

State of Idaho
Dept. of Water Resources
P.O. Box 83720
Boise Id
83720 - 0098



37-1153A
37-4160

Records
Modified
12-14-05
-10

RECEIVED
DEC 20 2005
Department of Water Resources
Southern Region

Please Change my
Address to

RECEIVED
DEC 13 2005

Jerry Hays, DEPARTMENT OF
WATER RESOURCES
20 Tyler Dr.

Bellevue Id
83313

Was 1561 2nd Ave N.
Idaho Id 83333

Thank-you
Jerry Hays

SCANNED

DEC 14 2005

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 37-4160
Date Received: 10/20/1989
Receipt No: S010244
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

JERRY P HAYWARD Phone: (208)788-1290
1561 2ND AVE N
HAILEY ID 83333

STEPHANIE A HAYWARD Phone: (208)788-1290
1561 2ND AVE N
HAILEY ID 83333

2. Date of Priority: 04/01/1956

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
01S	18E	13	NE SW	BLAINE	

5. Description of diverting works:

ARTESIAN WELL, GATED PIPE, STOCK TANK

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	0.16	
STOCKWATER	1/01	12/31	0.03	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
01S	18E	13	NE	SW	STOCKWATER	
			NE	SW	IRRIGATION	8
					Section Acres	8
					Total Acres	8

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:

WILLOW CR. WATER ALSO USED ON PROPERTY.

OWNERSHIP CHANGE MADE 1-4-95 BY TLB.

***** ADDRESS CHANGED PER REQUEST REC'D
10/23/98. CC

15. Basis of Claim: Statutory Claim



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

February 26, 2004

JERRY P HAYWARD
STEPHANIE A HAYWARD
1561 2ND AVE N
HAILEY ID 83333

Re: SRBA Claim(s) 37-1153A, 37-4160

Dear Mr. and Mrs. Hayward:

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

Sincerely,

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

Trish Fawcett
Technical Records Specialist

Enc.

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

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

RECEIVED
FEB 19 2004
Department of Water Resources
Southern Region

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
<u>A37-01153A</u>	_____	___	_____	_____	___
<u>A37-04160</u>	_____	___	_____	_____	___
_____	_____	___	_____	_____	___
_____	_____	___	_____	_____	___
_____	_____	___	_____	_____	___

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) Ellynn Sue Ragone
P.O. Box 411, Arroyo Seco, NM 87514
4. New Owner/Claimant(s) Jerry P. and Stephanie A. Hayward
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 1561 2nd Avenue North, Hailey, ID 83333
- City, State and ZIP Code _____
- New Telephone Number (208) 788-1290
5. Date you acquired the property 2/13/2004

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, **THEN SKIP THIS ITEM AND GO TO ITEM 7.** If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s)
(include title if applicable)

Jerry P. Haywood
Stephen A. Haywood

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

For Office Use Only

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

Order No. 53718

Instrument # 499155

HAILEY, BLAINE, IDAHO

2004-02-13

04:03:00 No. of Pages: 2

Recorded for : AMERITITLE

MARSHA RIEMANN

Fee: 6.00

Ex-Officio Recorder Deputy

Index to: WTY/QC/CORP DEED

WARRANTY DEED

FOR VALUE RECEIVED and as replacement property in an I.R.C. 1031 tax deferred exchange AND as relinquished property in an I.R.C. 1031 tax deferred exchange.

ELLYNN SUE RAGONE, an unmarried woman

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

JERRY P. HAYWARD and STEPHANIE A. HAYWARD, husband and wife

GRANTEE(s) whose address is: 1561 2nd AVE N, HAILEY, ID 83333

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

SEE EXHIBIT 'A' ATTACHED HERETO AND MADE A PART THEREOF

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

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

Dated: February 10, 2004

Ellynn Sue Ragone
ELLYNN SUE RAGONE

State of New Mexico

County of Taos

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}ss.
}

On this 11th day of February, in the year 2004, before me, the undersigned, personally appeared ELLYNN SUE RAGONE known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

WITNESS my hand and official seal.

Joel K. Schantz

Notary Public
Commission Expires: 3-8-05



Order No. 53718
Legal Description

Exhibit "A"

Order No. 26913
LEGAL DESCRIPTION EXHIBIT "A"

TOWNSHIP 1 SOUTH, RANGE 18 EAST, BOISE MERIDIAN, BLAINE COUNTY, IDAHO.

SECTION 13: A parcel of land, more particularly described as follows:

COMMENCING at the brass cap marking the East 1/4 corner of said Section 13, said corner lying N. 00° 01' 02" W., 2,641.70 feet from a brass cap marking the Southeast section corner of said Section 13; thence

S. 89° 56' 44" W., 2,619.00 feet to a 5/8" rebar marking the center 1/4 corner of said Section 13, said center 1/4 corner being the TRUE POINT OF BEGINNING; thence

S. 00° 15' 43" W., 1,320.72 feet along the Easterly boundary of the SW 1/4 of said Section 13 to a 5/8" rebar marking the CS 1/16 corner of said Section 13; thence

N. 89° 56' 56" E., 1,312.72 feet along the Northerly boundary of the SW 1/4 SE 1/4 of said Section 13 to a 5/8" rebar marking the SE 1/16 corner of said Section 13; thence

S. 00° 07' 20" W., 419.46 feet along the Easterly boundary of the SW 1/4 SE 1/4 of said Section 13 to a 5/8" rebar on the Northerly boundary of U.S. Highway 20; thence

S. 87° 58' 46" W., 2,416.21 feet along said Northerly boundary of the highway to a brass cap; thence

S. 85° 05' 08" W., 214.62 feet along said Northerly boundary of the highway to a brass cap; thence

S. 87° 58' 26" W., 1.42 feet along said Northerly boundary of the highway; thence

leaving said highway N. 00° 16' 30" E., 1,841.38 feet along the Westerly boundary of the E 1/2 SW 1/4 of said Section 13 to a 5/8" rebar marking the CW 1/16 corner of said Section 13; thence

N. 89° 56' 44" E., 1,315.33 feet along the Northerly boundary of the SW 1/4 of said Section 13 to the TRUE POINT OF BEGINNING.

(TL 6777)

Order No. 53718

QUITCLAIM DEED

Instrument # 499156

HAILEY, BLAINE, IDAHO

2004-02-13

04:04:00 No. of Pages: 2

Recorded for : AMERITITLE

MARSHA RIEMANN

Fee: 6.00

Ex-Officio Recorder Deputy
Index to: WTY/QC/CORP DEED

FOR VALUE RECEIVED

ELLYNN SUE RAGONE, an unmarried woman

do hereby CONVEY, RELEASE, REMISE and FOREVER quit claim unto

JERRY P. HAYWARD and STEPHANIE A. HAYWARD, husband and wife

whose address is: 1561 2ND AVENUE NORTH, HAILEY, ID 83333

the following described premises situated in BLAINE County, Idaho, to wit:

SEE LEGAL DESCRIPTION EXHIBIT 'A' ATTACHED HERETO AND MADE A PART THEREOF, AND

TOGETHER WITH BUT NOT LIMITED TO WATER RIGHTS NO. A37-4160 AND A37-1153A

together with their appurtenances.

