

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 37-21741
Date Received: 3/27/1992
Receipt No:
Received By:

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

1. Name of Claimant(s)

JACKSON W ALLRED II Phone: (208) 678-0806
33 VOLZ LN
530 S 50 W
BURLEY ID 83318

LAURIE K ALLRED Phone: (208) 678-0806
33 VOLZ LN
530 S 50 W
BURLEY ID 83318

2. Date of Priority: 03/24/1883

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	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	0.06	

7. Total Quantity Appropriated is:
0.06 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	4	NW	SE	IRRIGATION	1.4
					Section Acres	1.4
					Total Acres	1.4

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 37-14275.

Property is also known as Lot 1A, Savaria Subdivision.

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

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,

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. Alfred II + Laurie K. Alfred
 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 _____

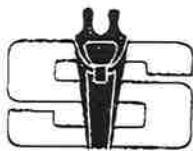
Diversion rate in CFS _____ Number of homes _____ Other uses _____

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) Jackson W. Alfred II
Laurie K. Alfred

(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:

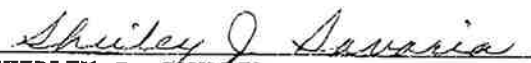
TRANSFER OF WATER RIGHT 37-30000F (THREE INCHES OF A TWENTY-FOUR INCH RIGHT)

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.

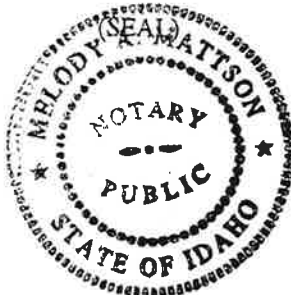
County of BLAINE

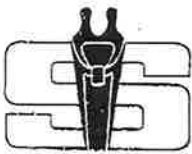
On this 3rd day of August , 2001 , before me, the undersigned, a Notary Public, in and for said State, personally appeared JAMES R. SAVARIA and SHIRLEY J. SAVARIA

_____, known to me, and/or identified to me 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.

WITNESS MY HAND AND OFFICIAL SEAL.


Notary Public MELODY A. MATTSON
Residing at: KETCHUM, ID
Commission Expires: September 24, 2002





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 sepearte 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

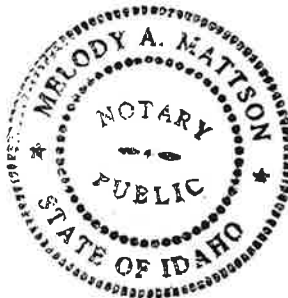
On this 3rd day of August, 2001, before me, the undersigned, a Notary Public, in and for said State, personally appeared JAMES R. SAVARIA and SHIRLEY J. SAVARIA

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.

WITNESS MY HAND AND OFFICIAL SEAL.

(SEAL)


Notary Public MELODY A. MATTSON
Residing at: KETCHUM, ID
Commission Expires: September 24, 2002



FEBRUARY 2001

LEGEND

- ☐ Found 1/2" diam. rebar
- ☒ Set 1/2" x 24" rebar w/cap
- ☐ 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	140.67
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	53.88
L10	S 45°50'11" E	72.05
L11	S 43°35'38" E	15.28
L12	N 74°04'49" E	19.88
L13	S 81°41'40" E	22.56

