

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 37-21554
Date Received: 8/25/2005
Receipt No:
Received By:

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

1. Name of Claimant(s)

GREGORY R BLOOMFIELD REVOCABLE TRUST Phone: (208)788-1100
PO BOX 757
HAILEY ID 83333

2. Date of Priority: 06/12/1886

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
02N	18E	36	NE SW NW	BLAINE	

5. Description of diverting works:

VIA DISTRICT CANAL TO DITCHES TO LANDS IRRIGATED.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	0.008	

7. Total Quantity Appropriated is:
0.008 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
01N	19E	7	SW	SE	IRRIGATION	8.2
					Section Acres	8.2
					Total Acres	8.2

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 37-20780.

This right is a split from former right 37-20876.

This right is a split from former right 37-11927A.

Property is also known as Lot 1, Lookout Circle Subdivision.

15. Basis of Claim: Decreed

RECEIVED

AUG 11 2004

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

Department of Water Resources
 Southern Region

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

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
	37-20867	Y		37-20878	Y
	37-20870	Y			
	37-20872	Y			
	37-20874	Y			
	37-20876	Y			

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)

Bellevue Farms Landowners Assn.

PO Box 774, Bellevue, ID 83313

4. New Owner/Claimant(s)

Gregory A. Bloom Field Revocable Trust

Name Connector (Check one): ☒ and, ☐ or, ☐ and/or

New Mailing Address

PO Box 757

City, State and ZIP Code

Hailey, ID 83333

New Telephone Number

(208) 788-4211/00 work #

5. Date you acquired the property

6-30-2004

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 <u>37-20867</u>		
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	~~8.246~~ 0.17 cfs	SW/SE Sec. 7 B, 29c *
Stock		
Domestic		
Other	1	
Total	0.17 cfs	* Lot Lookout Circle Sub Formerly part of Lot 13 Blk. 4 Bellevue Farms Sub.

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 <u>37-20870</u>		
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	0.14 cfs	Same as above
Stock	14	
Domestic		
Other	14	
Total	0.13 cfs	

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

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 J. E. Platten Date 8-11-04 Fee -
 Received by - Date - Receipt No. -
 Processed by - AJ Date - WR - Date -

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 <u>37-20876</u>		
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	<u>0.01 cfs</u>	<u>same as above</u>
Stock	_____	_____
Domestic	_____	_____
Other	_____	_____
Total	<u>0.01 cfs</u>	

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 <u>37-20878</u>		
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	<u>0.22 cfs</u>	<u>same as above</u>
Stock	_____	_____
Domestic	_____	_____
Other	_____	_____
Total	<u>~~0.22~~ cfs</u> <u>0.22</u>	

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

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 _____
 Receipted by _____ Date _____ Receipt No. _____
 Processed by AJ Date _____ WR _____ Date _____

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 <u>37-20872</u>		
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	<u>0.01 cfs</u>	<u>same as above</u>
Stock		
Domestic		
Other		
Total	<u>0.01</u>	

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 <u>37-20874</u>		
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	<u>0.09 cfs</u>	<u>same as above</u>
Stock		
Domestic		
Other		
Total	<u>0.09 cfs</u>	

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

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 _____

Fritz X. Haemmerle
HAEMMERLE & HAEMMERLE, P.L.L.C.
P.O. Box 1800
Hailey, ID 83333

Index to: WTY/QC/CORP DEED



RECORDING REQUESTED BY AND
WHEN RECORDED MAIL TO:

Lita West
P.O. Box 867
Bellevue, ID 83313-0867
KXCL File No. 6401

(Space above line for Recorder's Use)

DECLARATION OF WATER RIGHTS

THIS DECLARATION is made this 2 day of March,
1999 by LITA WEST, a single woman ("West") as Declarant.

RECITALS

A. West is the owner of Lots 1, 2 and 3, Lookout Subdivision, Blaine County, Idaho ("Lots 1, 2 and 3") and the owner of the pump, panel and weir located on Lot 3 that distribute water to Lots 1, 2 and 3. Each lot is approximately eight (8) acres.

