

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 37-20932
Date Received: 5/2/2003
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

STATE OF IDAHO Phone: (208)334-0200
DEPT OF LANDS
954 W JEFFERSON
PO BOX 83720
BOISE ID 83720-0050

2. Date of Priority: 11/26/1886

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

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
03N	18E	20	SE SW NW	BLAINE	

5. Description of diverting works:

HEADGATE #22, HIAWATHA CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	3.19	

7. Total Quantity Appropriated is:
3.19 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
03N	18E	28	SW	SW		IRRIGATION	40
						Section Acres	40
03N	18E	29	SE	SE		IRRIGATION	5.7
						Section Acres	5.7
03N	18E	33	NW	NW		IRRIGATION	23.4
			SW	NW		IRRIGATION	3.1
						Section Acres	26.5
						Total Acres	72.2

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:

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 37-402.

15. Basis of Claim: Decreed

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

Please print or type. Attach pages with additional information. Instructions are on the back of this page.

Incomplete forms will be returned.

RECEIVED

JUN 16 1998

Department of Water Resources
Southern Region

1. Water Right Number(s) # A37-00402

Adjudication Claim Number(s) SAME

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 on file with the county.)

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant(s) STATE OF IDAHO
IDAHO DEPT. OF LANDS, PO BOX 83720, BOISE, ID 83720-0050

4. New Owner/Claimant(s) KRISTINE PIGEON

Name connector (Check one): ☐ AND, ☐ OR, ☐ AND/OR

New Mailing Address PO BOX 394

City, State and ZIP Code SUN VALLEY, ID, 83353

New Telephone Number (208) 788-9636

5. Date you acquired the property JUNE 1, 1998

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.

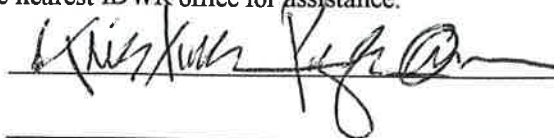
40 HORSES

Number of acres actually irrigated 18.4 Number and type of stock 0-8 HEAD CATTLE

Diversion rate in CFS .81 Number of homes 0 Other uses PASTURE
cubic feet per second

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/Claimant(s)



Date 6/5/98

Date _____

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

8. For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

RECEIVED

JUN 16 1998

STATE OF IDAHO DEED

Department of Water Resources
Southern Region

Deed No. 13254
(U.S. Bank Land Exchange)

THIS INDENTURE made this 1 day of June, 1998 by and between **STATE OF IDAHO, DEPARTMENT OF LANDS**, acting by and through the State Board of Land Commissioners, party of the first part, hereinafter referred to as "Grantor", and **KRISTINE S. PIGEON**, Sagebrush Arena, P.O. Box 394, Sun Valley, Idaho 83353; party of the second part, hereinafter referred to as "Grantee".

WITNESSETH, That the Grantor in accordance with Section 58-138, Idaho Code, does hereby convey and confirm in fee unto the said Grantee and her heirs and assigns forever, all of the following described real property situate in Blaine County, State of Idaho, to-wit:

A tract of land located in the W $\frac{1}{2}$ NW $\frac{1}{4}$ of Section 33, Township 3 North, Range 18 East, Boise Meridian, lying west of the former Union Pacific Railroad R/W and being more particularly described as follows:

Commencing at the northwest section corner of said Section 33, thence South 0°39'09" West, 503.96 feet along the west section line of said Section 33 to a point on the west boundary of the former Union Pacific Railroad R/W, said point being the REAL POINT OF BEGINNING; thence continuing South 0°39'09" West a distance of 2,142.53 feet along the west section line of said Section 33; thence South 89°52'38" East, 748.62 to a point on the west boundary of the former Union Pacific Railroad R/W; thence North 18°39'52" West a distance of 2,263.01 feet along said former railroad R/W returning to the real point of beginning, the above described area containing 18.4099 acres, more or less, together with 0.81 cubic feet per second which covers the surface irrigation water rights available from the Big Wood River through the Hiawatha Canal with a priority date of November 26, 1886 (Water Right #A37-00402).

