

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 37-21702  
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)

ANNETTE WEBER Phone:  
PO BOX 924  
HAILEY ID 83333

ANNETTE WEBER Phone: (608)758-3530  
4329 N FOREST HILLS BLVD  
JANESVILLE WI 53545

2. Date of Priority: 06/12/1886

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 | 0.005  |            |

7. Total Quantity Appropriated is:  
0.005 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   | 18      | NW         | NW  | 1             | IRRIGATION | 1 |
|          |       |         | NE         | NW  |               | IRRIGATION | 4 |
|          |       |         |            |     | 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 37-20780.

This right is a split from former right 37-20876.

This right is a split from former right 37-21556.

Property is also known as Lot 5, Blk 2, Bellevue Farms Subdivision.

15. Basis of Claim: Decreed

RECEIVED

SEP 23 2005

**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, 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<br>Right No(s) | Adjudication<br>Claim No(s) | Split | Water<br>Right No(s) | Adjudication<br>Claim No(s) | Split |
|----------------------|-----------------------------|-------|----------------------|-----------------------------|-------|
|                      | 37-21512                    | ✓     |                      | 37-21567                    | ✓     |
|                      | 37-21523                    | ✓     |                      |                             |       |
|                      | 37-21534                    | ✓     |                      |                             |       |
|                      | 37-21545                    | ✓     |                      |                             |       |
|                      | 37-21556                    | ✓     |                      |                             |       |

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 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) BELLEVUE FARMS LANDOWNER ASSOC.
4. New Owner/Claimant(s) ANNETTE WEBER  
 Name Connector (Check one): [ ] and, [ ] or, [ ] and/or
- New Mailing Address \* 4329 N. FOREST HILLS BLVD
- City, State and ZIP Code JANESVILLE, WI 53545
- New Telephone Number (608) 758 3530
5. Date you acquired the property Nov. 1991

\* LOCAL ADDRESS

P.O. Box 924  
 HAILEY, ID 83333

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<br>(cubic feet per second or acre-feet per annum) | Description<br>(acres, number and type of stock, homes, etc) |
| Irrigation                                                                | _____                                                                      | _____                                                        |
| Stock                                                                     | _____                                                                      | _____                                                        |
| Domestic                                                                  | _____                                                                      | _____                                                        |
| Other _____                                                               | _____                                                                      | _____                                                        |
| <b>Total</b>                                                              | _____                                                                      | _____                                                        |

| 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<br>(cubic feet per second or acre-feet per annum) | Description<br>(acres, number and type of stock, homes, etc) |
| Irrigation                                                                | _____                                                                      | _____                                                        |
| Stock                                                                     | _____                                                                      | _____                                                        |
| Domestic                                                                  | _____                                                                      | _____                                                        |
| Other _____                                                               | _____                                                                      | _____                                                        |
| <b>Total</b>                                                              | _____                                                                      | _____                                                        |

7. Signature of New Owner(s) or Claimant(s) (include title if applicable) *Donna Weber*

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 _____ |

**Hailey, ID 83333**

INSTRUMENT No. \_\_\_\_\_

2005

LASIE THOMPSON  
NOTARY  
— — —  
PUBLIC  
STATE OF IDAHO



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

March 31, 2006

ANNETTE WEBER  
4329 N FOREST HILLS BLVD  
JANESVILLE WI 53545

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 horizontal line.

Trish Fawcett  
Technical Records Specialist

enc.

cc: Annette Weber  
PO Box 924  
Hailey ID 83333

12/11/2006

NOTICE OF ERROR  
REPLY

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: 37-21702

STEVEN #

ANNETTE WEBER  
PO BOX 924  
HAILEY ID 83333

STEVEN #

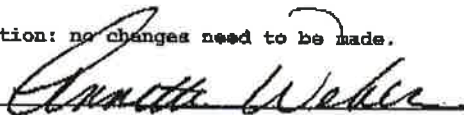
ANNETTE WEBER  
~~4909 N FOREST HILLS BLVD~~ 350 S. HAMILTON #802  
~~JANESVILLE WI 53545~~ MADISON, WI 53703  
Telephone Number: ~~(608) 788-3930~~ 608 251 6250

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: 1.1.07

SIGNATURE:



Please print your name:

ANNETTE WEBER

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

11/29/2006

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

RIGHT NUMBER: 37-21702

NAME AND ADDRESS: ANNETTE WEBER  
PO BOX 924  
HAILEY ID 83333

ANNETTE WEBER  
4329 N FOREST HILLS BLVD  
JANESVILLE WI 53545

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 0.005 CFS

PRIORITY DATE: 06/12/1886

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          | 0.005 CFS       |

PLACE OF USE: IRRIGATION in BLAINE County

|               |      |      |                          |      |
|---------------|------|------|--------------------------|------|
| T01N R19E S18 | NENW | 4.00 | T01N R19E S18 Lot 1 NWNW | 1.00 |
|---------------|------|------|--------------------------|------|

5 ACRES TOTAL

Right Nos. 37-21667, 37-21675, 37-21684, 37-21693, 37-21702 and 37-21711 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

This right is a split from former right 37-666.

