

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 37-21738
Date Received: 11/30/2005
Receipt No:
Received By:

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

1. Name of Claimant(s)

LLOYD R BARNES Phone: (208)788-4559
206 POLO CLUB LN
BELLEVUE ID 83313

2. Date of Priority: 07/01/1887

3. Source: BROADFORD SLOUGH Trib. to: BIG WOOD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
02N	18E	35	NE NE	BLAINE	

5. Description of diverting works:

POLO #40A HEADGATE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	01/01	12/31	0.44	
STOCKWATER	01/01	12/31	0.44	

7. Total Quantity Appropriated is:
0.44 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
02N	18E	35	NE			IRRIGATION	5.5
			SE			IRRIGATION	3.3
			NE			STOCKWATER	
			SE			STOCKWATER	
						Section Acres	8.8
						Total Acres	8.8

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:

14. Remarks:

A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.

This right is a split from former right 37-21436.

Approval of this transfer in no way grants any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.

Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37.

A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.

Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

This right is a split from former right 37-21615.

15. Basis of Claim: Decreed



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

April 20, 2006

KARL J. DREHER
Director

LLOYD R BARNES
206 POLO CLUB LN
BELLEVUE ID 83313

RE: SRBA Claim(s) 37-21615

Dear Mr. Barnes:

Pursuant to the notification that you purchased 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 37-21738.

Enclosed please find your copy 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, appearing to read 'Trish Fawcett'.

Trish Fawcett
Technical Records Specialist

Enc.

RECEIVED
DEC 30 2005
Department of Water Resources
Southern Region

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

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

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, 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
	37-21615	✓			

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) are 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)

Dr. Rex Thomson

4. New Owner/Claimant(s)

706 Sunrise Blvd. No

Twain Falls 83301

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

New Mailing Address

Lloyd R. Barnes

City, State and ZIP Code

206 Polo Club Ln

New Telephone Number

(208) 788-4559

Bellevue 83313

5. Date you acquired the property

June '01

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>37-21615</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>8.77 Acres</u>
Stock		
Domestic		
Other		
Total		

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

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

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 _____

QUITCLAIM DEED

FOR VALUE RECEIVED, **BROADFORD POLO SUBDIVISION BLOCK 3 HOMEOWNERS ASSOCIATION, INC.**, hereinafter referred to as "Grantor", does hereby convey, release, remise and forever quitclaim unto **LLOYD BARNES**, hereinafter referred to as "Grantee", whose address is 206 Polo Club Lane, Bellevue, Idaho, 83313, all of its right, title and interest in and to **21.8 miners inches** of the following State of Idaho water right as claimed in the Snake River Basin Adjudication, to-wit:

Idaho Department of Water Resource No. 37-0687

To have and to hold the said premises and their appurtenances unto the said Grantee, his successors and assigns, forever.

DATED this 15 day of APRIL, 2003.

"GRANTOR"

Instrument # 482675

HAILEY, BLAINE, IDAHO

2003-04-25

11:42:00

No. of Pages: 1

Recorded for : ROBERTSON, HEPWORTH & SLETTE

MARSHA RIEMANN

Fee: 3.00

Ex-Officio Recorder Deputy

Index to: WTYQCICORP DEED

BROADFORD POLO SUBDIVISION BLOCK 3
HOMEOWNERS ASSOCIATION, INC.

By: Sue Rother

SUE ROTHER, President

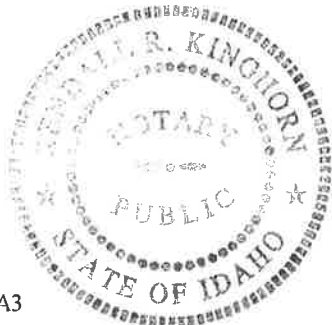
STATE OF IDAHO)

ss.