Dated: February 10, 2004

Ellynn Sue Ragone
ELLYNN SUE RAGONE

State of NEW MEXICO

County of Taos

}
}ss.
}

On this 11th day of February in the year 2004, before me, the undersigned, personally appeared ELLYNN SUE RAGONE, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

WITNESS my hand and official seal.

Joel K. Schantz
Notary Public

Commission Expires 3-8-08



Order No. 53718
Legal Description

Exhibit "A"

Order No. 26913
LEGAL DESCRIPTION EXHIBIT "A"

TOWNSHIP 1 SOUTH, RANGE 18 EAST, BOISE MERIDIAN, BLAINE COUNTY, IDAHO.

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COMMENCING at the brass cap marking the East 1/4 corner of said Section 13, said corner lying N. 00° 01' 02" W., 2,641.70 feet from a brass cap marking the Southeast section corner of said Section 13; thence

S. 89° 56' 44" W., 2,619.00 feet to a 5/8" rebar marking the center 1/4 corner of said Section 13, said center 1/4 corner being the TRUE POINT OF BEGINNING; thence

S. 00° 15' 43" W., 1,320.72 feet along the Easterly boundary of the SW 1/4 of said Section 13 to a 5/8" rebar marking the CS 1/16 corner of said Section 13; thence

N. 89° 56' 56" E., 1,312.72 feet along the Northerly boundary of the SW 1/4 SE 1/4 of said Section 13 to a 5/8" rebar marking the SE 1/16 corner of said Section 13; thence

S. 00° 07' 20" W., 419.46 feet along the Easterly boundary of the SW 1/4 SE 1/4 of said Section 13 to a 5/8" rebar on the Northerly boundary of U.S. Highway 20; thence

S. 87° 58' 46" W., 2,416.21 feet along said Northerly boundary of the highway to a brass cap; thence

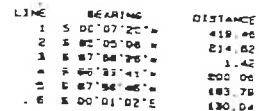
S. 85° 05' 08" W., 214.62 feet along said Northerly boundary of the highway to a brass cap; thence

S. 87° 58' 26" W., 1.42 feet along said Northerly boundary of the highway; thence

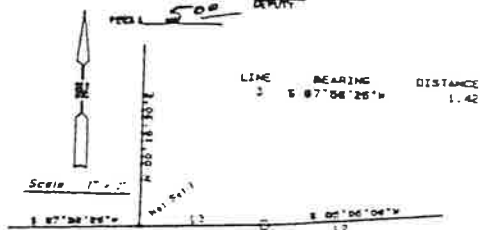
leaving said highway N. 00° 16' 30" E., 1,841.38 feet along the Westerly boundary of the E 1/2 SW 1/4 of said Section 13 to a 5/8" rebar marking the CW 1/16 corner of said Section 13; thence

N. 89° 56' 44" E., 1,315.33 feet along the Northerly boundary of the SW 1/4 of said Section 13 to the TRUE POINT OF BEGINNING.

(TL 6777)



STATE OF IOWA } 323207
COUNTY OF BLAINE }
I HEREBY CERTIFY THAT THIS BIRTH-
RECORD WAS FILED FOR RECORD ON MY
OFFICE AT THE REQUEST OF
Earl McFlure
AT 3:08 O'CLOCK PM
Aug 29 A.D. 1960
RECORDED 1600 CHARGE
OF Birth
Marjorie Ann
LIVING RECORD
BY WSP FEE 5.00 DEPT.



LEGEND

- Forward Brass Ltd
" Spl 5/8" x 30" rubber

RECORD OF SURVEY MAP
A PARCEL OF LAND WITHIN:
SEC. 13, T1S, R1E, B1M.
BLAINE COUNTY, IDAHO

PREPARED BY: PUGHNER AND WILLIAMS, KETCHIK, ALASKA

100

DEVELOPMENT

To. Dept. of Water Resources.

May 29, 2005

Please find enclosed letter from original
owner of property confirming priority date of
water right 37-4160. Please file as proof
of priority date for this water right.

Thank you
Jerry Hymel
JERRY Hymel

RECEIVED
JUN 01 2005
Department of Water Resources
Southern Region

RECEIVED
JUN 01 2005
Department of Water Resources
Southern Region

January 20, 2004

Statement

This Statement is in response to the recent question regarding a specific well on property previously owned by Joseph J. Wurst, in Blaine County, ID.

The subject well is located in NESW Sec. 13, T.1S., R.18E lying North of Hiway 68(old designation) of the previously owned property of Joseph J. Wurst. The well is located on the north edge of the NESW forty. It has been designated as well no. 2 in recent previous correspondence.

The well (no. 2) was drilled cir. 1950 near the NE corner of the NESW in said Section 13, the water flowed through a ditch from the well east to the property line and west to the channel of a stream than called Willow Creek (not named on the USGS map). As the water flowed in the ditch it was interrupted by the use of a canvas dam and forced to irrigate the land lying to the south of the well via corrugations, until dropping off the hill and into the Fredrickson Ditch. The amount of land irrigated is estimated at between 10 and 20 acres.

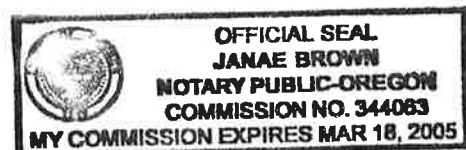
When the well was drilled there were no requirements that the water be dedicated to the specific land afore mentioned. However, in about 1962 the Wurst's determined that the installation of a gated pipe(running east & west from the well in place of a head ditch) would improve the efficiency of the irrigation system. In order to secure funding(of the gated pipe) it had become a requirement that the well water be dedicated to a specific parcel of ground. The application was completed, the gated pipe was approved and the well was than registered to that specific parcel of ground identified on the NESW Sec 13, T1S, R18E. on the United States Geological Survey Map. The irrigation of this parcel of land thus continued until the property was sold.

Dated this 9 day of February, 2004

Notary Janae Brown

Joseph J. Wurst

Mary Ann Wurst



GENERAL POWER OF ATTORNEY

(With Durable Provision)

NOTICE: THIS IS AN IMPORTANT DOCUMENT. BEFORE SIGNING THIS DOCUMENT, YOU SHOULD KNOW THESE IMPORTANT FACTS. THE PURPOSE OF THIS POWER OF ATTORNEY IS TO GIVE THE PERSON WHOM YOU DESIGNATE (YOUR "AGENT") BROAD POWERS TO HANDLE YOUR PROPERTY, WHICH MAY INCLUDE POWERS TO PLEDGE, SELL OR OTHERWISE DISPOSE OF ANY REAL OR PERSONAL PROPERTY WITHOUT ADVANCE NOTICE TO YOU OR APPROVAL BY YOU. YOU MAY SPECIFY THAT THESE POWERS WILL EXIST EVEN AFTER YOU BECOME DISABLED, INCAPACITATED OR INCOMPETENT. THIS DOCUMENT DOES NOT AUTHORIZE ANYONE TO MAKE MEDICAL OR OTHER HEALTH CARE DECISIONS FOR YOU. IF THERE IS ANYTHING ABOUT THIS FORM THAT YOU DO NOT UNDERSTAND, YOU SHOULD ASK A LAWYER TO EXPLAIN IT TO YOU. YOU MAY REVOKE THIS POWER OF ATTORNEY IF YOU LATER WISH TO DO SO.