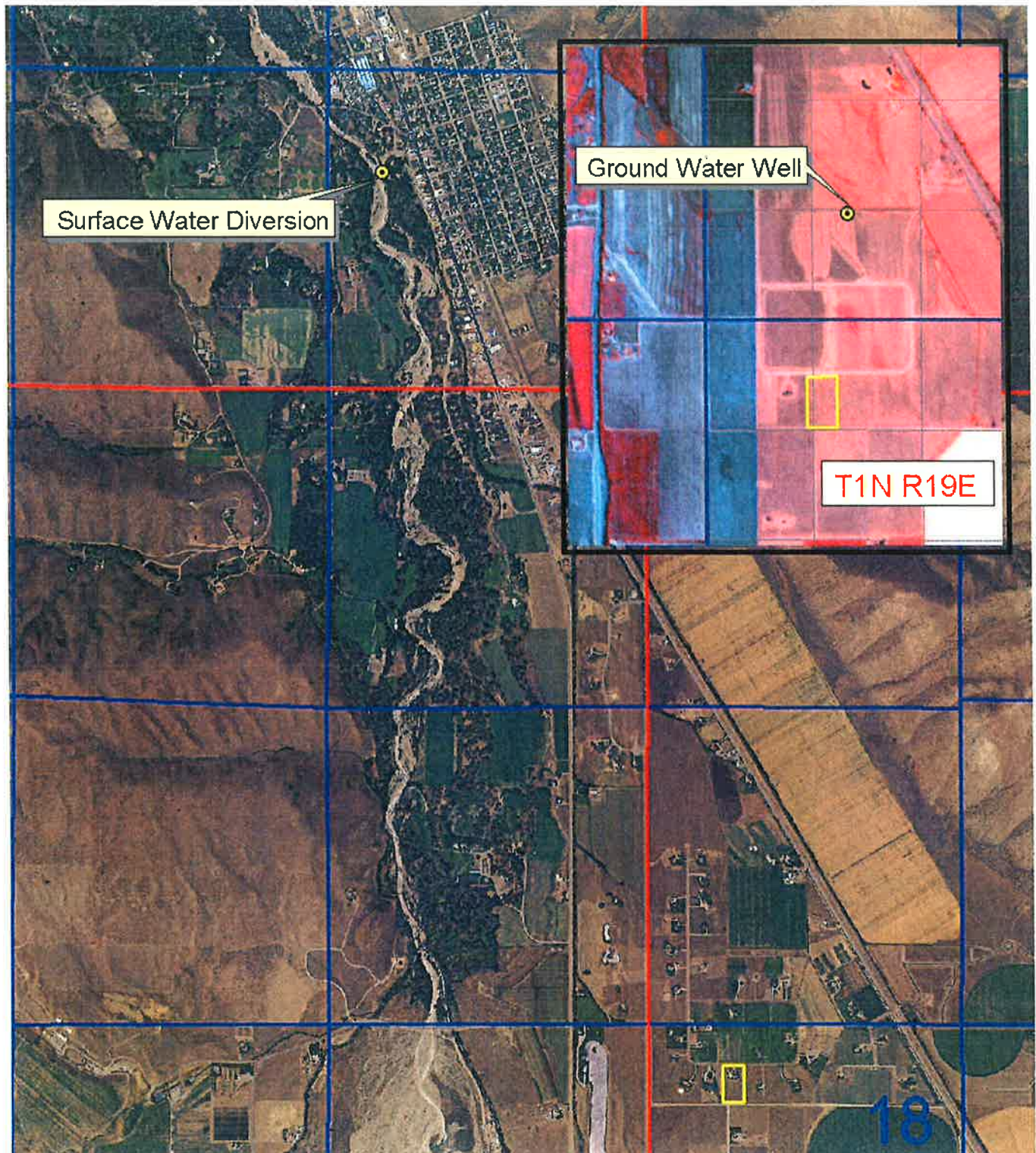
Point of diversion described above is the headgate for District 45 canal.

Property is also known as Lot 5, Blk 2, Bellevue Farms Subdivision.

# IDAHO DEPARTMENT OF WATER RESOURCES

Surface Water Rights: 37-21675, 37-21684, 37-21693,  
37-21702, 37-21711

Ground Water Rights: 37-21667



- 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: 11/29/2008  
TARA D BAKER