County of Blaine)

On this 15th day of April, 2003, before me, a Notary Public for the State of Idaho, personally appeared Sue Rother, known or identified to me, to be the President of Broadford Polo Subdivision Block 3 Homeowners Association, Inc., and the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



[Signature]
NOTARY PUBLIC FOR IDAHO
Residing at [Signature]
My commission expires 6-23-04

rlw\realest\qcd water HOA3

Order No. 28257

Instrument # 453697

HAILEY, BLAINE, IDAHO

2001-07-30

03:54:00 No. of Pages: 1

Recorded for : AMERITITLE

MARSHA RIEMANN

Fee: 3.00

Ex-Officio Recorder Deputy

Index to: WTY/QC/CORP DEED

WARRANTY DEED

FOR VALUE RECEIVED

HAROLD M. THOMPSON, also shown of record as **MAX THOMPSON**, a single man and **DIANA C. HADLEY**, a single woman

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

LLOYD R. BARNES, an unmarried man

GRANTEE(s) whose address is: **P.O. Box 1476, Wilson, WY 93014-1476**

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

Lot 8 in Block 3 of BROADFORD POLO SUBDIVISION, according to the official plat thereof, recorded as **Instrument No. 266544**, records of **Blaine County, Idaho**.

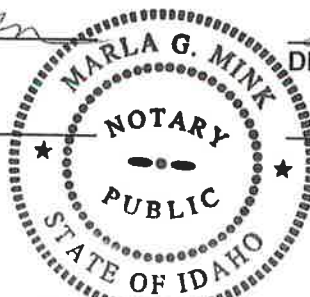
Subject To: Taxes, easements established or of record, restrictions and encumbrances of record, rights reserved in federal patents, state or railroad deeds, building or use restrictions, building and zoning regulations and ordinances of any governmental unit.

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

Dated: July 12, 2001

Harold M. Thompson
HAROLD M. THOMPSON

Diana C. Hadley
DIANA C. HADLEY



State of Idaho

County of Blaine

On this 26th day of July in the year 2001, before me, the undersigned, personally appeared **HAROLD M. THOMPSON** and **DIANA C. HADLEY** known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that she/he/they executed the same.

WITNESS my hand and official seal

Marla G. Mink
Notary Public

Commission Expires: 12/01/2006

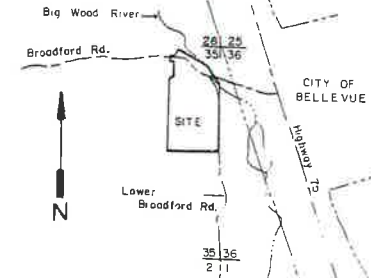
PLAT SHOWING BROADFORD POLO SUBDIVISION

LOCATED WITHIN SECTION 35 T. 2 N., R. 18 E., B. M.

BLAINE COUNTY, IDAHO

February, 1985

VICINITY MAP



LEGEND

- Found 5/8" bar
- Brass Cap
- Set 1/2" bar capped LS 3621
- Set 5/8" bar capped LS 3621
- Edge of water
- P — Power Line Easement, 10' wide
- Easement Line as noted
- FP — 100-Year Floodplain Line (1RF)
- FW — Floodway
- ⊙ Building Centroid 100' Diameter
- SC Proposed Sewage Mound Location

NOTES

- 1 The purchaser and/or owner of this parcel understands and agrees that private road construction, maintenance, and snow removal shall be the obligation of the owner, his successors in interest, or homeowners association, and that Blaine County is in no way obligated to accept, maintain, or improve these roads, and that each owner shall notify in writing any successor in interest of these facts. (See note no. 9)
- 2 This parcel is subject to the regulations of the Blaine County Floodplain Management District (See note no. 7)
- 3 A public utility easement with a minimum of ten (10) feet in width and centered on all side and rear lot lines shall be required.
- 4 There is a 30' setback for all structures from the edge of the slough vegetation upon which no permanent structure shall be built except two approved crossings, or irrigation diversions.
- 5 Actions on wildlife depredation complaints will be directed by the Idaho Fish & Game and geared toward prevention rather than extermination. The costs of these actions shall be paid by the properly owner. (See note no. 13)

Notes Cont on Sheet 2

This map is a photographic reproduction of that on file in either the Recorder's or the Surveyor's Office. The company assumes no liability for variation, if any, with another or re-survey.

01/06/2007

**NOTICE OF ERROR
REPLY**

JAN 18 2007

**DEPARTMENT OF
WATER RESOURCES**

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: 01/19/2007

Water right number: 37-21738

LLOYD R BARNES
206 POLO CLUB LN
BELLEVUE ID 83313
Telephone Number: (208)788-4559

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: 1-12-07

SIGNATURE:

Please print your name:

Lloyd R. Barnes

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

**SCANNED
JAN 22 2007**