

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 37-21814
Date Received: 2/24/1989
Receipt No:
Received By:

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

1. Name of Claimant(s)

NORTHRIDGE VI SUBDIVISION OWNERS ASSN INC Phone: (208)788-1986
PO BOX 2192
HAILEY ID 83333

2. Date of Priority: 09/18/1885

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:

HIAWATHA CANAL, UNNAMED LATERAL TO POU, DITCHES AND CONCRETE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	10/31	0.004	

7. Total Quantity Appropriated is:
0.004 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	NE	SW	IRRIGATION	0.5
Section Acres						0.5
Total Acres						0.5

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 37-298D.

This right is a split from former right 37-21785.

15. Basis of Claim: Decreed

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

RECEIVED
 JUN 27 2006
 DEPT. 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
<u>37-12869</u>	<u>37-12869</u>	☐	_____	_____	☐
<u>37-334F</u>	<u>37-334-F</u>	☐	_____	_____	☐
<u>37-298D</u>	<u>37-298D</u>	☐	_____	_____	☐
<u>37-183B</u>	<u>37-183B</u>	☐	_____	_____	☐
_____	_____	☐	_____	_____	☐

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)

EMB-Hailey LPa California LTD Ptnr

4. New Owner/Claimant(s)

9530 Pico Blvd - Los Angeles, Ca. 90035

Los Angeles, Ca. 90035 Northridge Sub VI
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or Homeowners Association

New Mailing Address

P.O. Box 2192

City, State and ZIP Code

Hailey, Id. 83333

New Telephone Number

(208) 788-1986

5. Date you acquired the property

3/25/03

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>37-12869</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)
<u>Irrigation</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 <u>37-334E</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)
<u>Irrigation</u>	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) Larry Schwartz 6/24/06
(include title if applicable) President - Northridge Sub VI Homeowners Association

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>37-298D</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	_____	_____
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 <u>37-183B</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	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) Larry Schwartz
(include title if applicable) President - Northridge Sub VII Homeowners Association

6/24/06

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 _____

Instrument # 481190

HAILEY, BLAINE, IDAHO

2003-04-01

11:45:00 No. of Pages: 1

Recorded for : DAVE CROPPER

MARSHA RIEMANN

Fee: 3.00

Ex-Officio Recorder Deputy

Index to: WTY/QC/CORP DEED

QUITCLAIM DEED

FOR VALUE RECEIVED, EMB-Hailey, L.P., a California Limited Partnership, hereinafter referred to as "Grantor," does hereby convey, release, remise and forever quitclaim unto **NORTHRIDGE VI SUBDIVISION OWNERS' ASSOCIATION, INC.**, an Idaho non-profit corporation, whose address is c/o Dave Cropper, 400 North Main, Hailey, Idaho, 83333, all of its right, title and interest in and to the following described premises, to-wit:

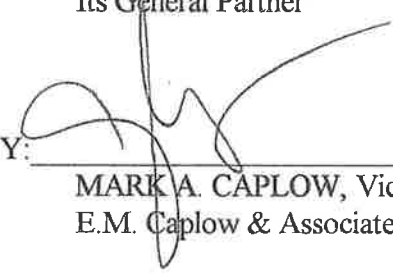
Lot 6 in Block 18 of **NORTHRIDGE VI SUBDIVISION**, Blaine County, Idaho, according to the official plat thereof, recorded in the records of Blaine County, Idaho.

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

DATED this 25 day of March, 2003.

EMB-Hailey, L.P.
a California Limited Partnership

BY: E.M. CAPLOW & ASSOCIATES,
INC., a California corporation
Its General Partner

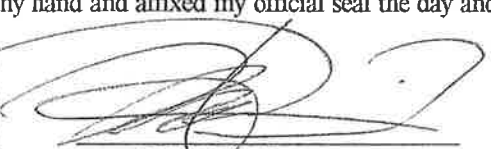
BY: 
MARK A. CAPLOW, Vice President
E.M. Caplow & Associates, Inc.

STATE OF CALIFORNIA)
)ss.
County of Los Angeles)

On this 25 day of March, 2003, before me, a Notary Public, in and for said County and State, personally appeared Mark A. Caplow, known or identified to me to be the Vice President of E.M. Caplow & Associates, Inc., General Partner of EMB-Hailey, L.P., the California limited partnership that executed the foregoing instrument, and acknowledged to me that such limited partnership 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.




NOTARY PUBLIC
Residing at Los Angeles
My commission expires 04-29-2005
Commission # 1303050

lrlw\realst\qcd EMB Hailey VI

6397

4

4

4

Northridge Sub VI
Lot 6, Blk 18

6398





Northridge Sub VI
Lot 6, Blk 18

To: Jean Robertson
From: Larry Schwartz
Subj: Northridge Sub VI Homeowners Association Water Rights
Date: 6/24/06

Dear Jean:

Thank you for all of your help so far. I have enclosed the application and all needed paper work. If I left anything out or made a mistake please call me at home 788-1986 or cell 720-0183 and I will send you whatever is needed. My fax # is the same as my home # 788-1986.