TO HAVE AND TO HOLD the above-described premises and parcel of land and granted real property unto **KRISTINE S. PIGEON**, and her heirs and assigns forever, subject only to the following:

Rights-of-way thereon reserved to the United States for ditches and canals constructed by the authority of the United States (Act of August 30, 1890; 26 Stat. 391; U.S.C. 945) on all lands.

These lands are subject to the following lease:

State of Idaho Temporary Permit No. 2113 to Idaho Power.

IN WITNESS WHEREOF, I, **PHILIP E. BATT**, the Governor of the State of Idaho and President of the State Board of Land Commissioners, have hereunto signed my name and caused the Great Seal of the State of Idaho and the Seal of the State Board of Land Commissioners to be hereunto affixed, this 1 day of June, 1998.

Philip E. Batt

Governor of Idaho and President of the
State Board of Land Commissioners

COUNTERSIGNED:

Pete T. Cenarrusa
Secretary of State

Stanley F. Hamilton
Director, Department of Lands



STATE OF IDAHO)
(ss.
County of Ada)

On this 1 day of June, in the year 1998, before me a Notary Public in and for said State, personally appeared **PHILIP E. BATT**, known to me to be the Governor of the State of Idaho and President of the State Board of Land Commissioners, and **PETE T. CENARRUSA**, known to me to be the Secretary of State of the State of Idaho, and **STANLEY F. HAMILTON**, known to me to be the Director of the Department of Lands of the State of Idaho, who executed the said instrument and acknowledged to me that such State of Idaho executed the same.

