DECREE BUT DETERMINED FROM WATERMASTER

Use of water under this water right will be regulated by the watermaster of State Water District No. &DISTRICT.

This right when combined with all other rights shall provide no more than 3.5 afa per acre for irrigation of the lands above.

Approval of this transfer in no way grants any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.

The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

A totalizing measuring device and lockable controlling works of a type approved by this Department shall be maintained on the diverting works from the Broadford Slough in a manner that will provide the watermaster suitable control of the diversion.

Water diverted under this approval is limited to the amount that is actually beneficially used for irrigation of a horse arena.

Right Nos. 37-00537B and 37-00538B when combined shall not exceed a total combined annual diversion volume of 3.5 af for the irrigation of 1.0 acre.

15. Basis of Claim: Decreed

RECEIVED

FEB 16 1996

Department of Water Resources
Southern Region

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: A37-00538A

Date Received: 8/18/1993

Receipt No: X777777

Received By: J. G. Stanton

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: CANDIDA FORSTMANN 208-726-7260
Address: PO BOX 201
KETCHUM ID 83340

2. Date of Priority: MAY 15, 1891

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
02N	18E	26	NW	SW	SW		BLAINE

5. Description of diverting works:
PUMP IN BROADFORD SLOUGH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.110		

7. Total Quantity Appropriated is:
0.110 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 of	Lot	Use	Acres
02N	18E	26	SW	SW		IRR	1.0

Section Acres 1.0

Total Acres 1.0

MICROFILMED

NOV 29 1996

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:
37-00537 PART

14. Remarks:

P/U IS EAST OF HAILEY-BROADFORD ROAD.

USE ESTABLISHED IN 1970'S FOR A SMALL HORSE ARENA SOUTH OF ORIGINAL P/U.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

S. C. FROST, ET. AL.
Decree Plaintiff

ALTURAS WATER COMPANY, ET. AL
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): Lauchlin G. Frostmann Date: 2/15/96.

Date: _____

MICROFILMED
NOV 29 1996

State of Idaho)
County of Blaine) ss.

Subscribed and sworn (or affirmed) before me this 15th day
of Feb. 19 96

John A. Burke
Notary Public

Seal

Residing at Sun Valley, Idaho

My Commission Expires 10-7-97



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

Stoney Burke
PO Box 201
Ketchum, ID
83340

February 5, 1996

RE: SRBA Claims A37-00537A & A37-00538A

Dear Stoney;

Per our discussion, enclosed are amended claims for your horse arena near Hailey. If the claims are satisfactory, please have Candy sign them before returning them to me for processing. This will facilitate processing of your two pending water transfers. If changes are needed, they can be made on the claims and initialed. Copies of the proposed amended Wenner claims are enclosed for your information; they have also received copies of your proposed amended claims. The original claims will remain on file until the signed amended claims are returned to this office.

Sincerely,

James E. Stanton
Sr. Water Resource Agent

MICROFILMED
NOV 29 1996

COPY
FOR YOUR FILES

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: **A37-00538A**
Date Received: 8/18/1993
Receipt No: X777777
Received By: _____

AMENDED

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

AMENDED

1. Name: CANDIDA FORSTMANN
Address: PO BOX 201
KETCHUM ID 83340 208-726-7260

2. Date of Priority: MAY 15, 1891

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
02N	18E	26	NW	SW	SW		BLAINE

5. Description of diverting works:
PUMP IN BROADFORD SLOUGH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.110		

7. Total Quantity Appropriated is:
0.110 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 of	Lot	Use	Acres
02N	18E	26	SW	SW		IRR	1.0

Section Acres 1.0

Total Acres 1.0

NOV 29 1996

MICROFILMED

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:
37-00537 PART

14. Remarks:

P/U IS EAST OF HAILEY-BROADFORD ROAD.
USE ESTABLISHED IN 1970'S FOR A SMALL HORSE ARENA SOUTH OF ORIG-
INAL P/U.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

S. C. FROST, ET. AL.
Decree Plaintiff

ALTURAS WATER COMPANY, ET. AL
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: _____

JUL 14 1994
Department of Water Resources
Southern Region Office

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: A37-00538

Date Received: 8/18/1993

Receipt No: S016110

Received By: 165017125
amand

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: JANN S WENNER 208-726-3030
Address: C/O BRIAN BARSOTTI
PO BOX 10013
KETCHUM ID 83340

OR

Name: JANE WENNER 208-726-3030
Address: C/O BRIAN BARSOTTI
PO BOX 10013
KETCHUM ID 83340

2. Date of Priority: MAY 15, 1891

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
02N	18E	22	NW	SW			BLAINE
		27	NE	NE		R	BLAINE

5. Description of diverting works:
PETERLIN #35 HEADGATE IN THE ROCKWELL BYPASS CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	3.600		

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

8. Total consumptive use is 122.5 Acre Feet Per Annum

9. Non-irrigation uses:

MICROFILMED
OCT 26 1994

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02N	18E	26	SW	NW		IRR	8.0
			NE	SW		IRR	6.0
			NW	SW		IRR	35.0
						Section Acres	49.0
						Total Acres	49.0

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:

37-00537 AND 37-07312

14. Remarks:

P/U IS EAST OF HAILEY-BROADFORD ROAD.

P/D NOT GIVEN IN DECREE BUT DETERMINED FROM WATERMASTER.

OWNERSHIP CHANGE 3/21/94 BY JG.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

S. C. FROST, ET. AL.
Decree Plaintiff

ALTURAS WATER COMPANY, ET. AL
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: _____

MICROFILMED
OCT 26 1994

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~~ New York

County of New York

) SS.
)

Subscribed and sworn (or affirmed) before me this 16th day

of June 19 94

Andrea Labate
Notary Public

Seal

Residing at _____

ANDREA LABATE
NOTARY PUBLIC, State of New York
No. 01LA4987531

My Commission Expires

Qualification in Rockland County
Certificate Filed in Rockland County
Commission Expires October 15, 1995

MICROFILMED
OCT 26 1994

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: **A37-00538**
Date Received: 8/18/1993
Receipt No: S016110
Received By: _____

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

1. Name: JANN S WENNER 208-726-3030
Address: C/O BRIAN BARSOTTI
PO BOX 10013
KETCHUM ID 83340

OR
Name: JANE WENNER 208-726-3030
Address: C/O BRIAN BARSOTTI
PO BOX 10013
KETCHUM ID 83340

2. Date of Priority: MAY 15, 1891

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
02N	18E	22	NW	SW			BLAINE
		27	NE	NE		R	BLAINE

5. Description of diverting works:
PETERLIN #35 HEADGATE IN THE ROCKWELL BYPASS CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION			3.600		

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

8. Total consumptive use is 93.7 Acre Feet Per Annum.

9. Non-irrigation uses:

MICROFILMED
OCT 26 1994

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
02N	18E	26	SW		NW		IRR	8.0
			NE		SW		IRR	6.0
			NW		SW		IRR	23.5
Section Acres								37.5
Total Acres								37.5

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:
37-00537 AND 377312

14. Remarks:

P/U IS EAST OF HAILEY-BROADFORD ROAD.
P/D NOT GIVEN IN DECREE BUT DETERMINED FROM WATERMASTER.

OWNERSHIP CHANGE 3/21/94 BY JG.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

S. C. FROST, ET. AL.
Decree Plaintiff

ALTURAS WATER COMPANY, ET. AL
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: _____

MICROFILMED
OCT 26 1994

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 _____

MICROFILMED
OCT 26 1994

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: **A37-00538A**
Date Received: 8/18/1993
Receipt No: X777777
Received By: _____

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

1. Name: CANDIDA FORSTMANN 208-788-4585
Address: BOX 1041
HAILEY ID 83333

2. Date of Priority: MAY 15, 1891

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
02N	18E	22		NW	SW		BLAINE
		27		NE	NE	R	BLAINE

5. Description of diverting works:
PETERLIN #35 HEADGATE IN THE ROCKWELL BYPASS CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.018		

7. Total Quantity Appropriated is:
0.018 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 of	Lot	Use	Acres
02N	18E	26	SW	SW		IRR	0.9

Section Acres 0.9

MICROFILMED
OCT 26 1994

10. Place of Use: Continued

Total Acres 0.9

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:

37-00537 AND 37-07312

14. Remarks:

P/U IS EAST OF HAILEY-BROADFORD ROAD.

P/D NOT GIVEN IN DECREE BUT DETERMINED FROM WATERMASTER.

SPLIT RIGHT A37-00538A & A37-00538B CONTINGENT ON PENDING TRANSFER.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

S. C. FROST, ET. AL.

Decree Plaintiff

ALTURAS WATER COMPANY, ET. AL
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: _____

MICROFILMED
OCT 26 1994

State of Idaho)
) SS.
County of _____)

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

MICROFILMED
OCT 26 1994

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

OCT 18 1953

Department of Water Resources

RECEIVED

LEGAL DESCRIPTION OF PROPERTY: Township SEE CLAIMS LISTED BELOW
Range

OCT 20 1993

Department of Water Resource
Southern Region Office

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

- | | | | |
|-----|---|---------------------------|---------------------|
| [] | Signature of New
Owner/Claimant(s) | <u><i>[Signature]</i></u> | Date <u>11/5/93</u> |
| | | <u><i>[Signature]</i></u> | Date <u>10/5/93</u> |
| [] | Signature of Former
Owner/Claimant(s): | _____ | Date _____ |
| | | _____ | Date _____ |

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

Claim Numbers of Split, if any:

MICROFILMED
OCT 26 1994

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

BRIAN BARSOTTI

ATTORNEY AT LAW

GREYHAWK ALPINE CENTER

WARM SPRINGS VILLAGE

P. O. BOX 10013

KETCHUM, IDAHO 83340

208/726-3030 FAX NO. 208/726-2922

OF COUNSEL TO
ROARK, DONOVAN, PRAGGASTIS,
RIVERS & PHILLIPS

ADMITTED TO THE PRACTICE
OF LAW IN IDAHO AND
CALIFORNIA

October 14, 1993

Att: Adjudication Bureau
Idaho Department of
Water Resources
Statehouse Mail
Boise, Idaho 83720-9000

Re: Transfer of Notice of Change of Water Right Ownership

Dear Sir:

Enclosed is a New Property Owner Notice of Change of Water Right Ownership relative to the Forstmann/Wenner transaction.

Enclosed, also, is a copy of a warranty deed containing a legal description of the property involved in the transaction, and a copy of a quitclaim deed evidencing a transfer of the water rights set forth in the Notice.

Please file this New Property Owner Notice of Change of Water Right Ownership in order to comply with the requirements of Section 42-1409(7) of the Idaho Code.

If you need any further information, please do not hesitate to contact me.

Very truly yours,


Brian J. Barsotti

BB/k/33

Encs.

cc: Gary Slette, Esq.

MICROFILMED
OCT 26 1994

EXHIBIT "A"

A Parcel of land located within the N1/2 SW1/4 and the SW1/4 NW1/4, Section 26, T. 2N., R. 18E, B.M., Blaine County, Idaho, more particularly described as follows:

Commencing at an iron pin marking the center one quarter corner (N.E. corner of said N1/2 SW1/4.), which point is the REAL POINT OF BEGINNING;

thence South 0 degrees 07'33" East, 1342.16 feet along the East Boundary of said N1/2 SW1/4 to an iron pin by JUB Engineers, 1972, marking the southeast corner of said N1/2 SW1/4;

thence North 89 degrees 29'52" West 1216.35 feet along the south boundary of said N1/2 SW1/4 to an old fence line;

thence South 16 degrees 55'55" East, 41.93 feet along said old fence to a fence corner post;

thence North 89 degrees 37'51" West, 118.57 feet along an old fence to the east boundary of the SW1/4 SW1/4, Section 26;

thence South 0 degrees 02'26" East, 256.21 feet along said east boundary of the SW1/4 SW1/4 to the intersection of said east boundary of the SW1/4 SW1/4 with the intersection of said northeast boundary of the Original Broadford Townsite;

thence North 20 degrees 45'09" West, 566.07 feet along said northeast boundary of the Original Broadford Townsite to an iron pin and aluminum cap by Jim Koonce, R. L. S. at the northeast corner of said Townsite;

thence South 70 degrees 15'27" West, 919.11 feet along the northerly boundary of said Broadford Townsite to an iron pin by Galena Engineering, Inc. on the east boundary of the present Broadford Road;

thence North 13 degrees 03'45" West, 375.72 feet, more or less, along said east boundary of the present Broadford Road to an iron pin by JUB Engineers in 1972;

thence North 18 degrees 47'24" West, 512.55 feet, more or less, along said east boundary of the present Broadford Road to an iron pin by JUB Engineers in 1972;

thence North 0 degrees 21'01" East, 568.96 feet, more or less, along said east boundary of Broadford Road to an iron pin by JUB Engineers in 1972;

thence North 0 degrees 14'09" East, 1331.07 feet, more or less, along said east boundary of Broadford Road to an iron pin by JUB Engineers in 1972;

thence South 89 degrees 37'40" East, 1303.93 feet along the north boundary of said SW1/4 NW1/4 to an iron pin by Clyde Porter, R.L.S. marking the northeast corner of said SW1/4 NW1/4;

EXHIBIT "A" (continued)

thence South 0 degrees 02'32" West, 1328.77 feet along the east boundary of said SW1/4 NW1/4 to an iron pin by Clyde Porter, R.L.S. marking the southeast corner of said SW1/4 NW1/4;

thence South 89 degrees 44'50" East 1321.38 feet along the north boundary of said N1/2 SW1/4, Section 26 to the point of beginning.

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

OCT 18 1953

Department of Water Resources

RECEIVED

LEGAL DESCRIPTION OF PROPERTY: Township SEE CLAIMS LISTED BELOW
Range

OCT 20 1993

Department of Water Resource
Southern Region Office

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

- [] 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: A37-00537: A37-00538: A37--11743: A37-11753: A37--07312
 [] Name and Address of Former Owner/Claimant(s)(Seller): CANDIDA C. FORSTMANN
PO BOX 1041
HAILEY ID 83333
 [] New Owner/Claimant (Purchaser): JANN S. WENNER AND JANE WENNER
 [] New Mailing Address: c/o BRIAN BARSOTTI
PO BOX 10013
KETCHUM ID 83340
 [] New Telephone Number: (208) 726 - 3030
 [] Does the change in ownership result in a splitting of the water right owned/claimed? X yes no
 If yes, then describe the portion of the water right that is now owned/claimed by the new owner:
A37-00537: * 1 INCH (0.02 cfs) RETAINED BY CANDIDA C. FORSTMANN
BALANCE TO JANN S. WENNER AND JANE WENNER
* per phone call Crystal - Rosholt's Office - 16.5 acres 6/22/94
*Crystal in office 7/15/94 to do split rights

- [] 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 owner/claimant.)
- [] Signature of New Owner/Claimant(s) X [Signature] Date 11/5/93
- [] Signature of Former Owner/Claimant(s): X [Signature] Date 10/5/93

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

37-00538
orig papers

FOR IDWR USE ONLY:
Initial Review and Data-Entry
Date: 6/2/94 **By:** JC

Further Action Needed:

Further Action Taken
Date: **By:**

Final Review and Data-Entry
Date: 6/2/94 **By:** AG

Claim Numbers of Split, if any:

MICROFILMED

OCT 26 1994

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

COPY

BLAINE CO. REQUEST
OF BLAINE COUNTY TITLE

1993 OCT -4 P 4:02

357561

WARRANTY DEED

JANN GREEN, CLERK mp
FILES \$ 12.02

Deed

For Value Received, CANDIDA C. FORSTMANN, A MARRIED WOMAN AS HER SOLE AND SEPARATE PROPERTY, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto JANN S. WENNER AND JANE WENNER, HUSBAND AND WIFE, hereinafter called Grantees, whose current address is P. O. BOX 2133, KETCHUM, IDAHO 83340, the following described premises situated in Blaine County, Idaho, to-wit:

SEE EXHIBIT "A" ATTACHED HERETO
AND INCORPORATED HEREIN BY
THIS REFERENCE THERETO.

SUBJECT TO AND/OR WITHOUT WARRANTY OR REPRESENTATION WITH RESPECT
TO:

1. Any facts, rights, interests or claims which are not shown by the public records but which could be ascertained by an inspection of the premises or by making inquiry of persons in possession thereof.

2. Discrepancies, conflicts in boundary lines, shortage in area, encroachments, or any other facts which a correct survey would disclose, and which are not shown by the public records.

3. (a) Any unpatented mining claims; (b) any reservations or exceptions in patents or Acts authorizing the issuance thereof; (c) any water rights, claims or title to water (all water rights being conveyed by separate quitclaim deed).

4. Any adverse claim to any portion of the premises which lies below the line of mean high water of the Big Wood River.

5. That certain reservation of a twenty (20) foot wide ditch right-of-way as reserved in that certain Quitclaim Deed, recorded September 16, 1991, as Instrument No. 333716, records of Blaine County, Idaho.