B. Lots 1, 2 and 3 are entitled to twelve percent (12%) of the following water rights ("Water Rights"):

a. District 45 canal:

<u>Inches</u>	<u>Priority</u>
252.80	3/24/83
15.00	7/10/84
150.00	9/18/85
15.00	6/12/86
350.00	6/15/91
30.00	6/18/91

b. Well located on Bellevue Farm Subdivision and approved for domestic and irrigation use by the Department of Water Resources.

C. West entered into an Agreement that sets forth the maintenance and repair of the pump, panel and weir that distribute water comprising the Water Rights to Lots 1, 2 and 3 and to Lot 12,

DECLARATION OF WATER RIGHTS - PAGE 1

Bellevue Farms Subdivision, Blaine County, Idaho, recorded as Instrument No. 424029, records of Blaine County, Idaho ("Agreement").

D. West desires to allocate an ownership interest in the pump, panel and weir; the Water Rights; and the expenses incurred as set forth in the Agreement between Lots 1, 2 and 3 as provided hereinafter.

WHEREFORE, West hereby declares as follows:

1. Allocation of Ownership Interest. Each lot shall be allocated a one-third (1/3) ownership interest in the pump, panel and weir located on Lot 3.
2. Allocation of Water Rights. Each lot shall be allocated one-third (1/3) or four percent (4%) of the Water Rights and shall be responsible for twenty-three and one-half percent (23.5%) of the maintenance and repair expenses and obligations as set forth in the Agreement.
3. License. A license is granted to the owners of Lots 1 and 2 for reasonable access to and from the pump, panel and weir located on Lot 3 and their lot.
4. Irrigation. All of each lot's Water Right allocation for irrigation shall be used annually during the irrigation season.
5. Run With the Land. This Declaration shall be appurtenant to and a covenant which will run with Lots 1, 2 and 3 and be benefitted and burdened thereby, and shall not terminate or expire by lapse of time or non-use, and shall continue until terminated or modified by writing signed by all the owners of Lots 1, 2 and 3,

DECLARATION OF WATER RIGHTS - PAGE 2

FEB 22 09 MON 11:20 AM 09 IN PROGRESS, INC.

FAX NO. 2087263567

P. 12

and shall not terminate by the rule of merger in the event there shall occur unity of the title to one or more of the separate parcels of the Property.

IN WITNESS WHEREOF, Lita West has signed this Declaration on the date and year first above written.


Lita West, Declarant

DECLARATION OF WATER RIGHTS - PAGE 3

ACKNOWLEDGEMENT

STATE OF IDAHO)
) ss.
County of Blaine)

On this 2nd day of March, 1999, before me, the undersigned, a Notary Public in and for said State, personally appeared LITA WEST, known to me to be the signer of the foregoing instrument, who duly acknowledged to me that she executed the same.

WITNESS my hand and seal the day and year in this certificate first above written.



Robert J. Harley
Notary Public for Idaho
Residing at Harley
Commission Expires 10.9.99

sgtwk\west\litr.doc

DECLARATION OF WATER RIGHTS - PAGE 4

727-6853

WARRANTY DEED

Deed

BLAINE CO. REQUEST

FIRST⁰⁵ AMERICAN TITLE

For Value Received,

JODIE WERTH

Lita West, a single woman

'99 APR 19 PM 3 57

MARSHA NIEMANN, CLERK

FEES \$ 3⁰⁰

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

Gregory R. Bloomfield, a single man

whose address is: P.O. Box 97, Ketchum, ID 83340

Hereinafter called the Grantee, the following described premises situated in BLAINE County, Idaho, to-wit:

Lot 1 of LOOKOUT CIRCLE SUBDIVISION, according to the official plat thereof, recorded as Instrument No. 424029, records of Blaine County, Idaho.

Together with Four Percent (4%) Water Rights:

1. District 45 canal:

<u>Inches</u>	<u>Priority</u>		
252.80	3/24/83	10.1 in	.2
15.00	7/10/84	.6 in	.01
150.00	9/18/85	.6 in	.12
15.00	6/12/86	.6 in	.01
350.00	6/15/91	14 in	.28
30.00	6/18/91		

2. Well located on Bellevue Farm Subdivision and approved for domestic and irrigation use by the Department of Water Resources.

