

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: **A37-12045**
Date Received: 11/ 1/1988
Receipt No: C003138
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: ROD KOTIGA 208-788-9854
Address: PO BOX 313
BELLEVUE ID 83313
AND
Name: VICKY SALFELD 208-788-9854
Address: PO BOX 313
BELLEVUE ID 83313

2. Date of Priority: MAR 24, 1883

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
01N	18E	12	NW	SE	SW		BLAINE

5. Description of diverting works:
DIVERTED FROM RIVER INTO BYPASS CANAL THEN INTO BASELINE CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.190		

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

8. Total consumptive use is 50.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	18E	36	NE	SE		IRR	5.0
			SE	SE		IRR	15.0
Section Acres							20.0
Total Acres							20.0

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:
37-00704, AND BASELINE PUMP ASSOC. WATER

14. Remarks:
THIS CLAIM IS BASED ON DECREED RIGHT NO. 37-00577
P/U IS LOT 2 OF WIND RANCH SUBDIVISION

10/30/96 TF; OWNERSHIP CHANGE PER WARRANTY DEEDS.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

Decree Plaintiff

vs

Decree Defendant

WR

Please print or type
instructions on back of page)

JUL 09 1996

DATE OF CLOSING: 7-1-96

Department of Water Resources

LEGAL DESCRIPTION OF PROPERTY: Township 1N Range 18E
Section 36 1/4 of 1/4 of 1/4, Gov. Lot _____, BM.
Lot 2, Block _____, Subdivision/Townsite WIND RANCH SUBDIVISION
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: 837-12045 AND 837-12049 PREVIOUSLY AS 36-0577 AND 37-0704
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): KEITH A. WESTER 4146 BELLINGHAM, STUDIO CITY, CA. 91604
- ☐ New Owner/Claimant (Purchaser): ROD KOTIGA AND VICKY SALFELD P.O. BOX 313, BELLEVUE, ID. 83313
- ☐ New Mailing Address: P.O. BOX 313, BELLEVUE, ID. 83313
- ☐ New Telephone Number: (208) 788-9854
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes XX 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: RECORDED COPY OF 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): [Signature] Date 6/21/96
- ☐ Signature of Former Owner/Claimant(s): [Signature] Date 6/21/96

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 7/11/96 By: HLB

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

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

WARRANTY DEED

For Value Received ALAN D. WISE, a single man,

the grantor do hereby grant bargain, sell and convey unto JULIE MORRIS,
a single woman,

the grantee, whose current address is P. O. Box 43, Sun Valley, Idaho 83353

the following described premises in Blaine County Idaho, to-wit:

Lot 2 of WIND RANCH SUBDIVISION, BLAINE COUNTY,
IDAHO, according to the official plat thereof,
on file in the office of the County Recorder,
as Instrument No. 200434, records of Blaine
County, Idaho.

RESERVING a canal easement 15 feet in width on the east boundary
of said lots.

ALONG with 34.33 shares Baseline Canal Company water, and 91.75
shares of Baseline Pump #1 water.

Subject to:

Covenants, conditions and restrictions affecting Wind Ranch
Subdivision on file in the official records of Blaine County,
Idaho.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee
her heirs and assigns forever. And the said Grantor do hereby covenant to and
with the said Grantee that he is the owner in fee simple of said premises; that they are free
from all incumbrances.

And that he will warrant and defend the same from all lawful claims whatsoever.

Dated: June 1, 1961

ALAN D. WISE

STATE OF IDAHO, COUNTY OF Blaine
I, Marie IVie, day of June, 1961,
do hereby certify that the instrument was filed for record at
the request of Alan D. Wise, a
single man,

known to me to be the person, whose name is
on the instrument, and acknowledged to
me that he executed the same.

STATE OF IDAHO, COUNTY OF Blaine
I hereby certify that this instrument was filed for record at
the request of Sun Valley Title
at 5:30 minutes past 9:00 o'clock AM
on the 30 day of January,
1961, in my office and duly recorded in Book
of Deeds at Page

MARIE IVIE
Ex-Officio Recorder

By Marie IVie Deputy
File # 2
Mail to:

INSTRUMENT NO. 223087

22-10228

QUITCLAIM DEED

For Value Received

RICHARD WIETHORN, a married man

do hereby convey, release, remise and forever quitclaim unto

JULIE WIETHORN, wife of grantor, who acquired title as

JULIE NORRIS, a single woman

whose current address is Box 2542, Hailey, Idaho 83333

the following described premises, to-wit:

Lot 2 of WIND RANCH SUBDIVISION, BLAINE COUNTY, IDAHO, as
shown on the official plat thereof, recorded January 15,
1980, as Instrument No. 200434, records of Blaine County,
Idaho.

This deed is being freely given by me in order that Julie
Wiethorn holds the within property as her separate estate.

BLAINE CO. REQUEST
OF:
Son Valley Title Co.
30 AUG 13 PM 4 22
MARY GREEN, CLERK
FEES \$ 3

322670

together with their appurtenances.

Dated: August 6, 1990

X Richard Wiethorn

STATE OF IDAHO, COUNTY OF Blaine
On this 15th day of August, 1990,
before me, a Notary Public in and for the said State, personally
appeared

Richard Wiethorn

known to me to be the person whose name is
subscribed to the within instrument, and acknowledged to me that
executed the same.