Thanks again.



Larry Schwartz
President of Northridge Sub VI HOA

P.S. Please note that the address on the Quit Claim deed is an old address. The new address for our HOA is P.O. Box 2192 Hailey, ID 83333

RECEIVED
JUN 27 2006
DEPT. OF WATER RESOURCES
SOUTHERN REGION

Telephone

#208

764 2715



Attached affidavits
regarding water usage
on #37-21785 - This is
per our conversation
November 14, 2006. All
signatures are neighbors
who have witnessed the
eviction - all are full time
residents, some are life time
(born-raised & work in Camas County)
Residents -
Thank you, Bonnie E Fox
~~#208 309 76~~ P.O. Box 352
Fairfax, Id 83327

SCANNED

NOV 28 2006

A F F I D A V I T

RECEIVED
NOV 24 2006
DEPARTMENT OF
WATER RESOURCES

17 NOVEMBER 2006

TO: IDWR - DONALD V. SHAFF MPA
STEVE CLELLAND
Matt Anders

SUBJECT: WATER RIGHTS CLAIM # 37-21785

I THE UNDERSIGNED HAVE WITNESSED THE PERIODIC
IRRIGATION FROM SOLDIER CREEK TO THE PROPERTY
LOCATED IN THE MOUNTAIN VIEW SUBDIVISION -LOT #7 -
APPROX. 10 AC. THIS IRRIGATION OCCURRED DURING
THE YEARS COVERING 1989 to 2004.

SIGNED:



DATE:

11 - 22 - 06

SCANNED
NOV 28 2006

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RECEIVED

NOV 24 2006

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SIGNED:

Randy I. Schwalb

DATE:

11-22-06

SCANNED

NOV 28 2006

A F F I D A V I T

COPIE

NOV 24 2006

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WATER RESOURCES

17 NOVEMBER 2006

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THE YEARS COVERING 1989 to 2004.

SIGNED:

Kathleen D Taylor

DATE:

11/21/06

SCANNED

NOV 28 2006

A F F I D A V I T

RECEIVED

NOV 24 2006

DEPARTMENT OF
WATER RESOURCES

17 NOVEMBER 2006

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SIGNED: Butch Taylor

DATE: 11/21/06

SCANNED

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NOV 24 2006
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WATER RESOURCES

17 NOVEMBER 2006

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STEVE CLELLAND
Matt Anders

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THE YEARS COVERING 1989 to 2004.

SIGNED: Fred Zaroff

DATE: 11-21-06

SCANNED
NOV 28 2006

A F F I D A V I T

NOV 24 2006
DEPARTMENT OF
WATER RESOURCES

17 NOVEMBER 2006

TO: IDWR - DONALD V. SHAFF MPA
STEVE CLELLAND
Matt Anders

SUBJECT: WATER RIGHTS CLAIM # 37-21785

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THE YEARS COVERING 1989 to 2004.

SIGNED: Floyd Clelland

DATE: 11-21-06

SCANNED
NOV 28 2006

A F F I D A V I T

NOV 24 2006
DEPARTMENT OF
WATER RESOURCES

17 NOVEMBER 2006

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STEVE CLELLAND
Matt Anders

SUBJECT: WATER RIGHTS CLAIM # 37-21785

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APPROX. 10 AC. THIS IRRIGATION OCCURRED DURING
THE YEARS COVERING 1989 to 2004.

SIGNED: _____

Cathy Miller

DATE: _____

11-21-06

SCANNED
NOV 28 2006

A F F I D A V I T

NOV 24 2006

DEPARTMENT OF
WATER RESOURCES

17 NOVEMBER 2006

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STEVE CLELLAND
Matt Anders

SUBJECT: WATER RIGHTS CLAIM # 37-21785

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APPROX. 10 AC. THIS IRRIGATION OCCURRED DURING
THE YEARS COVERING 1989 to 2004.

