

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 37-11445
Date Received: 9/29/1988
Receipt No: C002742
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

SUN VALLEY LONG TERM HOLDING LLC Phone: (208)578-3636
PO BOX 4944
KETCHUM ID USA 83340

Amended

2. Date of Priority: 04/01/1930

3. Source: WARM SPRINGS CREEK Trib. to: BIG WOOD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
04N	17E	31	NE NW NE	BLAINE	

5. Description of diverting works:

CEMENT & LUMBER HEADGATE AT P/D FEEDS INTO DITCH TO P/U.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	05/01	10/31	0.05	

7. Total Quantity Appropriated is:
0.05 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
04N	17E	29	NE NW	IRRIGATION	0.9
			NW NW	IRRIGATION	0.6
			SW NW	IRRIGATION	25

			SE	NW	IRRIGATION	8.5
			NW	SW	IRRIGATION	7.6
			SW	SW	IRRIGATION	5
					Section Acres	47.6
04N	17E	30	SE	NE	IRRIGATION	4
			NE	SE	IRRIGATION	11
			SW	SE	IRRIGATION	0.1
			SE	SE	IRRIGATION	18
					Section Acres	33.1
04N	17E	31	NE	NE	IRRIGATION	1.5
					Section Acres	1.5
					Total Acres	82.2

11. Place of use in counties: BLAINE

12. Do you own the property listed above as place of use? No

13. Other Water Rights Used:

14. Remarks:

THIS BENEFICIAL USE CLAIM IS FOR ADDITIONAL ACREAGE DEVELOPED WITH CLEARING LAND ASSOCIATED WITH DITCH FOR LICENSED RIGHT 37-2055 AT A LATER DATE. AT THIS TIME IT IS IMPOSSIBLE TO SEPARATE COMPLETELY WHICH ACREAGE WAS INCLUDED IN THE INITIALLY LICENSED 80 ACRES AND THOSE DEVELOPED LATER.

Amended claim received by e-mail 2-1-2010. changes season of use and POU.

Limited to 2.2 acres within the POU

15. Basis of Claim: Beneficial Use

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

CIVIL CASE NUMBER: 39356

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

Ident Number 37-11445

Date Received _____

Receipt Number _____

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

Received by
e-mail
2-1-2010

1. Name of Claimant(s): Sun Valley Long Term Holding LLC
Phone: 1-208-
Mailing Address: P. O. Box 4944
Ketchum, ID 83340

2. Date of Priority: April 1, 1930

3. Source of water supply (a) Warm Springs Creek
which is tributary to (b) Big Wood River

4. a. Location of point of diversion is:

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>¼</u>	<u>¼</u>	<u>¼</u>	<u>Lot</u>	<u>County</u>
4N	17E	31	NE	NW	NE		Blaine

Additional points of diversion if any:

5. Description of existing diversion works:

6. Water is claimed for following purposes:

<u>Purpose</u>	<u>From</u>	<u>To</u>	<u>Amount</u>
Irrigation	May 1	October 31	0.05 cfs

7. Total Quantity Claimed: 0.05 cfs

8. Total consumptive use claimed is ___ acre feet per annum.

9. Non-irrigation uses:

10. Place of use:

<u>TWP</u>	<u>RGE</u>	<u>SEC</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>TOTALS</u>
04N	17E	29					0.9	0.6	25.0	8.5		7.6	5.0						47.6
04N	17E	30				4.0									11.0		0.1	18.0	33.1
04N	17E	31	1.5																1.5
TOTALS																			82.2

11. Place of use is located in Blaine County.

12. Do you own the property listed above as place of use? Yes.

13. Describe any other water rights used at the same place and for the same purposes as described above?
37-2055.

14. Remarks: Limited to the irrigation of 2.2 acres within the place of use.

Last Name: Sun Valley Long Term Holding LLC

37-11445 amended notice of publication.wpd

Ident No. 37-11445

1/28/10

15. Basis of Claim: Beneficial use

IDWR Water Right Number:

Court:

Case Number:

Decree Date:

Plaintiff v. Defendant:

16. Signature(s)

(a) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b) I/We do not wish to receive and pay a small annual fee for monthly copies of the docket sheet. Number of attachments -

[For organizations] I do solemnly swear or affirm under penalty of perjury that I am the manager of Sun Valley Long Term Holding LLC, that I have signed the foregoing document in the space below in such capacity on behalf of the limited liability company and that the statements contained in the foregoing document are true and correct.