Notary Public,
Idaho

STATE OF IDAHO, COUNTY OF

I hereby certify that this instrument was filed for record at the
request of

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

Ex-Officio Recorder

By _____ Deputy

Fees \$
Mail to:

INSTRUMENT NO.

Chicago Title Insurance
Company of Idaho

22-10228

WARRANTY DEED

For Value Received

JULIE WIEBORN, a married woman

the grantor, do hereby grant, bargain, sell and convey unto

SCOTT L. BURTON and CHRISTINE POPP BURTON, husband and wife

the grantee, whose current address is 4109 Doubles Court #201, Virginia Beach, VA 23462

the following described premises, in Blaine County, Idaho, to-wit:

Lot 2 of WIND RANCH SUBDIVISION, BLAINE COUNTY, IDAHO, as shown on the official plat thereof, recorded January 15, 1980, as Instrument NO. 200434, records of Blaine County, Idaho.

Together with but not limited to the following water rights:
9.25 inches of W.T. Riley water priority date March 24, 1883
part of state water right #36-0577.
And 35 inches of M.R. Williams water priority date June 15, 1891
part of state water right #37-0704.

SUBJECT TO: Taxes, easements, restrictions, reservations, assessments and encumbrances as shown of record if any.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor do hereby covenant to and with the said Grantee that he the owner in fee simple of said premises that they are free from all incumbrances

and that he will warrant and defend the same from all lawful claims whatsoever.

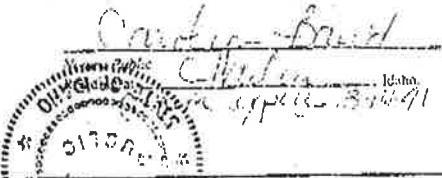
Dated: August 9, 1990

Julie Wieborn
X Julie Wieborn

STATE OF IDAHO

COUNTY OF Blaine

On this 13th day of August, 1990, before me, a Notary Public, personally appeared Julie Wieborn, 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.



STATE OF IDAHO, COUNTY OF Blaine

I hereby certify that this instrument was filed for record at the request of Sun Valley Title Co.

at 23 minutes past 4 o'clock P.M., this 13th day of August 1990, in my office, and duly recorded in Book of Deeds at page

Mary Greese
Ex-Officio Recorder

By DC Deputy:

Fees \$3.00
Mail to:

INSTRUMENT NO. 228471

Chicago Title Insurance Company of Idaho

22-10228

WARRANTY DEED

For Value Received

SCOTT L. BURTON and CHRISTINE POPP BURTON, husband and wife

the grantor s, do hereby grant, bargain, sell and convey unto
KEITH A. WESTER, an unmarried man

the grantee, whose current address is 4146 Bellingham Ave., Studio City CA 91604

the following described premises, in Blaine County, Idaho, to-wit:

Lot 2 of WIND RANCH SUBDIVISION, BLAINE COUNTY, IDAHO as
shown on the official plat thereof, recorded January 15,
1980, as instrument NO. 200434, records of Blaine County,
Idaho.

SEE EXHIBIT "A" ATTACHED HERETO

SUBJECT TO: Taxes, easements, restrictions, reservations,
assessments and encumbrances as shown of record, if any.

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

TO HAVE AND TO HOLD the said premises with their appurtenances unto the said Grantee, his
heirs and assigns forever. And the said Grantor s do hereby covenant to and with the said Grantee that the yarehe
owner s in fee simple of said premises; that they are free from all incumbrances

and that the y will warrant and defend the same from all lawful claims whatsoever.

Dated: August 6, 1990

Scott L. Burton

X Scott L. Burton

Christine Popp Burton

X Christine Popp Burton

STATE OF VIRGINIA
COUNTY OF VIRGINIA
On this 9th day of August, 1990, in the
year 1990, before me, a Notary Public, personally appeared
Scott L. Burton & Christine Popp Burton
known or identified to me to be the person whose name s are
subscribed to the within instrument, and acknowledged to me
that they executed the same

John M. Borden
Notary Public
Residing at 2200 Beach Virginia

MY COMMISSION EXPIRES MAY 30, 1991

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 _____
1990, in my office, and duly recorded in Book
of Deeds at page _____

Ex-Officio Recorder

By _____ Deputy

Fees \$
Mail to

INSTRUMENT NO.

EXHIBIT "A"

Together with but not limited to the following water rights:
9.25 inches of W.T. Riley water priority date March 24, 1883
part of state water right #36-0577
And 25 inches of M.H. Williams water priority date June 15,
1981 part of state water right #37-0704

322672

BLANK CO. REQUEST
OF: *Red*
Sun Valley Title Co.

90 AUG 13 PM 4 25

HAY CREEK, CALIF.

