

12/11/2006

NOTICE OF ERROR
REPLY

RECEIVED

JAN 04 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: 01/05/2007

Water right number: 37-21917

TRACY DUNLAP
PO BOX 644
BELLEVUE ID 83313
Telephone Number: (208)788-4931

STEVE GOWER
PO BOX 644
BELLEVUE ID 83313
Telephone Number: (208)788-4931

RECEIVED
JAN 09 2007
DEPT. OF WATER RESOURCES
SOUTHERN REGION

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: 12/29/06 SIGNATURE: Tracy Dunlap
Please print your name: Tracy Dunlap

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

SCANNED

JAN 04 2007

11/30/2006

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

RIGHT NUMBER: 37-21917
NAME AND ADDRESS: TRACY DUNLAP
PO BOX 644
BELLEVUE ID 83313

STEVE GOWER
PO BOX 644
BELLEVUE ID 83313

SOURCE: BIG WOOD RIVER TRIBUTARY: MALAD RIVER
QUANTITY: 0.130 CFS
PRIORITY DATE: 06/15/1891
POINT OF DIVERSION:

T02N R18E S36 NESWNW Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	0.130 CFS

PLACE OF USE: IRRIGATION in BLAINE County
T01N R19E S07 Lot 4 SWSW 5.00

5 ACRES TOTAL

Right Nos. 37-21842, 37-21849, 37-21866, 37-21883, 37-21900 and 37-21917 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

Property is also known as Lot 3, Blk 1, Bellevue Farms Subdivision.

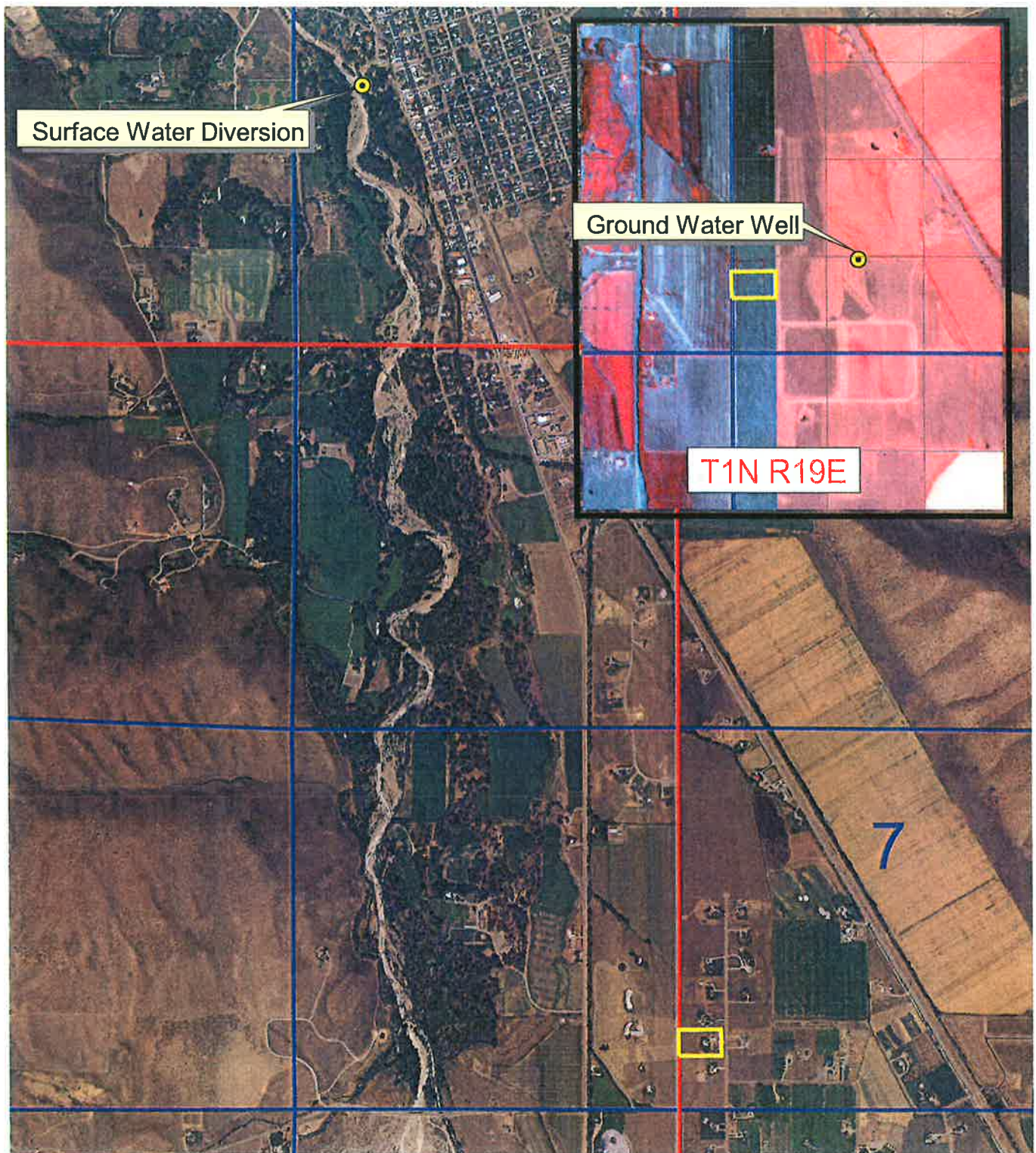
Point of diversion described above is the headgate for District 45 canal.