TO ALL PERSONS, be it known that I, Joseph John Wurst
of 1499 Walton Way, Woodburn, OR 97071
the undersigned Grantor, do hereby make and grant a general power of attorney to

of Mary J. Church
7115 SW. 173rd Ave, Aloha, OR 97007 and/or John J. Wurst
and do thereupon constitute and appoint said individual as my attorney-in-fact/agent. Bend, OR.

My ~~attorney-in-fact~~/agent shall act in my name, place and stead in any way which I myself could do, if I were personally present, with respect to the following matters, to the extent that I am permitted by law to act through an agent:

(NOTICE: The grantor must write his or her initials in the corresponding blank space of a box below with respect to each of the subdivisions (A) through (O) below for which the Grantor wants to give the agent authority. If the blank space within a box for any particular subdivision is NOT initialed, NO AUTHORITY WILL BE GRANTED for matters that are included in that subdivision. Cross out each power withheld.)

- | | |
|-----|--|
| [] | (A) Real estate transactions |
| [] | (B) Tangible personal property transactions |
| [] | (C) Bond, share and commodity transactions |
| [] | (D) Banking transactions |
| [] | (E) Business operating transactions |
| [] | (F) Insurance transactions |
| [] | (G) Gifts to charities and individuals other than Attorney-in-Fact/Agent |
- (If trust distributions are involved or tax consequences are anticipated, consult an attorney.)

- (H) Claims and litigation
 (I) Personal relationships and affairs
 (J) Benefits from military service
 (K) Records, reports and statements
 (L) Full and unqualified authority to my attorney-in-fact/agent to delegate any or all of the foregoing powers to any person or persons whom my attorney-in-fact/agent shall select
 (M) Access to safe deposit box(es)
 (N) To authorize medical and surgical procedures (Pennsylvania only)
 (O) All other matters

Durable Provision:

(P) If the blank space in the block to the left is initialed by the Grantor, this power of attorney shall not be affected by the subsequent disability or incompetence of the Grantor.

Other Terms:

My attorney-in-fact/agent hereby accepts this appointment subject to its terms and agrees to act and perform in said fiduciary capacity consistent with my best interests as he/she in his/her best discretion deems advisable, and I affirm and ratify all acts so undertaken.

TO INDUCE ANY THIRD PARTY TO ACT HEREUNDER, I HEREBY AGREE THAT ANY THIRD PARTY RECEIVING A DULY EXECUTED COPY OR FACSIMILE OF THIS INSTRUMENT MAY ACT HEREUNDER, AND THAT REVOCATION OR TERMINATION HEREOF SHALL BE INEFFECTIVE AS TO SUCH THIRD PARTY UNLESS AND UNTIL ACTUAL NOTICE OR KNOWLEDGE OF SUCH REVOCATION OR TERMINATION SHALL HAVE BEEN RECEIVED BY SUCH THIRD PARTY, AND I FOR MYSELF AND FOR MY HEIRS, EXECUTORS, LEGAL REPRESENTATIVES AND ASSIGNS, HEREBY AGREE TO INDEMNIFY AND HOLD HARMLESS ANY SUCH THIRD PARTY FROM AND AGAINST ANY AND ALL CLAIMS THAT MAY ARISE AGAINST SUCH THIRD PARTY BY REASON OF SUCH THIRD PARTY HAVING RELIED ON THE PROVISIONS OF THIS INSTRUMENT.

Signed under seal this 13th day of October, 2003

Signed in the presence of:

Nancy Hoobler

Witness

Wanda Korva

Witness

[Signature]

Grantor

Mary J. Church

Attorney-in-Fact/Agent

State of Oregon

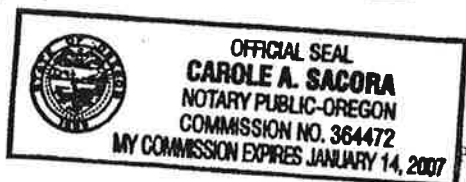
County of Washington

On October 13, 2003 before me, Carole A. Sacora

Joseph J. Worst & Mary J. Church, appeared to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

Signature Carole A. Sacora



Affiant ☒ Known ☐ Produced ID
 Type of ID _____

(Seal)

Name: Murst, George Address: Jannett
 Location: SE 1/4 Sec. 13 T 15 R 18 E
 County: Blaine Type: Artesian
 Size: 6 1/4" Date: 1949 New Old
 Depth: 160' Water Level: flows Temp:
 Casing Size: Thickness: G.P.M. 120 in/hr
 Casing Length: Surface Complete Drawdown:
 Perforated: Remarks: flowed 147" - had
 Cemented: small leaks around
 Formation: gravel pipe

WELL LOG

Well # 1

EUGENE W. WALKER

Name: Murst, Henry (Joe) Address:
 Location: 1/4 1/4 Sec. T R
 County: Type:
 Size: 8" Date: 10/16/48 New Old
 Depth: 172' Water Level: Temp:
 Casing Size: Thickness: G.P.M. 900 approx
 Casing Length: Surface Complete Drawdown:
 Perforated: Remarks: pipe - 21.8 1/3 16.4
 Cemented: 20.9 20.9 16.7 15.2 15.11
 Formation: 16-4 14 16-4

FORMER WELL LOG No. W-175

Well # 2

EUGENE W. WALKER

Name: Murst, H.P. (Joe) Address:
 Location: 1/4 1/4 Sec. T R
 County: Type:
 Size: 6 1/4" Date: Dec. 1948 New Old
 Depth: 163' Water Level: 158' Temp:
 Casing Size: Thickness: G.P.M. 675
 Casing Length: Surface Complete Drawdown:
 Perforated: Remarks:
 Cemented:
 Formation:

WELL LOG 00893

Well # 3

EUGENE W. WALKER

Name: Murst, Henry (Joe) Address: Jannett
 Location: SW 1/4 SE 1/4 Sec. 13 T 15 R 18 E
 County: Blaine Type: Domestic & Irrigation
 Size: 6" Date: 8/13/53 - 8/11/53 New Old
 Depth: 144' Water Level: Temp: 49°
 Casing Size: 1 1/2" Thickness: G.P.M. 396
 Casing Length: 139' 4" Surface Complete Drawdown:
 Perforated: Remarks: 16" shut-in pressure
 Cemented: capped pressure
 Formation:



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 15, 2005

X
X
X
X

Re: Evidence of Priority

RESPONSE DEADLINE
JUNE 17, 2005

Dear Claimant:

The Notice of Claim identified with the number shown above your name on the mailing label has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates your water usage is based on "Beneficial Use" or a "Statutory Claim." Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed. The date of first use, known as the priority date, has not been confirmed by a License, Decree or Permit. The Department will, in the coming year, conduct reviews and/or field exams for the claims in your area. Since the priority date of a beneficial use water right cannot be confirmed by field examination, **proof must be provided by the claimant** supporting the priority date claimed.