FEES \$ 6.00



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

DATE OF CLOSING: 7-1-96

LEGAL DESCRIPTION OF PROPERTY: Township 1N Range 18E
Section 36, 1/4 of 1/4 of 1/4, Govt. Lot , BM.
Lot 2, Block, , Subdivision/Townsite WIND RANCH SUBDIVISION
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: A37-12045 AND A37-12049 PREVIOUSLY AS 36-0577 AND 37-0704
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): KEITH A. WESTER 4146 BELLINGHAM, STUDIO CITY, CA. 91604
- ☐ New Owner/Claimant (Purchaser): ROD KOTIGA AND VICKY SALFELD P.O. BOX 313, BELLEVUE, ID. 83313
- ☐ New Mailing Address: P.O. BOX 313, BELLEVUE, ID. 83313
- ☐ New Telephone Number: (208) 788-9854
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ~~XX~~ 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: RECORDED COPY OF 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) *Rod Kotiga* Date 6/21/96
Vicky Salfeld Date 6/21/96
- ☐ 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: 7/1/96 By: RLB

Further Action Needed: Need more information

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

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



Order No. 96007643
This form furnished by
Blaine County Title Associates

WARRANTY DEED

RECEIVED

JUL 09 1996

For Value Received KEITH A. WESTER, an unmarried man

Department of Water Resources

the Grantor hereby grants, bargains, sells, conveys and warrants unto ROD KOTIGA, an unmarried man and VICKY SALFELD, an unmarried woman

the Grantee whose current address is: BOX 313, BELLEVUE ID 83313

the following described premises, to-wit:

Lot 2 of WIND RANCH SUBDIVISION, Blaine County, Idaho, as shown on the official plat thereof, recorded January 15, 1980, as Instrument No. 200434, records of Blaine County, Idaho.

SUBJECT TO: Taxes, easements, restrictions, reservations, assessments and encumbrances as shown of record if any.

391577
Blaine County Title
'96 JUL 24 PM 3 11
Mary Green CLERK
FEES \$ 3.00 YMP

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 June 19, 1996

KEITH A. WESTER

State of Florida

SS.

County of Duval

On this 22nd day of June, 1996, before me, the undersigned, a Notary Public, in and for said State, personally appeared Keith A. Wester, ROD KOTIGA AND VICKY SALFELD

, 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 he executed the same.

WITNESS MY HAND AND OFFICIAL SEAL.

Michele Amos
Notary Public
Residing at:
Commission Expires:



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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A37-12045

Date Received:

Receipt No: C003138

Received By: JP

RECEIVED
OCT 27 1988

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

Department of Water Resources

1. Name: JULIE NORRIS WIETHORN 208-788-3739
Address: P.O. BOX 146
SUN VALLEY, ID 83353

2. Date of Priority: MAR 24, 1883

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01N	18E	12	NW	SE	SW		BLAINE

5. Description of diverting works:
DIVERTED FROM RIVER INTO BYPASS CANAL THEN INTO BASELINE CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.190		

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

8. Total consumptive use is 50.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	18E	36	NE	SE		IRR	5.0
			SE	SE		IRR	15.0
Section Acres							20.0

A37-12045

Page 1

Date: 10/25/88

MICROFILMED
FEB 26 1993

10. Place of Use: Continued

Total Acres 20.0

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:
37-00704, AND BASELINE PUMP ASSOC. WATER

14. Remarks:
THIS CLAIM IS BASED ON DECREED RIGHT NO. 37-00577
P/U IS LOT 2 OF WIND RANCH SUBDIVISION

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

Decree Plaintiff

vs

Decree Defendant

16. Signature(s)

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

Number of attachments: 2

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): Judie Wiethorn Date: 10/26/88

Date: _____

State of Idaho)
County of Blaine) SS.

Subscribed and sworn (or affirmed) before me this 26th day
of October 19 88 William E. Norris
Notary Public

Seal

Residing at Sun Valley
My Commission Expires 12/6/93



State of Idaho
DEPARTMENT OF WATER RESOURCES

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY



TIN
TIS



MICROFILMED
FEB 26 1993

SEC. 36, T1N, R18E, B.M., BLAINE COUNTY, IDAHO

CAVAL RANCH SUBDIVISION

FD-314 COR.
SEC 36

59°53' 05" E

2654 CC'

FD-302 (Rev. 4-15-64)
SEC. 36

UNPLAYED

609, 70

4001519-11

FD. PK NAIL
S1/4 COR SEC. 36

589° 47' 36" W

BASELINE ROAD

2642.52'

UNPLATED

FC DK NAL
SE CLA. SEC 36

LOT 3
2.02 ACRES

LOT 1
06.53 ACRES

LOT 2
20.02 ACRES

UNPLATTED
10.00 ACRES

LE, EVD

6. $2^{124} \cdot 9220858^*$
 C. $50124 \cdot 9220858^*$ 9220858^*
 D. $2^{124} \cdot 9220858^*$
 E. $50124 \cdot 9220858^*$

SAWTOOTH TITLE CO., INC.
While this is a photographic reproduction of the recorded plat, the Company assumes no liability for variations, if any, with a re-survey.

FILED BY:
JAMES A. PATTERSON
CONSULTING ENGINEER
DIN VALLEY, IDAHO
DEC. 10, 1979

FEB 26 1993

MODIFIED

WARRANTY DEED

A37-12049

For Value Received --

JULIE WIETHORN, a married woman

the grantor, does hereby grant, bargain, sell and convey unto

SCOTT L. BURTON and CHRISTINE POPP BURTON, husband and wife

the grantee, whose current address is 4109 Doubles Court #201, Virginia Beach, VA 23462

the following described premises, in Blaine County, Idaho, to-wit:

Lot 2 of WIND RANCH SUBDIVISION, BLAINE COUNTY, IDAHO, as
shown on the official plat thereof, recorded January 15,
1980, as Instrument NO. 200434, records of Blaine County,
Idaho.