TO HAVE AND TO HOLD the 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 said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Dated: April 15, 1999

Lita West

Lita West

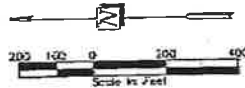
State of Idaho

County of Blaine

On April 19, 1999, before me, the undersigned, a Notary Public in and for said State, personally appeared Lita West personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same.

Flat Showing LOOKOUT CIRCLE SUBDIVISION

Replat of
Lot 13A, Block 4 of BELLEVUE FARMS SUBDIVISION
Located in Section 7, T.1N., R.19E., B.M.
Blaine County, Idaho
FEBRUARY 1999

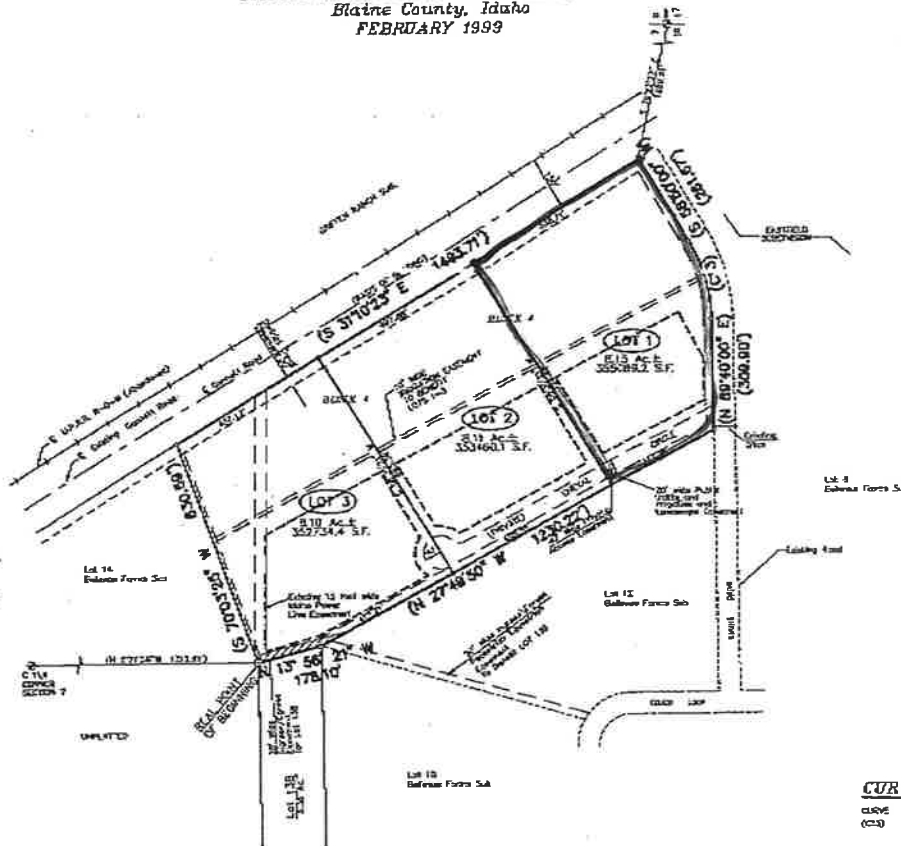


NOTES

- 1) All utilities shall be underground.
- 2) Individual lot owners are responsible for control of noxious weeds as per state regulations, leaving and mowing around the easement.
- 3) This property is subject to the covenants, conditions and restrictions of Bellevue Farms Subdivision, Instrument #206106, records of Blaine County, Idaho.
- 4) All structures shall be required to conform with requirements set forth by the Uniform Fire Code 1997 and Blaine County Fire Protection Ordinance. The local fire protection district reserves the right to increase or decrease fire protection requirements for all structures if the fire official determines greater or lesser hazards may exist.
- 5) One (1) single connection fire protection water supply serving fire protection standards for quantity, access, etc. and none of the above items on.
- 6) Water rights shall be obtained to each lot on lot 13 of the lot 13 Bellevue Farms water per each five acres of land.
- 7) All structures shall be located within the designated building envelope.
- 8) The purchaser or owner of this lot or parcel understands and agrees that, unless noted construction, maintenance, and more required shall be the obligation of the owner, his successors in interest, or successors, and that Blaine County is in no way obligated to accept, maintain or otherwise take responsibility for the roads or brought up to county standards, dedicated, and accepted by the county, and that each owner shall notify in writing any easement in interest of these facts.
- 9) All domestic wells in this subdivision shall be required.
- 10) State law (#572-111) limits domestic irrigation to one-half acre of land. If the total domestic use is to be in excess of Blaine County's gallons per day.
- 11) The easement to the lot 13 is not adequate for residential or other development due to width and easement as to use (see recorded instrument #2071646).
- 12) Not more than (20%) of the area of each parcel may be enclosed with fencing that exceeds the standards of the Idaho Fencing Code for the purpose of blocking movement of wildlife. The 20% rule shall include a maximum top 12' height 42 inches and minimum bottom rail height of 16 inches post and rail design is recommended.