If you no longer own the property to which the claim is appurtenant please forward this correspondence to the present owner, or return it to the Department. If you have received this correspondence from the previous owner of the property it is required that you file a Change of Ownership form with the Department in order to receive future mailings and to continue to be a party in the adjudication.

Enclosed you will find a computer printout of your Notice of Claim and the pamphlet entitled "Evidence of Priority." The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement.

PLEASE NOTE: The Department will not recommend the court decree the notice **as claimed** if no evidence of a priority date is submitted – it may be disallowed. It will be to your advantage to provide clear and convincing evidence. If you choose to submit statements from individuals as evidence, the statement does **not** need to be in the form of a notarized affidavit as described in the brochure, but must relate first hand knowledge of the water right in question and include dates, quantities of water and extent of water use.

Submit the required evidence supporting the priority date by the date shown above, referencing all documents with the corresponding Notice of Claim number (i.e. 37-____). If you have questions not covered by this letter or the enclosed pamphlet, please contact this office.

Sincerely,

Douglas Jones, P.E.
Water Rights Supervisor

Enclosures

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: **A37-04160**

Date Received: 10/20/1989

Receipt No: S010244

Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: ELLYNN SUE RAGONE
Address: PO BOX 2585
SUN VALLEY ID

208-622-7450

83353

2. Date of Priority: APR 1, 1956

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
01S	18E	13	NE	SW			BLAINE

5. Description of diverting works:
ARTESIAN WELL, GATED PIPE, STOCK TANK

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.160		
STOCKWATER	01/01	12/31	0.030		

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

A.F.A.

8. Total consumptive use is 20.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/30 HEAD CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
01S	18E	13	NE	SW		IRR	8.0
			NE	SW		STOCK	

10. Place of Use: Continued

Section Acres 8.0

Total Acres 8.0

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:

A37-02386, 01153

14. Remarks:

WILLOW CR. WATER ALSO USED ON PROPERTY.

OWNERSHIP CHANGE MADE 1-4-95 BY TLB.

ADDRESS CHANGED PER REQUEST REC'D 10/23/98. CC

15. Basis of Claim: STATUTORY CLAIM



IDAHO DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION
1341 FILLMORE ST STE 200
TWIN FALLS ID 83301-3380
(208) 736-3033

PHILIP E BATT
GOVERNOR

KARL J DREHER
DIRECTOR

RECEIVED

OCT 23 1998

Department of Water Resources
Southern Region

CHANGE IN ADDRESS

☒ Water Right Number(s):

A-37-04160

A-37-01153A

☐ Old Mailing Address:

Ellynn Ragone

P.O. Box 4168

Ketchum, Id. 83340

☐ New Mailing Address:

Ellynn Ragone

P.O. Box 2585

Sun Valley, Id. 83353

☐ New Telephone Number:

(208) 622-7450

☐ Signature of Claimant(s):

Ellynn Ragone

Date:

October 23, 1998

FOR IDWR USE ONLY	
Initial Review and Data Entry	
Date: 11/02/98	By:
Further Action Needed:	
Further Action Taken	
Date:	By:
Final Review and Data Entry	
Date:	By:

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: **A37-04160**

Date Received: 10/20/1989

Receipt No: S010244

Received By: _____

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

1. Name: ELLYNN SUE RAGONE 208-726-8514
Address: PO BOX 4168
KETCHUM ID 83340

2. Date of Priority: APR 1, 1956

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
01S	18E	13	NE	SW			BLAINE

5. Description of diverting works:
ARTESIAN WELL, GATED PIPE, STOCK TANK

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.160		
STOCKWATER	01/01	12/31	0.030		

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

8. Total consumptive use is 20.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/30 HEAD CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
01S	18E	13	NE	SW		IRR	8.0
			NE	SW		STOCK	

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	8.0
					Total Acres	8.0

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:
A37-02386, 01153

14. Remarks:
WILLOW CR. WATER ALSO USED ON PROPERTY.
OWNERSHIP CHANGE MADE 1-4-95 BY TLB.

15. Basis of Claim: STATUTORY CLAIM

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

DATE OF CLOSING: 8-8-1990

LEGAL DESCRIPTION OF PROPERTY: Township _____ 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.

☐ 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: A37-04160

☐ Name and Address of Former Owner/Claimant(s)(Seller): Dee A. &/or C. Joan Walker
17859 U. S. Hwy. 20 20
Bellevue, ID 83313

☐ New Owner/Claimant (Purchaser): Ellynn Sue Ragone

☐ New Mailing Address: P. O. Box 4168
Ketchum, ID 83340

☐ New Telephone Number: () 726 - 8514

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

☐ Attach proof of ownership, describe proof attached: Warranty Deed

(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) Ellynn Sue Ragone Date 11/18/92
Date _____

☐ Signature of Former Owner/Claimant(s): _____ Date _____
Date _____

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 1-4-95 By: HLB

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: 1-4-95 By: HLB

Claim Numbers of Split, if any:

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



BCT #19903085

This form furnished by
Blaine County Title, Inc.

WARRANTY DEED

For Value Received DEVON WALKER AND JOAN WALKER, HUSBAND AND WIFE,

the Grantor hereby grants, bargains, sells, conveys and warrants unto ELLYNN SUE RAGONE, AN UNMARRIED WOMAN,

the Grantee whose current address is: P.O. BOX 5685, KETCHUM, ID 83340

the following described premises, to-wit:

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

Including and all Water Rights appurtenant to said property, specifically all of State of Idaho Department of Water Right License 37-01153 (40 inches) and 37-4160.

322898
 BLAINE CO. REQUEST
 BLAINE COUNTY TITLE
 90 AUG 20 PM 4 42
 MARY GREEN, CLERK
 FEES \$900

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

Dated: August 08, 1990

DEVON WALKER

JOAN WALKER

STATE OF IDAHO, COUNTY OF Blaine
On this 8th day of August, 1990,
before me, a Notary Public in and for said State, personally appeared

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

Notary Public,
Residing at Hailey, Idaho.
Comm. Expires 7-8-91

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

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

Ex-Officio Recorder.

By _____
Deputy

Fees, \$ _____
Mail to: _____

EXHIBIT "A"

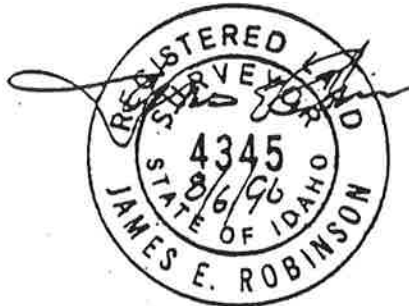
DESCRIPTION OF A PARCEL OF PROPERTY WITHIN:

SECTION 13, T1S, R18E, B.M., BLAINE COUNTY, IDAHO
(A PARCEL NORTH OF THE HIGHWAY)

A parcel of property described by metes and bounds as follows:

Commencing at the a brass cap marking the east 1/4 corner of Sec. 13, T1S, R18E, B.M., Blaine County, Idaho, said corner lying N 00°01'02" W, 2641.70 feet from a brass cap marking the southeast Section Corner of said Section 13, thence S 89°56'44" W, 2619.00 feet to a 5/8" rebar marking the center 1/4 corner of said Sec. 13, said center 1/4 corner being the True Point of Beginning.