710 C18F
201 26

2 — Together with but not limited to the following water rights:
9.25 inches of W.T. Riley water priority date March 24, 1883
part of state water right #36-0577.
And 25 inches of M.H. Williams water priority date June 15,
1891 part of state water right #37-0704.

SUBJECT TO: Taxes, easements, restrictions, reservations,
assessments, and encumbrances as shown of record
if any.

COPY

MICROFILMED

FEB 26 1993

WARRANTY DEED

For Value Received

SCOTT L. BURTON and CHRISTINE POPP BURTON, husband and wife

the grantor s, do hereby grant, bargain, sell and convey unto
KEITH A. WESTER, an unmarried man

the grantee , whose current address is 4146 Bellingham Ave., Studio City, CA 91604

the following described premises, in Blaine County, Idaho, to-wit:

Lot 2 of WIND RANCH SUBDIVISION, BLAINE COUNTY, IDAHO as
shown on the official plat thereof, recorded January 15,
1980, as Instrument NO. 200434, records of Blaine County,
Idaho.

SEE EXHIBIT "A" ATTACHED HERETO

SUBJECT TO: Taxes, easements, restrictions, reservations,
assessments and encumbrances as shown of record, if any.

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

MICROFILMED

FEB 26 1993

EXHIBIT "A"

Together with but not limited to the following water rights:
9.25 inches of W.T. Riley water priority date March 24, 1883
part of state water right #36-0577
And 25 inches of M.H. Williams water priority date June 15,
1981 part of state water right #37-0704

MICROFILMED

FEB 26 1993

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: 37-12045

VICKY SALFELD
PO BOX 313
BELLEVUE ID 83313
Telephone Number: (208)788-9854

ROD KOTIGA
176 FRIEDMAN LN
BELLEVUE ID 83313
Telephone Number: (208)788-9854

RECEIVED
DEC 20 2006
DEPT. OF WATER RESOURCES
SOUTHERN REGION

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

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

DATE:

12/11/06

SIGNATURE:

Vicky Salfeld-Kotiga

Please print your name:

Vicky Salfeld-Kotiga

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

11/16/2006

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

RIGHT NUMBER: 37-12045

NAME AND ADDRESS: VICKY SALFELD
PO BOX 313
BELLEVUE ID 83313

ROD KOTIGA
176 FRIEDMAN LN
BELLEVUE ID 83313

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 0.190 CFS

Rights 37-12045 and 37-12049 when combined shall not exceed a total
irrigation of 18.9 acres.

PRIORITY DATE: 03/24/1883

POINT OF DIVERSION:

T01N R18E S12 NWSESW Within BLAINE County

T01N R18E S25 NWSESW Rediversion Within BLAINE County

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

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	0.190 CFS

PLACE OF USE:

IRRIGATION in BLAINE County

T01N R18E S36	NESE	5.90	T01N R18E S36	SESE	13.00
---------------	------	------	---------------	------	-------

18.9 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 - Decreed

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

This right is a portion of old right 37-577.



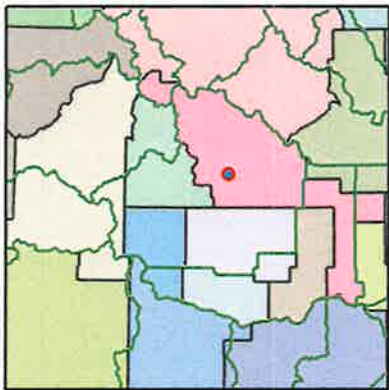
Idaho Department of Water Resources

SRBA Recommendation:

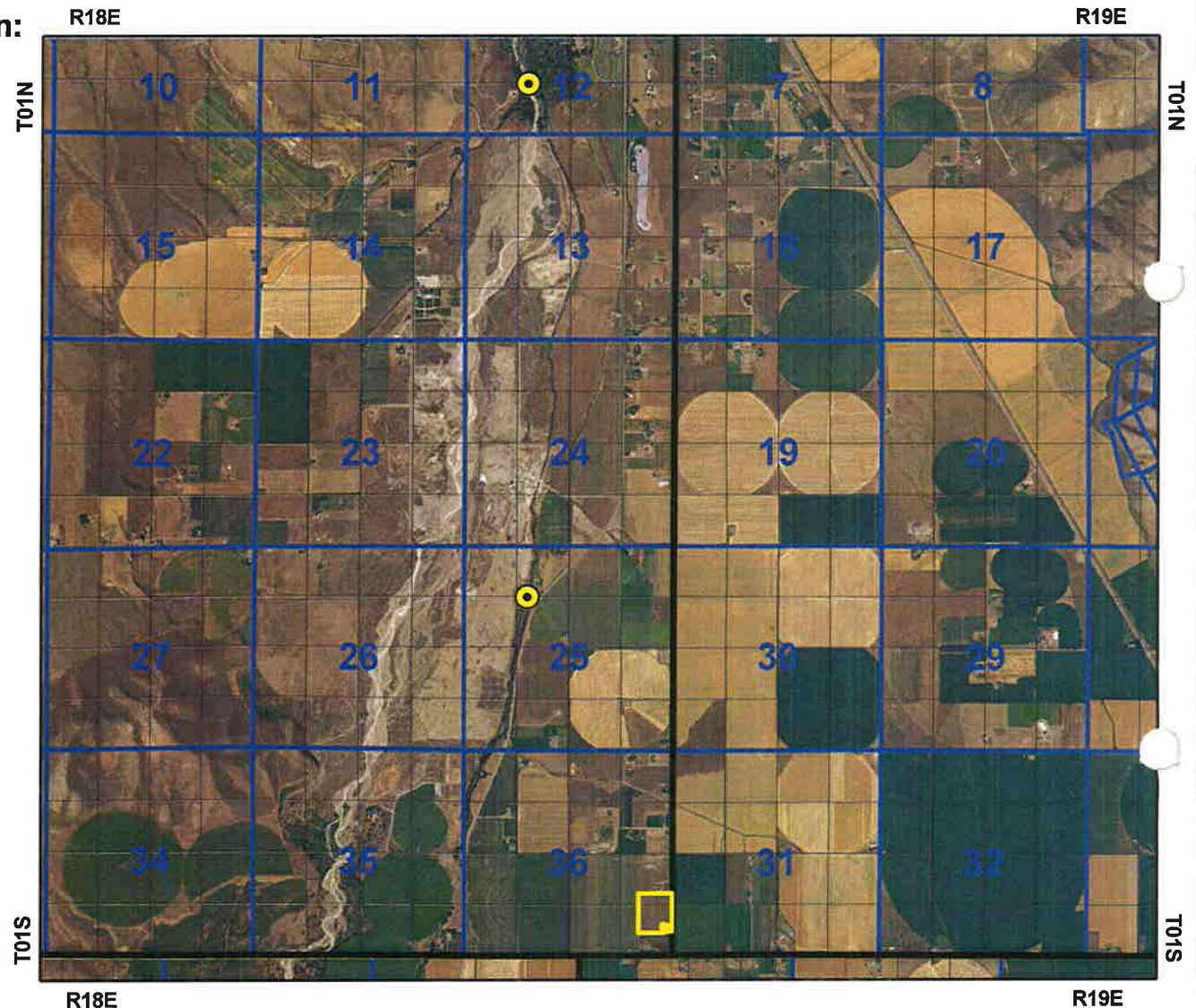
37-12045
(Irrigation)

