

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

RECEIVED
MAY 15 2006
DEPT. OF WATER RESOURCES
SOUTHERN REGION

ORIGINAL IN RED

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 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	X		37-21714	X
	37-21678	X			
	37-21687	X			
	37-21696	X			
	37-21705	X			

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 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) Bellevue Farms Landowners Association, Inc.
P. O. Box 774, Bellevue, Idaho 83313
4. New Owner/Claimant(s) David Soares and Felicia Soares; and Fred Soares and Martha Soares
Name Connector (Check one): [x] and, [x] or [] and/or
- New Mailing Address Post Office Box 5092
- City, State and Zip Code Ketchum, Idaho 83340
- New Telephone Number (208) 578-7733
5. Date you acquired the property November 16, 2004

6. **IF THE CHANGE IN OWNERSHIP AFFECTS THE ENTIRE WATER RIGHTS FOR EACH WATER RIGHT OR ADJUDICATION CLAIM NUMBER LISTED IN ITEM 1, THEN SKIP THIS ITEM AND GO TO ITEM 7.**

If the change of 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 37-21669

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	0.07 cfs	3.2 acres
Stock		
Domestic		
Other		
Total	0.07 cfs	

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 37-21678

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	0.08 cfs	5 acres
Stock		
Domestic		
Other		
Total	0.08 cfs	

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 37-21687

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>5 acres</u>
Stock	<u></u>	<u></u>
Domestic	<u></u>	<u></u>
Other	<u></u>	<u></u>
Total	<u>0.005 cfs</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 37-21696

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>0.05 cfs</u>	<u>5 acres</u>
Stock	<u></u>	<u></u>
Domestic	<u></u>	<u></u>
Other	<u></u>	<u></u>
Total	<u>0.05 cfs</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 37-21705

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>5 acres</u>
Stock	<u></u>	<u></u>
Domestic	<u></u>	<u></u>
Other	<u></u>	<u></u>
Total	<u>0.005 cfs</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>37-21714</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>0.13 cfs</u>	<u>5 acres</u>
Stock	<u> </u>	<u> </u>
Domestic	<u> </u>	<u> </u>
Other _____	<u> </u>	<u> </u>
Total	<u>0.13 cfs</u>	

Martha Soares

For Office Use only

Received by _____ Date _____ Fee _____
 Receipted 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 # 514547

HAILEY, BLAINE, IDAHO
2004-12-28 01:22:00 No. of Pages: 1
Recorded for: HAEMMERLE & HAEMMERLE
MARSHA RIEMANN Fee: 3.00
Ex-Officio Recorder Deputy
Index to: WTYQ/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 David and Felicia Soares and Fred and Martha Soares (Grantees), all right, title and interest in and to any water rights appurtenant to the following real property:

Lot 14 Block 4, Bellevue Farms Subdivision, according to the official plat of record of Blaine County, State of Idaho.

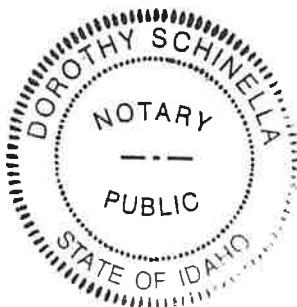
DATED this 16 day of November, 2004.

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.



Aschmella
NOTARY PUBLIC for Idaho
Residing at Blairstown County
Commission expires 3/26/04

SPECK & AANESTAD

A PROFESSIONAL CORPORATION

ATTORNEYS

120 EAST AVENUE
POST OFFICE BOX 987
KETCHUM, IDAHO 83340

JAMES P. SPECK
jimspeck@cox-internet.com
DOUGLAS J. AANESTAD
aanestad@cox-internet.com

TELEPHONE
(208) 726-4421
FACSIMILE
(208) 726-0752

May 12, 2006

RECEIVED
MAY 15 2006
DEPT. OF WATER RESOURCES
SOUTHERN REGION

Ms. Trish Fawcett
Idaho Department of Water Resources
1341 Fillmore, Suite 200
Twin Falls, Idaho 83301

Re: *David and Felicia Soares and Fred and Martha Soares*
Notice of Change in Water Right Ownership

Dear Trish:

Enclosed you will find the original and one copy of the above-referenced Notice of Change in Water Right Ownership for those water rights appurtenant to their Lot 14, Block 4 of Bellevue Farms Subdivision. Please receipt date-stamp the copy and return it to me in the postage prepaid, self-addressed envelope enclosed for that purpose. Kindly call me right away if you have any questions about this Notice.

Thank you.

Sincerely yours,

SPECK & AANESTAD
A Professional Corporation

By: 
James P. Speck

JPS/jef
Enclosures
cc: Clients w/encl.