6. The terms and conditions of that certain unrecorded Purchase and Sale of Real Property Agreement, dated July 23, 1993, entered into

MICROFILMED

OCT 26 1994

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A37-00538
Date Received: 8/18/1993
Receipt No: 5016/10
Received By: Adm

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: CANDIDA FORSTMANN 208-788-4585
Address: BOX 1041
HAILEY ID 83333

2. Date of Priority: MAY 15, 1891

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
02N	18E	22		NW	SW		BLAINE
		27		NE	NE	R	BLAINE

5. Description of diverting works:
PETERLIN #35 HEADGATE IN THE ROCKWELL BYPASS CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION			3.600		

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

8. Total consumptive use is 93.7 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
02N	18E	26	SW	NW		IRR	8.0
			NE	SW		IRR	6.0
			NW	SW		IRR	23.5

MICROFILMED

OCT 26 1994

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	37.5
					Total Acres	37.5

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:
37-00537 AND 377312

14. Remarks:
P/U IS EAST OF HAILEY-BROADFORD ROAD.
P/D NOT GIVEN IN DECREE BUT DETERMINED FROM WATERMASTER.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

S. C. FROST, ET. AL.
Decree Plaintiff

ALTURAS WATER COMPANY, ET. AL
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: _____

MICROFILMED
OCT 26 1994

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 _____

MICROFILMED
OCT 26 1994

CONVERSATION MEMO

FILE: A37-00538

AGENT: KKC

DATE: 7-20-93

RE: Amendment

NAME OF PARTY: Reed Nentley

He requested a change in acres. I generated an
amended claim & gave them to him for the claimant's
signature. Then Blue Away computer record.
related change = A37-00537

MICROFILMED

OCT 26 1994

RECEIVED

AUG 17 1993

Department of Water Resources
Southern Region Office

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: A37-00538
Date Received: 10/19/1988
Receipt No: M001645 5016110
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: CANDIDA FORSTMANN 208-788-4585
Address: BOX 1041
HAILEY ID 83333

2. Date of Priority: MAY 15, 1891

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
02N	18E	22	NW	SW			BLAINE
		27	NE	NE		R	BLAINE

5. Description of diverting works:
PETERLIN #35 HEADGATE IN THE ROCKWELL BYPASS CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION			3.600		

7. Total Quantity Appropriated is:
3.600 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	26	SW	NW		IRR	8.0
			NE	SW		IRR	6.0
			NW	SW		IRR	23.5

MICROFILMED
OCT 26 1994

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	37.5
					Total Acres	37.5

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:
37-00537 AND 377312

14. Remarks:

AC. IRRIG. NOT SPECIFIED. FARM = 118.5 AC.
P/U IS EAST OF HAILEY-BROADFORD ROAD.
P/D NOT GIVEN IN DECREE BUT DETERMINED FROM WATERMASTER.

15. Basis of Claim: DECREED,

Case Number:

Court :

Decree date: / /

S. C. FROST, ET. AL.
Decree Plaintiff

ALTURAS WATER COMPANY, ET. AL
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): Cassandra Co. Forstmann Date: Aug. 14. 1993

Date: MICROFILMED

OCT 26 1994

State of Idaho)
County of Blaine) SS.

Subscribed and sworn (or affirmed) before me this 16th day

of August 19 93

John A. Bule
Notary Public

Seal

Residing at Hailey, Idaho

My Commission Expires 10-7-97

MICROFILMED
OCT 26 1994

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

OCT 18 1933

Department of Water Resources

RECEIVED

LEGAL DESCRIPTION OF PROPERTY: Township SEE CLAIMS LISTED BELOW
Range Range

Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.

Lot _____, Block, _____, Subdivision/Townsite _____

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

OCT 20 1993

Department of Water Resource
Southern Region Office

- [] 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: A37-00537: A37-00538: A37--11743: A37-11753: A37--07312

- [[Name and Address of Former Owner/Claimant(s)(Seller): CANDIDA C. FORSTMANN

PO BOX 1041

- [] New Owner/Claimant
(Purchaser):**

HAILEY ID 83333

- (Purchaser): JANN S. WENNER AND JANE WENNER

- [] New Mailing Address: c/o BRIAN BARSOTTI

PO BOX 10013

- [] New Telephone Number: (208) 726 - 3030

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

A37-00537:* 1 INCH (0.02 cfs) RETAINED BY CANDIDA C. FORSTMANN

BALANCE TO JANN S. WENNER AND JANE WENNER

* per phone call Crystal - Rosholt's Office - 16, 5 series 672794 is

*Crystal in office 7/15/94 to do split rights.

- [] **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 owner/claimant.)

- [] Signature of New Owner/Claimant(s) *[Signature]* Date 11/5/93
 [] Signature of Former Owner/Claimant(s): *[Signature]* Date 10/5/93
 _____ Date _____
 _____ Date _____

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

date _____
and if proof of _____
MICROFILMED
OCT 26 1994

37-00538
orig papers

FOR IDWR USE ONLY:
Initial Review and Data-Entry
Date: 6/2/94 By: JC

Further Action Needed:

Further Action Taken
Date: By:

Final Review and Data-Entry
Date: 6/2/94 By: LG

Claim Numbers of Split, if any:

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

BRIAN BARSOTTI

ATTORNEY AT LAW

GREYHAWK ALPINE CENTER

WARM SPRINGS VILLAGE

P. O. BOX 10013

KETCHUM, IDAHO 83340

208/726-3030 FAX NO. 208/726-2922

OF COUNSEL TO
ROARK, DONOVAN, PRAGGASTIS,
RIVERS & PHILLIPS

ADMITTED TO THE PRACTICE
OF LAW IN IDAHO AND
CALIFORNIA

October 14, 1993

Att: Adjudication Bureau
Idaho Department of
Water Resources
Statehouse Mail
Boise, Idaho 83720-9000

Re: Transfer of Notice of Change of Water Right Ownership

Dear Sir:

Enclosed is a New Property Owner Notice of Change of Water Right Ownership relative to the Forstmann/Wenner transaction.

Enclosed, also, is a copy of a warranty deed containing a legal description of the property involved in the transaction, and a copy of a quitclaim deed evidencing a transfer of the water rights set forth in the Notice.

Please file this New Property Owner Notice of Change of Water Right Ownership in order to comply with the requirements of Section 42-1409(7) of the Idaho Code.

If you need any further information, please do not hesitate to contact me.

Very truly yours,


Brian J. Barsotti

BB/k/33
Encs.
cc: Gary Slette, Esq.

MICROFILMED

OCT 26 1994

EXHIBIT "A"

A Parcel of land located within the N1/2 SW1/4 and the SW1/4 NW1/4, Section 26, T. 2N., R. 18E, B.M., Blaine County, Idaho, more particularly described as follows:

Commencing at an iron pin marking the center one quarter corner (N.E. corner of said N1/2 SW1/4.), which point is the REAL POINT OF BEGINNING;

thence South 0 degrees 07'33" East, 1342.16 feet along the East Boundary of said N1/2 SW1/4 to an iron pin by JUB Engineers, 1972, marking the southeast corner of said N1/2 SW1/4;

thence North 89 degrees 29'52" West 1216.35 feet along the south boundary of said N1/2 SW1/4 to an old fence line;

thence South 16 degrees 55'55" East, 41.93 feet along said old fence to a fence corner post;

thence North 89 degrees 37'51" West, 118.57 feet along an old fence to the east boundary of the SW1/4 SW1/4, Section 26;

thence South 0 degrees 02'26" East, 256.21 feet along said east boundary of the SW1/4 SW1/4 to the intersection of said east boundary of the SW1/4 SW1/4 with the intersection of said northeast boundary of the Original Broadford Townsite;

thence North 20 degrees 45'09" West, 566.07 feet along said northeast boundary of the Original Broadford Townsite to an iron pin and aluminum cap by Jim Koonce, R. L. S. at the northeast corner of said Townsite;

thence South 70 degrees 15'27" West, 919.11 feet along the northerly boundary of said Broadford Townsite to an iron pin by Galena Engineering, Inc. on the east boundary of the present Broadford Road;

thence North 13 degrees 03'45" West, 375.72 feet, more or less, along said east boundary of the present Broadford Road to an iron pin by JUB Engineers in 1972;

thence North 18 degrees 47'24" West, 512.55 feet, more or less, along said east boundary of the present Broadford Road to an iron pin by JUB Engineers in 1972;

thence North 0 degrees 21'01" East, 568.96 feet, more or less, along said east boundary of Broadford Road to an iron pin by JUB Engineers in 1972;

thence North 0 degrees 14'09" East, 1331.07 feet, more or less, along said east boundary of Broadford Road to an iron pin by JUB Engineers in 1972;

thence South 89 degrees 37'40" East, 1303.93 feet along the north boundary of said SW1/4 NW1/4 to an iron pin by Clyde Porter, R.L.S. marking the northeast corner of said SW1/4 NW1/4;

MICROFILMED
OCT 26 1994

EXHIBIT "A" (continued)

thence South 0 degrees 02'32" West, 1328.77 feet along the east boundary of said SW1/4 NW1/4 to an iron pin by Clyde Porter, R.L.S. marking the southeast corner of said SW1/4 NW1/4;

thence South 89 degrees 44'50" East 1321.38 feet along the north boundary of said N1/2 SW1/4, Section 26 to the point of beginning.

MICROFILMED
OCT 26 1994

EXHIBIT "B"

No warranty or representation is made with respect to the following:

- (a) the location of fences;
- (b) the existence and/or condition of wells;
- (c) water rights;
- (d) septic systems;
- (e) physical condition, habitability or suitability of the buildings (except as specifically provided in paragraph 12 of the Purchase and Sale Agreement);
- (f) rights reserved in federal patents, or state or railroad deeds;
- (g) building or use restrictions, or any subdivision, building or zoning regulations and ordinances of any governmental unit, including, without limitation, as may apply because of the Property's proximity to the airport, or because of the Property's location within the floodplain, floodway or other area of impact from the Big Wood River, or as may restrict future subdivision of the premises; and
- (h) access to any portion of the premises lying east of the Big Wood River.

EX-158-1000
MICROFILMED



ARB 24/3-4

BLAINE CO. REQUEST

OF BLAINE COUNTY TITLE

1993 OCT -4 P 4: 03

357562

BCT #19934964

COPY

FEES \$

3⁰⁰

MP

Deed

QUITCLAIM DEED

FOR VALUABLE CONSIDERATION, the receipt and sufficiency of which are hereby acknowledged, CANDIDA C. FORSTMANN, A MARRIED WOMAN AS HER SOLE AND SEPARATE PROPERTY ("Forstmann"), hereby bargains, sells, remises, releases, conveys and forever quitclaims to JANN S. WENNER AND JANE WENNER, HUSBAND AND WIFE ("Wenner"), whose address is P. O. BOX 2133, KETCHUM, IDAHO 83340, all of her right, title and interest which she has, if any, in the following water and water rights:

(a) Idaho Water Right No. 37-00537 for either 0.38 cfs or 0.18 cfs, as the case may be, and as more fully explained below, of the Big Wood River with priority date of May 51, 1882, and claimed in *In Re the General Adjudication of Rights to the Use of Water from the Snake River Basin Water System*, Twin Falls District Court Case No. 39576 (hereinafter referred to as "Adjudication"), as Claim No. A37-00537;

(b) Idaho Water Right No. 37-00538 for 3.6 cfs of the Big Wood River with priority date of May 15, 1891, and claimed in the Adjudication as Claim No. A37-00538;

(c) Beneficial use rights to a domestic well for 0.04 cfs of ground water serving the Broadford Farm house with priority date of June 1, 1972, and claimed in the Adjudication as Claim No. A37-11743;

(d) Beneficial use rights to a stockwater well for 0.02 cfs of the Broadford Slough with priority date of October 1, 1972, and claimed in the Adjudication as Claim No. A37-11753; and

(e) License Right No. 37-07312 for 0.58 cfs of groundwater with a priority date of November 2, 1973, and claimed in the Adjudication as Claim No. A37-07312.

SUBJECT TO:

1. The reservation in Forstmann of the right to call for an amount not to exceed 0.2 cfs (10 inches) of Water Right No. 37-07312, as such reservation is more specifically set forth in Paragraph 2 of that certain Purchase and Sale of Property Agreement, dated July 23, 1993, by and between Forstmann and Wenner (the "Purchase and Sale Agreement"), which is incorporated herein by this reference thereto.

2. The retention in ownership, regardless of the final amount approved by the Idaho Department of Water Resources for transfer to Wenner, of 0.02 cfs (one inch) of Water Right No. 37-00537, as such retention is more specifically set forth in Paragraph 2 of the Purchase and Sale Agreement.

3. All other terms and conditions regarding water or water rights as set forth in the Purchase and Sale Agreement.

Dated this 1st day of October, 1993.

Candida C. Forstmann
CANDIDA C. FORSTMANN

State of IDAHO

SS.

County of BLAINE

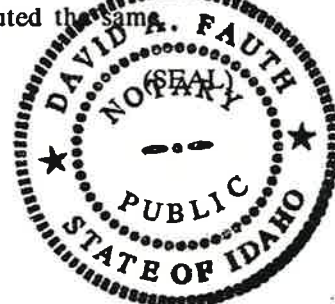
On this 1st day of October, 1993, before me, the undersigned, a Notary Public, in and for said State, personally appeared

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

WITNESS MY HAND AND OFFICIAL SEAL.

David A. Fauth
Notary Public

Residing at: Harley, ID
Commission Expires: 2-5-96



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: A37-00538

Date Received: 10/19/1988

Receipt No: 17001645

Received By: Wanen K

APR 26 1990

Department of Water Resources
Southern Region Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CANDIDA FORSTMANN
Address: BOX 1041
HAILEY, ID

208-88-4585

83333

2. Date of Priority: MAY 15, 1891

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
02N	18E	22		NW	SW		BLAINE
		27		NE	NE	R	BLAINE

5. Description of diverting works:

PETERLIN #35 HEADGATE IN THE ROCKWELL BYPASS CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION			3.600		

7. Total Quantity Appropriated is:
3.600 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	26	SW	NW		IRR	8.0
			NE	SW		IRR	13.0
			NW	SW		IRR	9.0

Section Acres 30.0

A37-00538

Page 1

Date: 10/19/88

MICROFILMED

MAR 01 1993

10. Place of Use: Continued

Total Acres 30.0

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:
37-00537 AND 377312

14. Remarks:

AC. IRRIG. NOT SPECIFIED. FARM = 118.5 AC.

P/U IS EAST OF HAILEY-BROADFORD ROAD.

P/D NOT GIVEN IN DECREE BUT DETERMINED FROM WATERMASTER.

15. Basis of Claim: DECREEED

Case Number:

Court :

Decree date:

S. C. FROST, ET. AL.

Decree Plaintiff

vs

ALTURAS WATER COMPANY, ET. AL.

Decree Defendant

MICROFILMED
MAR 01 1993

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: _____

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): Candida G. Forstmann Date: 10/19/88
Date: _____

State of Idaho)
County of Blaine) SS.

Subscribed and sworn (or affirmed) before me this 19 day

of Oct 19 99

John Dal Carlon
Notary Public

Seal

Residing at Bon. Id

My Commission Expires 4/2/94

MICROFILMED
MAR 01 1993

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
FOR THE COUNTY OF TWIN FALLS

SEND TO
IN John Carlson for DICATION
OF Notary Seal F WATER FROM
TH WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A37-00538
Date Received: 10/19/1988
Receipt No: 17001645
Received By: Wanner K

R. V. H.

1/29/90

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CANDIDA FORSTMANN
Address: BOX 1041
HAILEY, ID 83333 208-88-4585

2. Date of Priority: MAY 15, 1891

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
02N	18E	22	NW	SW			BLAINE
		27	NE	NE		R	BLAINE

5. Description of diverting works:
PETERLIN #35 HEADGATE IN THE ROCKWELL BYPASS CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION			3.600		

7. Total Quantity Appropriated is:
3.600 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	26	SW	NW		IRR	8.0
			NE	SW		IRR	13.0
			NW	SW		IRR	9.0

Section Acres 30.0

A37-00538

Page 1

Date: 10/19/88

MICROFILMED
MAR 01 1993

08/21/2008

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

RIGHT NUMBER: 37-538B

NAME AND ADDRESS: BIG WOOD RANCH LLC
1300 DEXTER AVE #140
SEATTLE WA 98109

SOURCE: BIG WOOD RIVER TRIBUTARY: MALAD RIVER

QUANTITY: 3.490 CFS

The rights listed below are limited to a total combined diversion rate of 3.87 cfs. Combined Right Nos.: 37-537B, 37-538B, and 37-7312C.

PRIORITY DATE: 05/15/1891

POINT OF
DIVERSION:

~~T02N R18E S22 NWSW Within BLAINE County~~
T02N R18E S27 ~~SENENE Rediversion~~ Within BLAINE County

Water is delivered through the Rockwell Bypass from the Broadford Slough to the point of diversion described above.

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	3.490 CFS

PLACE OF USE:

IRRIGATION in BLAINE County

T02N R18E S26	SWNW	7.90	T02N R18E S26	NESW	3.60
T02N R18E S26	NWSW	16.70			
28.2 ACRES TOTAL					

The rights listed below are limited to the irrigation of a combined total of 28.2 acres in a single irrigation season. Combined Right Nos.: 37-537B, 37-538B, and 37-7312C.