Thence S 00°15'43" W, 1320.72 feet along the easterly boundary of the SW 1/4 of said Sec. 13 to a 5/8" rebar marking the CS 1/16 Corner of said Sec. 13;
thence N 89°56'56" E, 1312.72 feet along the northerly boundary of the SW 1/4 SE 1/4 of said Sec. 13 to a 5/8" rebar marking the SE 1/16 corner of said Sec. 13;
thence S 00°07'20" W, 419.46 feet along the easterly boundary of the SW 1/4 SE 1/4 of said Sec. 13 to a 5/8" rebar on the northerly boundary of U.S. Highway 20;
thence S 87°58'46" W, 2416.21 feet along said northerly boundary of the highway to a brass cap;
thence S 85°05'08" W, 214.62 feet along said northerly boundary of the highway to a brass cap;
thence S 87°58'26" W, 1.42 feet along said northerly boundary of the highway;
thence leaving said highway N 00°16'30" E, 1841.38 feet along the westerly boundary of the E 1/2 SW 1/4 of said Sec. 13 to a 5/8" rebar marking the CW 1/16 corner of said Sec. 13;
thence N 89°56'44" E, 1315.33 feet along the northerly boundary of the SW 1/4 of said Sec. 13 to the True Point of Beginning.



X STATE OF Oregon

COUNTY OF Lane

On this 9th day of August, 19 90, before me,
the undersigned, a Notary Public, in and for said State, personally
appeared JOAN WALKER

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

Artie M. Ladd

NOTARY PUBLIC

Residing at: Lane Co.

Commission Expires: 9/30/91

(SEAL)



INDIVIDUAL NOTARY ACKNOWLEDGEMENT

11-18-92

WALKER to RAGONE

37-04160

owned: TOIS RIBE \$13 (parcel No of hwy)
selling: same
proof: warranty deed - 04160 (4-01153)
AJQ1: print
AJQ4: print

-04160 POB: 015 18E \$13 NESW 8 AC IRR/STK
-01153

SESW 12.7 IRR
SWSE 14.5

\$24 NENE 13.1
NNNE 39.4

SWNE 13.3

SENW 39.8

NESW 3.8

-01153A 015 18E \$13 NESW 35. IRR
SESW 15.
SWSE 11.

- ① -04160 WALKER .190 CFS GW statutory
- ② -01153 PEET 2.400 CFS MILLON CR. decreed
- ③ -01153A RAGONE 1.000 CFS ? CR. decreed

① also cites -01153 use.

② " " full time use of div. amt.

③ " " -04160 use.

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: A37-04160
Date Received: 10/13/1988
Receipt No: 5010244
Received By: lw

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DEE A. WALKER 208-788-9457
Address: 17859 US HWY 20
BELLEVUE, ID 83313

AND/OR

Name: C. JOAN WALKER 208-788-9457
Address: 17859 US HWY 20
BELLEVUE, ID 83313

2. Date of Priority: APR 01, 1956

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01S	18E	13	NE	SW			BLAINE

5. Description of diverting works:
ARTESIAN WELL, GATED PIPE, STOCK TANK

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.160		
STOCKWATER	01/01	12/31	0.030		

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

8. Total consumptive use is 20.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/30 HEAD CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	18E	13	NE	SW		IRR	8.0
			NE	SW		STOCK	
						Section Acres	8.0
						Total Acres	8.0

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:
A37-02386, 01153

14. Remarks:
WILLOW CR. WATER ALSO USED ON PROPERTY.

15. Basis of Claim: STATUTORY CLAIM

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:

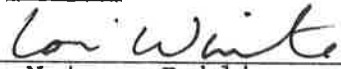
For Individuals:

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

Signature of Claimant(s):  Date: 10/9-89
_____ Date: _____

State of Idaho)
County of tf) SS.

Subscribed and sworn (or affirmed) before me this 19 day
of Oct 19 89


Notary Public

Seal

Residing at tf
My Commission Expires 5/94

5/88

Date Received 10/19/89

OCT 30 1989

State of Idaho
Department of Water ResourcesDepartment of Water Resources
Southern Region OfficeREQUEST FOR EXTENSION OF TIME
TO FILE ADJUDICATION CLAIM(S)

The Idaho Department of Water Resources will consider this form as a request that the claimant be granted an additional period of time in which to file claim(s) beyond the 90 days allowed by Section 42-1409(10), Idaho Code.

Delbert A. Shaw
Name of Claimant

17269 45 Hwy 20
Post Office Address

Boise Id 83313
City, State, Zip Code

Blaine
County(s) where Place of Use is located

Oct. 1988
Date Claim Originally Due

RECEIVED

OCT 24 1989

Department of Water Resources

Identify water right(s) for which extension is requested

State reason(s) why an extension of time is requested:

medical - Power Pole fell on me
and I spent 9 mo. in Hospital and wheel
chair. Had thought that I had paid fees. Thank you

Claimant requests an extension to 10-19, 1989.

As per phone conv. 10/20/89 with
Dave Shaw this ext. to be granted.
ADM.

Delbert A. Shaw
Signature

owner
Title

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

The above request for extension of time is hereby

X granted denied,
and the filing deadline extended to 10/19, 1989.

Signed this 25 day of October, 1989.

David B. Shaw
Director or his designated agent
DAVID B. SHAW

MICROFILMED
FEB 23 1993

11/10/2006

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

RIGHT NUMBER: 37-4160

NAME AND ADDRESS: JERRY P HAYWARD
20 TYLER DR
BELLEVUE ID 83313

STEPHANIE A HAYWARD
20 TYLER DR
BELLEVUE ID 83313

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.190 CFS
28.400 AFY

PRIORITY DATE: 04/01/1956

POINT OF DIVERSION:

T01S R18E S13 NENESW Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.030 CFS 0.70 AFY
IRRIGATION	04/15 10/31	0.160 CFS 27.70 AFY

PLACE OF USE: IRRIGATION in BLAINE County

T01S R18E S13 NESW 7.90

STOCKWATER in BLAINE County

T01S R18E S13 NESW

7.9 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 - Beneficial Use

Stockwater use is for 30 range cattle.



