

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: A37-12150
Date Received: 10/21/1988
Receipt No: C003288
Received By: B

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

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

AND

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

2. Date of Priority: NOV 15, 1970

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
02N	18E	4	SW	NW	SE		BLAINE

5. Description of diverting works:
WELL, 40' 1 HP PUMP 6" CASING

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/ ONE HOUSEHOLD

10. Place of Use:

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

11. Place of use in counties: BLAINE

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

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

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 _____

92522

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 A37-12150

Date Received _____

Receipt Number C003288

RECEIVED

OCT 21 1988

Department of Water Resources
Southern Region Office

**NOTICE OF CLAIM
TO A
WATER RIGHT**

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day. Filing fee \$25

Please type or print clearly

1. Name of Claimant (s) JAMES R & SHIRLEY J SAVARIN Phone (208) 788-4129Mailing Address P.O. Box 751 - HAILEY, ID Zip 833332. Date of Priority (Only one (1) per claim) 11-15-19703. Source of water supply (a) Groundwater
which is tributary to (b) _____4. Location of point of diversion is: Township 2N Range 18ESection 4, SW 1/4 of NW 1/4 of SE 1/4, Govt. Lot _____, B.M.,County of BLAINE

Additional points of diversion if any: _____

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Well, 40' deep, 1 HP Pump,
6" casing

6. Water is claimed for the following: (Limited to Domestic and/or Stockwater only. See Instructions)

(Both dates are inclusive)

 For Dm purposes from 01-01 to 12-31 amount .04 (cfs)

For _____ purposes from _____ to _____ amount _____

7. Total quantity claimed .04 (cfs)8. Total consumptive use claimed is de minimus9. Non-irrigation uses. Describe fully. (Domestic: give number of households served; Stockwater: Type and number of livestock) ONE DOMESTIC Household

MICROFILMED

FEB 26 1993

10. Place a "D" for domestic and "S" for stockwater use in the corresponding place use below.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4			
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4
2N	18E	4														D		

11. In which county (ies) are lands listed above as place of use located? BLAINE

12. Do you own the property listed above as place of use? Yes ☒ No ☐
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
or None ☒

14. Remarks: _____

15. Basis of Claim (check one) Beneficial Use ☒ Decree ☐ Posted Notice ☐ License ☐ Permit ☐

If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

16. Signature (s)

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

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) James R. Savaria Date 10-17-88
Shirley J. Savaria Date 10-17-88

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

Signature of Authorized Agent _____

Title and Organization _____ Date _____

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

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

SEAL

Notary Public Coral E. Johnson

Residing at Bellevue, Idaho

My Commission Expires 9/1/94

Last Name XXXXXXXXX SAVARIA Ident No. _____
Copies White-State, Yellow-Claimant

MICROFILMED
FEB 26 1993

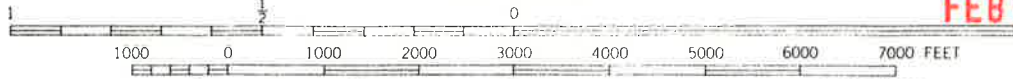
T2N
R18E

SECTION 4 SWNWSE



410600 FEET 20' 116 117 118 119 120

SCALE 1:24 000



MICROFILMED

FEB 26 1953

10/27/1988

SRBA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME Savage CLAIM ENT. NO. A37-12160

DATE RECEIVED 10/21 CK # 411 AMOUNT \$ 79.00

1. Is the name and address complete with zip code? YES 7/7 NO
2. Is a priority date entered? YES 7/7 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 7/7 NO
- (b) Is a tributary to entered? (if required) N/A 7/7 NO

4. Is the legal description of the p.d. sufficient? YES 7/7 NO

5. Is there a description of the diverting works? YES 7/7 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 7/7 NO

Is the period of use included? YES 7/7 NO

Is a quantity claimed for each use? YES 7/7 NO

7. Is a total quantity claimed entered? YES 7/7 NO

8. If required is a consumptive use entered? N/A 7/7 NO

Is the consumptive use correct? N/A 7/7 NO

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 7/7 NO

10. Is (are) the place(s) of use and purpose(s) indicated? YES 7/7 NO

11. Is (are) the county(ies) entered? YES 7/7 NO

12. Is the ownership of p.u. checked? YES 7/7 NO

13. Are other water rights listed or "none" indicated? YES 7/7 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 7/7 NO

15. Is the basis of the claim indicated? YES 7/7 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 7/7 NO

Has the claim been signed, sealed, and dated by a notary? YES 7/7 NO

Was this claim filed on time, or was an extension granted? YES 7/7 NO

Is the fee enclosed correct? Exempt 7/7 NO

If this claim is based on an existing water right, has the identification number been entered? N/A 7/7 NO

Should this claim be receipted and data entered? YES 7/7 NO

Claim checked by: [Signature]

Comments:

MICROFILMED

FEB 26 1993

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-12150

WATER RIGHT NUMBER: 37-12150

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	LAURIE K ALLRED 33 VOLZ LN 530 S 50 W BURLEY, ID 83318 (208)678-0806
Current Owner	JACKSON W ALLRED II 33 VOLZ LN 530 S 50 W BURLEY, ID 83318 (208)678-0806
Original Owner	JAMES R SAVARIA PO BOX 751 HAILEY, ID 83333 (208)788-4129
Original Owner	SHIRLEY J SAVARIA PO BOX 751 HAILEY, ID 83333 (208)788-4129

Priority Date: 11/15/1970

Basis: Decreed

Status: Active

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	1/01 to 12/31	0.040 CFS	
<u>Total Diversion:</u>		0.040 CFS	

Location of Point(s) of Diversion

GROUND WATER	SW1/4NW1/4SE1/4	Sec. 4, Twp 02N, Rge 18E, B.M.
BLAINE County		

Place of Use

DOMESTIC Within BLAINE County

T02N R18E S04 NWSE

Conditions of Approval:

1. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
2. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-12150

3. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

Remarks:

Comments:

Water Supply Bank:



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 18, 2006

JACKSON ALLRED
LAURIE ALLRED
33 VOLZ LN
530 S 50 W
BURLEY ID 83318

RE: SRBA Claim(s) 37-14275 (Part), 37-12150

Dear Mr. and Mrs. Savaria:

Pursuant to the notification that you now own a portion of the property to which the above referenced adjudication claim is appurtenant, the department has split the original claim. Your portion has been numbered 37-21741. Domestic right 37-12150 has also been changed into your names.

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

Sincerely,

A handwritten signature in cursive script that reads 'Trish Fawcett'.

Trish Fawcett
Technical Records Specialist

Enc.

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

RECEIVED**AUG 15 2001****NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP**Department of Water Resources
Southern Region

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

1. Water Right No(s).: 37-30000F
Adjudication Claim No(s).: _____
2. The following REQUIRED information must be submitted with this form:
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant: James R. + Shirley J. Savaria
Box 751, Hailey, ID 83333
New Owner/Claimant(s): Jackson W. Allred II + Laurie K. Allred
New Mailing Address: 532 South 33 West
City, State and ZIP Code: Burley, ID 83318
New Telephone Number: (208) 678-0806
Date you acquired the property: 8/8/01
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres you irrigate _____ Number and type of stock _____

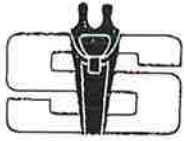
Diversion rate in CFS _____ Number of homes _____ Other uses _____

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

7. Signature of New Owner or Claimant(s)

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

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



Instrument # 454056

HAILEY, BLAINE, IDAHO

2001-08-08

11:01:00 No. of Pages: 1

Recorded for : BLAINE COUNTY TITLE

MARSHA RIEMANN

Fee: 3.00

Ex-Officio Recorder Deputy

Index to: WTY/QC/CORP DEED

QUITCLAIM DEED

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

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

as Grantor and

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

as Grantee

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

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

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

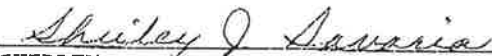
Parcel Number:

TOGETHER With all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD, All and singular the said premises, together with the appurtenances, unto the Grantee and to its heirs and assigns forever.

IN WITNESS WHEREOF, The said Grantor has hereunto set its hand and seal the day and year first above written.


JAMES R. SAVARIA


SHIRLEY J. SAVARIA

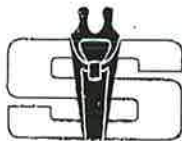
State of IDAHO

SS.

County of BLAINE

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

known to me, and/or identified to me

**Instrument # 454055**

HAILEY, BLAINE, IDAHO

2001-08-08

11:00:00 No. of Pages: 1

Recorded for: BLAINE COUNTY TITLE

MARSHA RIEMANN

Fee: 3.00

Ex-Officio Recorder Deputy

Index to: WTY/QC/CORP DEED

WARRANTY DEED

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

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

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

the following described premises, to-wit:

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

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

Parcel Number: 005080000010A

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

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

Dated: August 02, 2001


JAMES R. SAVARIA


SHIRLEY J. SAVARIA

State of IDAHO

ss.

County of BLAINE

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

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

SAVARIA SUBDIVISION : LOTS 1A and 1B

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

FEBRUARY 2001

LEGEND

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

LINE TABLE

NUMBER	DIRECTION	DISTANCE
L1	N 38°45'02" W	201.03
L2	N 71°19'28" E	140.87
L3	N 71°15'35" E	119.46
L4	N 38°45'02" W	130.75
L5	N 71°23'02" E	17.85
L6	S 76°33'34" E	12.92
L7	S 71°23'02" W	81.75
L8	S 43°47'13" E	61.22
L9	S 48°33'22" E	53.08
L10	S 45°50'11" E	72.05
L11	S 43°36'38" E	15.28
L12	N 74°04'49" E	19.88
L13	S 81°41'40" E	22.56