SUN VALLEY LONG TERM HOLDING LLC

Signature of Claimant(s)

By:

John Campbell, Manager

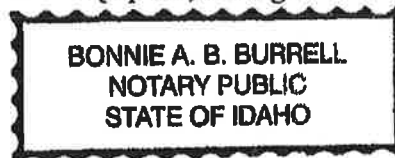
Date

1/28/10

State of Idaho)

) ss.

County of Blaine)



Subscribed and sworn before me this 28 day of January, 2010.

Notary Public for Idaho

Residing at Hailey, ID

Commission Expires 9/22/2014

Bonnie A. Burrell

Q

Last Name: Sun Valley Long Term Holding LLC

37-11445 amended notice of claim.wpd

Ident No. 37-11445

1/28/10

17. Notice of Appearance:

Notice is hereby given that I, James P. Speck, will be acting as attorney at law of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to the address listed below.

Signature: _____

James P. Speck
Speck & Aanestad
A Professional Corporation
P.O. Box 987
Ketchum, ID 83340

Date: _____, 2010.

C

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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:

Ident. Number

Date Received

Receipt Number

39576
A37-11445
9/29/88
COO 2742

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) BOARD'S MILL & SUNSET RANCHES, INC Phone 208) 726-4684
Mailing Address P.O. Box 4393, KETCHUM ID Zip 83340

2. Date of Priority (Only one (1) per claim) _____

3. Source of water supply (a) WARM SPRINGS CREEK
which is tributary to (b) BIG WOOD RIVER

4. a. Location of existing point of diversion is: Township 4N Range 17E Section 31,
NE 1/4 of NW 1/4 of NE 1/4, Govt. Lot, _____ B.M., County of BLAINE

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. CEMENT & LUMBER HEADGATE

AT POINT OF DIVERSION FEEDS INTO DITCH AND RATHER TO PLACE
OF USE.

MICROFILMED

FEB 25 1993

HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION

All documents filed in the Snake River Basin Adjudication other than notices of claims are filed with the court. Notices of claims to water rights filed in the Snake River Basin Adjudication are filed with the Idaho Department of Water Resources. Copies of all documents filed in the Snake River Basin Adjudication will not be mailed to all parties (claimants) in the adjudication.

By order of the court, any document filed with the court will be mailed only to those parties who may be directly affected by it. A monthly docket sheet will be prepared by the department which contains a summary of all documents filed with the court in the previous month and the dates and locations of hearings scheduled for the following three months. The docket sheet will be filed with the district court clerk in each county within the Snake River Basin in Idaho. Copies of the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying. If you wish to receive a copy of the docket sheet each month, you should mark the appropriate place on your notice of claim form. You will be charged a small annual subscription fee to cover the cost of copying and mailing. Copies of any document listed on the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying.

Copies of all notices of claims filed with the department will be available for inspection from all offices of the department. Copies of the notices of claims may be obtained in person or by mail, but you will be charged for the cost of copying and mailing. (A claimant will not be charged for a copy of his or her own notice of claim, and a person who acquires property with water rights for which a notice of claim was filed will not be charged for a copy of the notice of claim filed by the previous owner.)