This right is a split from former right 37-480 and 37-667.

IDAHO DEPARTMENT OF WATER RESOURCES

Surface Water Rights: 37-21849, 37-21866, 37-21883,
37-21900, 37-21917

Ground Water Right: 37-21842



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

1320 0 1320 Feet



GIS PLACE OF USE PRESENTATION
PHOTOGRAPHY: 1987 NAPP
DATA ENTRY: 11/28/2006
TARA D BAKER

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

RECEIVED
 APR 20 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
	37-21669			37-21714	
	37-21678				
	37-21681				
	37-21691				
	37-21705				

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)

FORMER OWNER = BELLEVUE FARMS, INC
 of lot 3
 New Owner/Claimant(s)

BELLEVUE FARMS LANDWORKS
 Assoc, Inc

Tracy Dunlap & Steven H. Gower

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

New Mailing Address

P.O. BOX 644

City, State and ZIP Code

Bellevue, ID 83313

New Telephone Number

(208) 788-4931 HM 208/788-3567 WK

5. Date you acquired the property

3/5/90

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 _____		
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 _____		
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) ☒ [Signature]
(include title if applicable) ☒ [Signature]

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 _____

CORPORATION WARRANTY DEED

FOR VALUE RECEIVED,

Bellevue Farms, Inc., an Idaho corporation

a corporation duly organized and existing under the laws of the State of Idaho, grantor, does hereby
Grant, Bargain, Sell and Convey unto

Tracy Dunlap, a single person

whose address is: P. O. Box 644, Bellevue, ID 83313

grantee, the following described real estate, situated in Blaine County, Idaho, to-wit:

Lot 3 in Block 1 of BELLEVUE FARMS SUBDIVISION, according to the official plat
thereof, recorded as Instrument No. 206106, records of Blaine County, Idaho.

317280

BLAINE CO. REQUEST
OF FIRST AMERICAN TITLE CO.

90 MAR 9 PM 4 12

MARY GREEN, CLERK

FEES \$ 3.00

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 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 incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

IN WITNESS WHEREOF, The Grantor, pursuant to a resolution of its Board of Directors has caused its corporate name to be hereunto subscribed by its President and its Secretary.

Dated: February 28, 1990

Bellevue Farms, Inc.

By

PRESIDENT.

ATTEST:

SECRETARY.

STATE OF IDAHO
County of Blaine

On this 5th day of March, 1990,
before me, a Notary public in and for said State, personally appeared George H. Brown, Jr. and

known to me to be the President and Secretary of the corporation that executed this instrument or the persons 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.

Notary Public for the State of Idaho,
Residing at _____ Idaho

STATE OF IDAHO, } ss.
County of _____

I hereby certify that this instrument was filed for record at the request of

at _____ minutes past _____ o'clock m.,
this _____ day of _____,
19____, in my office, and duly recorded in Book _____
of Deeds at Page _____

Ex-Officio Recorder.

By _____

Deputy.