Shirley A. Baker

NOTARY PUBLIC

Residing at Meridian, Idaho

My Commission expires: 5/22/2001



SCALE IN FEET

SAGEBRUSH ARENA
OWNER: KRISTINE PIGEON
18.4 ACRES

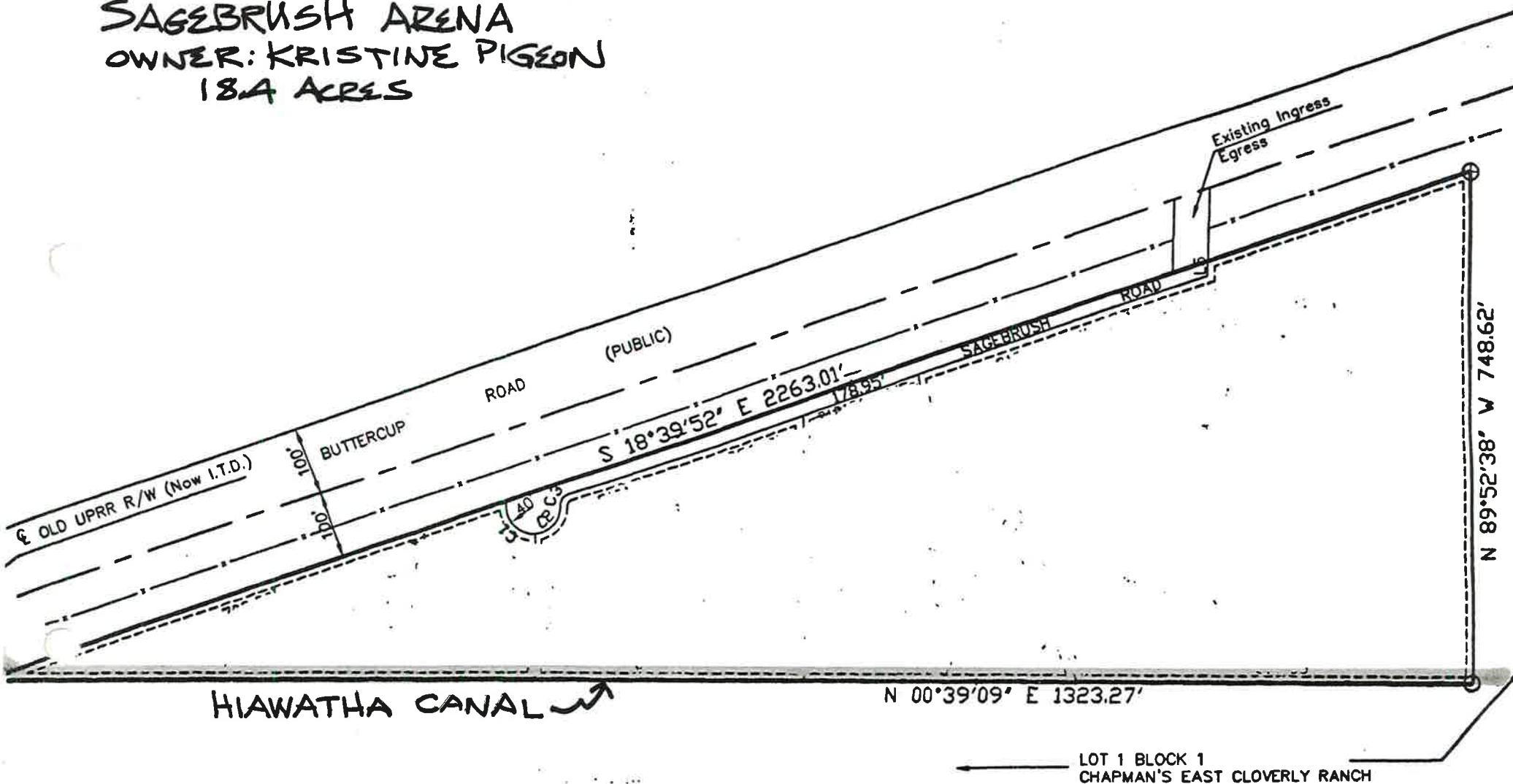


TABLE		
LINE	LENGTH	BEARING
L1	50.59	N24°14'05"E
L2	7.15	N76°42'53"E
L3	29.76	N1°01'22"W

CURVE TABLE						
CURVE	LENGTH	RADIUS	DELTA	TANGENT	Chord	Chord Direction
C1	73.09'	40.00'	104°41'22"	51.84'	63.34'	S50°25'44"W
C2	61.54'	40.00'	88°09'09"	38.73'	55.65'	S45°59'27"E

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: A37-00402

Date Received: 5/15/89

Receipt No: T006789

Received By: JP

NOV 29 1988

Department of Water Resources NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: STATE OF IDAHO 208-334-2933
Address: DEPARTMENT OF LANDS
STATEHOUSE
BOISE, ID 83720

2. Date of Priority: NOV 26, 1886

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
03N	18E	20	SE	SW	NW		BLAINE

5. Description of diverting works:
HEADGATE #22, HIAWATHA CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	4.000		

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

8. Total consumptive use is 226.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
03N	18E	28	SW	SW		IRR	40.0
Section Acres							40.0

A37-00402

Page 1

Date: 11/16/88

COPY MICROFILMED
FEB 22 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	18E	29	SE	SE		IRR	5.7