After the notices of claims have been reviewed, the director will prepare and file a report with the court. Part 1 of the report will contain the director's recommendations as to each water right claimed under state law. Part 2 of the report will list each federal reserved water right claimed. A number of reports will be prepared, one or more for each sub-basin in the Snake River Basin. When the report for your sub-basin is filed with the court, you will be mailed a notice informing you that the report for your sub-basin has been filed. The notice will be sent to the most recent address shown by the department's files. Attached to the notice will be a copy of those portions of the report describing the water rights you have claimed. If you do not agree with the way your water right is described, you may file an objection to the report with the court. You can also file an objection if you disagree with the way other claimant's water rights are described, and the notice will tell you where a copy of the full report is available for inspection. The notice will tell you when and where to file your objection. The notice of filing for each sub-basin report will also be published state-wide in local newspapers.

6. Water is claimed for the following purposes:

(both dates are inclusive) (cfs) (acre feet)

For IRRIGATION purposes from 4-1 to 11-1 amount .54 Cfs or _____
For _____ purposes from _____ to _____ amount _____ or _____
For _____ purposes from _____ to _____ amount _____ or _____
For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .54 Cfs (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) ASSOCIATED STOCKWATER W/ IRRIGATION

10. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
4N	17E	29							35	20		15	10						80
		30				2									10			15	27

Total number of acres irrigated 107

11. In which county (ies) are lands listed above as place of use located? BLAINE

12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
37-2055 or None ()

14. Remarks: THIS BENEFICIAL USE CLAIM IS FOR ADDITIONAL ACREAGE DEVELOPED WITH CLEARING LAND ASSOCIATED WITH DITCH FOR LIC. RT 37-2055 AT A LATER DATE. AT THIS TIME IT IS IMPOSSIBLE TO SEPARATE COMPLETELY WHICH ACREAGE WAS INCLUDED IN THE INITIALLY LICENSED 80 ACRES & THOSE DEVELOPED LATER.

MICROFILMED

Last Name BOARD'S MILL & ST. RCHS., INC. Ident No. A37-11445

Copies: 5 FEB 25 1993 Claimant

It is very important that you inform the department in writing of any change in your address. This is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

If you are acquiring property with water rights in the Snake River Basin water system in Idaho (either by purchase, gift, inheritance, or other means), it is very important that you inquire of the department whether a notice of claim has been filed. If not, you must file a notice of claim or the water right may be declared by the court to no longer exist. If a notice of claim has been filed, it is very important that you file a written notice of change in ownership with the department. The notice of change in ownership must be accompanied by some evidence of the change in ownership, such as a copy of the deed or a property tax statement showing the name of the new owner. Again, this is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

The cost of the subscription to the docket sheet is \$7.50 for calendar year 1988. The cost of the subscription may increase a small amount for calendar year 1989 if the cost of copying and/or mailing should increase.

If you are planning to file a motion or other pleading (not a notice of claim) with the court (not IDWR), the court has issued an order setting a special procedure that is different from the usual civil rules. A copy of the order may be obtained from any office of IDWR; you may be charged for the cost of mailing and/or copying.