Legend

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



Blaine County
IDWR Basin 37



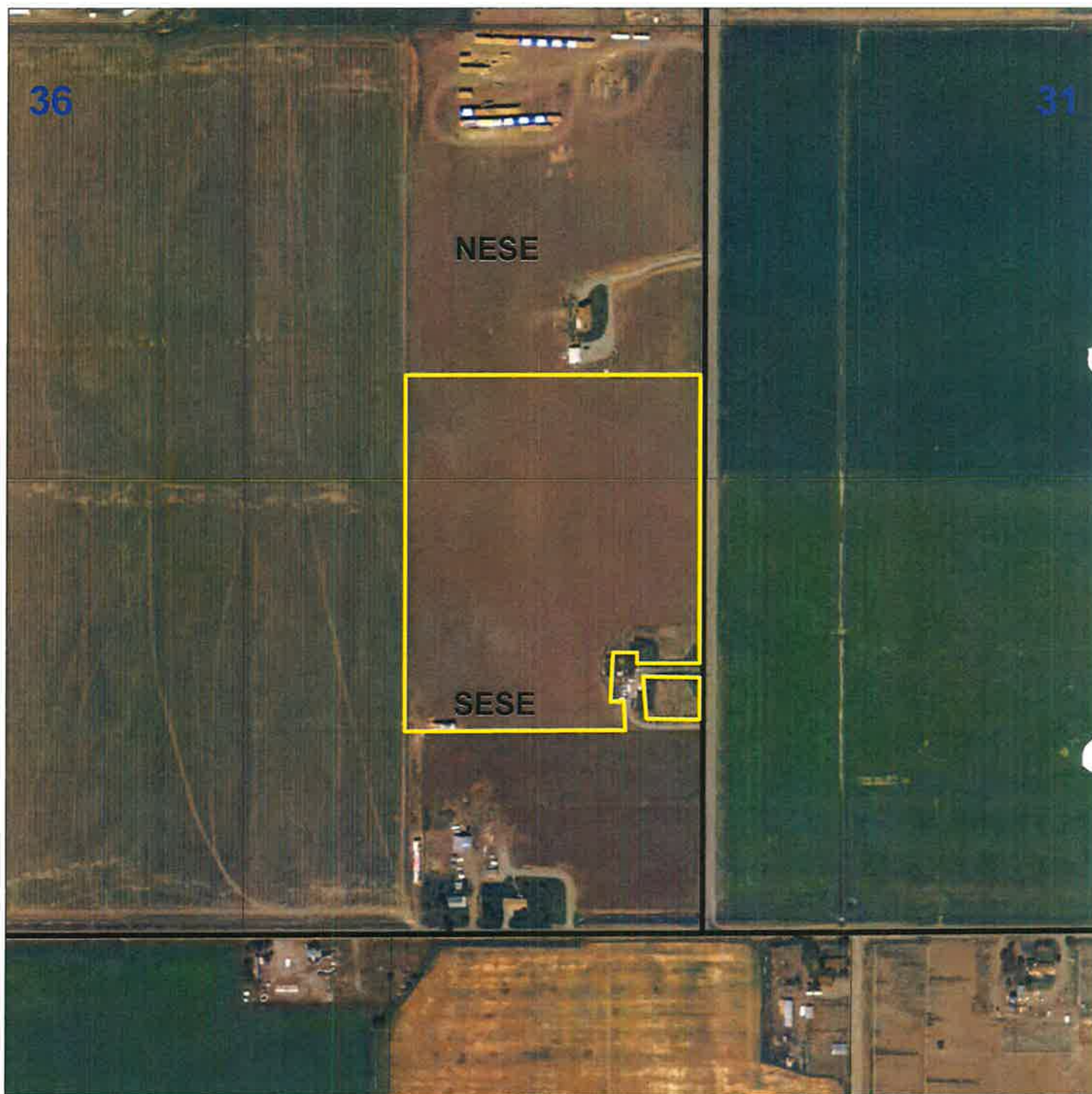
0 2 4 Miles

Prepared by A. Merritt
On Thursday, November 16, 2006
2004 Aerial Photography

Owner: Vicky Salfeld

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

37-12045



Confirmed delivery for
 WM records
 11/16/00 ASH

1	55-C	BASELINE	ROCKY SHERBINE	37-0714	10	/	01	/	1890	2.40		
2	55-C	BASELINE	ROD KOTIGA	37-0577	03	/	24	/	1883	0.19	37-12045	0.19
3	55-C	BASELINE	ROD KOTIGA	37-0704	06	/	15	/	1891	0.50	37-12049	0.50
4	57-F	BROWN	SPRING OF GLADNESS	37-0104	05	/	15	/	1882	1.50		



IDAHO DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION
222 SHOSHONE ST E
TWIN FALLS ID 83301
(208) 736-3033

PHILIP E BATT
GOVERNOR

KARL J DREHER
DIRECTOR

November 18, 1996

ROD KOTIGA AND VICKY SALFELD
PO BOX 313
BELLEVUE ID 83313

RE: SRBA Claim(s) A37-12045 and A37-12049

Dear Claimants:

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 record 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, reading 'Trish Fawcett'. The signature is written in dark ink on a white background.

Trish Fawcett
Technical Records Specialist

enc.

BLAINE COUNTY TITLE

208 SPRUCE AVENUE NORTH
P.O. BOX 3176
KETCHUM, IDAHO 83340
(208) 726-0700
(208) 726-8406 (FAX)
(800) 346-6879 (OUTSIDE IDAHO)

RECEIVED
JUL 15 1996
Department of Water Resources
Southern Region

FAX COVER SHEET

Should you have any question, please call Nicole Miller at
one of the above numbers. Our FAX number is (208) 726-8406.
THANK YOU.

TO: Tara Backlund
FIRM: Dept. of Water Resources
FAX NO. : 208-736-3037

Number of pages, including transmittal sheet 8

DATE: 7.15.96

RE: Ownership Change - See following letter.

PLEASE NOTE: Should any of these papers require an ORIGINAL signature, please take a photo copy before signing. We CANNOT accept an original signature on thermal fax paper. Thank you for your cooperation in this matter.



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 F. BATT
Governor

KARL J. DREHER
Director

JULY 11, 1996

DARYL FAUTH
BALINE COUNTY TITLE
PO BOX 3176
KETCHUM ID 83340

RE: OWNERSHIP CHANGE/ 96007643 KOTIGA/SALFELD

DEAR MR. FAUTH:

THANK YOU FOR NOTIFYING US OF THIS TRANSER. (sic) I WILL NEED ADDITIONAL INFORMATION, THOUGH. THESE WATER RIGHT CLAIMS ARE IN THE NAME OF JULIE NORRIS WIETHORN.

I NEED TO HAVE A LINK BETWEEN WIETHORN AND KEVIN WEBSTER. THIS CAN BE DONE THROUGH WARRANTY OR QUITCLAIM DEEDS. IF YOU CAN SEND THIS INFORMATION, I WILL FINISH THIS CHANGE PROMPTLY.

IF YOU HAVE ANY QUESTIONS, PLEASE CALL ME AT THIS OFFICE. THANK YOU FOR YOUR TIME.

SINCERELY,

TARA L BACKLUND
SRBA RECORDS CLERK

ENCLOSURES

10/27/1988

SRBA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME WiethornCLAIM ENT. NO. A37-12045DATE RECEIVED 10-27-88CK # 578AMOUNT \$ 12.00