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

CERTIFICATE OF SERVICE

I certify that on _____, 2008, I caused to be served true and correct copies of this Standard Form 5, to the following persons, in the manner indicated and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, ID 83303-2707

☐ Overnight Mail
☐ Regular Mail
☐ Hand-Delivered
☐ Facsimile

2. Copies to:

IDWR Document Repository
P.O. Box 83720
Boise, ID 83720-0098

☐ Overnight Mail
☐ Regular Mail
☐ Hand-Delivered
☐ Facsimile

James P. Speck
Speck & Aanestad
P.O. Box 987
Ketchum, ID 83340

☐ Overnight Mail
☐ Regular Mail
☐ Hand-Delivered
☐ Facsimile

Signature of person or attorney mailing the form

08/21/2008

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

RIGHT NUMBER: 37-538B

NAME AND ADDRESS: BIG WOOD RANCH LLC
1300 DEXTER AVE #140
SEATTLE WA 98109

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 3.490 CFS

The rights listed below are limited to a total combined diversion rate of 3.87 cfs. Combined Right Nos.: 37-537B, 37-538B, and 37-7312C.

PRIORITY DATE: 05/15/1891

POINT OF
DIVERSION:

~~T02N R18E S22 NWSW Within BLAINE County~~

T02N R18E S27 ~~SENENE Rediversion~~ Within BLAINE County

Water is delivered through the Rockwell Bypass from the Broadford Slough to the point of diversion described above.

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	3.490 CFS

PLACE OF USE: IRRIGATION in BLAINE County

T02N R18E S26	SWNW	7.90	T02N R18E S26	NESW	3.60
T02N R18E S26	NWSW	16.70			

28.2 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 28.2 acres in a single irrigation season. Combined Right Nos.: 37-537B, 37-538B, and 37-7312C.

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

08/21/2008

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

RIGHT NUMBER: 37-538B

NAME AND ADDRESS: BIG WOOD RANCH LLC
1300 DEXTER AVE #140
SEATTLE WA 98109

VERIFIED BY KKC
8-21-08

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 3.490 CFS

The rights listed below are limited to a total combined diversion rate of 3.87 cfs. Combined Right Nos.: 37-537B, 37-538B, and 37-7312C.

PRIORITY DATE: 05/15/1891

POINT OF DIVERSION:

T02N R18E S27 SENENE Within BLAINE County

Water is delivered through the Rockwell Bypass from the Broadford Slough to the point of diversion described above.

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	3.490 CFS

PLACE OF USE: IRRIGATION in BLAINE County

T02N R18E S26	SWNW	7.90	T02N R18E S26	NESW	3.60
T02N R18E S26	NWSW	16.70			

28.2 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 28.2 acres in a single irrigation season. Combined Right Nos.: 37-537B, 37-538B, and 37-7312C.

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

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-538B V1

WATER RIGHT NUMBER: 37-538B V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BIG WOOD RANCH LLC 1300 DEXTER AVE #140 SEATTLE, WA 98109 (206)972-1044
Attorney	SPECK & AANESTAD JAMES P SPECK PO BOX 987 KETCHUM, ID 83340 (208)726-4421
Original Owner	JANN S WENNER C/O GARY SLETTE PO BOX 1906 TWIN FALLS, ID 83303-1906 (208)734-0700
Original Owner	JANE WENNER C/O GARY SLETTE PO BOX 1906 TWIN FALLS, ID 83303-1906 (208)734-0700

Priority Date: 05/15/1891

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
BIG WOOD RIVER	MALAD RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/15 to 10/31	3.490 CFS	
	<u>Total Diversion:</u>	3.490 CFS	

Location of Point(s) of Diversion

BIG WOOD RIVER	NW1/4SW1/4	Sec. 22, Twp 02N, Rge 18E, B.M.
BLAINE County		
BIG WOOD RIVER	NE1/4NE1/4	Sec. 27, Twp 02N, Rge 18E, B.M.
BLAINE County	(Rediversion)	

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	18E	26							7.9		3.6		16.7						28.2

Total Acres: 28.2

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 37-538B V1

Conditions of Approval:

1. E61 The rights listed below are limited to a total combined diversion rate of 3.87 cfs. Combined Right Nos.: 37-537B, 37-538B, and 37-7312C.
2. E56 The rights listed below are limited to the irrigation of a combined total of 28.2 acres in a single irrigation season. Combined Right Nos.: 37-537B, 37-538B, and 37-7312C.
3. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

Remarks:

Comments:

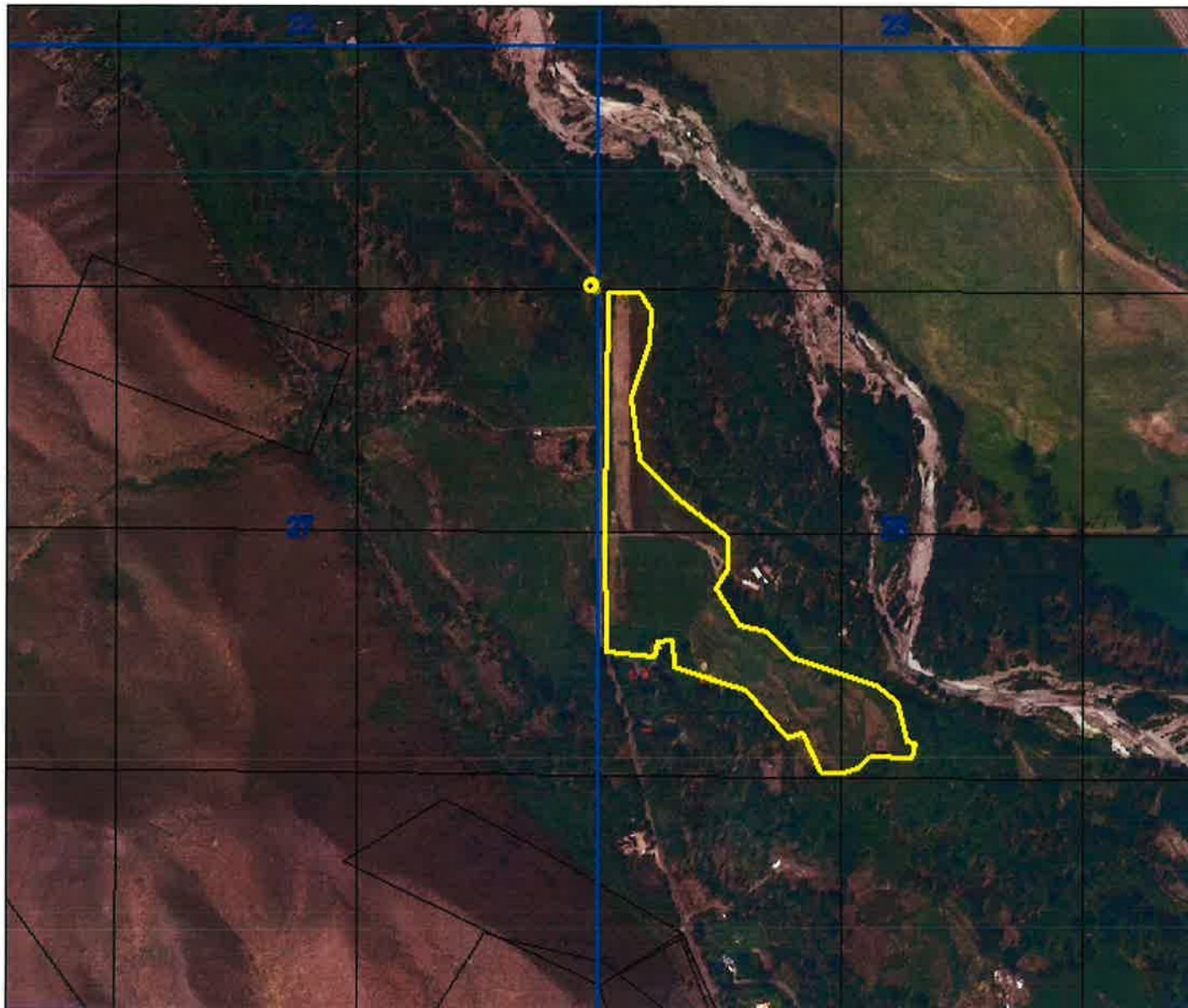
1. awarntje 10/3/2006 POD & POU
Comment: POU is east of Hailey-Broadford Road.
POD not given in decree but determined from watermaster.

SubCase:

SubCase Number: 37-538B
Class: 1
SF5 Filed Date:
Special Master Recom Signed Date:
Attorney Assigned:
Adjudication Agent: Shelley Keen
Basis of Claim: Decreed
Date Filed: 11/9/2007 Objection Status: Active

Water Supply Bank:

RECOMMENDED PLACE OF USE FOR 37-537B and 37-538B

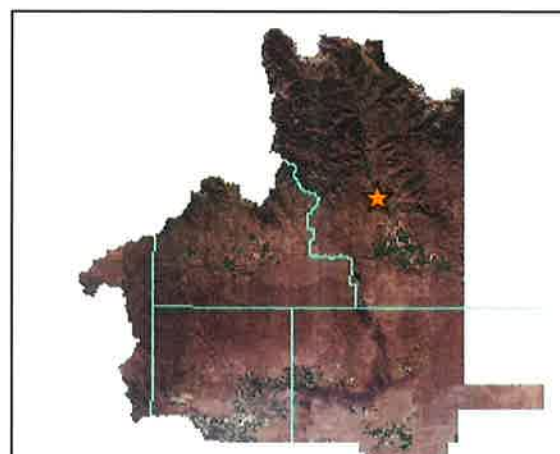


PLACE OF USE
TWP 02N, RNG 18E, SEC 26
Data Entry on August 21, 2008

★ LOCATION IN BASIN

- Recommended point of diversion
- Yellow line Recommended place of use
- Black line Township lines
- Blue line Section lines
- White line Quarter/quarter lines

*GIS PLACE OF USE PRESENTATION
2004 AERIAL PHOTOGRAPHY
BY KELLY K CHRISTENSEN*



02/13/2007

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

RIGHT NUMBER: 37-538A

NAME AND ADDRESS: CANDIDA C FORSTMANN
PO BOX 201
KETCHUM ID 83340

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 0.110 CFS
3.500 AFY

Right Nos. 37-537B and 37-538B when combined shall not exceed a total combined annual diversion volume of 3.5 af.

This right when combined with all other rights shall provide no more than 3.5 afa per acre for irrigation of the lands above.

PRIORITY DATE: 05/15/1891

POINT OF DIVERSION:

T02N R18E S26 SWSW Lot 1 Within BLAINE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USEPERIOD OF USEQUANTITY

IRRIGATION

04/15 10/31

0.110 CFS
3.50 AFY

PLACE OF USE:

IRRIGATION in BLAINE County

T02N R18E S26 Lot 1 SWSW 1.00

1 ACRES TOTAL

Right Nos. 37-537B and 37-538B when combined shall not exceed the irrigation of 1.0 acre.

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

02/13/2007

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

Use of water under this water right will be regulated by the watermaster of State Water District No. 37.

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Water diverted under this approval is limited to the amount that is actually beneficially used for irrigation of a horse arena.

Place of use is located within Lot 2, Block 1, Vacated Broadford Townsite.

Approval of this transfer in no way grants any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.

A totalizing measuring device and lockable controlling works of a type approved by this Department shall be maintained on the diverting works from the Broadford Slough in a manner that will provide the watermaster suitable control of the diversion.

The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.



Idaho Department of Water Resources

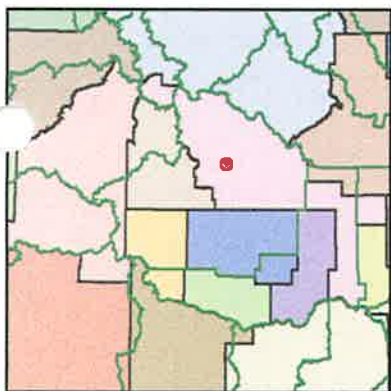
SRBA Recommendation:

37-538A

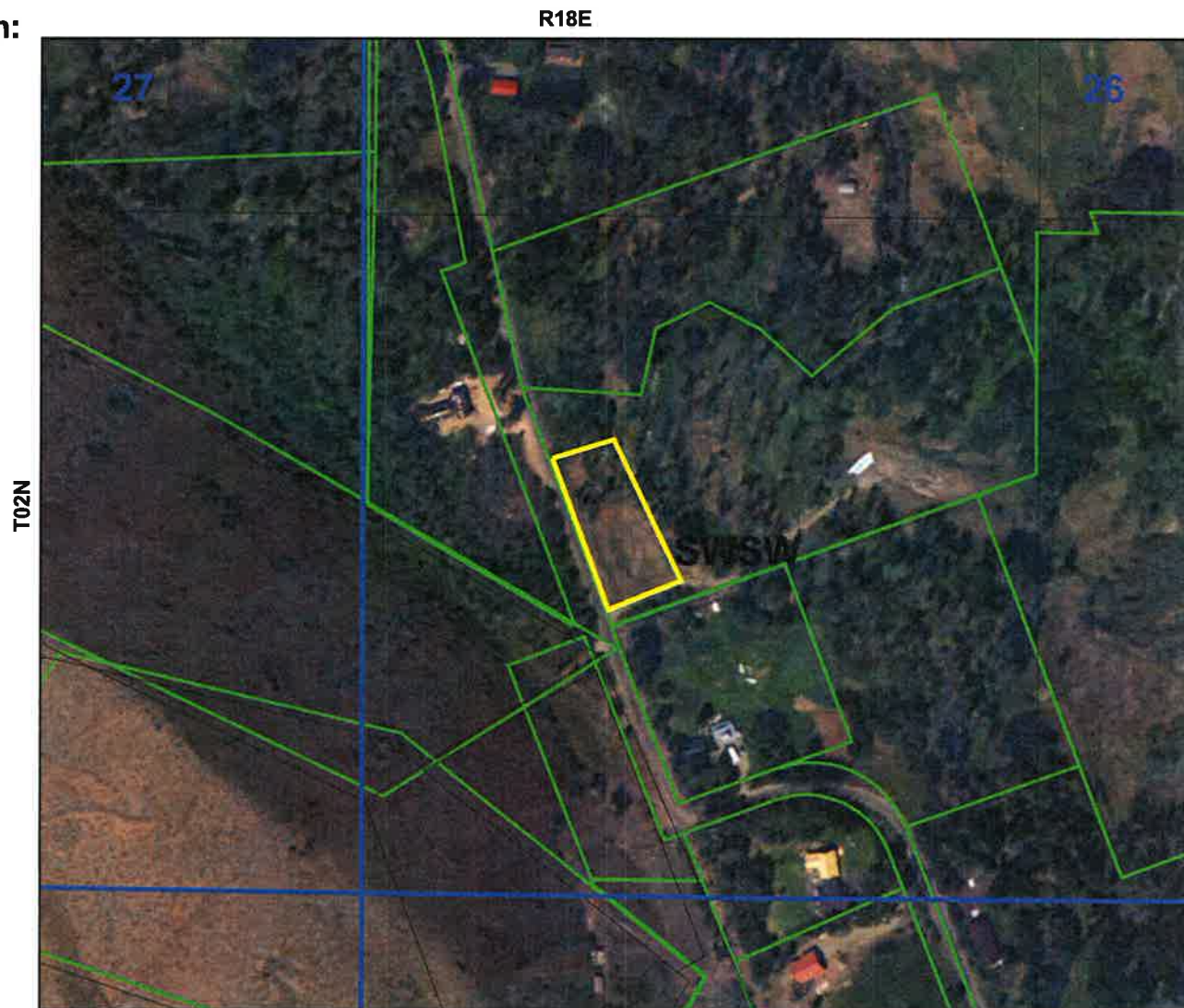
(Irrigation)

Legend

-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters
-  Parcels



Blaine County
IDWR Basin 37



0 0.1 0.2 Miles



Prepared by S. Keen
On Thursday, December 14, 2006
2004 Aerial Photography



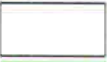
Idaho Department of Water Resources

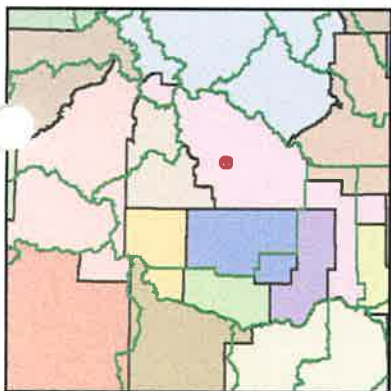
SRBA Recommendation:

37-538A

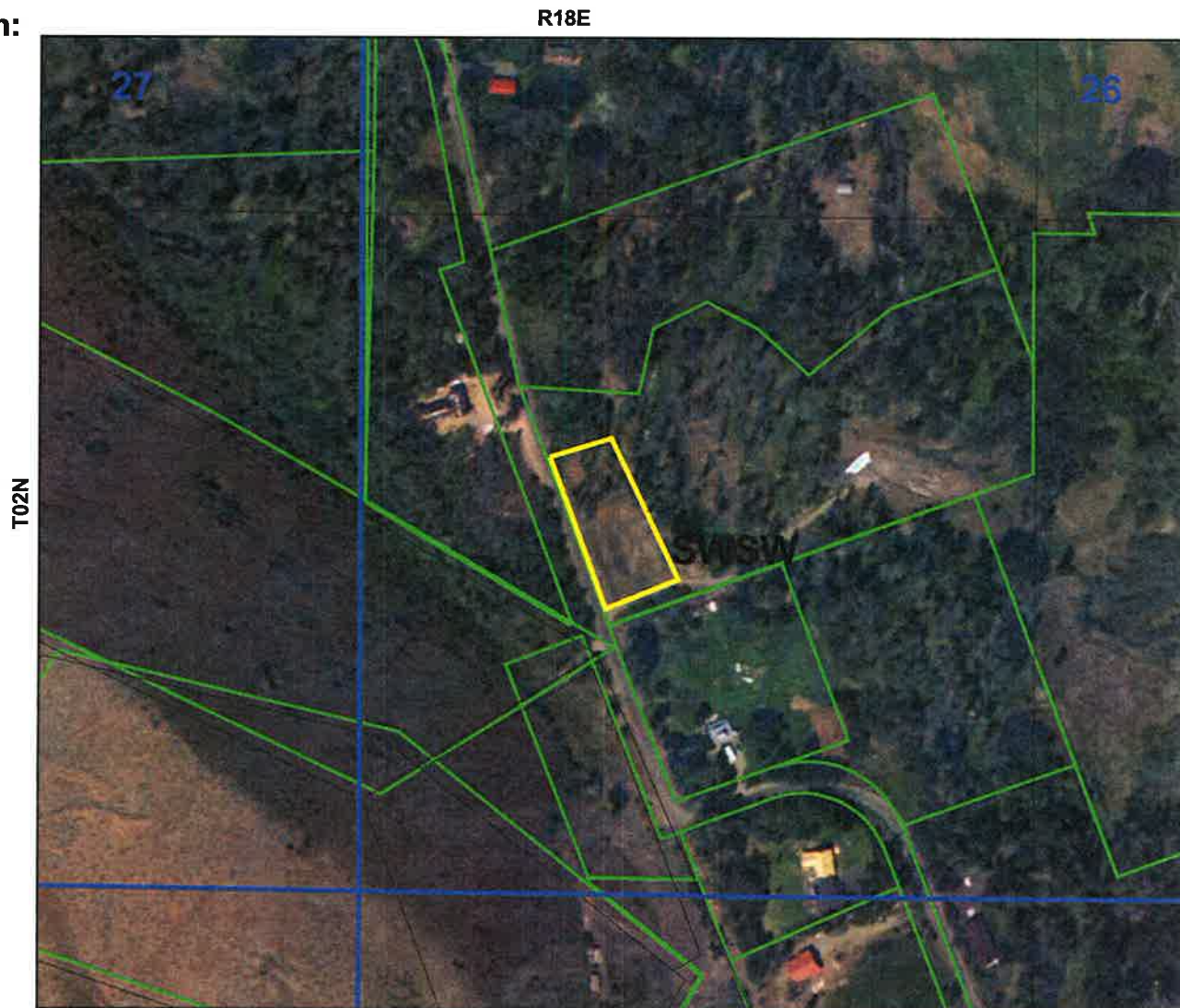
(Irrigation)

Legend

-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters
-  Parcels



Blaine County
IDWR Basin 37



0 0.1 0.2 Miles

Prepared by S. Keen
On Thursday, December 14, 2006
2004 Aerial Photography

11/21/2006

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: 12/13/2006

Water right number: 37-538A

CANDIDA C FORSTMANN

PO BOX 201

KETCHUM ID 83340

Telephone Number: (208)726-7260

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

Place of use

2. Describe the changes you wish to make in the proposed recommendation:

Add: lot 2, Block 1 Vacated Bradford Townsite

3. Give a brief explanation as to why you disagree with these portions:

Provides more exact location

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

DATE:

12/7/06

SIGNATURE:

John A. Burke

Please print your name:

John A. Burke

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

SCANNED
DEC 13 2006

MEMORANDUM

DATE: December 7, 2006

TO: SRBA Claim Files 37-537A and 37-538A

FROM: Shelley W. Keen 

RE: Place of Use

This morning Stoney Burke, husband of claimant Candida Forstmann, called to tell me that he thinks the recommendations for these two rights are basically correct. The place of use shape, however, is not accurate. The rights were transferred to that location and the irrigated area at the new location was not yet established, so IDWR did not know the exact irrigated area. Mr. Burke said he would mark the correct location on his layout and mail it to me.

10/06/2006

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

RIGHT NUMBER: 37-538A

NAME AND ADDRESS: CANDIDA C FORSTMANN
PO BOX 201
KETCHUM ID 83340

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 0.110 CFS
3.500 AFY

This right when combined with all other rights shall provide no more than 3.5
afa per acre for irrigation of the lands above.

PRIORITY DATE: 05/15/1891

POINT OF DIVERSION:

T02N R18E S22 NESW Within BLAINE County

T02N R18E S26 SWSW Lot 1 Rediversion Within BLAINE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/15 10/15

0.110 CFS
3.50 AFY

PLACE OF USE:

IRRIGATION Within BLAINE County

T02N R18E S26 Lot 1 SWSW 1.00

Data entry 12/7/06 by S. Keen
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

A totalizing measuring device and lockable controlling works of a type
approved by this Department shall be maintained on the diverting works from
the Broadford Slough in a manner that will provide the watermaster suitable
control of the diversion.

Water diverted under this approval is limited to the amount that is actually
beneficially used for irrigation of a horse arena.

Right Nos. 37-00537B and 37-00538B when combined shall not exceed a
total combined annual diversion volume of 3.5 af for the irrigation of 1.0
acre.

AC. IRRIG. NOT SPECIFIED. FARM = 118.5 AC.

P/U IS EAST OF HAILEY-BROADFORD ROAD.

P/D NOT GIVEN IN DECREE BUT DETERMINED FROM WATERMASTER.

Use of water under this water right will be regulated by the watermaster of
State Water District No. &DISTRICT.

The right holder shall accomplish the change authorized by this transfer
within one (1) year of the date of this approval.

Approval of this transfer in no way grants any right-of-way or easement for
use of a delivery system owned by person(s) other than the right owner.

Failure of the right holder to comply with the conditions of this transfer is
cause for the Director to rescind approval of the transfer.

P/U IS EAST OF HAILEY-BROADFORD ROAD.

P/D NOT IN DECREE BUT DETERMINED FROM WATERMASTER.



Idaho Department of Water Resources

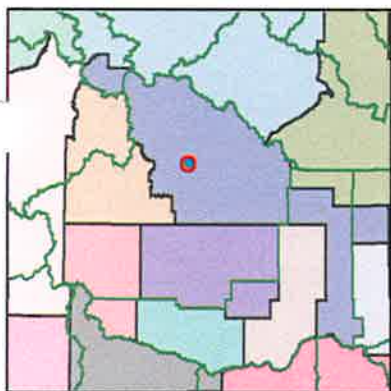
SRBA Recommendation:

37-538A

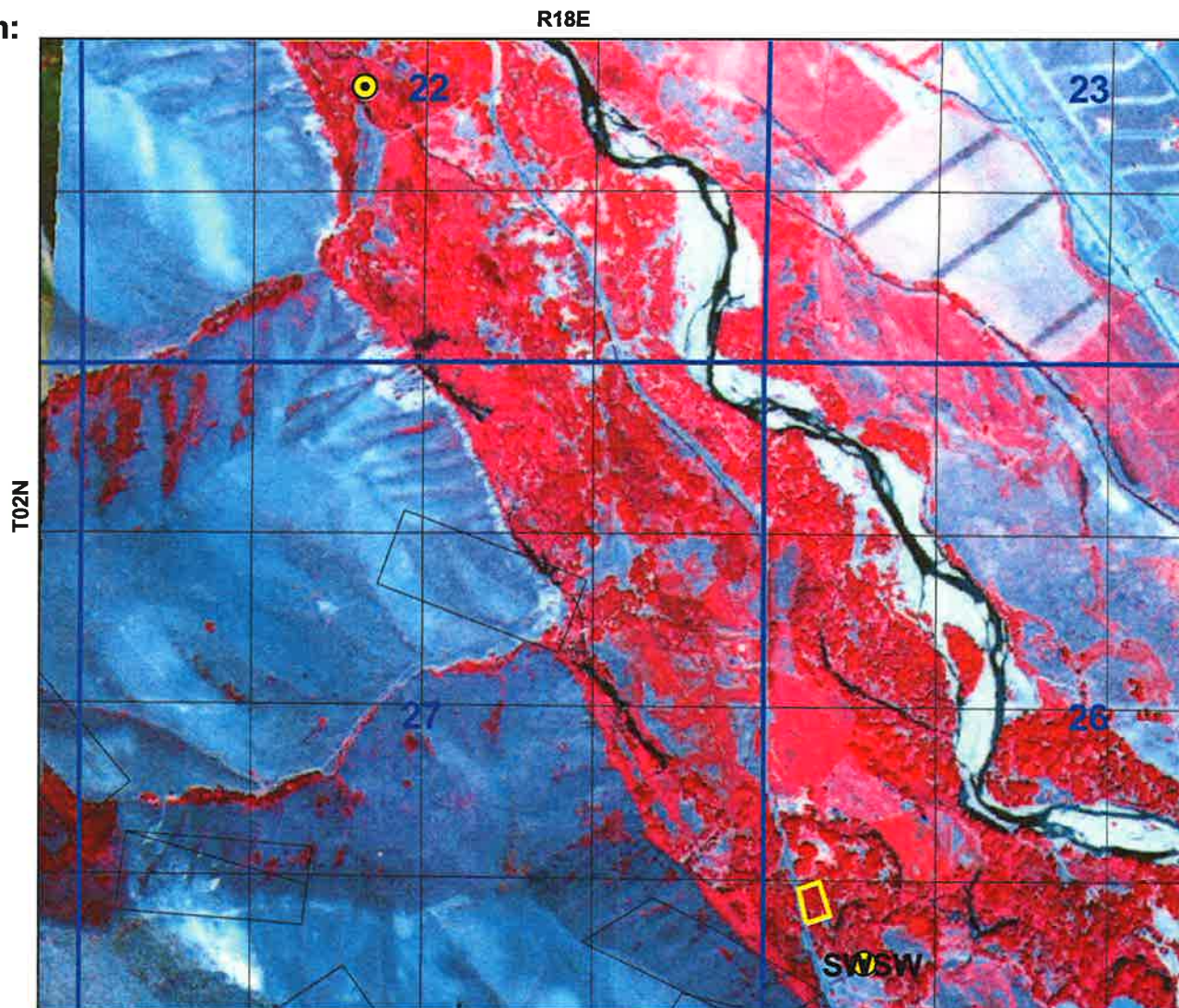
(Irrigation)

Legend

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



Blaine County
IDWR Basin 37

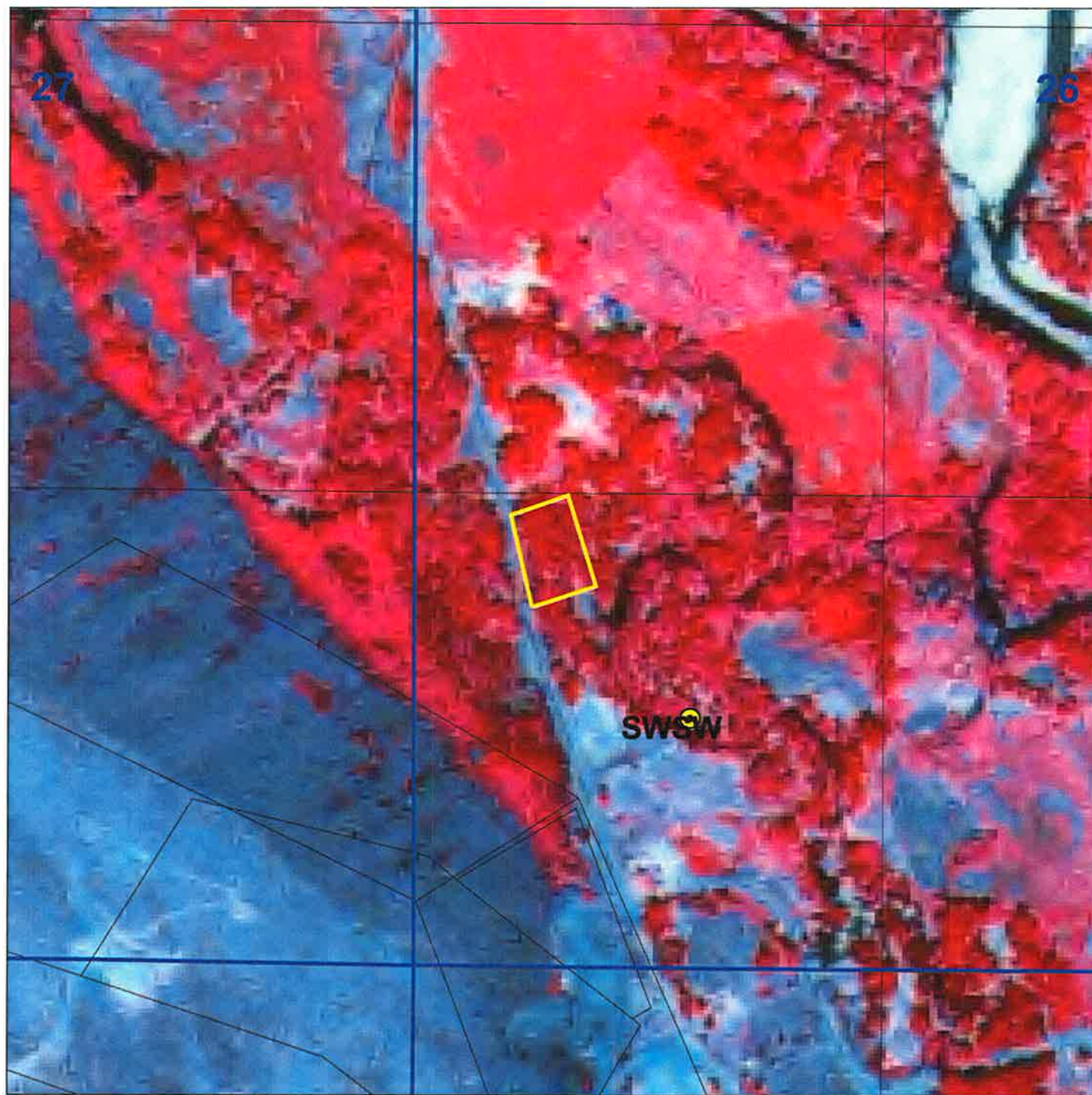
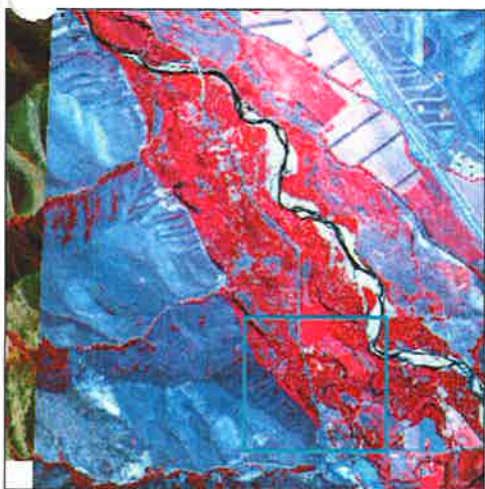


0 0.6 1.2 Miles



Prepared by E. NORQUES
On Tuesday, October 10, 2006
1987/88 Aerial Photography

37-538A



SD-0601-2 Last Name: FORSTMANN

S	First	O	Water	Priority		Total	STATE
E	Name	W	Right No.	Date	Source	Diversion	Use
L		N					Code Desc
-	FORSTMANN						
-	CANDIDA C.	C	A37-07312	11/02/1973	GROUNDWATER	0.980	01 IRR
-	CANDIDA	C	R37-00537	05/15/1882	BIG WOOD RI	0.400	01 IRR
-	CANDIDA	C	R37-00538	05/15/1891	BIG WOOD RI	3.600	01 IRR
-	CANDIDA C.	C	R37-07312	11/02/1973	GROUNDWATER	0.980	01 IRR
-	CANDIDA	C	A37-11743	06/01/1972	GROUNDWATER	0.040	43 DOMEST
-	CANDIDA	C	A37-11753	10/01/1972	BROADFORD S	0.020	04 STOCK
-	CANDIDA	C	R37-11743	06/01/1972	GROUNDWATER	0.040	43 DOMEST
-	CANDIDA	C	R37-11753	10/01/1972	BROADFORD S	0.020	04 STOCK
-	CANDIDA	C	A37-00537	05/15/1882	BIG WOOD RI	0.400	01 IRR
-	CANDIDA	C	A37-00538	05/15/1891	BIG WOOD RI	3.600	01 IRR
-							
-							
-							
-							
-							
-							
-							

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

MICROFILMED
OCT 26 1994

AUG 19 5

Department of Water Resources

FROM:
SUBJ:

Receipt No. 5016110 (Please attach ARQ2 Receipt copy immediately behind blue form) Date: 8/18/93

Address

Nelson Realty, Inc.