						Section Acres	5.7
		33	NW	NW		IRR	26.1
			SW	NW		IRR	18.8
						Section Acres	44.9
						Total Acres	90.6

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:

AC. IRRIG. NOT SPECIFIED. FARM = 125 AC.
P/U INCLUDES 5.7 AC. EAST OF RAILROAD TRACK IN SESE S29.
P/D NOT GIVEN IN DECREE BUT DETERMINED FROM WATERMASTER.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

S. C. FROST, ET. AL.

Decree Plaintiff

vs

ALTURAS WATER COMPANY, ET. AL.

Decree Defendant

COPY
MICROFILMED
FEB 22 1993

(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.

11/16/88
MICROFILMED
FEB 22 1993

10/30/2006

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

RIGHT NUMBER: 37-20932

NAME AND ADDRESS: STATE OF IDAHO
DEPT OF LANDS
954 W JEFFERSON
PO BOX 83720
BOISE ID 83720-0050

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 3.190 CFS

PRIORITY DATE: 11/26/1886

POINT OF DIVERSION:

T03N R18E S20 SESWNW Within BLAINE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/15 10/31

3.190 CFS

PLACE OF USE:

IRRIGATION Within BLAINE County

T03N R18E S28	SWSW	40.00	T03N R18E S29	SESE	5.70
T03N R18E S33	NWNW	23.40	T03N R18E S33	SWNW	3.10

72.2 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

Water diverted from Headgate #22 delivered through Hiawatha Canal.