SIGNED: Rebecca L Miller

DATE: 11-21-06

SCANNED
NOV 28 2006



Idaho Department of Water Resources

SRBA Recommendation:

37-21812

37-21814

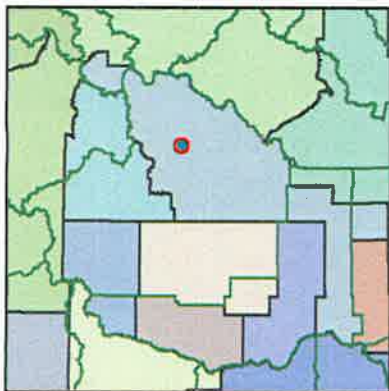
37-21816

37-21818

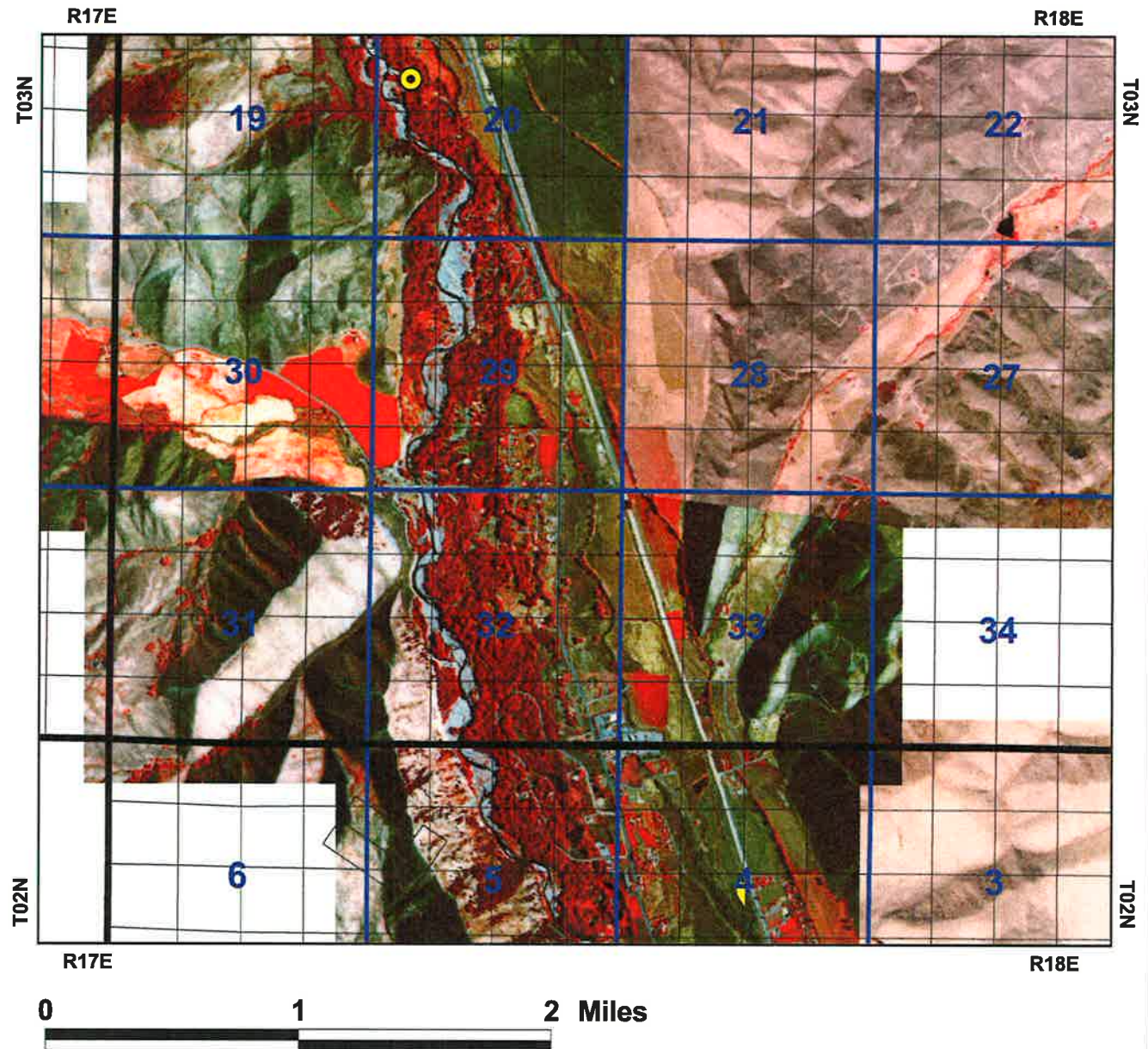
(Irrigation)

Legend

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



Blaine County
IDWR Basin 37



Prepared by E. Norques
On Tuesday, November 14, 2006
1987/88 Aerial Photography

11/11/2006

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

RIGHT NUMBER: 37-21814

NAME AND ADDRESS: NORTHRIDGE VI SUBDIVISION OWNERS ASSN INC
PO BOX 2192
HAILEY ID 83333

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 0.004 CFS

PRIORITY DATE: 09/18/1885

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 10/31

0.004 CFS

PLACE OF USE:

IRRIGATION in BLAINE County

T02N R18E S04 NESW 0.50

0.5 ACRES TOTAL

Right Nos. 37-21812, 37-21814, 37-21816 and 37-21818 are limited to the
irrigation of a combined total of .5 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

This right is a split from former right 37-298D.

This right is a split from former right 37-21785 .