P.O. Box 326
Sun Valley ID 83353

Claimant(s) if NOT Payor

Refund Amount \$ 28⁰⁰

Claim Location (Region Claimant)

Extension Filed? Y/N (NA)

Copy Attached? Y/N NA

Late Fees Paid? Y/N (NA)

Late Fee Receipt #

S.O. Verified Ext. by _____ on _____

D.B. Query by

Refund Generated By ~~()~~ Agent

() Claimant

Refund Category:

insufficient fees / claim incomplete / withdrawn (o-pmt)

Date of Last Correspondence (copy attached)

Claim No.	Use*	Fees Paid	Correct Fee	Rec't #
A37-00537	Irvis	\$?	19 ⁰⁰	5016110
A37-00538	Irvis	\$?	8 ⁰⁰	5016110
		\$ }		
		\$ }		
		\$ }		
		\$ }		
		\$ }		
Total		\$ 55 ⁰⁰	\$ 27 ⁰⁰	

*Incomplete claim

*Incomplete claims or insufficient fees for irrigation use will generally NOT be refunded. D.E. claim in AJSP1 at minimum.

Detailed Reason(s) for Refund Attached Y ~~(N)~~

Claims amended by adding total of 27 acres. Paid \$55⁰⁰. Need refund of \$28⁰⁰.

Region AJ Spvrsr. Approval Am S.O. AJ Spvrsr. Approval _____
Don Shaff Approval 8-24-93 Hold _____ To Fiscal 8-26-93
Data Base Modified? (Y/N) A &/or R Records By _____ on 08-19-93

Cl/In record checked 8/18/93 ADn

~~MICROFILMED~~

~~OCT 26 1994~~

05/12/93



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

August 24, 1993

Nelson Realty, Inc.
P.O. Box 326
Sun Valley, ID 83353

RE: Snake River Basin Adjudication (SRBA)
Blaine County - #A37-00537 & A37-00538
Receipt #S016110 - \$28.00
Candida Forstmann

An overpayment of filing fees paid by your firm for Candida Forstmann has been brought to our attention. The refund process has been initiated with the State Auditor's Office, and you should receive your check in the near future.

Sincerely,

A handwritten signature in black ink, appearing to read 'Donald V. Shaff', written over a horizontal line.

Donald V. Shaff
Manager, Adjudication Section

DVS:sf:ref

MICROFILMED
OCT 26 1994

Page 1 of 9

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
Transfer No. 1

APPLICATION FOR TRANSFER OF WATER RIGHT 1994
PART 1

Department of Water Resources
Southern Region Office

Name of applicant CANDIDA C. FORSTMANN

Phone 208-788-4585

Post Office address BOX 1041 HAILEY ID 83333

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 TO HAVE WATER ON 1 ACRE OF LAND FOR HORSE ARENA

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

- | 1. Right Number | Priority | Amount (cfs/ac-ft) | Nature of Use | Period of Use |
|------------------|-------------------|--------------------|-------------------|------------------------------|
| <u>37-00537</u> | <u>05/15/1882</u> | <u>0.40</u> | <u>IRRIGATION</u> | <u>04/15</u> to <u>10/15</u> |
| <u>A37-00537</u> | | | | to _____ |
| <u>37-00538</u> | <u>05/15/1891</u> | <u>3.60</u> | <u>IRRIGATION</u> | <u>04/15</u> to <u>10/15</u> |
| <u>A37-00537</u> | | | | to _____ |
2. Total amount of water being transferred 0.02 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water BROADFORD SLOUGH tributary to BIG WOOD RIVER

4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	SW	26	2N	18E	BLAINE	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	
2N	18E	26											1						1

MICROFILMED
OCT 26 1994

PART 1

6. General Information:

a. Description of diversion system SIPHON WITH ELECTRIC PUMP

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? NO Yes _____ 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:

ONE (1) ACRE OF LAND WILL BE DRIED UP

d. Remarks:

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)

MAY 19 1994

Department of Water Resources
 Southern Region Office

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. 37-00537 Decreed to CHARLES PETERLIN
 in case of S. C. FROST vs. ALTURAS WATER COMPANY
 dated 12/13/1909 in 4TH JUDICIAL DISTRICT county of LINCOLN
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. A37-00537 on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ 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 _____

3. Source of water BIG WOOD RIVER tributary to MALAD RIVER4. Date or priority 05/15/1882

5. Water is used for the following purpose:

amount 0.40 cfs for IRRIGATION purposes from 04/15 to 10/15
 (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 0.40 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
		NW	SW	22	2N	18E	BLAINE	ROCKWELL BYPASS
		NE	NE	27	2N	18E	BLAINE	PETERLIN #35

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	
2N	18E	26							7.5		5	16.5							29

MICROFILMED
OCT 26 1994

Total acres 299. Describe any other water rights used for the same purpose as described above 37-00538

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 0.002 for IRRIGATION purposes from 04/15 to 10/15
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	SW	26	2N	18E	BLAINE	BROADFORD SLOUGH

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	26											.1						.1

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

1. amount .398 for IRRIGATION purposes from 04/15 to 10/15
 (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:

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	26							7.5		4.9	16.5							28.9

Total acres 28.9

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

PART 2

(Attach one copy for each right)

MAY 19 1994

Department of Water Resources
 Southern Region Office

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. 37-00538 Decreed to CHARLES PETERLIN
 in case of S. C. FROST vs. ALTURAS WATER COMPANY
 dated 12/13/1909 in 4TH JUDICIAL DISTRICT county of LINCOLN
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. A37-00538 on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ 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 _____

3. Source of water BIG WOOD RIVER tributary to MALAD RIVER

4. Date or priority 05/15/1891

5. Water is used for the following purpose:

amount 3.60 for IRRIGATION purposes from 04/15 to 10/15
 (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 3.60 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	SW	22	2N	18E	BLAINE	ROCKWELL BYPASS
		NE	NE	27	2N	18E	BLAINE	PETERLIN #35

8. 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	
2N	18E	26							8		6	35							49

MICROFILMED

OCT 26 1994

Total acres 49

9. Describe any other water rights used for the same purpose as described above 37-00537

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 0.018 for IRRIGATION purposes from 04/15 to 10/15
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	SW	26	2N	18E	BLAINE	BROADFORD SLOUGH

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	26											.9						.9

Total acres .9

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount 3.582 for IRRIGATION purposes from 04/15 to 10/15
 (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:

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	26							8		5.1	35							48.1

Total acres 48.1

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.

MAY 19 1994

Department of Water Resources
 Southern Region Office

SEE ATTACHED MAP

MICROFILMED
OCT 26 1994

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

1	<u>New Nature of Use</u>	<u>Amount</u> (cfs/ac-ft)	<u>Hours/days/year</u>	<u>Period of Use</u>
	_____	_____	_____	_____ 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.

Candida Keirstman
(Signature of Applicant)

Subscribed and sworn to before me this 13th day of May, 1994.

Judith A. Sproule
(Notary Public)

My commission expires 2/13/97

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by _____ Date _____ Protest filed by _____

Prelim. check by _____ Fee _____

Receipted by _____ Date _____

Published in _____ Copies of protest forwarded by _____

Pub. dates _____ Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

BRIAN BARSOTTI

ATTORNEY AT LAW

GREYHAWK ALPINE CENTER

WARM SPRINGS VILLAGE

P. O. BOX 10013

KETCHUM, IDAHO 83340

208/726-3030 FAX NO. 208/726-2922

OF COUNSEL TO
ROARK, DONOVAN, PRAGGASTIS,
RIVERS & PHILLIPS

ADMITTED TO THE PRACTICE
OF LAW IN IDAHO AND
CALIFORNIA

October 14, 1993

Att: Adjudication Bureau
Idaho Department of
Water Resources
Statehouse Mail
Boise, Idaho 83720-9000

Re: Transfer of Notice of Change of Water Right Ownership

Dear Sir:

Enclosed is a New Property Owner Notice of Change of Water Right Ownership relative to the Forstmann/Wenner transaction.

Enclosed, also, is a copy of a warranty deed containing a legal description of the property involved in the transaction, and a copy of a quitclaim deed evidencing a transfer of the water rights set forth in the Notice.

Please file this New Property Owner Notice of Change of Water Right Ownership in order to comply with the requirements of Section 42-1409(7) of the Idaho Code.

If you need any further information, please do not hesitate to contact me.

Very truly yours,


Brian J. Barsotti

BB/k/33
Encs.
cc: Gary Slette, Esq.

MICROFILMED
OCT 26 1994

RECEIVED

AUG 19 1993

Department of Water Resources

SUBMITTED TO AUDITOR

TO: S. Frazee to Log In
 FOR: D. Shaff/D. Allen
 FROM: Allen Merritt
 SUBJ: Receipt No. 5016110 (Please attach ARQ2 Receipt copy immediately behind blue form)

Date: 8/18/93

RE: PayOR

Address

Nelson Realty Inc

P.O. Box 326

Sun Valley ID 83353

Claimant(s) if NOT Payor

Candida Forstman

Refund Amount \$28⁰⁰

Claim Location (Region) Claimant

Extension Filed? Y/N (NA)

Copy Attached? Y/N (NA)

Late Fees Paid? Y/N (NA)

Late Fee Receipt #

S.O. Verified Ext. by on

D.B. Query by

Refund Generated By ☒ Agent

() Claimant

Refund Category:

insufficient fees / claim incomplete / withdrawn (o-pmt)

Date of Last Correspondence (copy attached)

Claim No.	Use*	Fees Paid	Correct Fee	Rec't #
A37-00537	Travis	\$ 7	19 ⁰⁰	5016110
A37-00538	Travis	\$ 2	8 ⁰⁰	5016110
		\$		
		\$		
		\$		
		\$		
		\$		
Total		\$ 55 ⁰⁰	\$ 27 ⁰⁰	

*Incomplete claims or insufficient fees for irrigation use will generally NOT be refunded. D.E. claim in AJSP1 at minimum.

Detailed Reason(s) for Refund Attached Y/N

Claims amended by adding total of
 27 acres. Did \$55⁰⁰. Need refund of
 \$28⁰⁰.

Region AJ Spvsr. Approval

S.O. AJ Spvsr. Approval

Don Shaff Approval

Hold

To Fiscal 8-26-93

Data Base Modified? Y/N

A &/or R Records By on

Logged 08-19-93

Claim record changed 8/18/93 ADN

MICROFILMED

OCT 26 1994

05/12/93



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

August 24, 1993

Nelson Realty, Inc.
P.O. Box 326
Sun Valley, ID 83353

RE: Snake River Basin Adjudication (SRBA)
Blaine County - #A37-00537 & A37-00538
Receipt #S016110 - \$28.00
Candida Forstmann

An overpayment of filing fees paid by your firm for Candida Forstmann has been brought to our attention. The refund process has been initiated with the State Auditor's Office, and you should receive your check in the near future.

Sincerely,

A handwritten signature in black ink, appearing to read 'Donald V. Shaff'.

Donald V. Shaff
Manager, Adjudication Section

DVS:sf:ref

MICROFILMED
OCT 26 1994



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

June 3, 1994

BRIAN BARSOTTI
ATTORNEY AT LAW
GREYHAWK ALPINE CENTER
PO BOX 10013
KETCHUM ID 83340

RE: ADJUDICATION CLAIM(S) A37-00537, A37-0538, A37-11743, A37-11753,
A37-07312 - CANDIDA C FORSTMANN

Dear Mr. Barsotti:

Pursuant to the notification that you are representing the Claimants on the above-referenced Change of Ownership Adjudication Claims, I have changed the Department's record(s) as you have requested. Please note that A37-00537 was split: A37-00537A retained by Ms. Forstmann and A37-00537B transferred to the Weners. (see copies of computer records)

Please check the print-outs for corrections. Should you have any questions, please feel free to contact me at this office.

Sincerely,

A handwritten signature in dark ink, appearing to read 'Judy Givens'.

Judy Givens
Adjudication Secretary

/jg

Enclosures:

c.c. Gary Slette, Esq.
Attn: Crystal Vincent

MICROFILMED
OCT 26 1994

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

CLAIM NUMBER: A37-00538FIELD REPORT LOG

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT RECEIVED	COMPLETED REVIEW	COMPLETED DATA ENTRY
PRIORITY DATE	N		SCC 2/16/90	
POINT OF DIV.	Yes ✓		SCC 4-30-90	
SOURCE	N			
PLACE OF USE	Yes ✓		SCC 6-6-90	
DIV. AMOUNT	N			
CONSUMPTIVE USE	N			
USES	N		SCC 2/16/90	
PERIOD OF USE	N added: period of use		SCC 2/16/90	
BASIS OF CLAIM	N		SCC 4-30-90	

REMARKS: Verify P/O + P/U Acres. Determine Overlaps
include: A37-07312 for Reference

MICROFILMED
MAR 01 1993

GENERAL INFORMATION

Claim number: A37-00538

LAST: FORSTMANN

FIRST: CANDIDA

ADDRESS: P.O. Box 1041

CITY: HAILEY

STATE: ID

ZIP: 83333

PHONE: (208) 788-4585

OWNER CODE:

OWNER CONNECTOR:

LAST:

FIRST:

ADDRESS:

CITY:

STATE:

ZIP:

PHONE: () -

OWNER CODE:

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

A. SRBA CLAIM # A37-00538 PRIORITY DATE: 5/15/1891 STAGE D

B. IDWR RECORD # 37-00538 PRIORITY DATE: 5/15/1891 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: 5/15/1891

REVIEWED BY SCC

DATE 2/16/90

MICROFILMED
MAR 01 1993

A. SRBA CLAIM POINT OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
<u>02N</u>	<u>18E</u>	<u>22</u> <u>27</u>		<u>NW</u> <u>NE</u> <u>NE</u>	<u>SW</u> <u>NE</u>	<u>R</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>22</u> <u>27</u>		<u>NW</u> <u>NE</u>	<u>SW</u> <u>NE</u> (R)		<u>13</u>

SOURCE: BIG WOOD RIVER TRIB: MALAD RIVER

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

VERIFIED WITH:		ATTACHED	OR	SEE FILE
☒ TOPO MAP/ORTHO-PQ	YES() NO()			
☐ ASCS MAP	YES() NO()			
☒ WATERMASTER RECORDS	YES() NO()			
☒ FIELD EXAM	YES() NO()			
☐ OTHER	YES() NO()			

6-6-90 see

REMARKS: DIV #35 Peterline

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
		<u>22</u>	<u>NW</u>	<u>NE</u>	<u>SW</u>		
		<u>27 (radio.)</u>	<u>NE</u>	<u>SE</u>	<u>NE</u>		

SOURCE: BROAD FORD SLough TRIB: BWR

REVIEWED BY SC DATE 6-8-90

MICROFILMED

MAR 01 1993

FIELD EXAM REQUIRED: Y(☒) N(☐)

PRESUMPTION FLAG: Y(☐) N(☐)

ROOT WATER RIGHT NUMBERS 37-00538

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 26 SW NW A37-00537</u>	<u>3</u>	<u>-</u>	<u>0</u>	<u>-</u>	<u>-</u>
<u>- 00538</u>	<u>8</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>	<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>(TRACTS NOT GIVEN)</u>	<u>-</u>	<u>-</u>	<u>-</u>
TOTAL ACRES		<u>118.5</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: Verify P/u Acres & Overlaps

REVIEWED BY _____

DATE _____

MICROFILMED
MAR 01 1993

TWP RGE SEC 1/4 1/4

S.R.B.A.
#/ACRESI.D.W.R
#/ACRESLANDSAT
DATAFIELD
EXAM.RECOMM.
ACRES2N 18E 26 NE SW A37 - 00537 / 312- 00538 / 13- / -- / -- / -- / -- / -- / -

TOTAL ACRES

TWP RGE SEC 1/4 1/4

S.R.B.A.
#/ACRESI.D.W.R
#/ACRESLANDSAT
DATAFIELD
EXAM.RECOMM.
ACRES2N 18E 26 NW SW A37 - 00537 / 40- 00538 / 9- 07312 / 2937 - 07312 / 29- / -- / -- / -- / -- / -

TOTAL ACRES

TWP RGE SEC 1/4 1/4

S.R.B.A.
#/ACRESI.D.W.R
#/ACRESLANDSAT
DATAFIELD
EXAM.RECOMM.
ACRES- / -- / -- / -- / -- / -- / -- / -- / -

TOTAL ACRES

MICROFILMED

MAR 01 1993

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

	PURPOSES	MONTH/DAY	RATE	
FOR	<u>IRRIGATION</u>	FROM <u>-</u> <u>-</u> TO <u>-</u> <u>-</u>	<u>3.6</u>	CFS
FOR	<u> </u>	FROM <u>-</u> <u>-</u> TO <u>-</u> <u>-</u>	<u> </u>	CFS
FOR	<u> </u>	FROM <u>-</u> <u>-</u> TO <u>-</u> <u>-</u>	<u> </u>	CFS

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

	PURPOSES	MONTH/DAY	RATE	
FOR	<u>IRRIGATION</u>	FROM <u>-</u> <u>-</u> TO <u>-</u> <u>-</u>	<u>3.6</u>	CFS
FOR	<u> </u>	FROM <u>-</u> <u>-</u> TO <u>-</u> <u>-</u>	<u> </u>	CFS
FOR	<u> </u>	FROM <u>-</u> <u>-</u> TO <u>-</u> <u>-</u>	<u> </u>	CFS

PRESUMPTION FLAG:

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:

NO SEASON GIVEN.