Idaho Department of Water Resources

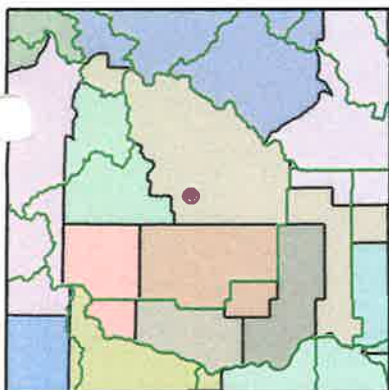
SRBA Recommendation:

37-4160

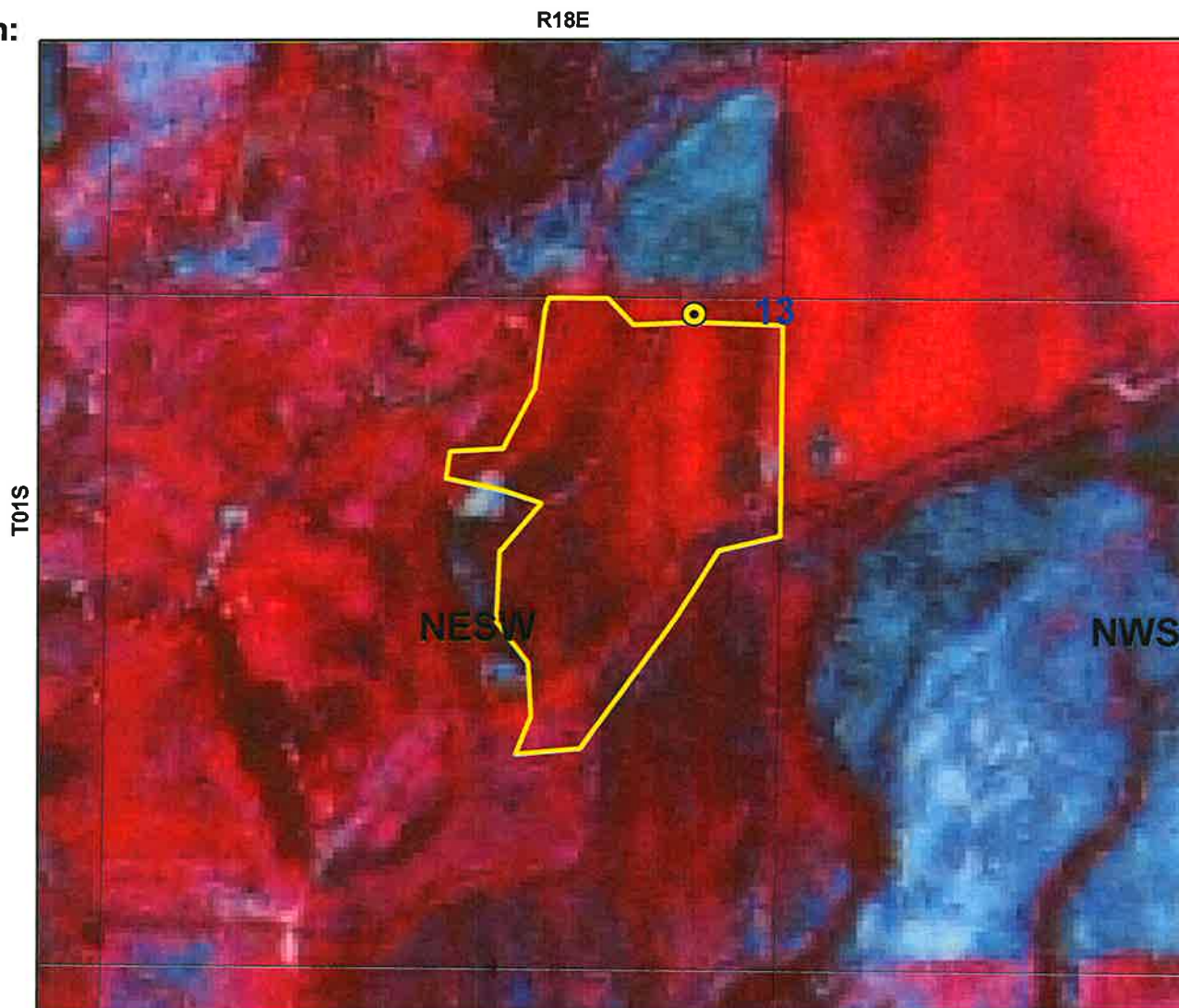
(Irrigation)

Legend

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



Blaine County
IDWR Basin 37



0 0.1 0.2 Miles

Prepared by A. Merritt
On Friday, November 10, 2006
1987/88 Aerial Photography

Owner: Jerry P Hayward

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

Recommendations
ADM
11/10/06

37-1153A
37-4160

37-4160

Review of affidavits supports
priority. Review of photos
& field review supports acre,
7.9 on top of hill.
30 cattle claimed - allow.

37-1153A -

WM records support.
Review of photos supports
lands irrigated approx 45

File No.
37-4160- 1153A

Owner
Jerry P & Stephanie Hayward
1561 2nd Ave N
Hailey

Date
6/8/05

I managed to contact Jerry and made an appt. to meet him at their property by Timmerman hill this morning And look over their file and locate the well in the NE part of the property I showed him the color photo With the dark blue outline of the property and he said this looks OK . The artesian well discharges out into a gated pipe irrigation method for irrig. And he shares the Fredrickson [Fred] 24 diversion already GPS There is at this time no measurement system on either diversion I talked to Rockie Sherbine and he said that they put dams in North ditch to irrigate the west and south part of property it flood irrigates all of lands, they use dams in south ditch and flood the lower area . See GPS of well

Description	GPS Name & No.	Position No.	USR No.	Plate No.	Photo No.
Photo look S	Jerry 1	2478404	1348564	A0016192	1060604

Lee R. Peterson

6/8/05

6/9/94

COMMUNICATION DOCUMENTATION

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 Georgia Satterlee

DATE

January 26, 1999 8:34am

CUSTOMER

Carr Migliavicca Trust

SUBJECT: Application for transfer ptn A37-01153,04160 ✓
phone call (.) walk-in (.) other (x)

Receipt Number S021634 18 November 1998

Accounting Department: Per written request, please refund \$100 to Judy Cash at the address on her letter.

Thank you.

37-04160

RECEIVED

JAN 22 1999

Department of Water Resources
Southern Region

Sun Land Investments, Inc.

P.O. Box 3009
Ketchum, ID 83340
(208) 726-1229
Fax (208) 726-1102

State of Idaho
Department of Water Resources
1341 Fillmore Street, Suite 200
Twin Falls, ID 83301-3380

Georgia Satterlee
Sr. Water Resource Agent

RE: Transfer per A37-01153,~4160
Carr Migliavicca Trust
Judy Cash, Trustee

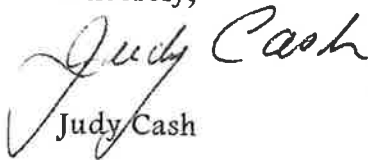
In reference to the above stated application number, I would like to withdraw my request for application to transfer water rights

Please refund the application fee of \$100 to my address:

P.O. Box 460, Bellevue, ID 83313

Thank you.

Sincerely,


Judy Cash



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

SOUTHERN REGION

January 19, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

Carr Migliavicca Trust
Judy Cash, Trustee
PO Box 460
Bellevue, ID. 83313

RE: Transfer per A37-01153,-04160

Dear Judy,

I received the message regarding your request not to proceed with the application for transfer in our office.

In order to withdraw the application and refund the \$100.00, there needs to be a request in writing.

Please don't hesitate to call this office if you have any questions.

Cordially,

Georgia Satterlee
Sr. Water Resource Agent

enclosure



State of Idaho
DEPARTMENT OF WATER RESOURCES
1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380
Phone: (208) 736-3033 FAX: (208) 736-3037

January 6, 1999

Carr Migliavicca Trust
Judy Cash, Trustee
PO Box 460
Bellevue, ID. 83313

RE: Transfer per A37-01153,-04160

Dear Judy,

I am writing to request the items needed to complete the staffing of the application for transfer you filed with the department in November.