HEALTH CERTIFICATE

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

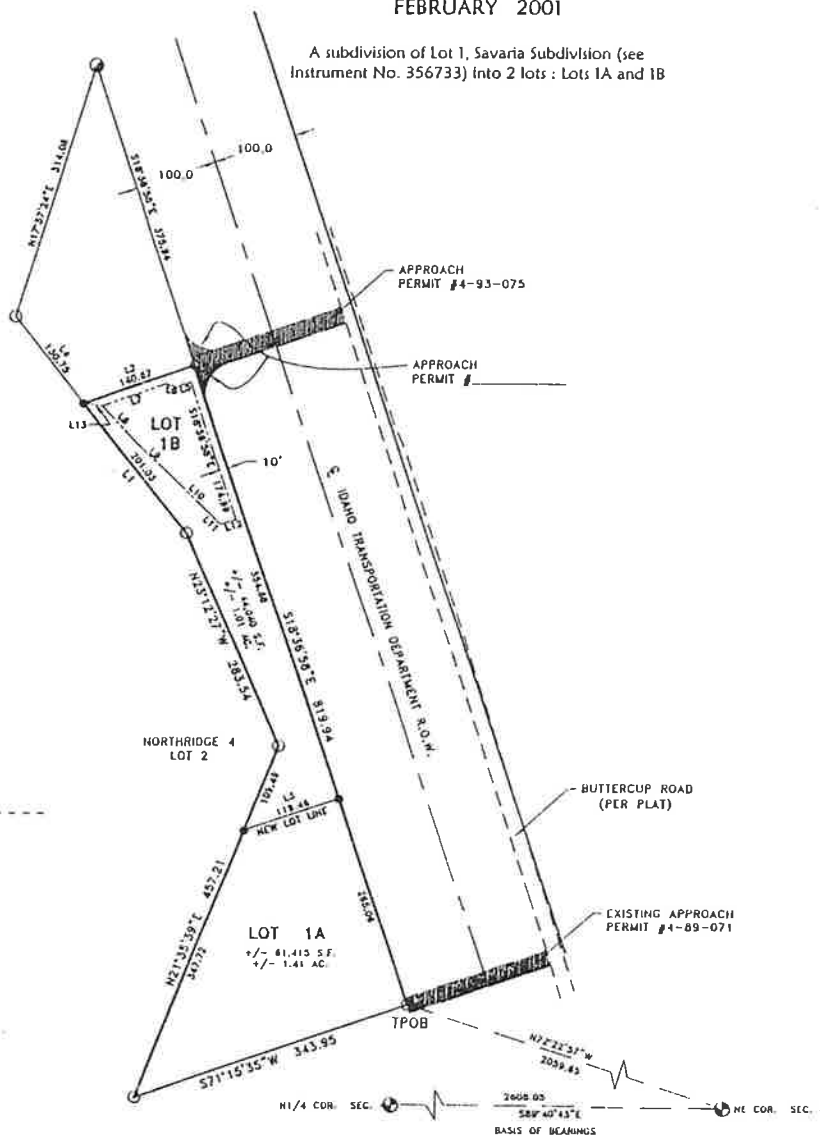
Dated: 2-28-2001

South Central District Health Dept., EHS



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

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



NOTES:

- 1) All new utilities shall be installed underground.
- 2) Fire protection requirements for this subdivision include those of the Wood River Fire Protection District, Uniform Fire Code and the Blaine County Fire Protection Ordinance 93-5 including, but not limited to, water supply, access roads and clear zones; and these shall be completed with prior to the issuance of a building permit.
- 3) If Savaria Subdivision is annexed and any further subdivision occurs, no additional Wood River Trivia system crossing shall be allowed.
- 4) Owners are responsible for noxious weed control per State regulations.
- 5) A ten foot wide public utility easement centered along the boundary common to lots 1B and 2 is hereby established.
- 6) Any new domestic water supply or septic system must comply with all Health Department requirements.
- 7) All domestic wells in this subdivision shall be metered.
- 8) A full maintenance & utility crossing agreement has been entered into with the Blaine County Recreation District and is recorded under Instrument No. 328386, records of Blaine County.
- 9) Native vegetation shall be maintained in the natural state to the greatest extent possible with yardage being limited to a maximum of 1/2 acre irrigated.
- 10) For more information regarding the establishment of property boundaries refer to Instrument No. 356731, records of Blaine County.

SAVARIA SUBDIVISION
LOTS 1A and 1B

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

PREPARED FOR: JIM SAVARIA

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

AJ5856NP

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

DATE: OCT-24-1997
PAGE: A-1118

RIGHT NUMBER: 37-12150

NAME & ADDRESS: JAMES SAVARIA
SHIRLEY J SAVARIA
PO BOX 751
HAILEY ID 83333

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 11/15/1970

POINT OF DIVERSION: T02N R18E S04 SWNWE Within BLAINE County

PURPOSE AND

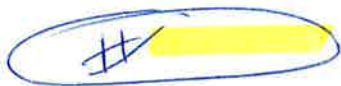
PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC 1 HOUSE	01-01 12-31	0.04 CFS

PLACE OF USE: DOMESTIC Within BLAINE County
T02N R18E S04 NWSE

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE



P7-29-98

Claim proofread by: Ww
Date: 1103