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 37-402.



Idaho Department of Water Resources

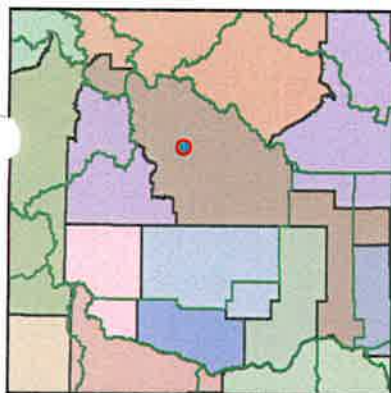
SRBA Recommendation:

37-20932

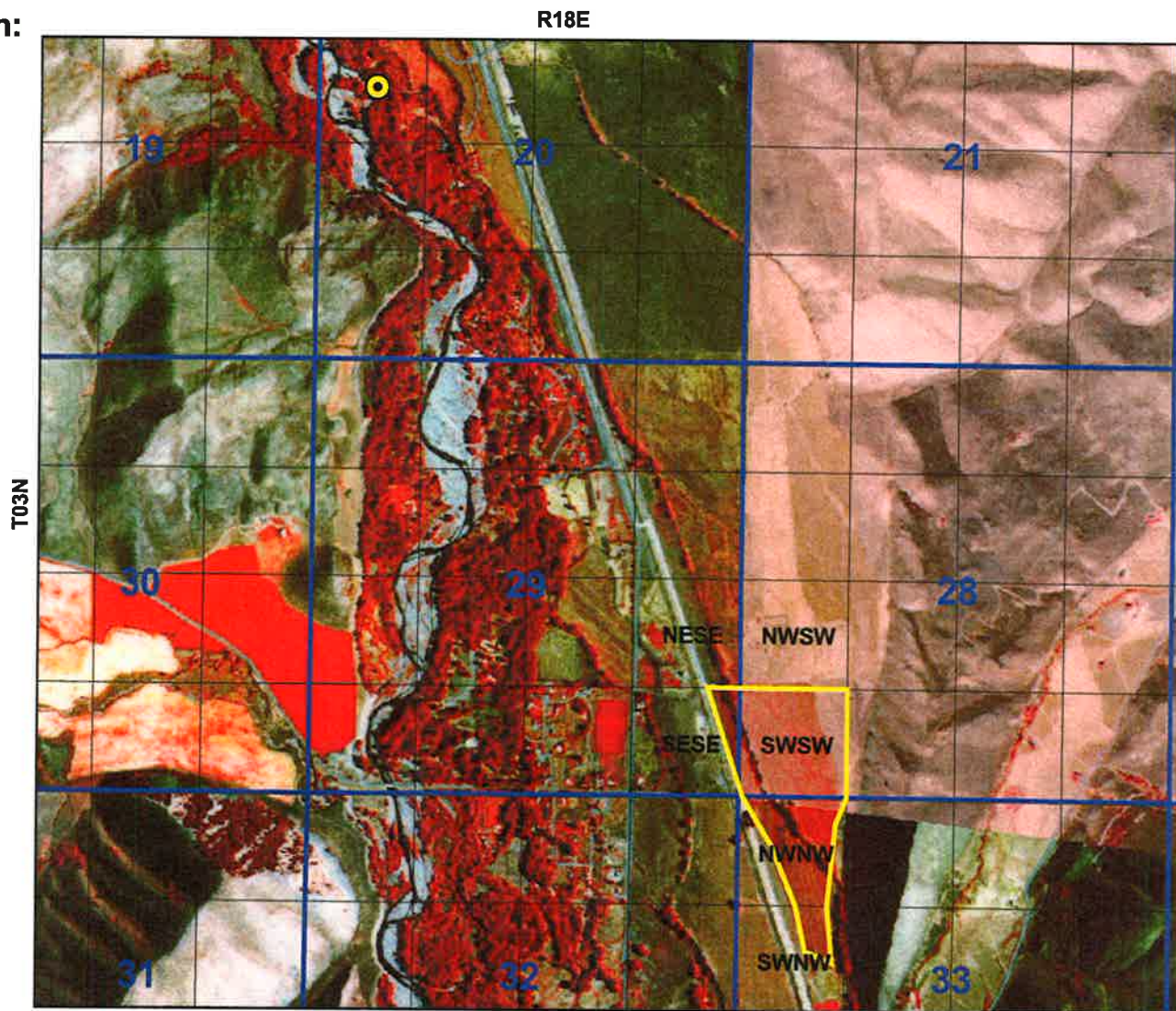
(Irrigation)