RECOMMENDED USES:

	PURPOSES	MONTH/DAY	RATE	
FOR	<u>IRRIGATION</u>	FROM <u>4-1</u> TO <u>11-1</u>	<u>3.6</u>	CFS
FOR	<u> </u>	FROM <u>-</u> <u>-</u> TO <u>-</u> <u>-</u>	<u> </u>	CFS
FOR	<u> </u>	FROM <u>-</u> <u>-</u> TO <u>-</u> <u>-</u>	<u> </u>	CFS

REVIEWED BY SCC

DATE

2/16/90

MICROFILMED

MAR 01 1993

CLAIM # A37-00538

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

SRBA CLAIMED RATE: 3.6 CFS IDWR ROOT RIGHT RATE: 3.6 CFS
IF NO or IF STATUTORY CLAIM or BENEFICIAL USE field exam required.

IS FLOW MEASUREMENT REQUIRED? Y(☐) N(☒)

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: A37-00537 - - -

- - -

- - -

see
A37-07312

D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1. IRRIGATION RATE.

ACRES 30 X 0.02 CFS/ACRE = 0.60 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 30 X CONSUMPTIVE RATE FOR AREA 2.5 A.F./ACRE =

TOTAL CONSUMPTIVE USE 75 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: 3.60 CFS

RECOMMENDED CONSUMPTIVE USE: 75 AF/ANNUM

RECOMMENDED FIELD HEADGATE APPLICATION: _____ AF/ANNUM

REVIEWED BY SCC DATE 4-30-90

MICROFILMED

MAR 01 1993

A. CHECK ONLY THE FOLLOWING THAT APPLY:

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

THIS SRBA CLAIM CFS/ACRE

0.12

OTHER SRBA CLAIMS CFS/ACRE

0.04 A37-00537

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

B. SPLIT WATER RIGHT REVIEW

ROOT RIGHT # _____	SPLITS # _____	_____ CFS
_____ CFS	# _____	_____ CFS
	# _____	_____ CFS
	# _____	_____ CFS
	# _____	_____ CFS
	TOTAL CFS _____	

**Do the sum of the parts equal the whole?
**IF NO is the written review sheet ATTACHED?

Y() N()
Y() N()

REMARKS: _____

AUTHENTICATION:

SIGNATURE: _____

DATE: _____

NAME OF FIELD EXAMINER: _____

TITLE: _____

MICROFILMED

MAR 0 1 1983

[illegible]

TOTAL NUMBER OF ACRES 30

REMARKS:

REVIEWED BY _____

DATE _____

MICROFILMED
MAR 01 1993

Water Right Number - A37-00538 Prefix Translation: ADJUDICATION CLAIM Old (D) Number -

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

*** C - CURRENT OWNER ***

WENNER JANE 1 - C/O BRIAN BARSOTTI
2 - PO BOX 10013
3 -
City- KETCHUM State- ID Zip- 83340
Phone - 208-726-3030

WENNER JANN S 1 - C/O BRIAN BARSOTTI
2 - PO BOX 10013
3 -
City- KETCHUM State- ID Zip- 83340
Phone - 208-726-3030

SPLIT RIGHT 1 -
2 -
3 -
City- XXXXXX State- ID Zip- 000000
Phone - 208-000-0000

*** O - ORIGINAL OWNER ***

FORSTMANN CANDIDA 1 - BOX 1041
2 -
3 -
City- HAILEY State- ID Zip- 83333
Phone - 208-788-4585

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +

05/15/1891 17 SOUTHERN Z - SEE REMARKS

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

BIG WOOD RIVER MALAD RIVER
SPLIT RIGHT

+ - - - - Point of Diversion - - - - - +

TwN	Rng	Sec	Tract	Lot	RFlg	County
02N	18E	22	NW SW		(13)	BLAINE
		27	NE NE	R	(13)	BLAINE

+ - - - - Water Use - - - - - +

Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
01 - IRRIGATION		04/15	10/15	3.600	

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

3.600 122.5

+ - - - - Place of Use - - - - - +

TwN	Rng	Sec	Tract	Lot	Acres	Code	Description	County
02N	18E	26	SW NW		8.0	01	IRRIGATION	(13) BLAINE
02N	18E	26	NE SW		6.0	01	IRRIGATION	(13) BLAINE
02N	18E	26	NW SW		35.0	01	IRRIGATION	(13) BLAINE

MICROFILMED
OCT 26 1994

Water right number - A37-00538

Prefix Translation: ADJUDICATION CLAIM

Tw	Rng	Sec	Tract	Lot	Acres	Code	Description	County
----	-----	-----	-------	-----	-------	------	-------------	--------

Total Acres: 49.0

+ - - Diversion Means - PETERLIN #35 HEADGATE IN THE ROCKWELL BYPASS CANAL

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - 37-00537 AND 37-07312

Remarks
P/U IS EAST OF HAILEY-BROADFORD ROAD. P/D NOT GIVEN IN DECREE BUT DETERMINED FROM WATERMASTER. ***** SPLIT RIGHT A37-00538A & A37-00538B.

Old Water Right Numbers
No Old Water Right Numbers Found

Conditions of Approval
No Conditions of Approval found.

Decree Plaintiff	Decree Defendant	Decree Date
S. C. FROST, ET. AL.	ALTURAS WATER COMPANY, ET. AL.	00/00/0000

Comments
No Comments Found

Audit Fields
07/14/94 GIVENS

+ - - - - 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	- 08/18/1993	Last Amended Date	- 05/19/1994	Temporary Right	- T
		Receipt Number	- S016110	Water District	- 37
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- OR	Presumption Flag	-
				Notice of Error Flag	-

MICROFILMED
OCT 26 1994

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

1	<u>New Nature of Use</u>	<u>Amount</u> (cfs/ac-ft)	<u>Hours/days/year</u>	<u>Period of Use</u>
				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.

Candida Keirstmann
(Signature of Applicant)

Subscribed and sworn to before me this 13th day of May, 19 94.

Judith A. Sproule
(Notary Public)

My commission expires 2/13/97

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by _____ Date _____

Prelim. check by _____ Fee _____

Receipted by _____ Date _____

Published in _____

Pub. dates _____

Watermaster recommendation requested on _____

_____ rec'd. _____

Copy of transfer sent to lien holder _____

Protest filed by _____

Copies of protest forwarded by _____

Hearing held by _____ Date _____

Recommended for ☐ approval ☐ denial

by _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

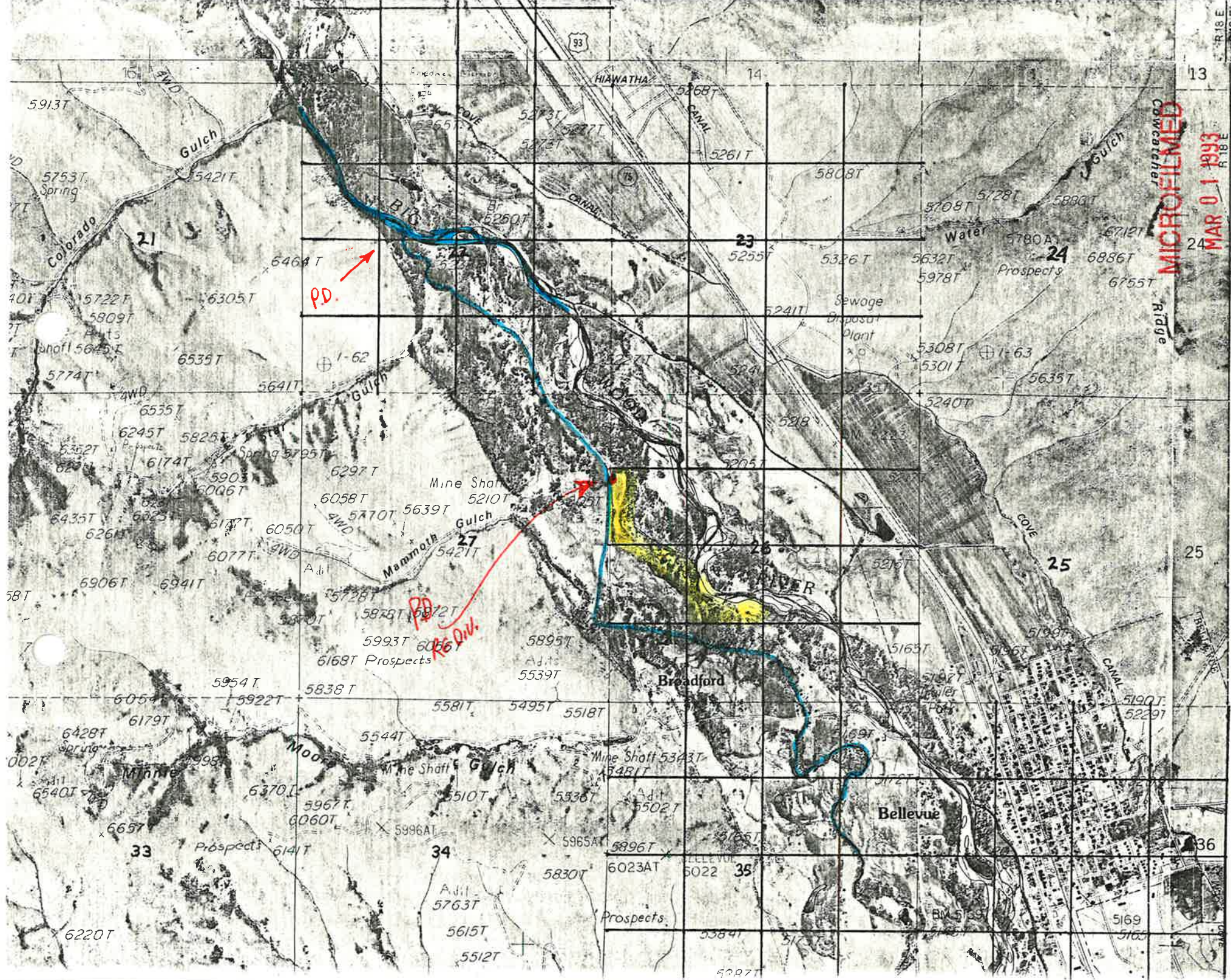
- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.**

MAY 19 1994

Department of Water Resources
 Southern Region Office

SEE ATTACHED MAP

MICROFILMED
OCT 26 1994



MICROFILMED

MAR 01 1993

Cowcatcher Ridge

				DATE	INCHES	BWCC	#10CUT	BELOW	ABOVE	10	OTHER
				DATE	INCHES	BWCC	#10CUT	BELOW	ABOVE	10	OTHER
25	D 81-A6	JOHN CHAPMAN	37-0523	ISRAEL T. OSBORN	05-21-1890	17.00					
45	E 82-A	JAMES EAKIN	37-0477	JOHN MELICH	06-02-1890	43.00					
45	E 82-B	JAMES EAKIN	37-0116	R.F. & ROSA BUHLER	06-02-1890	7.00					
55-C	E 82-C3	CHARLES NEGREPONTE	37-0436	HYRAM MACKAY	06-02-1890	3.40					
55-C	E 82-C4	JIM BALDWIN	37-0436	HYRAM MACKAY	06-02-1890	7.30					
55-C	E 82-C1	HAROLD DRUSSEL	37-0436	HYRAM MACKAY	06-02-1890	9.20					
55-C	E 82-C7	KENNETH SCHOEGLER	37-0436	HYRAM MACKAY	06-02-1890	6.50					
55-C	E 82-D	J H WALTON, JR	37-0684	BRIDGET WELSH	06-02-1890	50.00					
55-C	E 82-C2	VIRGINIA REED	37-0436	HYRAM MACKAY	06-02-1890	8.40					
55-C	E 82-C5	WASHINGTON ASPHALT	37-0435	HYRAM MACKAY	06-02-1890	7.60					
55-C	E 82-C6	WILLIAM SHERBINE	37-0436	HYRAM MACKAY	06-02-1890	7.60					
55-C	E 82-E	WILLIAM SHERBINE	37-0470	T.T. MCNARY	06-02-1890	50.00					
55-C	E 83-A	HAROLD DRUSSEL	37-0714	H.M. YOUNG	10-01-1890	120.00					
35	E 84-A	CANDIDA FORSTMANN	37-0538	CHARLES PETERLINE	05-15-1891	180.00					
63	E 84-B	Y-3 RANCHES YANKE	37-0051	MARIETTE BALLINGER	05-15-1891	100.00					
49	E 85-C1	HARRY LEMOYNE	37-0302	W.H. HARRINGTON	06-01-1891	72.50					
49	E 85-A	JOHN MAJORS	37-0043	PETER BANNON	06-01-1891	47.12	41.2				
49	E 85-C2	HARRY LEMOYNE	37-0302	W.H. HARRINGTON	06-01-1891	27.50					
49	E 85-B	GLENDALE FARM PARTNERS	37-0040	LAWRENCE BANNON	06-01-1891	15.00					

MICROFILMED
MAR 01 1993

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

PAGE NO

04/23/88

DIVER	DIST.	NO	R	PRIOR.	OWNER	ST. ID.	ORIG DECREE TO	PRIORITY	DATE	INCHES	BWCC	#10CUT	BELOW	ABOVE	10	OTHER	T
49	E 86-D				GLENDALE FARM PARTNERS	37-0042	MILES BANNON		06-01-1891	130.00							74
49	E 85-A1				WILLIAM D BOBBITT	37-0043	PETER BANNON		06-01-1891	26.44	29.4						74
49	E 85-A2				PAT TROPEA	37-0043B	PETER BANNON		06-01-1891	26.44	29.4						74
22	D 86-E				GARY HIBBARD	37-0658	ANNA TROEGER		06-15-1891	200.00							75

Water Right Number - 37-00538

Adj. Flag Translation: Standard Water Right Number

Old (D) Number -

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

+ - First Name - - +

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

*** C - CURRENT OWNER ***
PETERLIN

CHARLES

1 -

2 -

3 -

City-

State-

Zip-

Phone -

+ - - Priority Date - - +
05/15/1891+ - - Region - - - +
17+ - - Stage - - - +
D - DECREED

+ - - Status - - -

+ - - Source - - - - - +
BIG WOOD RIVER+ - - Tributary - - - - - +
MALAD RIVER+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County Stream Index (Blank if no Index Code)02N 18E 22 NW SW (13) BLAINE
02N 18E 27 NE NE R (13) BLAINE+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION

3.600

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
3.600+ - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County02N 18E 26 SW NW 01 IRRIGATION (13) BLAINE
02N 18E 26 NE SW 01 IRRIGATION (13) BLAINE
02N 18E 26 NW SW 01 IRRIGATION (13) BLAINE

Total Acres:

+ - - Diversion Means - PETERLIN #35 HEADGATE IN THE ROCKWELL BYPASS CANAL

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - Remarks - - - - - +
AC. IRRIG. NOT SPECIFIED. FARM = 118.5 AC.
P/U IS EAST OF HAILEY-BROADFORD ROAD.
P/D NOT GIVEN IN DECREE BUT DETERMINED FROM WATERMASTER.+ - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.MICROFILMED
MAR 0 1 1993

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

MICROFILMED
MAR 11 1993

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)01/26/90 10:04:38
Page 1

Water Right Number -- A37-00538

Adj. Flag Translation: Adjudication Temporary Work Area Old (D) Number --

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

*** C - CURRENT OWNER ***
FORSTMANN

CANDIDA

1 - BOX 1041

2 -

3 -

City- HAILEY

State- ID Zip- 83333

Phone - 208-788-4585

*** O - ORIGINAL OWNER ***
PETERLIN

CHARLES

1 -

2 -

3 -

City- XXXXXX

State- ID Zip- 00000

Phone - 208-000-0000

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - - +
05/15/1891 17 D - DECREED+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
BIG WOOD RIVER MALAD RIVER+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County (Blank if no Index Code)

02N 18E 22 NW SW (13) BLAINE

02N 18E 27 NE NE R (13) BLAINE

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

01 - IRRIGATION

3.600

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
3.600+ - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County
02N 18E 26 SW NW 8.0 01 IRRIGATION (13) BLAINE
02N 18E 26 NE SW 13.0 01 IRRIGATION (13) BLAINE
02N 18E 26 NW SW 9.0 01 IRRIGATION (13) BLAINE

Total Acres: 30.0

+ - - Diversion Means - PETERLIN #35 HEADGATE IN THE ROCKWELL BYPASS CANAL

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - 37-00537 AND 377312

MICROFILMED

MAR U 1 1993

Water right number - A37-00538

Adj. flag translation: Adjudication Temporary Work Area

+ - - - - Remarks - - - - - +
AC. IRRIG. NOT SPECIFIED. FARM = 118.5 AC.
P/U IS EAST OF HAILEY-BROADFORD ROAD.
P/D NOT GIVEN IN DECREE BUT DETERMINED FROM WATERMASTER.

