

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 37-21563
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)

MARK FULLMER Phone: (208)788-3476
PO BOX 1822
HAILEY ID 83333

SHERYL FULLMER Phone: (208)788-3476
PO BOX 1822
HAILEY ID 83333

2. Date of Priority: 06/15/1891

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	0.13	

7. Total Quantity Appropriated is:
0.13 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	SE	SW	IRRIGATION	5
Section Acres						5
Total Acres						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 37-20787.

This right is a split from former right 37-20878.

This right is a split from former right 37-11928A.

Property is also known as Lot 8, Blk 4, Bellevue Farms Subdivision.

15. Basis of Claim: Decreed

RECEIVED

AUG 23 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~~	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)

Belleuve Farms Landowners Assn.
PO Box 774, Bellevue, ID 83313

4. New Owner/Claimant(s)

Mark & Sherry/ Fullmer

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

New Mailing Address

PO Box 1822

City, State and ZIP Code

Hailey, ID 83333

New Telephone Number

(208) 788-3476

5. Date you acquired the property

2-20-2001

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	<u>0.10 cfs</u>	<u>5 ac in Lot 8 Block 4 of</u>
Stock		<u>BelleVue Farms Sub</u>
Domestic		<u>SW/SE Sec. 7</u>
Other		
Total	<u>0.10 cfs *</u>	<u>*3.9 % of claim</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>37-20870</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	<u>0.08 cfs</u>	<u>same as above</u>
Stock		
Domestic		
Other		
Total	<u>0.08 cfs *</u>	<u>*2.2 % of claim</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>0.005 cfs</u>	<u>Same as above</u>
Stock		
Domestic		
Other		
Total	<u>0.005 *</u>	<u>*2.2% of claim</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>0.047 cfs</u>	<u>Same as above</u>
Stock		
Domestic		
Other		
Total	<u>0.047 cfs *</u>	<u>*2.2% of claim</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 _____

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>0.047 cfs</u>	<u>Same as above</u>
Stock		
Domestic		
Other		
Total	<u>0.047 cfs *</u>	<u>* 2.2% of claim</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>0.12 cfs</u>	<u>Same as above</u>
Stock		
Domestic		
Other		
Total	<u>0.12 cfs *</u>	<u>* 2.2% of claim</u>

7. Signature of New Owner(s) or Claimant(s) Sheryl Fullmer
(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 JS Date 8-23-04 Fee -
 Received by - Date - Receipt No. -
 Processed by - AJ Date - WR - Date -

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 # 508008

HAILEY, BLAINE, IDAHO
2004-08-06 04:23:00 No. of Pages: 1
Recorded for : HAEMMERLE & HAEMMERLE
MARSHA RIEMANN Fee: 3.00
Ex-Officio Recorder Deputy *mp*
Index to: WTY/QC/CORP DEED

(space above line for Recorder's use)

QUITCLAIM DEED

INSTRUMENT No. 508008

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

Lot 8, Block 4, Bellevue Farms Subdivision, according to the official plat of record of Blaine County, State of Idaho.

DATED this 30 day of June, 2004.

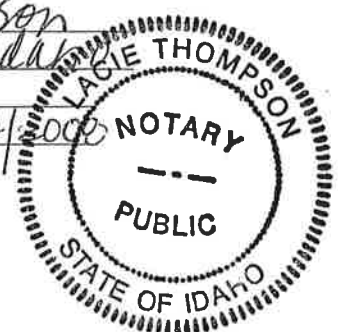
BELLEVUE FARMS LANDOWNERS ASSOICATION, INC.

Matthew Henning
By: Matthew Henning, President

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

On this 30 day of June, 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.

Lacie Thompson
NOTARY PUBLIC for *Idaho*
Residing at *Bellevue*
Commission expires *1/14/2008*



Instrument # 448226

HAILEY, BLAINE, IDAHO

2001-02-21

03:40:00

No. of Pages: 1

Recorded for : SAWTOOTH TITLE

MARSHA RIEMANN

Fee: 3.00

Ex-Officio Recorder Deputy

Index to: WTY/QC/CORP DEED

WARRANTY DEED

FOR VALUE RECEIVED

RICHARD C. TAYLOR, JR., a married man, as his sole and separate property, who acquire title as **RICHARD C. TAYLOR, JR.,** an unmarried man

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

MARK FULLMER and SHERYL FULLMER, husband and wife

GRANTEE(s) whose address is: **P.O. Box 1822, Hailey, ID 83333**

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

Lot 8 in Block 4 of BELLEVUE FARMS SUBDIVISION, according to the official plat thereof, recorded as Instrument No. 206106, 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: February 20, 2001

Richard C. Taylor Jr.
RICHARD C. TAYLOR, JR.

State of Idaho

}
}ss.
}

County of Blaine

On this 20th day of February, in the year 2001, before me, the undersigned, personally appeared **RICHARD C. TAYLOR, JR.,** 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 he/she/they executed the same.

WITNESS my hand and official seal.