The items necessary are:

1. The reason for the proposed change, for example, the proposed place of use has no other water rights.

You spoke of submitting the letter from the Homeowner's Association refusing to delivery the surface water to your lot.

2. Specific land description of proposed place of use/point of diversion, i.e. Section, Township, Range, and quarter-quarter.

A plat map of the property would be sufficient.

3. Notarized statement from the lienholder (for Ragone) agreeing to the proposed changes.

For your convenience, I have included a self-addressed envelope. Once I receive the above information, I can complete my staffing analysis. Thank you for your attention in this matter.

Cordially,

A handwritten signature in dark ink, appearing to read 'Georgia', is written over a horizontal line.

Georgia Satterlee
Sr. Water Resource Agent



State of Idaho
DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380
Phone: (208) 736-3033 FAX: (208) 736-3037

December 23, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

Carr Migliavicca Trust
Judy Cash, Trustee
PO Box 460
Bellevue, ID. 83313

RE: Transfer per A37-01153, -04160

Dear Judy,

I am writing to request the items needed to complete the staffing of the application for transfer you filed with the department in November.

The items necessary are:

1. The reason for the proposed change, for example, the proposed place of use has no other water rights.

You spoke of submitting the letter from the Homeowner's Association refusing to delivery the surface water to your lot.

2. Specific land description of proposed place of use/point of diversion, i.e. Section, Township, Range, and quarter-quarter.

A plat map of the property would be sufficient.

3. Notarized statement from the lienholder (for Ragone) agreeing to the proposed changes.

For your convenience, I have included a self-addressed envelope. Once I receive the above information, I can complete my staffing analysis. Thank you for your attention in this matter.

Cordially,

Georgia Satterlee
Sr. Water Resource Agent

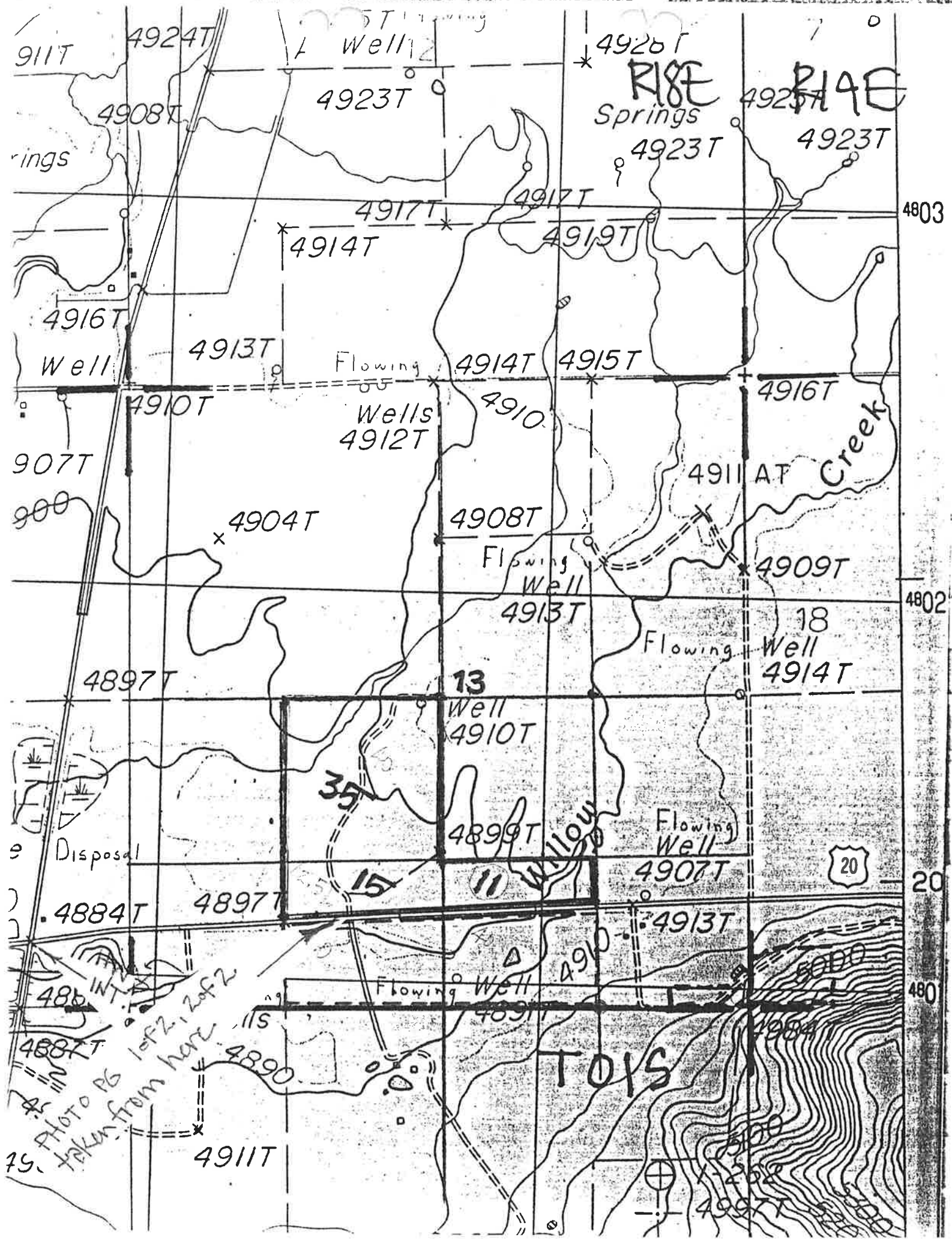




photo looking N'ly-NE'ly



Intersections 20-75
approx. 3/4 mile W.