701

amw

X

3302-75

Information Sheet No. 42-1400 a 2/88

RECEIVED

FEB 5 1988

42-1400

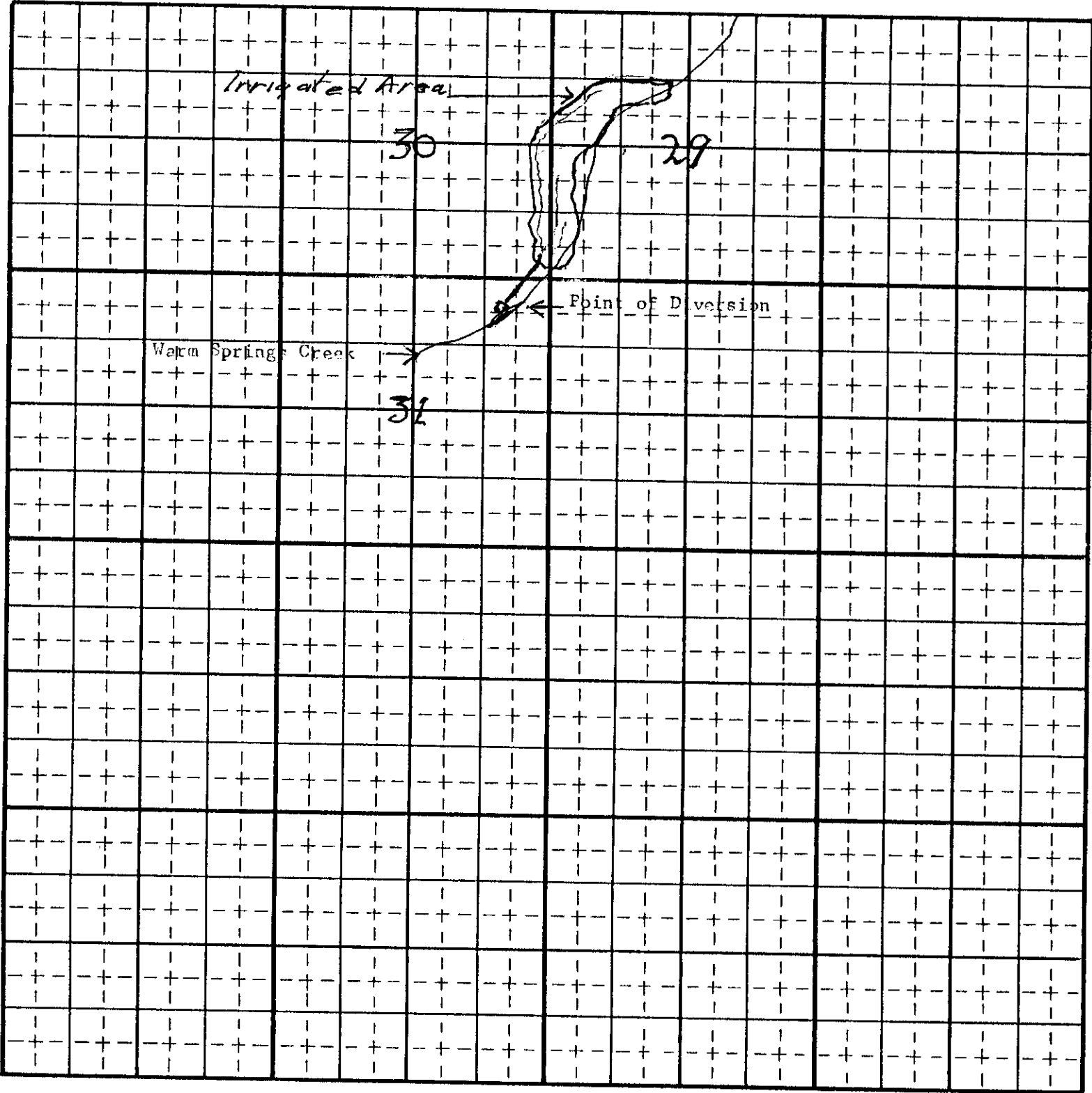
Information Sheet No. 42-1400 a 2/88

Page 2

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

T4N R. 17E



MICROFILMED

Last Name BOARD'S MILL & SUGAR, INC. Ident No. A37-11445

Copies: White-State, 2.5.1993

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice _____ License _____ Permit _____
Decree _____

If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read, and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not ☒ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments _____

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) _____ Date _____
_____ Date _____

For Organizations: I do solemnly swear or affirm that I am Secretary Title _____

of Board's Mill & Sunset Ranches, Inc Organization _____, that I have signed the foregoing document in the space below as Secretary Title _____ of Board's Mill & Sunset Ranches, Inc Organization _____

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Frank B. Nosen

Title and Organization Secretary Board's Mill & Sunset Ranches, Inc Date Sep 28, 1988

State of Idaho/or _____)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 28 day of September 19 88