Kristen Kludt
Notary Public

Commission Expires: 2005-02-21

J:\escrow\forms\lwd





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

MARK FULLMER
SHERYL FULLMER
PO BOX 1822
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,

A handwritten signature in dark ink, appearing to read 'Trish Fawcett', is written over a light-colored background.

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: 37-21563
NAME AND ADDRESS: MARK FULLMER
PO BOX 1822
HAILEY ID 83333

SHERYL FULLMER
PO BOX 1822
HAILEY ID 83333

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 SESW 5.00

5 ACRES TOTAL

Right Nos. 37-21507, 37-21519, 37-21530, 37-21541, 37-21552 and
37-21563 are limited to the irrigation of a combined total of 5.0 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 8, Blk 4, Bellevue Farms Subdivision.

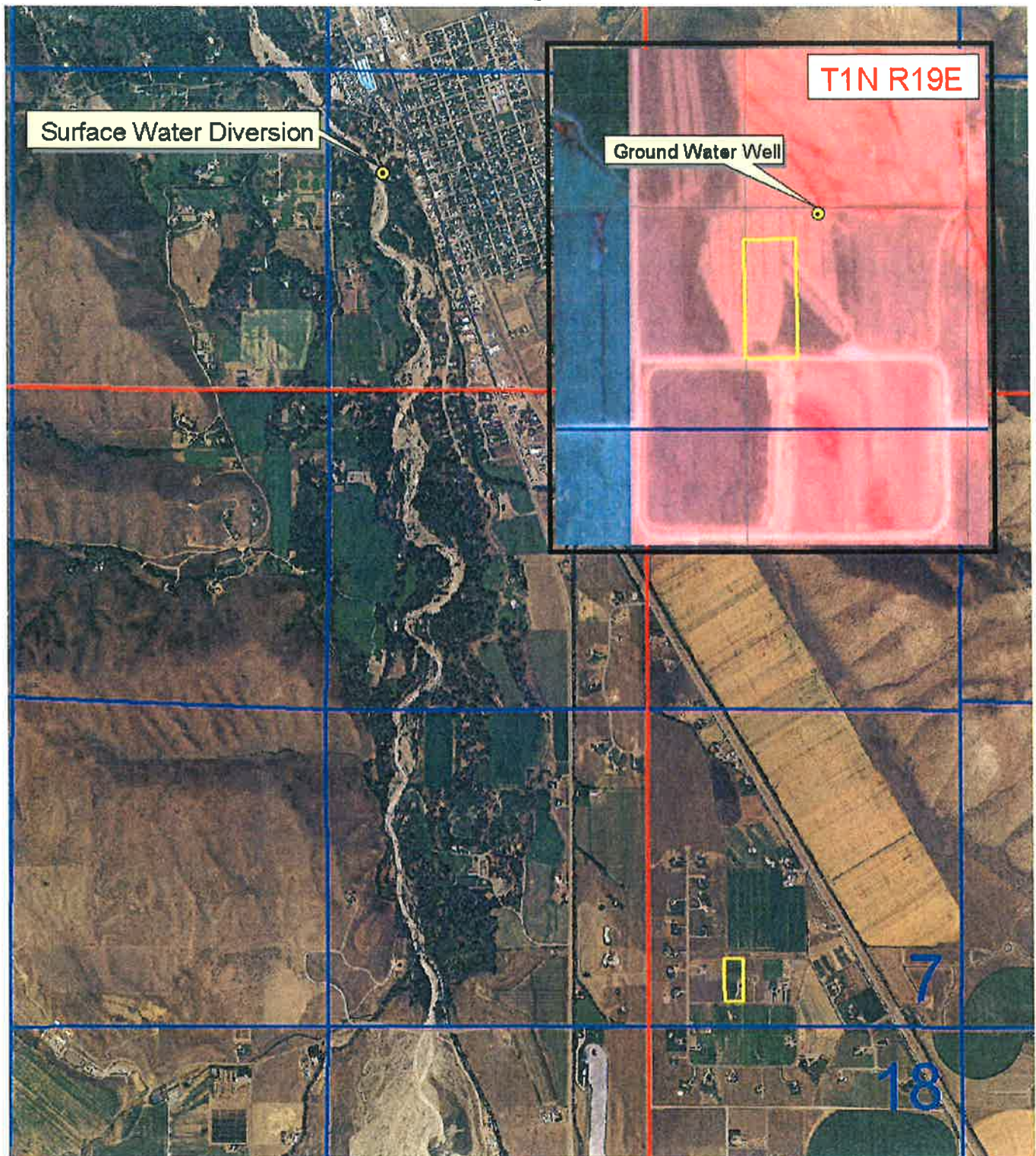
Point of diversion described above is the headgate for District 45 canal.

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

IDAHO DEPARTMENT OF WATER RESOURCES

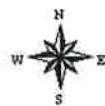
Surface Water Rights: 37-21519, 37-21530, 37-21541,
37-21552, 37-21563

Ground Water Right: 37-21507



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

1320 0 1320 Feet



GIS PLACE OF USE PRESENTATION
PHOTOGRAPHY: 1997 NAPP
DATA ENTRY: 11/28/2006
TARA D BAKER