HEALTH CERTIFICATE

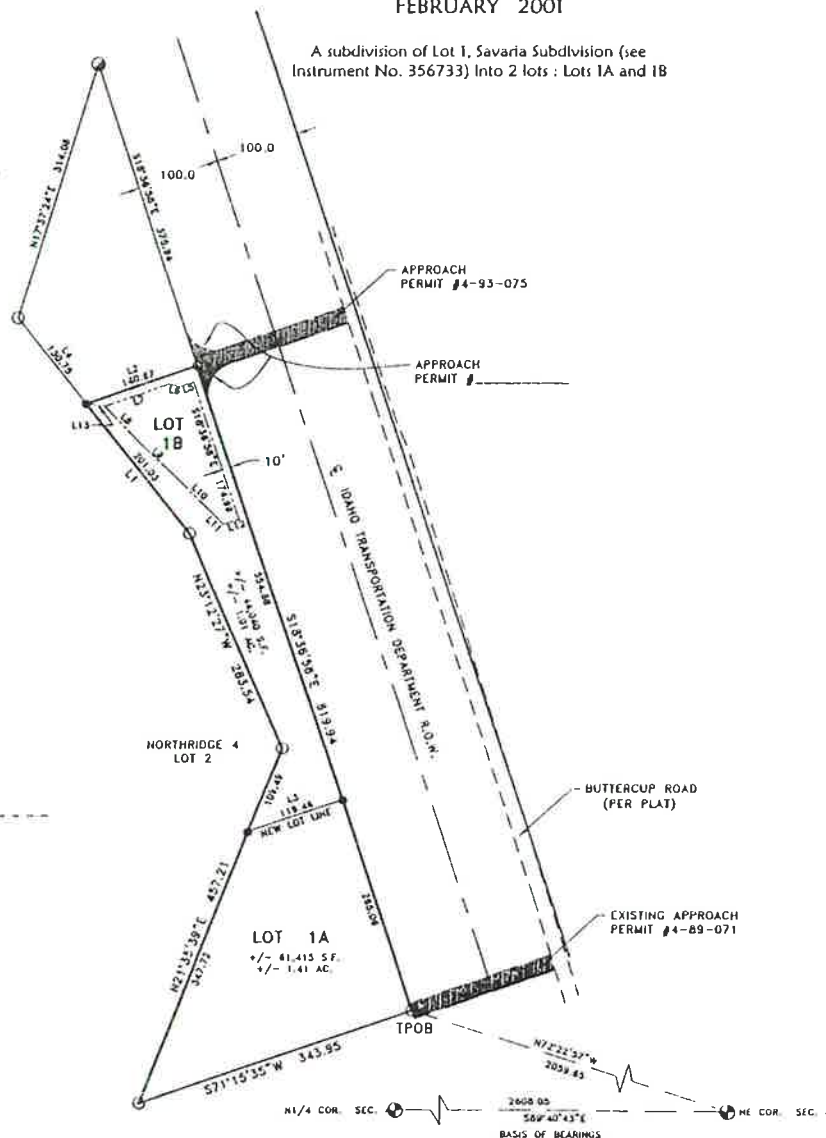
Sanitary restrictions as required by Idaho Code Title 50, Chapter 13, have been satisfied. Sanitary restrictions may be reimposed, in accordance with Idaho Code Title 50, Chapter 13, Section 50-1326, by the issuance of a certificate of disapproval.

Dated: 2-28-2001
 By: Pat W. Finkbeiner
 South Central District Health Dept., EMS



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

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



Scale: 1" = 100'

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 Boone County Fire Protection Ordinance 93-5 including, but not limited to: water supply, access roads and clear zones; and these should be complied with prior to the issuance of a building permit.
- 3) If Surveys Subdivision is annexed and any further subdivision occurs, no additional Wood River Traction system crossing shall be allowed.
- 4) Owners are responsible for noxious weed control per State regulations.
- 5) A ten foot wide public utility easement overlies within 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 trail maintenance & utility crossing agreement has been entered into with the Boone County Recreation District and is recorded under Instrument No. 336368, records of Boone County.
- 9) Buffer vegetation shall be maintained in its natural state to the greatest extent possible with yardscaping being limited to a maximum of 1/2 acre irrigated.
- 10) For more information regarding the establishment of property boundaries refer to Instrument No. 336731, records of Boone County.



SAVARIA SUBDIVISION

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

PREPARED FOR: JIM SAVARIA

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

11/08/2006

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

RIGHT NUMBER: 37-21741

NAME AND ADDRESS: JACKSON W ALLRED II
33 VOLZ LN 530 S 50 W
BURLEY ID 83318

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

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 0.060 CFS

PRIORITY DATE: 03/24/1883

POINT OF DIVERSION:

T03N R18E S20 SESWNW Within BLAINE County

Water diverted from Headgate 22 delivered through Hiawatha Canal

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/15 10/15

0.060 CFS

PLACE OF USE:

IRRIGATION in BLAINE County

T02N R18E S04

NWSE 1.40

1.4 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 IS DELIVERED THROUGH HIAWATHA CANAL.

_____ CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE
LOSSES IN DELIVERY OF THIS RIGHT.

Property is also known as Lot 1A, Savaria Subdivision.

This right is a split from former right 37-14275 .



Idaho Department of Water Resources

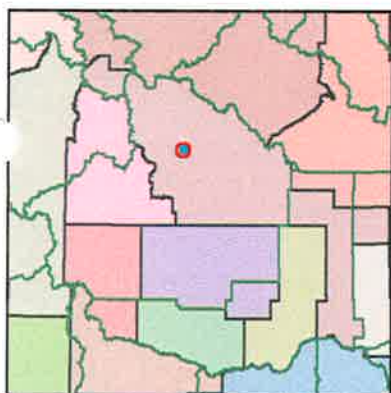
SRBA Recommendation:

37-21741

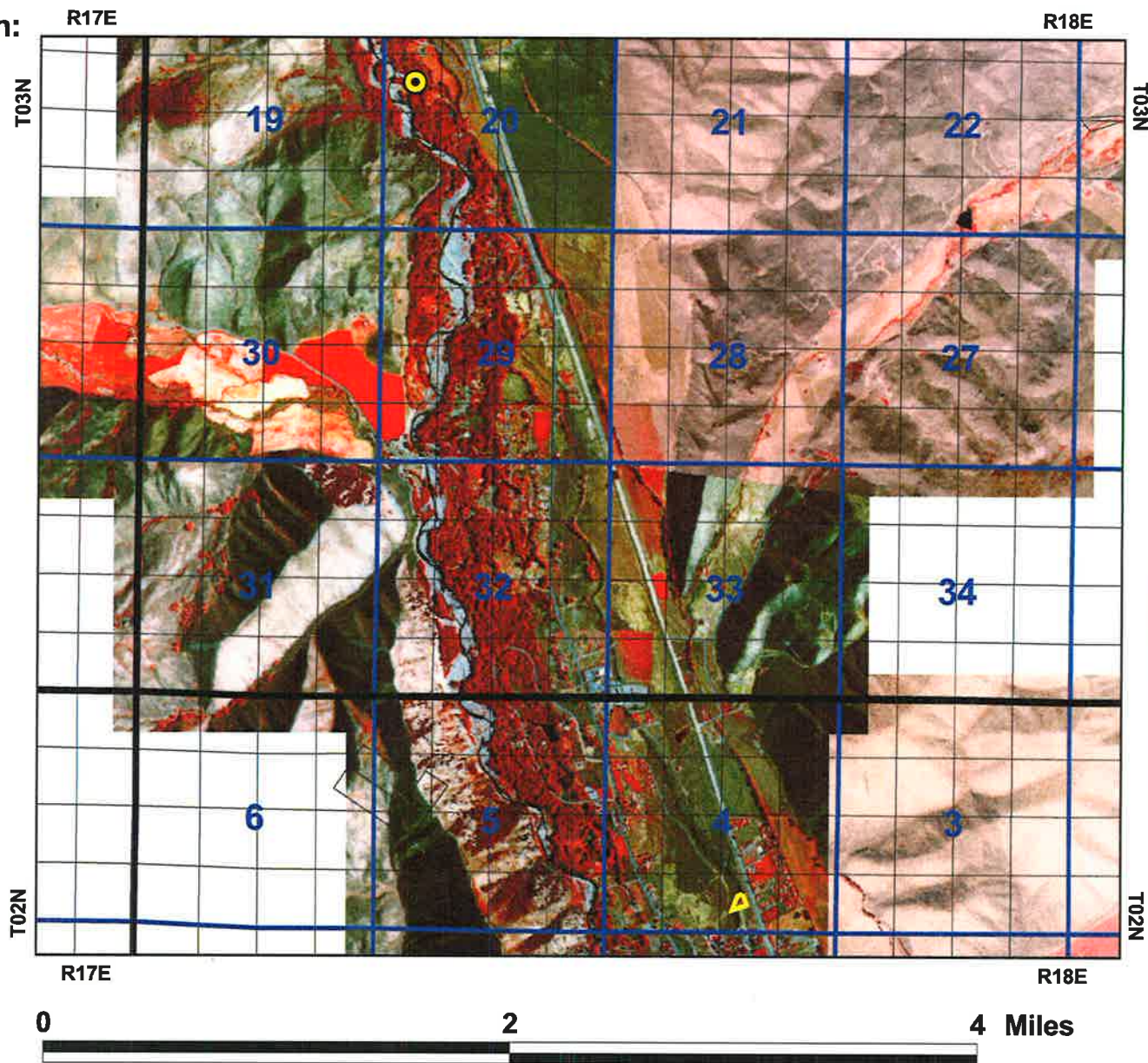
(Irrigation)

Legend

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

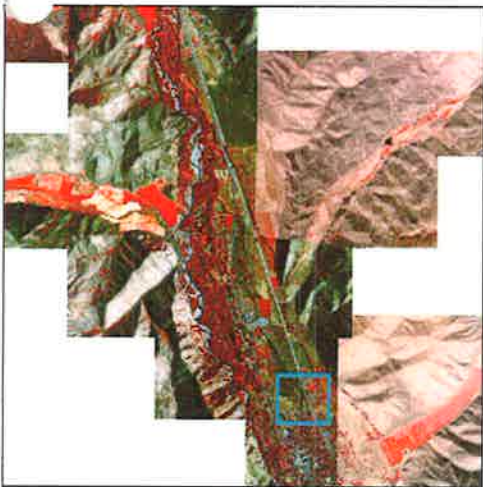


Blaine County
IDWR Basin 37



Prepared by E. Norques
On Thursday, November 9, 2006
1987/88 Aerial Photography

37-21741





Idaho Department of Water Resources

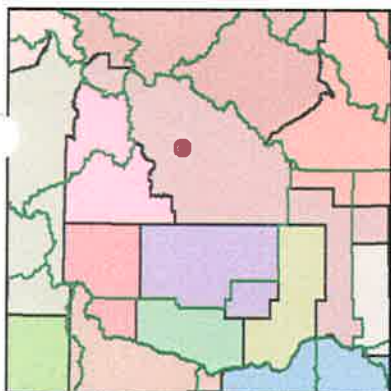
SRBA Recommendation:

37-21741

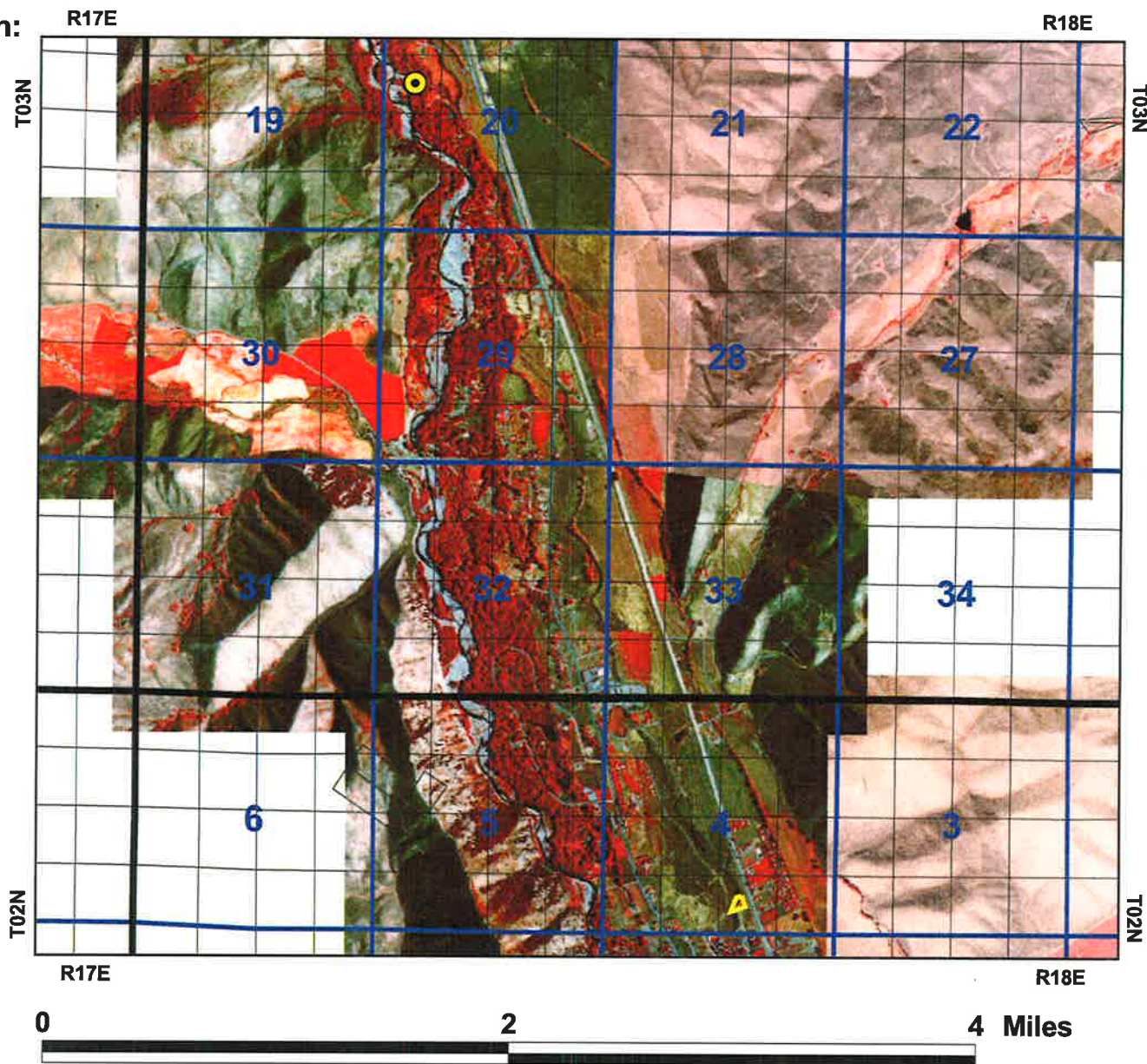
(Irrigation)

Legend

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



Blaine County
IDWR Basin 37



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