Legend

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



Blaine County
IDWR Basin 37

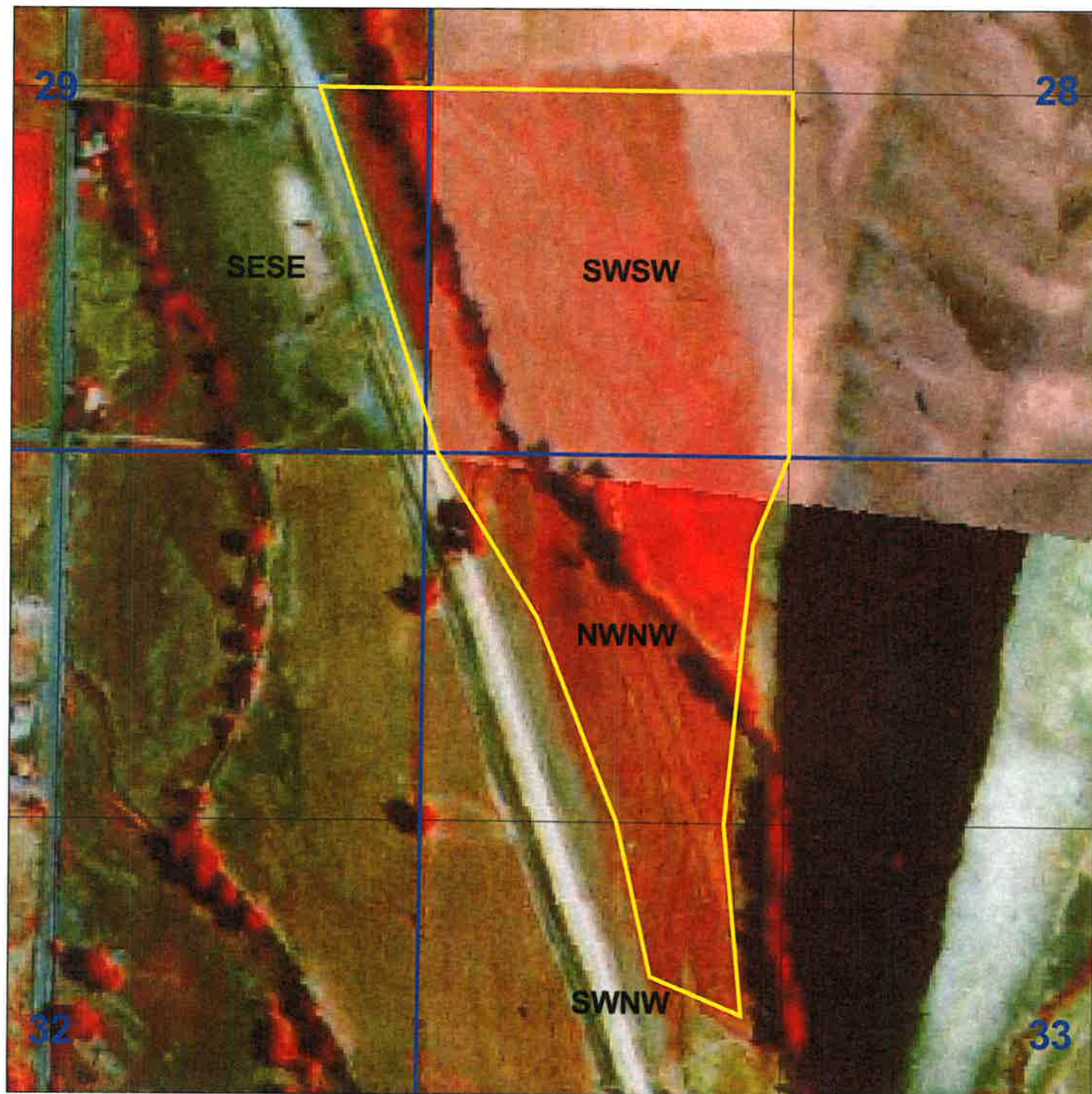
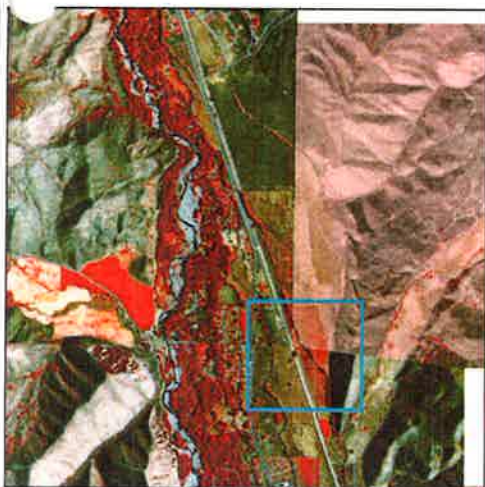