SEAL

Notary Public [Signature]

Residing at Boise, ID

My Commission Expires June 10, 1994

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name Board's Mill & Sunset Ranches, Inc Ident. Number A37-11443

MICROFILMED

Copies White-Start Yellow-Start
FEB 25 1993

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: A37-11445
Date Received: 9/29/1988
Receipt No: 6002742
Received By: SEA

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BOARD'S MILL & SUNSET RANCHES, INC. 208-726-4684
Address: P.O. BOX 4393
KETCHUM, ID 83340
2. Date of Priority: APR 01, 1930
3. Source: WARM SPRINGS CREEK Trib. to: BIG WOOD RIVER
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	17E	31	NE	NW	NE		BLAINE
5. Description of diverting works:
CEMENT & LUMBER HEADGATE AT P/D FEEDS INTO DITCH TO P/U.
6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.540		
7. Total Quantity Appropriated is:
0.540 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
ASSOCIATED STOCKWATERING WITH IRRIGATION.
10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	17E	29	SW	NW		IRR	35.0
			SE	NW		IRR	20.0
			NW	SW		IRR	15.0

A37-11445

Page 1

Date: 09/29/88

MICROFILMED

FEB 25 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	17E	29	SW	SW		IRR	10.0
						Section Acres	80.0
		30	SE	NE		IRR	2.0
			NE	SE		IRR	10.0
			SE	SE		IRR	15.0
						Section Acres	27.0
						Total Acres	107.0

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:
LICENSE 37-2055 CLAIMED

14. Remarks:

THIS BENEFICIAL USE CLAIM IS FOR ADDITIONAL ACREAGE DEVELOPED WITH CLEARING LAND ASSOCIATED WITH DITCH FOR LICENSED RIGHT 37-2055 AT A LATER DATE. AT THIS TIME IT IS IMPOSSIBLE TO SEPARATE COMPLETELY WHICH ACREAGE WAS INCLUDED IN THE INITIALLY LICENSED 80 ACRES AND THOSE DEVELOPED LATER.

15. Basis of Claim: BENEFICIAL USE

MICROFILMED

FEB 25 1993

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am _____ of
_____, that I have signed the foregoing
document in the space below as _____ of
_____ and that the statements contained in the
foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization

Date

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____
My Commission Expires _____

02/18/2010

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

RIGHT NUMBER: 37-11445

NAME AND ADDRESS: SUN VALLEY LONG TERM HOLDING LLC
PO BOX 4944
KETCHUM ID 83340

VERIFIED BY KKC
2-18-10

SOURCE: WARM SPRINGS CREEK

TRIBUTARY: BIG WOOD RIVER

QUANTITY: 0.050 CFS

PRIORITY DATE: 04/01/1930

POINT OF DIVERSION:

T04N R17E S31 NENWNE Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	05/01 10/31	0.050 CFS

PLACE OF USE: IRRIGATION in BLAINE County

T04N R17E S29	NENW	0.90	T04N R17E S29	NWNW	0.60
T04N R17E S29	SWNW	25.00	T04N R17E S29	SENW	8.50
T04N R17E S29	NWSW	7.60	T04N R17E S29	SWSW	5.00
T04N R17E S30	SENE	4.00	T04N R17E S30	NESE	11.00
T04N R17E S30	SWSE	0.10	T04N R17E S30	SESE	18.00
T04N R17E S31	NENE	1.50			

82.2 ACRES TOTAL

This right is limited to the irrigation of 2.2 acres within the place of use described above.