- 13) A 10 foot public utility easement is shown on all interior and adjacent to all exterior lot lines.
- 14) Access to the lot in the subdivision is from private roadway (Spauld Drive and/or Evans Lane) which are not maintained and will not be upgraded by the county.
- 15) Blaine County School District bus routes do not include Spauld Drive and/or Evans Lane. School children may need to be transported to the nearest school bus stop on Spauld or East Spauld Road.
- 16) The lots on this plat are subject to restrictions concerning the location of wells and water systems. No building permits will be issued without the consent of the Health Department and compliance with these restrictions.

LEGEND

- ⊞ Set Aluminum Cap
- ⊞ Found Brass Cap
- ⊞ Found 1/2" Meter
- ⊞ Found 3/4" Meter
- ⊞ Set 1/2" Meter
- ⊞ Set 3/4" Meter
- ⊞ Record and Reconstructed Data
- ⊞ Priority Easement



CURVE DATA

CHORD	DELTA	RAIUS	ARC	TAN	DL	CHORDS
(103)	30.57 20'	400.00	208.00	115.82	225.57	11415.20' E

HEALTH CERTIFICATE

Sanitary restrictions as required by Idaho Code Title 20, Chapter 13 have been satisfied. Sanitary restrictions may be reimposed, in accordance with Idaho Code Title 20, Chapter 13, Section 50-1525, by the issuance of a certificate of disapproval.

2.5.99

Rat L. L. L.
South Central Health Dept. and



SAWTOOTH ENGINEERING
Civil Engineers and Land Surveyors

Bozeman

(208) 788-3060

Idaho

SHEET 1 OF 2

DATE: 2/1/99
BY: R. L. L.
CHECKED: R. L. L.
DATE: 2/1/99



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

March 31, 2006

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

GREGORY R BLOOMFIELD REVOCABLE TRUST
PO BOX 757
HAILEY ID 83333

RE: Bellevue Farms Subdivision water rights

Dear Claimants:

Pursuant to the notification that you own a lot in Bellevue Farms Subdivision, the department has split the Subdivision's claims. Computer-generated copies of your portion of these claims are enclosed. Please review these documents and should you have any questions or corrections, please contact this office.

Sincerely,

Trish Fawcett
Technical Records Specialist

enc.

11/28/2006

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

RIGHT NUMBER: 37-21554

NAME AND ADDRESS: GREGORY R BLOOMFIELD REVOCABLE TRUST
PO BOX 757
HAILEY ID 83333

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 0.008 CFS

PRIORITY DATE: 06/12/1886

POINT OF DIVERSION:

T02N R18E S36 NESWNW Within BLAINE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/15 10/31

0.008 CFS

PLACE OF USE:

IRRIGATION in BLAINE County

T01N R19E S07 SWSE 8.20

8.2 ACRES TOTAL

Right Nos. 37-21509, 37-21521, 37-21532, 37-21543, 37-21554 and
37-21565 are limited to the irrigation of a combined total of 8.2 acres in a
single irrigation season.

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

Point of diversion described above is the headgate for District 45 canal.