0 0.9 1.8 Miles



Prepared by E. NORQUES
On Thursday, November 2, 2006
1987/88 Aerial Photography

37-20932





Idaho Department of Water Resources

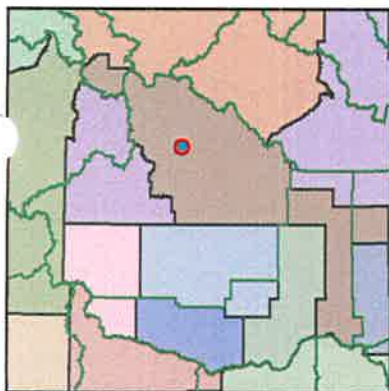
SRBA Recommendation:

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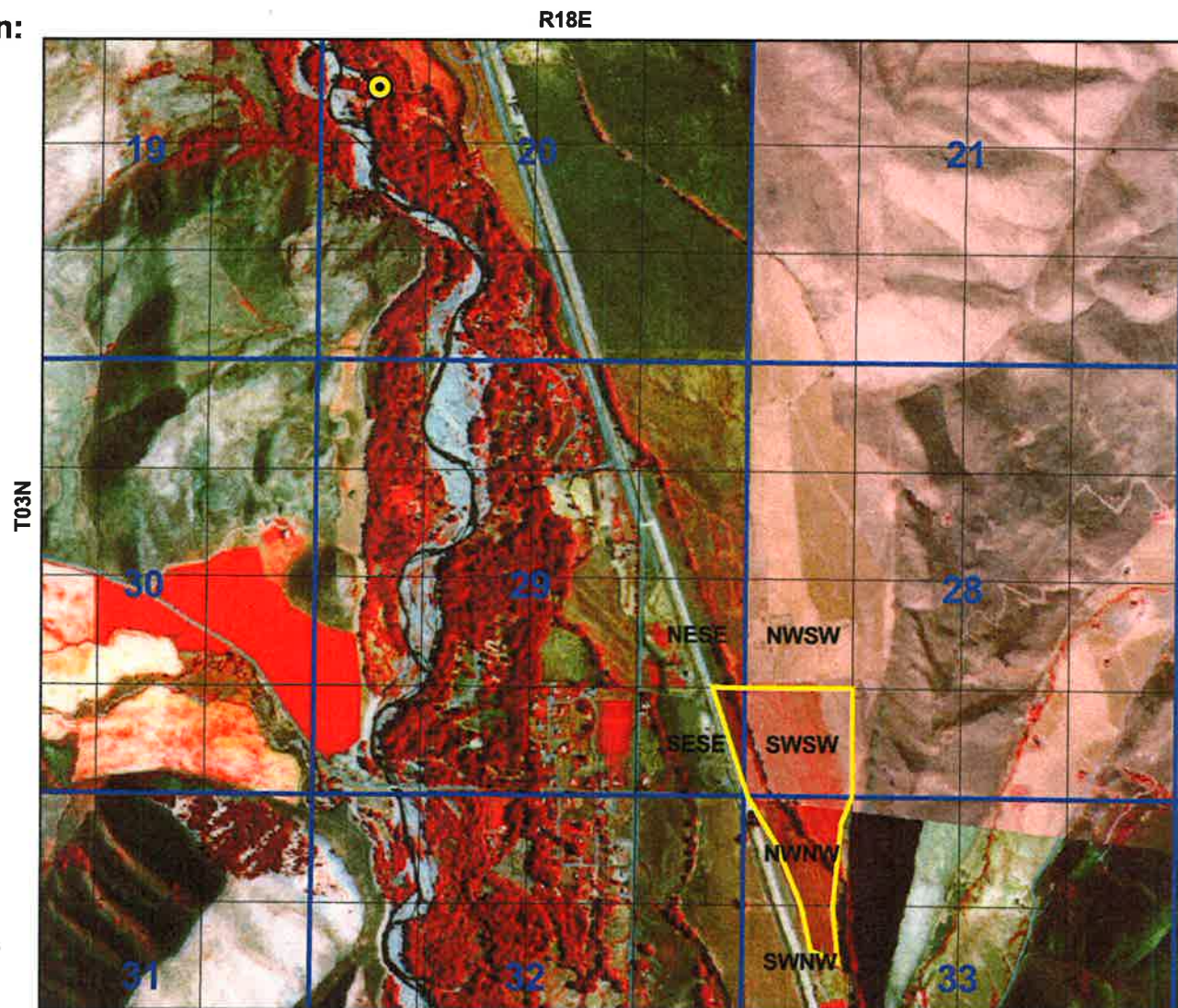
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Legend