photo looking NW'ly



photo 25
1-2

14 December 1998 1500 hrs.
37-01153, -04160

T/#



photo Looking N-NE'ly



photo Looking NW'ly



Photo P14 2-2

Int. Hwys 20-75 approx. 3/4 mi. West

14 December 1998
1500 hrs.

37-01153, -04160

T#

6/9/94

COMMUNICATION DOCUMENTATION

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 Georgia Satterlee

DATE

October 23, 1998 8:36am

CUSTOMER

Ragone, Ellynn

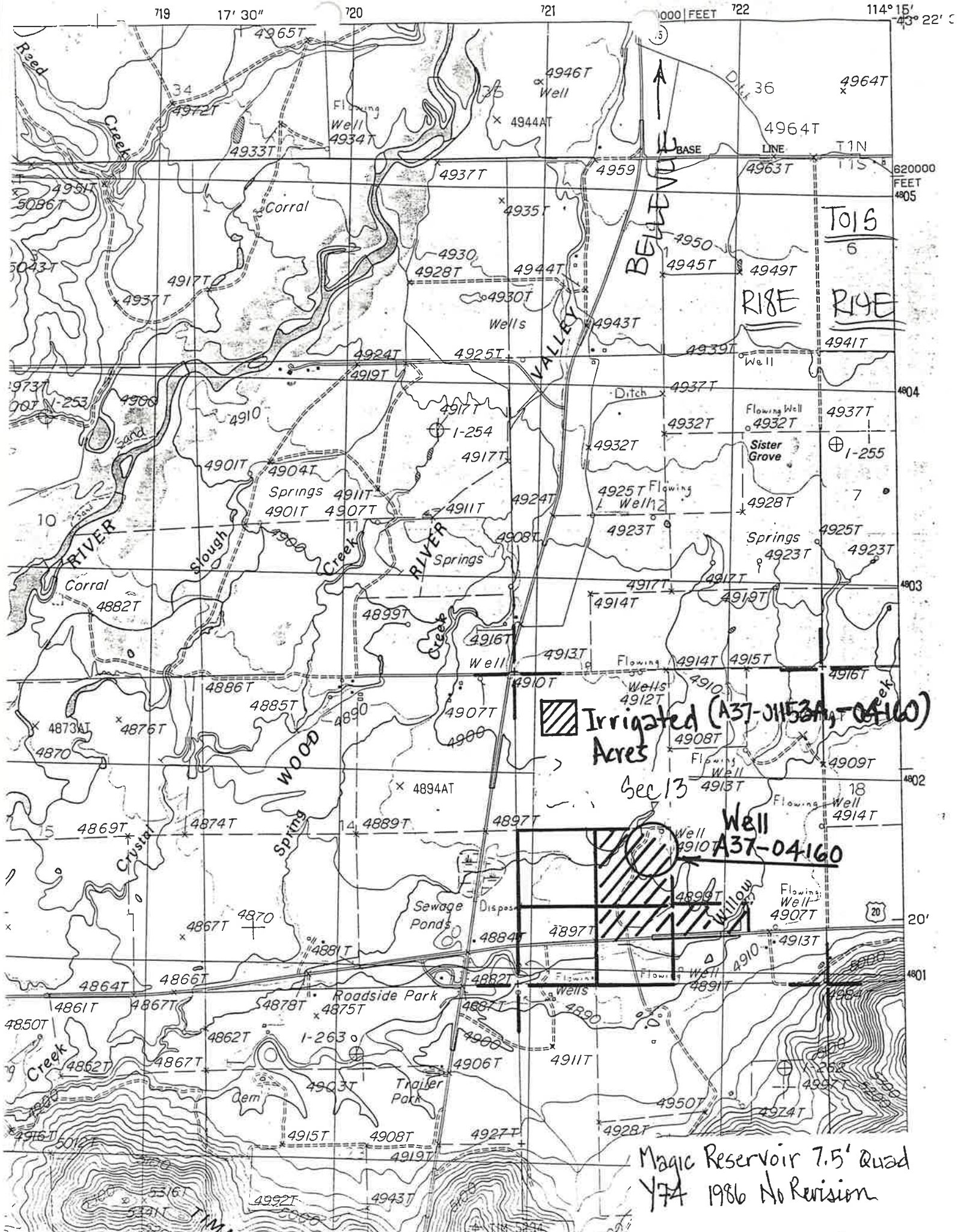
SUBJECT: A37-01153A, -04160

phone call (x) walk-in (.)

The map I am faxing to you (Fax #622-7450) shows the "well" circled. This is the well associated with A37-04160; also the cross hatch area shows the irrigated lands (A37-01153A, -04160). Your question is, "Where is the water right claim for the artesian well?"

The search through our data base shows only the two claims in your name. Please review the map and delineate where the artesian well is located. If the groundwater claim is actually the artesian well perhaps an amendment to the claim is necessary to denote this information. If you have any more questions and/or concerns, call our office 736-3033, please ask to speak specifically to an **ADJUDICATION AGENT**. Thank you. GLSatterlee

7.5 MINUTE SERIES (TOPOGRAPHIC)



6/9/94

COMMUNICATION DOCUMENTATION

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IDWR Employee/Agent JEANIE M ROBERTSON

DATE October 23, 1998 2:42pm CUSTOMER **ELLYNN RAGONE** **A37-04160, A37-01153A**

SUBJECT: OWNERSHIP QUESTIONS??
phone call (x) walk-in (.)

She called to make sure these rights were in her name (which they were). Apparently she is thinking of selling some of the well water (which she recently had tested as pumping between 450-480gpm) and wanted to make sure the rights were in her name. I did FAX her an address change form as she said her PO BOX is now in Sun Valley.



State of Idaho
DEPARTMENT OF WATER RESOURCES
1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380
Phone: (208) 736-3033 FAX: (208) 736-3037

November 2, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

ELLYN SUE RAGONE
PO BOX 2585
SUN VALLEY ID 83353

RE: Snake River Basin Adjudication (SRBA).
Notice of Claims No. A37-04160, A37-01153A
Change of Address Notification

Dear Claimant(s):

Thank you for notifying us of your change in Address on the water right claim(s) referenced above. Our records have been updated accordingly.

If you have any questions, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads 'Cheryl Cather'.

Cheryl Cather
Records Clerk, SRBA

/cc



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

06-JAN-94 09:25

ELLYNN RAGONE
PO BOX 4168
KETCHUM, ID 83340

RE: SRBA CLAIMS: A37-04160
WALKER

DEAR CLAIMANT(S):

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

YOU HAVE ANY MORE QUESTIONS, PLEASE FEEL FREE TO CONTACT ME AT THIS OFFICE.

SINCERELY,

TARA L BACKLUND
SNAKE RIVER BASIN ADJUDICATION
RECORDS CLERK

/TLB
ENCLOSURES

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

10/17/89 16:38:22
Page 1

Water Right Number - 37-04160 Adj. Flag Translation: Standard Water Right Number Old (D) Number -

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

*** C - CURRENT OWNER ***
WURST JOE 1 - RT. 1 BOX 300
2 -
3 -
City- BELLEVUE State- ID Zip- 83313
Phone -

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
04/01/1956 17 S - STATUTORY CLAIM

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

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County
01S 18E 13 NE SW (13) BLAINE

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 04/01 11/01 0.160
04 - STOCKWATER 01/01 12/31 0.030

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
0.190

+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
01S 18E 13 NE SW 8.0 01 IRRIGATION (13) BLAINE

Total Acres: 8.0

+ - - Diversion Means - ARTESIAN WELL, GATED PIPE, STOCK TANK

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

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

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

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

FEB 23 1993

MICROFILMED

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

Water right number - 37-04160

Adj. flag translation: Standard Water Right Number

+ - - Audit Fields -

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

Proof Due Date	- 00/00/0000	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 00/00/0000	Protested Date	- 00/00/0000	Swan Falls	-
Proof Made Date	- 00/00/0000	Hearing Date	- 00/00/0000	Temporary Right	- P
Start Work Date	- 00/00/0000	Verified Date	- 04/11/1986	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	-
Licensed Date	- 00/00/0000	Appl Received	- 00/00/0000	Transfer/Amended	-
Decree Date	- 00/00/0000				

MICROFILMED
FEB 23 1993

BELLEVUE SE QUADRANG
IDAHO
7.5 MINUTE SERIES (ORTHOPHOTO)

7.5 MINUTE SERIES (ORTHOPHOTOGRAPH)