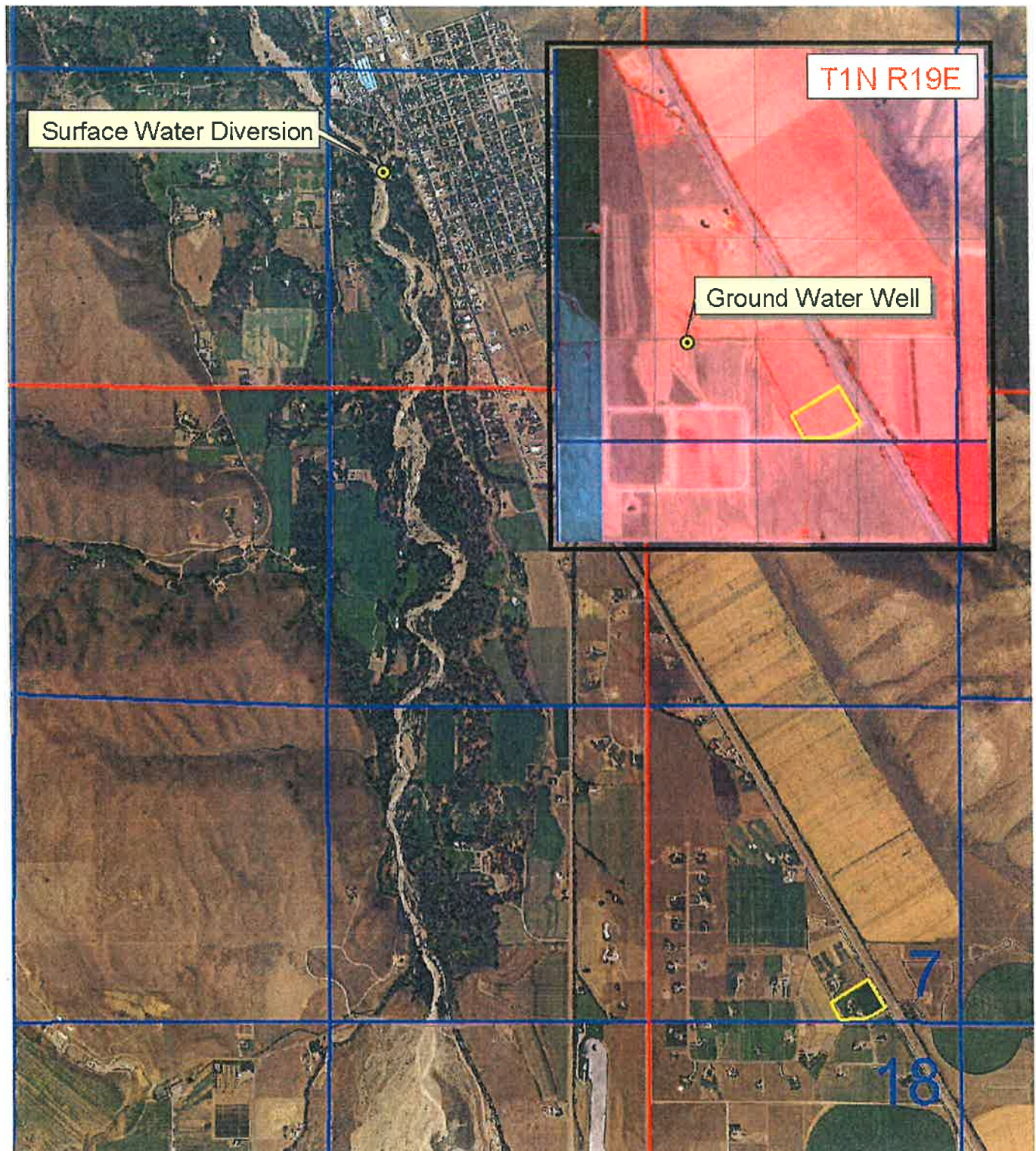
This right is a split from former right 37-666.

Property is also known as Lot 1, Lookout Circle Subdivision.

IDAHO DEPARTMENT OF WATER RESOURCES

Surface Water Rights: 37-21521, 37-21532, 37-21543,
37-21554, 37-21565

Ground Water Right: 37-21509



1320 0 1320 Feet

- Section Lines
- Quarter/Quarter Lines
- Place of Use
- Point(s) of Diversion



GIS PLACE OF USE PRESENTATION
PHOTOGRAPHY: 1997 NAPP
DATA ENTRY: 11/28/2008
TARA D BAKER