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

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +
S. C. FROST, ET. AL. ALTURAS WATER COMPANY, ET. AL. 00/00/0000

+ - - Audit Fields -

+ - - - - 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	- 07/01/1985	Old Judicial District	-
Claim Received Date	- 10/19/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- M001645	Water District	- 37
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- OR		

MICROFILMED

MAR 01 1993

RECEIVED

AUG 18 1993

SUBMITTED TO AUDITOR

Department of Water Resources

ON 8-30-93

TO: S. Frazee to Log In

FOR: D. Shaff/D. Allen

FROM: Allen Merritt

SUBJ: Receipt No. 5016110 (Please attach ARQ2 Receipt copy immediately behind blue form) Date: 8/18/93

RE: PayOR

Nelson Realty Inc

Address

P.O. Box 326

Sun Valley ID 83353

Claimant(s) if NOT Payor

Candida Forstman

Refund Amount \$28⁰⁰

Claim Location (Region) Claimant

Extension Filed? Y/N (NA)

Copy Attached? Y/N (NA)

Late Fees Paid? Y/N (NA)

Late Fee Receipt #

S.O. Verified Ext. by on D.B. Query by

Refund Generated By X Agent () Claimant

Refund Category:

insufficient fees / claim incomplete / withdrawn o-pmt

Date of Last Correspondence (copy attached)

Claim No.	Use*	Fees Paid	Correct Fee	Rec't #
A37-00537	Irrig.	\$?	19 ⁰⁰	5016110
A37-00538	Irrig.	\$?	8 ⁰⁰	5016110
		\$ }		
		\$ }		
		\$ }		
		\$ }		
Total		\$ 55 ⁰⁰	\$ 27 ⁰⁰	

*Incomplete claims or insufficient fees for irrigation use will generally NOT be refunded. D.E. claim in AJSP1 at minimum.

Detailed Reason(s) for Refund Attached Y/N

Claims amended by adding total of 27 cases. Paid \$55⁰⁰. Need refund of \$28⁰⁰.

Region AJ Spvrsr. Approval Adn

Don Shaff Approval 8-24-93

S.O. AJ Spvrsr. Approval

Hold To Fiscal 8-26-93

Logged 08-19-93

Data Base Modified? Y/N A &/or R Records By on

Claim record changed 8/18/93 Adn

MICROFILMED
OCT 26 1994

05/12/93



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

August 24, 1993

Nelson Realty, Inc.
P.O. Box 326
Sun Valley, ID 83353

RE: Snake River Basin Adjudication (SRBA)
Blaine County - #A37-00537 & A37-00538
Receipt #S016110 - \$28.00
Candida Forstmann

An overpayment of filing fees paid by your firm for Candida Forstmann has been brought to our attention. The refund process has been initiated with the State Auditor's Office, and you should receive your check in the near future.

Sincerely,

A handwritten signature in black ink, appearing to read 'Donald V. Shaff', written over a horizontal line.

Donald V. Shaff
Manager, Adjudication Section

DVS:sf:ref

MICROFILMED
OCT 26 1994

SD-0601-2 Last Name: FORSTMANN

STATE	First Name	WON	Water Right No.	Priority Date	Source	Total Diversion	Use Code	Desc
	FORSTMANN							
	CANDIDA C.	C	A37-07312	11/02/1973	GROUNDWATER	0.980	01	IRR
	CANDIDA	C	R37-00537	05/15/1882	BIG WOOD RI	0.400	01	IRR
	CANDIDA	C	R37-00538	05/15/1891	BIG WOOD RI	3.600	01	IRR
	CANDIDA C.	C	R37-07312	11/02/1973	GROUNDWATER	0.980	01	IRR
	CANDIDA	C	A37-11743	06/01/1972	GROUNDWATER	0.040	43	DOMEST
	CANDIDA	C	A37-11753	10/01/1972	BROADFORD S	0.020	04	STOCK
	CANDIDA	C	R37-11743	06/01/1972	GROUNDWATER	0.040	43	DOMEST
	CANDIDA	C	R37-11753	10/01/1972	BROADFORD S	0.020	04	STOCK
	CANDIDA	C	A37-00537	05/15/1882	BIG WOOD RI	0.400	01	IRR
	CANDIDA	C	A37-00538	05/15/1891	BIG WOOD RI	3.600	01	IRR

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

MICROFILMED
OCT 26 1994

MODIFY CLAIM

Idaho Department of Water Resources
Adjudication Places of Use Screen

Date: 03/21/94

Time: 09:36:39

Water Right Number: A37-00538

Total Records: 3

FIRST PAGE

[illegible]

(GOLD2=Update)
(GOLD3=Del POU's)

```
(GOLD4=Prev Screen)
(GOLD5=Next Screen)
```

(GOLD6=End of Data)

```
(Enter=Exit)
(GOLD8=Cancel)
```

MICROFILMED
OCT 26 1994



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

June 3, 1994

BRIAN BARSOTTI
ATTORNEY AT LAW
GREYHAWK ALPINE CENTER
PO BOX 10013
KETCHUM ID 83340

RE: ADJUDICATION CLAIM(S) A37-00537, A37-0538, A37-11743, A37-11753,
A37-07312 - CANDIDA C FORSTMANN

Dear Mr. Barsotti:

Pursuant to the notification that you are representing the Claimants on the above-referenced Change of Ownership Adjudication Claims, I have changed the Department's record(s) as you have requested. Please note that A37-00537 was split: A37-00537A retained by Ms. Forstmann and A37-00537B transferred to the Weners. (see copies of computer records)

Please check the print-outs for corrections. Should you have any questions, please feel free to contact me at this office.

Sincerely,

A handwritten signature in dark ink, appearing to read 'Judy Givens'.

Judy Givens
Adjudication Secretary

/jg

Enclosures:

c.c. Gary Slette, Esq.
Attn: Crystal Vincent

6/9/94

COMMUNICATION DOCUMENTATION

Claim No. A37-00537; 00538

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 KELLY K CHRISTENSEN Date 6-16-94

Contact Person(s) CRYSTAL

Nature of Contact CHANGE OF OWNERSHIP / TRANSFER
OF 1" of water FROM ORIG P/U to A DIFF. P/U.

Substance of Communication The ownership / split of A37-00537
was done in correctly. There is a transfer filed
on the 2 rights to "dry up" one acre and move
1/2" of each right to a different P/U. This
makes the ownership change on A37-00538 incorrect
also.

I asked Crystal to submit a letter to
document the requested changes and how the
owners wish the changes to be handled. The split
should be based upon the transfer rather
than an ownership change as the P/U for the
one acre is moving.

MICROFILMED
OCT 26 1994

Page 1 of 9

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
Transfer No.

APPLICATION FOR TRANSFER OF WATER RIGHT 1994

PART 1

Department of Water Resources
Southern Region Office

Name of applicant CANDIDA C. FORSTMANN

Phone 208-788-4585

Post Office address BOX 1041 HAILEY ID 83333

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 TO HAVE WATER ON 1 ACRE OF LAND FOR HORSE ARENA

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

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>37-00537</u>	<u>05/15/1882</u>	<u>0.40</u>	<u>IRRIGATION</u>	<u>04/15</u> to <u>10/15</u>
<u>A37-00537</u>				to
<u>37-00538</u>	<u>05/15/1891</u>	<u>3.60</u>	<u>IRRIGATION</u>	<u>04/15</u> to <u>10/15</u>
<u>A37-00537</u>				to

2. Total amount of water being transferred 0.02 cubic feet per second and/or acre-feet per annum.

3. Source of water BROADFORD SLOUGH tributary to BIG WOOD RIVER

4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	SW	26	2N	18E	BLAINE	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	
2N	18E	26											1						1

MICROFILMED
OCT 26 1994

PART 1

6. General Information:

a. Description of diversion system SIPHON WITH ELECTRIC PUMP

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? NO Yes _____ 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:

ONE (1) ACRE OF LAND WILL BE DRIED UP

d. Remarks:

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)

MAY 19 1994Department of Water Resources
Southern Region Office**A. DESCRIPTION OF RIGHT AS RECORDED**

1. Right evidenced by:

- a. Decree No. 37-00537 Decreed to CHARLES PETERLIN
in case of S. C. FROST vs. ALTUMAS WATER COMPANY
dated 12/13/1909 in 4TH JUDICIAL DISTRICT county of LINCOLN
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. A37-00537 on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ 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 _____
3. Source of water BIG WOOD RIVER tributary to MALAD RIVER4. Date or priority 05/15/1882

5. Water is used for the following purpose:

amount 0.40 cfs for IRRIGATION purposes from 04/15 to 10/15
(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 0.40 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
		NW	SW	22	2N	18E	BLAINE	ROCKWELL BYPASS
		NE	NE	27	2N	18E	BLAINE	PETERLIN #35

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	
2N	18E	26							7.5		5	16.5							29

MICROFILMED
OCT 23 1994Total acres 299. Describe any other water rights used for the same purpose as described above 37-00538

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 0.002 for IRRIGATION purposes from 04/15 to 10/15
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	SW	26	2N	18E	BLAINE	BROADFORD SLOUGH

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	26											.1						.1

Total acres .1

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount .398 for IRRIGATION purposes from 04/15 to 10/15
 (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:

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	26							7.5		4.9	16.5							28.9

Total acres 28.9

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

PART 2

(Attach one copy for each right)

MAY 19 1994

A. DESCRIPTION OF RIGHT AS RECORDED

Department of Water Resources
 Southern Region Office

1. Right evidenced by:
 - a. Decree No. 37-00538 Decreed to CHARLES PETERLIN
 in case of S. C. FROST vs. ALTURAS WATER COMPANY
 dated 12/13/1909 in 4TH JUDICIAL DISTRICT county of LINCOLN
 - b. License No. _____ issued by the Idaho Department of Water Resources.
 - c. Claim No. A37-00538 on file with the Idaho Department of Water Resources.
 - d. Transfer No. _____ 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 _____
3. Source of water BIG WOOD RIVER tributary to MALAD RIVER
4. Date or priority 05/15/1891
5. Water is used for the following purpose:

amount 3.60 for IRRIGATION purposes from 04/15 to 10/15
 (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 3.60 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	SW	22	2N	18E	BLAINE	ROCKWELL BYPASS
		NE	NE	27	2N	18E	BLAINE	PETERLIN #35

8. 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	
2N	18E	26							8		6	35							49

MICROFILMED
OCT 26 1994

9. Describe any other water rights used for the same purpose as described above 37-00537

Total acres 49

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 0.018 for IRRIGATION purposes from 04/15 to 10/15
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	SW	26	2N	18E	BLAINE	BROADFORD SLOUGH

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	26											.9						.9

Total acres .9

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount 3.582 for IRRIGATION purposes from 04/15 to 10/15
 (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:

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	26							8		5.1	35							48.1

Total acres 48.1

Carter-Adj.
Southern A.J.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4799
WATER RIGHT NO(S). 37-00537B/37-00538B

This is to certify that: **CANDIDA C FORSTMANN**
C/O GARY SLETTE ESQ
PO BOX 1906
TWIN FALLS ID 833031906

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 37-00537B :			
IRRIGATION	04/15 to 10/15	0.02 CFS	3.5 AF
Priority: 05/15/1882			
Right No. 37-00538B :			
IRRIGATION	04/15 to 10/15	0.11 CFS	3.5 AF
Priority: 05/15/1891			
	TOTAL:	0.13 CFS	* 3.5 AF

SOURCE

BIG WOOD RIVER

TRIBUTARY OF

MALAD RIVER

LOCATION OF POINT(S) OF DIVERSION:

Rediversion

NESW , Sec. 22, Township 02N, Range 18E
SWSW , Sec. 26, Township 02N, Range 18E
BLAINE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
02N	18E	26	SWSW	1		1
Total number of acres irrigated:						* 1

CONDITIONS OF APPROVAL AND REMARKS

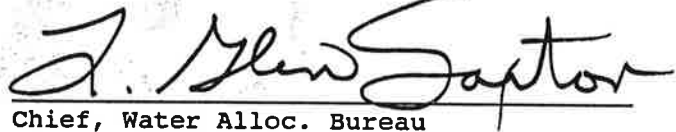
1. Use of water under this water right will be regulated by the watermaster of State Water District No. 37.
2. This right when combined with all other rights shall provide no more than 3.5 afa per acre for the lands above.

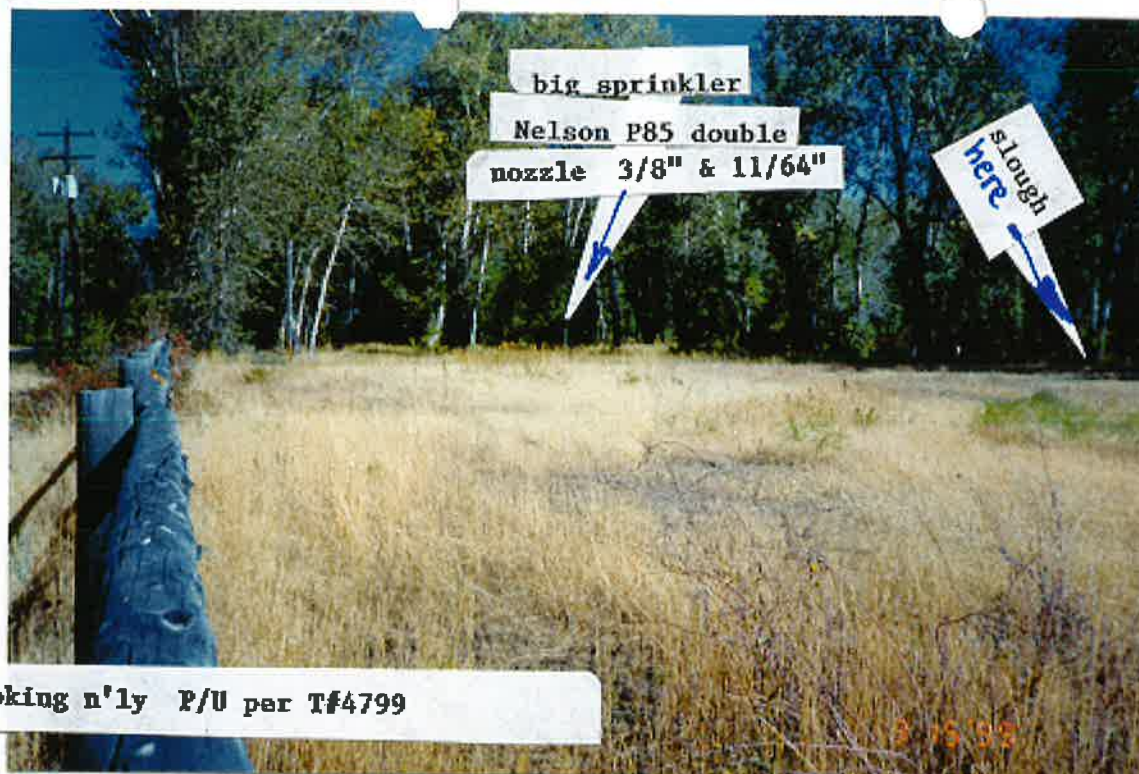
TRANSFER NO. 4799
WATER RIGHT NO(S). 37-00537B/37-00538B

CONDITIONS OF APPROVAL AND REMARKS

3. Approval of this transfer in no way grants any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
4. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
5. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
6. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
- * 7. A totalizing measuring device and lockable controlling works of a type approved by this Department shall be maintained on the diverting works from the Broadford Slough in a manner that will provide the watermaster suitable control of the diversion.
- * 8. Right Nos. 37-00357B and 37-00358B when combined shall not exceed a total combined annual diversion volume of 3.5 af for the irrigation of 1.0 acre.
- * 9. Water diverted under this approval is limited to the amount that is actually beneficially used for irrigation of a horse arena.

Dated this 28th day of October, 19 96


Chief, Water Alloc. Bureau



looking n'ly P/U per T#4799



Ser2E86BT Mod15E26 S65K3
te 6-6 1/2 HP??