1. Is the name and address complete with zip code? YES ☒ NO ☐
2. Is a priority date entered? YES ☒ NO ☐

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

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

3. (a) Is a source entered? YES ☒ NO ☐
- (b) Is a tributary to entered? (if required) N/A ☒
4. Is the legal description of the p.d. sufficient? YES ☒ NO ☐
5. Is there a description of the diverting works? YES ☒ NO ☐
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. YES ☒ NO ☐
- Is the period of use included? YES ☒ NO ☐
- Is a quantity claimed for each use? YES ☒ NO ☐
7. Is a total quantity claimed entered? YES ☒ NO ☐
8. If required is a consumptive use entered? N/A ☒
- Is the consumptive use correct? N/A ☒
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. N/A ☒
10. Is (are) the place(s) of use and purpose(s) indicated? YES ☒ NO ☐
11. Is (are) the county(ies) entered? YES ☒ NO ☐
12. Is the ownership of p.u. checked? YES ☒ NO ☐
13. Are other water rights listed or "none" indicated? YES ☒ NO ☐
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) N/A ☒
15. Is the basis of the claim indicated? YES ☒ NO ☐
16. Is the claim signed by the claimant, and is the signature appropriate? (If an individual is the claimant, has that individual signed the claim, or if an organization is the claimant, is the organization signature block complete?) YES ☒ NO ☐
- Has the claim been signed, sealed, and dated by a notary? YES ☒ NO ☐
- Was this claim filed on time, or was an extension granted? YES ☒ NO ☐
- Is the fee enclosed correct? Exempt ☒
- If this claim is based on an existing water right, has the identification number been entered? N/A ☒
- Should this claim be receipted and data entered? YES ☒ NO ☐

MICROFILMED

FEB 26 1993

Claim checked by: [Signature]

Comments:

May Want to ReNumber later as split of37-00577

BICK, NORRIS, SAMPSON, MACKENZIE & Co.

R E A L E S T A T E

291 North Main Street, Ketchum - P.O. Box 2050, Sun Valley, Idaho 83353
Telephone 208-726-5300 - FAX 208-726-4311

May 9, 1991

Mr. Allen Merritt, P.E.
Water Rights Supervisor
State of Idaho
Department of Water Resources
Southern Region
222 Shoshone Street East
Twin Falls, ID 83301

RECEIVED

MAY 10 1991

Department of Water Resources
Southern Region Office

Re: Claim to Water Rights
A37-12049(June 15, 1891)
A37-12045(March 24, 1883)

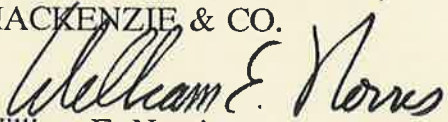
Dear Mr. Merritt:

I have enclosed a copy of your letter to Mr. Bloomfield at McCann, Daech, Fenton Realtors regarding the aforementioned claims to water rights together with copies of both claims, including the missing filing which was indeed prepared and filed. Might you track down the missing filing No. A37-12045 and advise Mr. Bloomfield accordingly.

Thanks for your assistance, and please call if I can answer any further questions.

Sincerely,

BICK, NORRIS, SAMPSON,
MACKENZIE & CO.


William E. Norris
Associate Broker

wen\ls\Merritt.lt

Encl.

cc: Robert Bloomfield

MICROFILMED

FEB 26 1993

MCCANN-DAECH-FENTON
REALTORS

March 26, 1991

Mr. Bill Norris
Bick Norris Sampson
P.O. Box 2050
Sun Valley, ID 83353

RECEIVED

MAY 10 1991

Department of Water Resources
Southern Region Office

RE: Wind Ranch Sub., Lot #2

Dear Bill:

We have recently been advised by the Department of Water Resources that the 1883 water right described in your MLS entry was not filed upon in accordance with the required Readjudication proceedings.

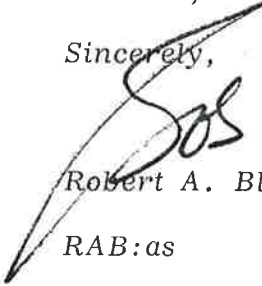
As you are well aware the 1891 decree is essentially worthless, whereas an 1883 decree has significant value considering the ongoing drought conditions.

Our client, Keith Wester, to whom you sold the property, relied upon your representation that the 1883 right was a valid one, and would not have purchased the property had he known this was not a properly filed and recorded right.

We assume you will arrange to have this matter attended to promptly. Please find attached copies of all relevant documents and note particularly the highlighted areas of the Water Rights Supervisor's letter to me, dated March 18, 1991. This information should enable you to proceed with a late filing; please send us a copy of your filing and correspondence. Keith wants to be assured that you will commence immediately and ask that you respond within 10 days.

Thanks for tending to this, Bill.

Sincerely,



Robert A. Bloomfield

RAB:as

Enclosure

cc: Keith Wester
John Doerr
Sun Valley Title

MICROFILMED

FEB 26 1993

PHONE: 208 - 726 - 3317 FAX: 208 - 726 - 0757
P.O. BOX 630, SUN VALLEY, IDAHO 83353



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

18-Mar-1991 14:17

MCCANN-DAECH-FENTON REALTORS
Attn: Robert Bloomfield
P.O. Box 630
Sun Valley, ID 83353

RE: Change in Ownership of Swaner to Bloomfield
Change in Ownership of Wiethorn to Burton

Dear Mr. Bloomfield:

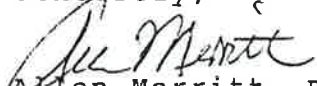
Our office recently received your notification of the change of ownerships as referenced above. I am returning your notifications with out any change being made to our records until the proper Change in Ownership forms are signed and returned along with the proper proof of ownership. (Please find forms enclosed)

In reviewing the Swaner to Bloomfield deed and appropriate claims I find that the water rights referenced in the deed appear to have been claimed in claims A37-11719, A37-11721 and A37-11723 by Swaner. (Please find enclosed copies of proof reports of these claims.)