Fees \$ _____

Mail to: _____

INSTRUMENT NO.

**RECORDING REQUESTED BY AND
WHEN RECORDED MAIL TO:
Fritz X. Haemmerle
HAEMMERLE & HAEMMERLE, P.L.L.C.
P.O. Box 1800
Hailey, ID 83333**

Instrument # 514544

HAILEY, BLAINE, IDAHO
2004-12-28 01:19:00 No. of Pages: 1
Recorded for : HAEMMERLE & HAEMMERLE
MARSHA RIEMANN Fee: 3.00
Ex-Officio Recorder Deputy
Index to: WTY/QC/CORP DEED

(space above line for Recorder's use)

QUITCLAIM DEED

INSTRUMENT No. _____

FOR VALUE RECEIVED, Bellevue Farms Landowners Association, Inc. (Grantor), does hereby convey, release, remise and forever quit claim unto Steven H. Gower and Tracy Dunlap, husband and wife (Grantee), all right, title and interest in and to any water rights appurtenant to the following real property:

Lot 3, Block 1, Bellevue Farms Subdivision, according to the official plat of record of Blaine County, State of Idaho.

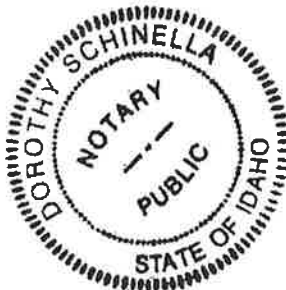
DATED this 16 day of November, 2004.

BELLEVUE FARMS LANDOWNERS ASSOICATION, INC.

By: Matthew Henning, President

STATE OF IDAHO,)
) ss.
County of Blaine.)

On this 16th day of November, 2004, before me, a Notary Public in and for said State, personally appeared Matthew Henning, President, Bellevue Farms Landowners Association, Inc., Grantor, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.



Archimella
NOTARY PUBLIC for Idaho
Residing at Blaine Co
Commission expires 3/26/04

ORIGINAL IN RED

RECORDING REQUESTED BY AND
WHEN RECORDED MAIL TO:

✓ Tracy Dunlap, Esq.
Hogue & Dunlap, L.L.P.
Post Office Box 460
Hailey, Idaho 83333

Instrument # 455467

HAILEY, BLAINE, IDAHO

2001-09-14 04:16:00 No. of Pages: 2

Recorded for : HOGUE & DUNLAP

MARSHA RIEMANN Fee: 6.00

Ex-Officio Recorder Deputy

Index to: WTY/QC/CORP DEED

(space above line for Recorder's use)

QUITCLAIM DEED

FOR VALUE RECEIVED, I, TRACY DUNLAP, a married woman, of Post Office Box 644, Bellevue, Idaho, (83313), hereinafter referred to as "Grantor," do hereby convey, release, remise, and forever quitclaim to STEVEN H. GOWER and TRACY DUNLAP, husband and wife, of Post Office Box 644, Bellevue, Idaho, (83313), hereinafter referred to as "Grantee," any and all interest I may have in the following described premises, situated in Blaine County, Idaho, to wit:

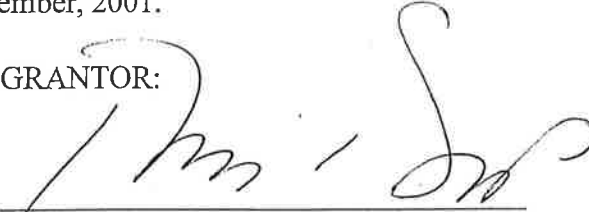
Lot 3, Block 1 Bellevue Farms Subdivision according to the official plat thereof, on file in the office of the Blaine County Recorder, Blaine County, Idaho.

TOGETHER WITH all and singular 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 Grantee, and to Grantee's heirs and assigns forever.

DATED this 14th day of September, 2001.

GRANTOR:



TRACY DUNLAP

STATE OF IDAHO)
)
County of Blaine)

On this 14th day of September, 2001, before me, the undersigned, a notary public in and for said State, personally appeared TRACY DUNLAP, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal the day and year first above written.



Kristen Olenick
Notary Public for Idaho
Residing at: Blaine Co.
My Commission Expires: 5/06