Forstmann, Candida
37-00537B
37-00538B

A37-00537A
A37-00538A

R PROOF
CVR
MAPS
PHOTOS
MISC

MICROFILMED
NOV 26 1994

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

Water Right Number - R37-00538

Prefix Translation: RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***
WENNER

JANN S

1 - C/O BRIAN BARSOTTI
2 - PO BOX 10013
3 -

City- KETCHUM

State- ID Zip- 83340

Phone - 208-726-3030

WENNER

JANE

1 - C/O BRIAN BARSOTTI

2 - PO BOX 10013

3 -

City- KETCHUM

State- ID Zip- 83340

Phone - 208-726-3030

*** O - ORIGINAL OWNER ***
FORSTMANN

CANDIDA

1 - P.O. BOX 1041

2 -

3 -

City- HAILEY

State- ID Zip- 83333

Phone - 208-788-4585

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
05/15/1891 17 SOUTHERN D - DECREED

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

Point of Diversion						
Twn	Rng	Sec	Tract	Lot	RFlg	County
02N	18E	22	NW SW			(13) BLAINE
		27	NE NE	R		(13) BLAINE

Code	Description	Period From	Period To	Water Use	Diversion Rate	Diversion Volume
01 - IRRIGATION		04/01	11/01		3.600	

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
3.600 75.0

Place of Use							
Twn	Rng	Sec	Tract	Lot	Acres	Code	Description
02N	18E	26	SW NW		8.0	01	IRRIGATION
02N	18E	26	NE SW		13.0	01	IRRIGATION
02N	18E	26	NW SW		9.0	01	IRRIGATION

Total Acres: 30.0

+ - - Diversion Means - PETERLIN #35 HEADGATE IN THE ROCKWELL BYPASS CANAL

MICROFILMED
OCT 26 1994

Water right number - R37-00538

Prefix Translation: RESEARCH

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - A37-00537 & A37-07312

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

+ - - - - - Old Water Right Numbers - - - - - +
A3700538

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

+ - - - Decree Plaintiff - - - + + - - - Decree Defendant - - - + + - Decree Date - +
S.C. FROST, ET AL ALTURAS WATER CO., ET AL 00/00/0000

+ - - - - - Comments - - - - - +
Date: 03/21/1994 User Id: GIVENS Subject: OWNERSHIP CHANGE
CHANGE OF OWNERSHIP RECEIVED 10/20/93 FORMER OWNER CANDIDA C FORSTMANN NEW OWNERS JANN S AND JANE WENNER. COPY OF WARRANTY
DEED SUBMITTED WITH FORM.

+ - - Audit Fields - - +
03/21/94 GIVENS

+ - - - - - 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	- 10/19/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- F000000	Water District	- 37
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- OR	Presumption Flag	-
				Notice of Error Flag	-

MICROFILMED
OCT 26 1994

AJ0749NP
No. R37-00538

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

DATE: 03/21/94
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JANN S WENNER	05/15/1891	IRRIGATION	04-01 11-01	3.60 CFS	
C	JANE WENNER					
	C/O BRIAN BARSOTTI			TOTAL DIVERSION:	3.60 CFS	
	PO BOX 10013			CONSUMPTIVE USE:		75.00 AFA
	KETCHUM ID 83340					
	(208) 726-3030					

Water Source: BIG WOOD RIVER

Tributary to: MALAD RIVER

Stage: DECREED

Point(s) of Diversion: T02N R18E S22

NWSW

BLAINE County

Point(s) of Re-diversion: T02N R18E S27

NENE

BLAINE County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
02N	18E	26	:																	:	30.0
			:																	:	30.0
TOTAL ACRES																					

POU County: BLAINE

Other Rights: A37-00537 & A37-07312

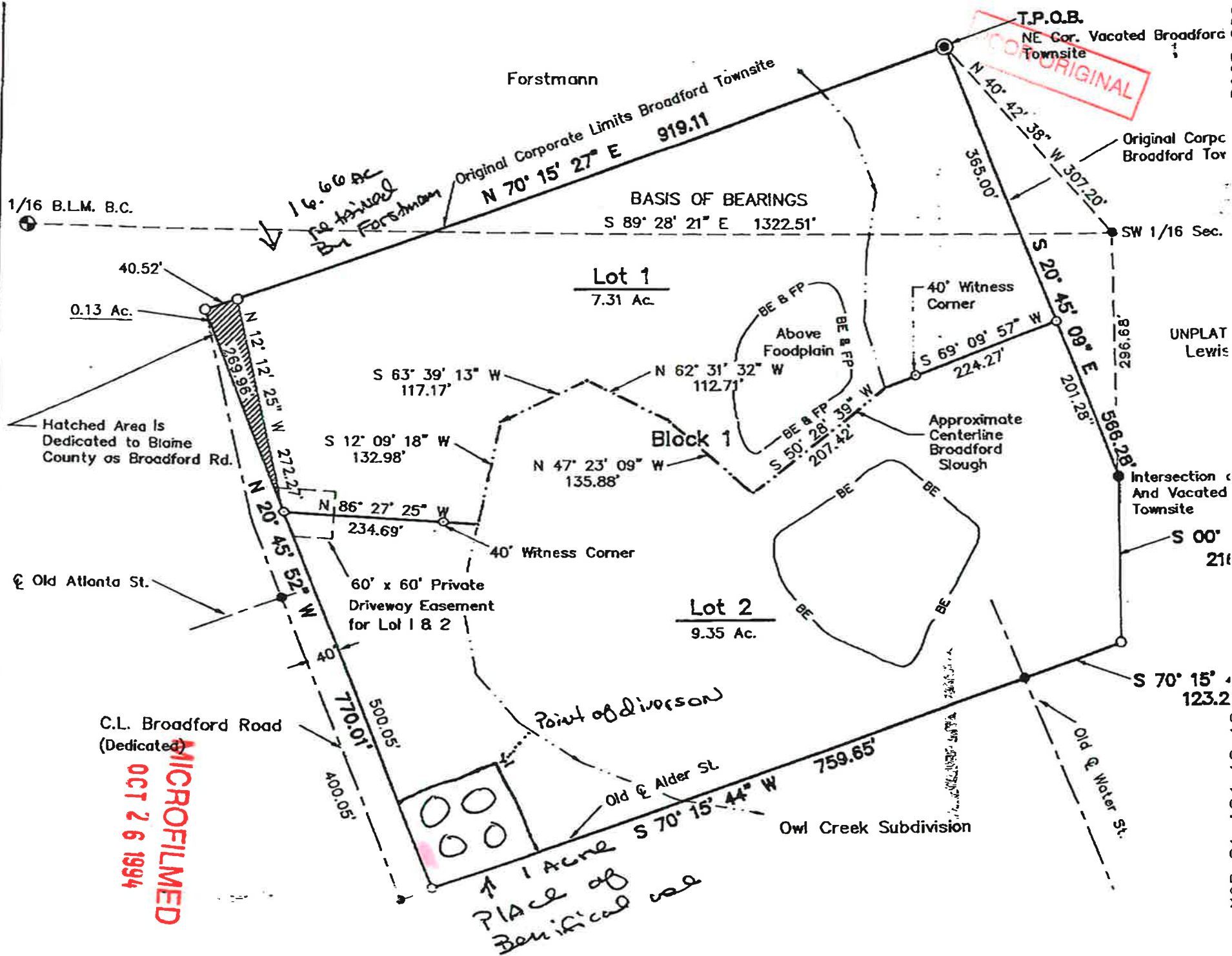
Dates: Exam Made Date:

Verified Date:

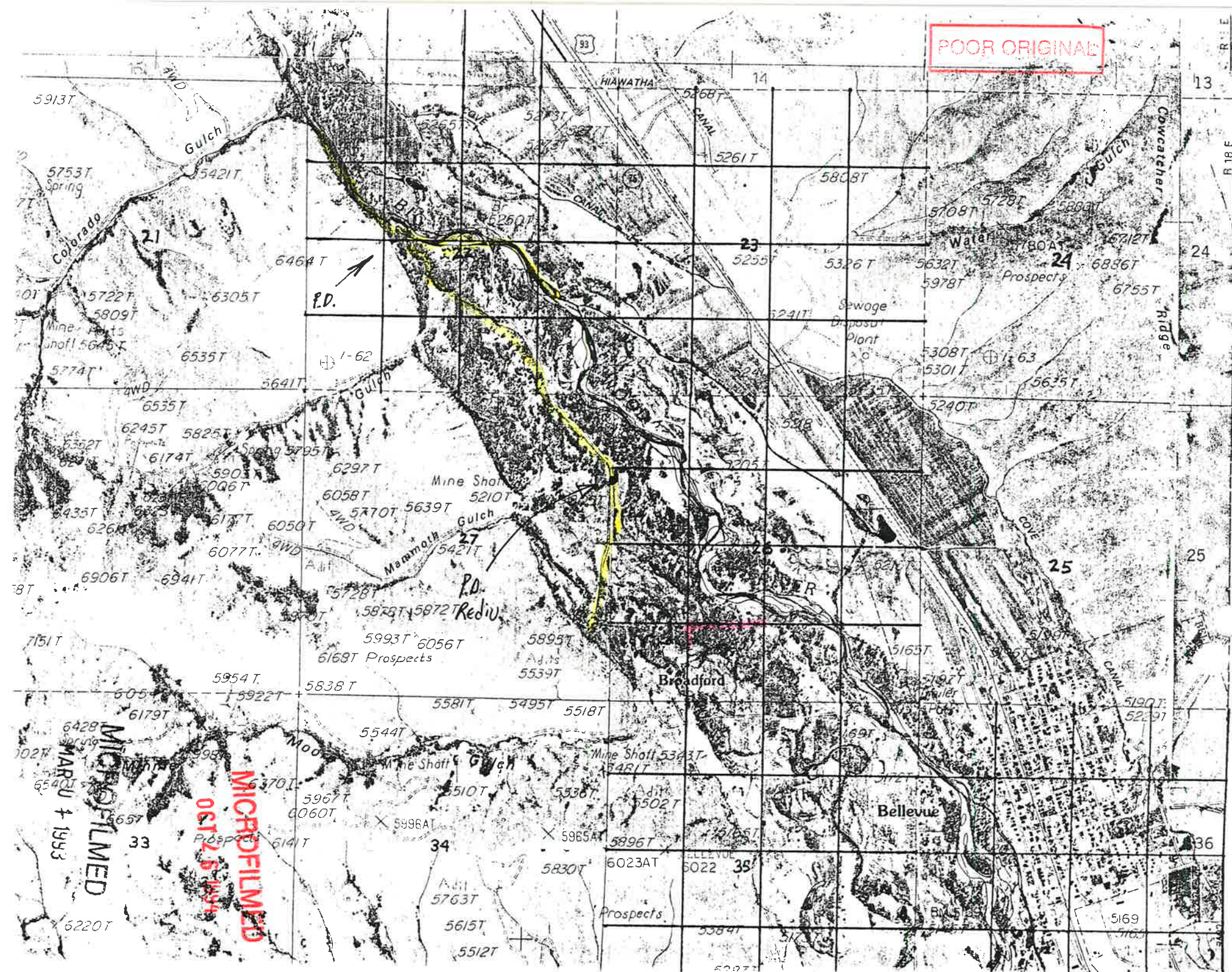
Misc: Water District Number: 37

Field Inspection Flag:
Presumption Flag:

MICROFILMED
OCT 26 1994



POOR ORIGINAL



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:00:42
05/19/90

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A37-00538

LAST: PETERLIN FIRST: CHARLES
ADDRESS:
CITY: XXXXXX STATE: ID ZIP: 000000
PHONE NUMBER: 208-000-0000
OWNER CODE: 0

LAST: FORSTMANN FIRST: CANDIDA
ADDRESS: BOX 1041
CITY: HAILEY STATE: ID ZIP: 83333
PHONE NUMBER: 208-788-4585
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:

MICROFILMED
OCT 26 1994

A. AJ CLAIM: # A37-00538 PRIORITY DATE: 05-15-1891 STAGE: D
B. WR RECORD: # 37-00538 PRIORITY DATE: 05-15-1891 STAGE: D

C. FIELD EXAM REQUIRED?
DUE TO PRIORITY DATE DISCREPANCY? (Y/N) DATABASE FIELD
Y EXAMINER

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

REMARKS:

=====

RECOMMENDED PRIORITY DATE:

REVIEWED BY DATE

MICROFILMED
OCT 26 1994

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A37-00538	02N	18E	22		NW	SW		BLAINE
A37-00538	02N	18E	27		NE	NE		BLAINE

OTHER AJ CLAIMS WITH SAME AJ POD

WR RECORDS IN SAME 40 ACRE TRACT

A37-00882
A37-00537
R37-00537
R37-00538
R37-00882

37-00537
37-00882
-
-
-

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
37-00538	02N	18E	22		NW	SW		BLAINE
37-00538	02N	18E	27		NE	NE		BLAINE

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT

37-00537
37-00882
-
-
-

A37-00882
A37-00537
R37-00537
R37-00538
R37-00882

SOURCE: BIG WOOD RIVER

TRIB: MALAD RIVER

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY? (Y/N)
DUE TO SOURCE DISCREPANCY? (Y/N)

DATABASE
Y
N

FIELD
EXAMINER

MICROFILMED
OCT 26 1994

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: _____

MICROFILMED
OCT 26 1994

A. ROOT WATER RIGHT NUMBERS: A37-00538
R37-00538

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
02N	18E	26	SW	NW		FORSTMANN , CANDIDA	A37-00538 / 8.0	37-00538 /			
						FORSTMANN , CANDIDA	A37-00537 / 3.0	37-00537 /			
						FORSTMANN , CANDIDA	R37-00537 / 3.0	- /			
						FORSTMANN , CANDIDA	R37-00538 / 8.0	- /			
02N	18E	26	NE	SW		FORSTMANN , CANDIDA	A37-00538 /13.0	37-00538 /			
						FORSTMANN , CANDIDA	A37-00537 / 3.0	37-00537 /			
						FORSTMANN , CANDIDA	R37-00537 / 3.0	- /			
						FORSTMANN , CANDIDA	R37-00538 /13.0	- /			
02N	18E	26	NW	SW		FORSTMANN , CANDIDA	A37-00538 / 9.0	37-00538 /			
						FORSTMANN , CANDIDA	A37-00537 / 4.0	37-00537 /			
						FORSTMANN , CANDIDA C.	A37-07312 /29.0	37-07312 /29.0			
						FORSTMANN , CANDIDA C.	R37-07312 /29.0	- /			
						FORSTMANN , CANDIDA	R37-11743 /	- /			
						FORSTMANN , CANDIDA	R37-11753 /	- /			
						FORSTMANN , CANDIDA	A37-11743 /	- /			
						FORSTMANN , CANDIDA	A37-11753 /	- /			
						FORSTMANN , CANDIDA	R37-00537 / 4.0	- /			
						FORSTMANN , CANDIDA	R37-00538 / 9.0	- /			
TOTAL ACRES							A37-00538	30.00			

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

MICROFILMED
OCT 26 1994

PRESUMPTION FLAG:

REMARKS:

RECOMMENDATIONS:

TOTAL ACRES: _____

REVIEWED BY: _____

DATE: _____

MICROFILMED
OCT 26 1994

A. AJ CLAIMED USES:

PURPOSES	FROM	MONTH/DAY TO	DIVERSION QUANTITY
A37-00538 IRRIGATION			3.600 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED			3.600 CFS

B. WR RECORDED USES:

PURPOSES	FROM	MONTH/DAY TO	DIVERSION QUANTITY
37-00538 IRRIGATION			3.600 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED			3.600 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)	N	_____
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:

MICROFILMED
OCT 26 1994

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y() N()

AJ TOTAL CLAIMED DIVERSION RATE: 3.600 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 3.600 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

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

Y

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: 37-00537 AND 377312

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A37-00538	BIG WOOD RIVER	FORSTMANN , CANDIDA	3.600	0.120		
A37-00537	BIG WOOD RIVER	FORSTMANN , CANDIDA	0.400	0.040		
R37-00538	BIG WOOD RIVER	FORSTMANN , CANDIDA	3.600	0.120		
A37-07312	GROUNDWATER	FORSTMANN , CANDIDA C.	0.980	0.020	147.00	3.00
R37-07312	GROUNDWATER	FORSTMANN , CANDIDA C.	0.980	0.020		

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
R37-11743	DOMESTIC	FORSTMANN , CANDIDA	FROM 01-01 TO 12-31	.040 CFS	
R37-11753	STOCKWATER	FORSTMANN , CANDIDA	FROM 10-01 TO 05-01	.020 CFS	
A37-11743	DOMESTIC	FORSTMANN , CANDIDA	FROM 01-01 TO 12-31	.040 CFS	
A37-11753	STOCKWATER	FORSTMANN , CANDIDA	FROM 10-01 TO 05-01	.020 CFS	

MICROFILMED
OCT 26 1994

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

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

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 _____ 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.)

MICROFILMED
OCT 26 1994

=====

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		3.600		0.0
TOTAL FOR THIS RIGHT		3.600		0.0

REVIEWED BY: _____

DATE: _____

=====

MICROFILMED
OCT 26 1994

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: 37-00538

TOTAL DIVERSION RATE OF WR SPLITS DATABASE
3.600

EXAMINER

CFS

SPLITS:

OLD RIGHT
NUMBERS

CURRENT
CLAIM NUMBERS

DIVERSION
RATE

WR RIGHT
NUMBERS

DIVERSION
RATE

-
A37-00538

A37-00538
R37-00538

3.600
3.600

37-00538
37-00538

3.600
3.600

TOTAL CFS

7.200

3.600

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: _____

MICROFILMED
OCT 26 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:00:42
05/19/90

PAGE: 12
QUICKLOOK INFORMATION

CLAIM NUMBER: A37-00538

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								
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.

MICROFILMED
OCT 26 1994