In reviewing the Wiethorn to Burton deed and appropriate claims I find that the 1891 right appears to have been claimed under A37-12049 by Wiethorn; however, I find no record that the 1883 right referenced in the deed has been claimed by Wiethorn. This may have been an oversight and may need to be corrected by filing a claim for this right. (Please find a copy of A37-12049 for your reference.)

Please have the new owners complete the change in ownership forms and return with the proper evidence of ownership and our office will change the record of ownership of the claims on file. If Burton wishes to file a late claim on the 1883 right have them contact our office.

Sincerely,


Allen Merritt, P.E.
Water Rights Supervisor

Encl:

MICROFILMED
FEB 26 1993

MCCANN-DAECH-FENTON
REALTORS

March 11, 1991

RECEIVED

MAR 12 1991

Idaho Department of Water Resources
222 Shoshone Street East
Twin Falls, ID 83301

Department of Water Resources
Southern Region Office

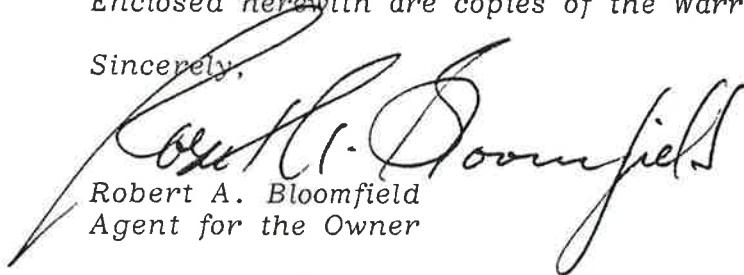
Gentlemen:

Please be advised of a change in ownership of the property described below,
and of the accompanying transfer of water rights:

Lot #2, Wind Ranch Subdivision, Blaine County.

Enclosed herewith are copies of the Warranty Deeds.

Sincerely,



Robert A. Bloomfield
Agent for the Owner

Keith A. Wester
4146 Bellingham Avenue
Studio City, CA 91604

MICROFILMED
FEB 26 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

10-May-1991 15:26

William E. Norris
P.O. Box 2050
Sun Valley, ID 83353

RE: SRBA Notice of Claim A37-12045 (March 24, 1883 water right)

Dear Mr. Norris:

In response to your letter dated May 9, 1991; I was able to track down the missing claim A37-12045. I found that the claim was filed timely along with A37-12049 but due to an error by the Department claim A37-12045 was not updated correctly to the master list of active claims. This error has been corrected and both claims are now properly listed on our database. As soon as the proper change in ownership form is returned to our office we will change the ownership of these claims from Weithorn to Burton as my March 18 letter to Mr. Bloomfield indicated.

This day I phoned Mr. Bloomfield informing him of my action and I will send a copy of this letter for his reference.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Allen Merritt'.

Allen Merritt
Water Rights Supervisor

MICROFILMED
FEB 26 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

10-May-1991 15:57

MCCANN-DAECH-FENTON REALTORS
Attn: Robert Bloomfield
P.O. Box 630
Sun Valley, ID 83353

RE: SRBA Notice of Claims A37-12045 and A37-12049 in the name of
Julie Norris Wiethorn

Dear Mr. Bloomfield:

As we discussed in our phone conversation this day I have found that the 1883 water right apparently sold by Wiethorn to Burton [Wester ??] was properly claimed in the Snake River Basin Adjudication by Wiethorn. This 1883 right was assigned a claim number A37-12045. Due to an error by the Department only claim A37-12049 was updated to the electronic master list of active claims at the time the claims were received by the Department; claim A37-12045 has been held on a temporary file due to a receipting error. After Mr. Norris's recent correspondence regarding this matter I was able to detect this glitch and make the necessary corrections to our electronic record.

Please find enclosed a copy of the letter I have sent Mr. Norris.

To change the ownership record of these claims please find enclosed the proper form 42-1409(7) which may be used to inform the Department of such a change in ownership. In completing the form please clearly indicate the claim numbers involved. (Note that all Snake River Basin Adjudication Notice of Claims begin with the letter "A" in contrast to old numbers with no prefix. Since we should only be dealing with "A" numbered rights it is most helpful to use these numbers when corresponding with the Department regarding Adjudication claims. As was the case in your initial contact with the Department we do have the capability to track some things down when the "A" numbered claim is not specified but to do so we have to rely on electronic sort routines and sometimes as in our situation things do not always match up.)

If you have questions please feel free to contact our office.

Sincerely

Allen Merritt, P.E.
Water Right Supervisor

Encl:

MICROFILMED
FEB 26 1993



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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

June 9, 1997

Vicky Kotiga
PO Box 2043
Hailey, ID
83333

RE: SRBA Claims A37-12045 & 12049

Dear Mrs. Kotiga;

Per your request, enclosed are printouts of your SRBA claims. As you will see, the claims were filed when you were still Vicky Salfeld and lived in Bellevue. As you are now married and living in Hailey, I have enclosed a change of ownership form for your use. Please complete the form and return it to this office so the proper names and address will be recorded.

I have also enclosed printouts of other claims that may affect your property. If I can be of further assistance, feel free to contact me.

Regards,

James E. Stanton
Sr. Water Resource Agent

777 Y
FOR YOUR FILES