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Blaine County
IDWR Basin 37

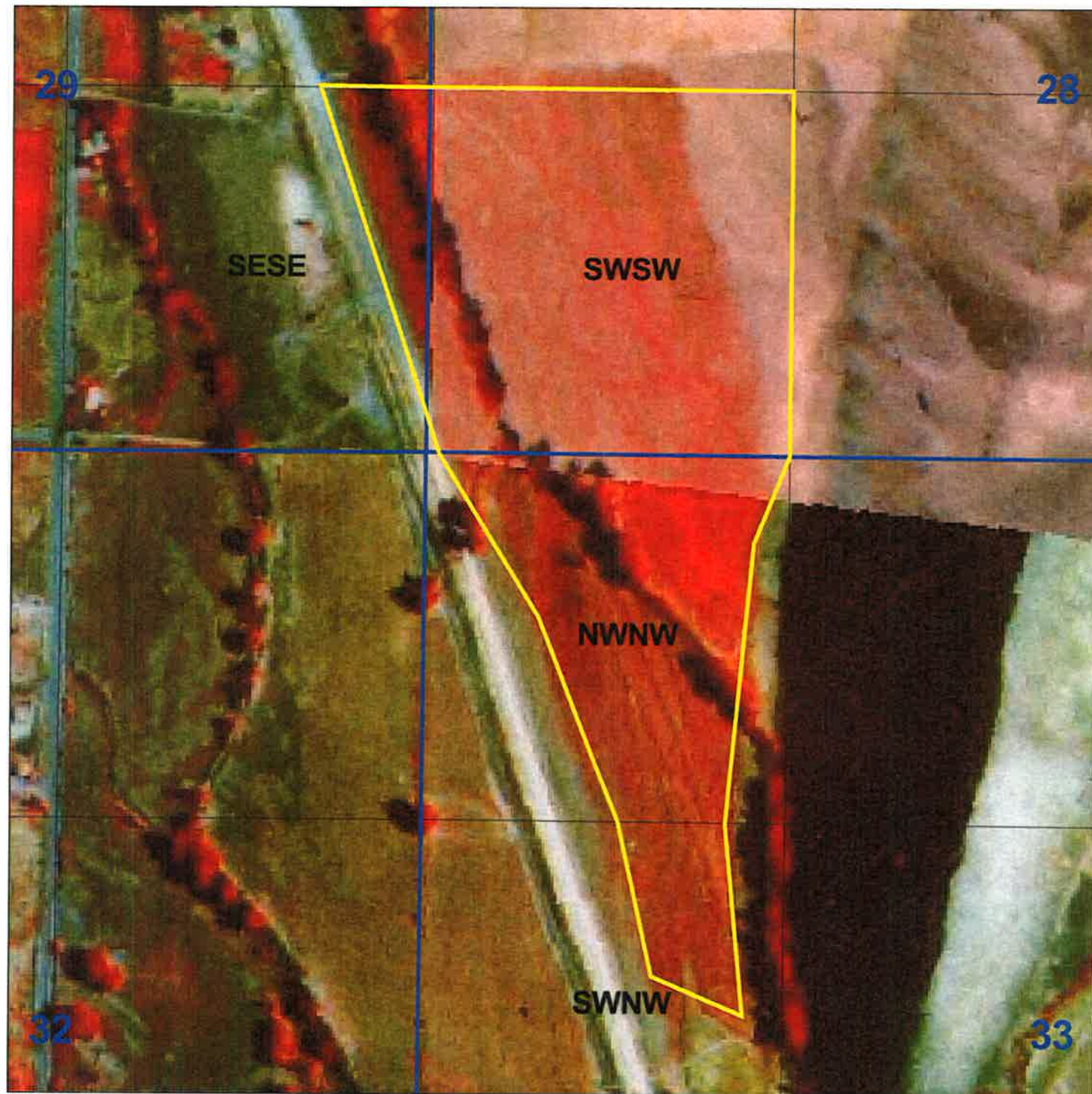
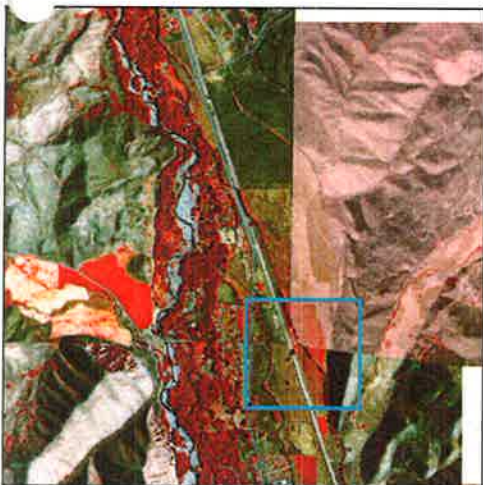


0 0.9 1.8 Miles



Prepared by E. NORQUES
On Thursday, November 2, 2006
1987/88 Aerial Photography

37-20932





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

May 14, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

CHRISTY PIGEON
PO BOX 394
SUN VALLEY ID 83353

RE: CHANGE OF OWNERSHIP FORM

DEAR MS. PIGEON,

Enclosed please find the form for change of ownership we discussed earlier this day. I have also included a profile report of the adjudication claim A37-00402 for your reference.

Please feel free to call me if you have further questions.

Sincerely,

A handwritten signature in dark ink, appearing to read 'Steve Clelland'.

STEVE CLELLAND
Sr. Water Resource Agent

ENC:

6/9/94

COMMUNICATION DOCUMENTATION

Claim No. A37-00402

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

IDWR Employee/Agent Steve Clelland

May 14, 1998 4:30pm

NAME:

CHRISTY PIGEON

CALLIN

RE:

OWNERSHIP CHANGES

SHE HAS BOUGHT 18.4 ACRES FROM THE STATE AND THEY HAVE OFFERED HER 0.81 CFS FROM THE CLAIM A37-00402. SHE WANTED TO KNOW IF THIS WAS RIGHT... I TOLD HER THEY HAVE OFFERED A PROPORTIONATE SHARE OF THE CLAIM, IT APPEARS TO BE PROPERLY FILED, NOTHING ELSE I CAN SAY. I TOLD HER WHAT WAS NEEDED TO CHANGE THE OWNERSHIP AND BRING ABOUT THE SPLIT IN THE RIGHT AS DESCRIBED; I SENT HER THE NECESSARY FORM.

ADDRESS: PO BOX 394, SUN VALLEY, ID, 883353.