12/02/2006

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

RIGHT NUMBER: 37-21930
NAME AND ADDRESS: DAVID SOARES
PO BOX 5092
KETCHUM ID 83340

FELICIA SOARES
PO BOX 5092
KETCHUM ID 83340

FRED SOARES
PO BOX 5092
KETCHUM ID 83340

MARTHA SOARES
PO BOX 5092
KETCHUM ID 83340

SOURCE: BIG WOOD RIVER TRIBUTARY: MALAD RIVER
QUANTITY: 0.200 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	0.200 CFS

PLACE OF USE: IRRIGATION in BLAINE County

T01N R19E S07 NWSE 8.20

8.2 ACRES TOTAL

Right Nos. 37-21845, 37-21862, 37-21879, 37-21896, 37-21913 and 37-21930 are limited to the irrigation of a combined total of 8.2 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 37-480 and 37-667.

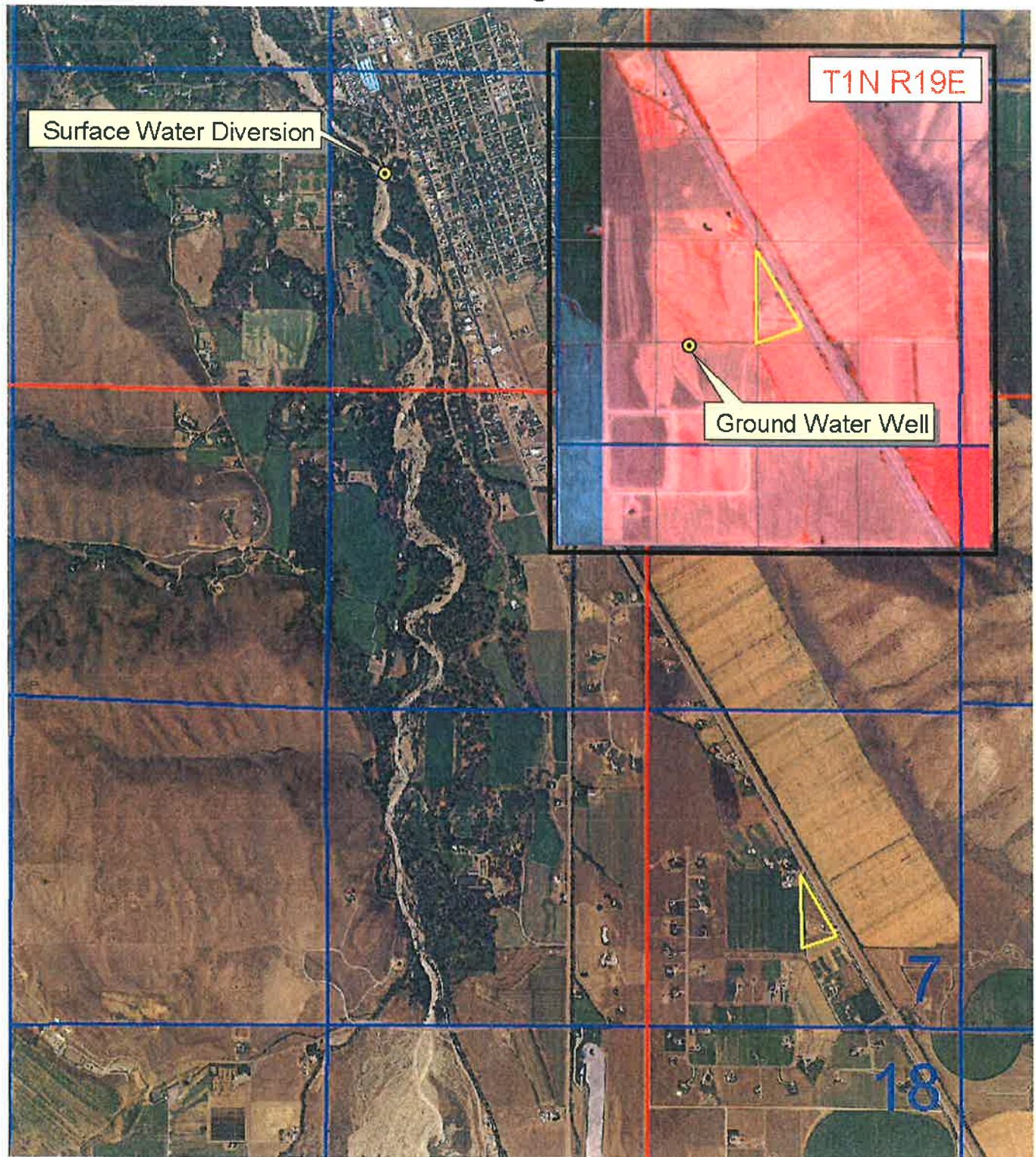
Property is also known as Lot 14, Blk 4, Bellevue Farms Subdivision.

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

IDAHO DEPARTMENT OF WATER RESOURCES

Surface Water Rights: 37-21862, 37-21879, 37-21896,
37-21913, 37-21930

Ground Water Right: 37-21845



-  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