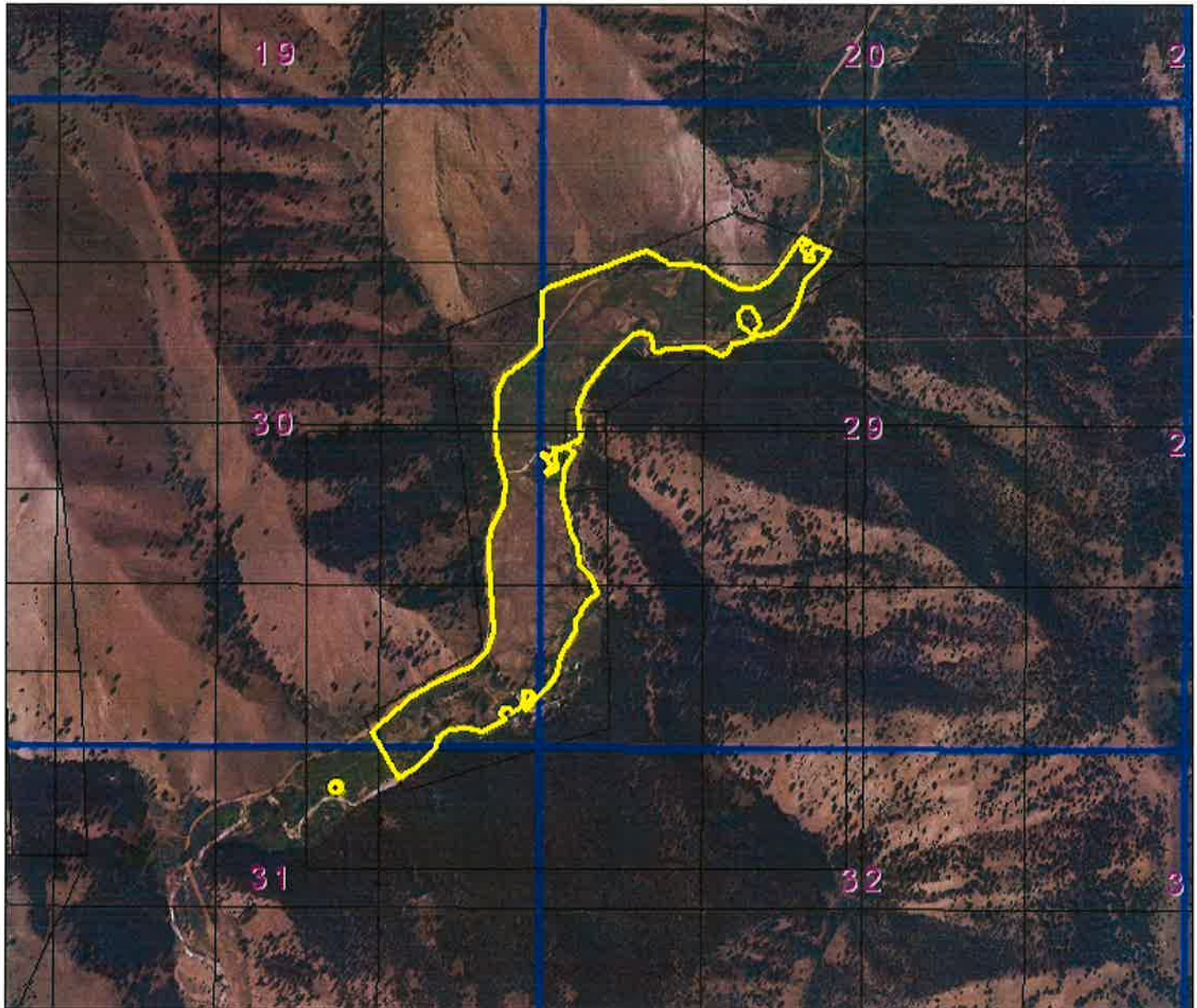
The rights listed below are limited to the irrigation of a combined total of 82.2 acres in a single irrigation season. Combined Right Nos.: 37-2055 and 37-11445

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 - Beneficial Use

RECOMMENDED PLACE OF USE FOR 37-2055 and 37-11445



PLACE OF USE
TWP 04N, RNG 17E, SEC 29, 30, and 31
Data Entry on February 18, 2010

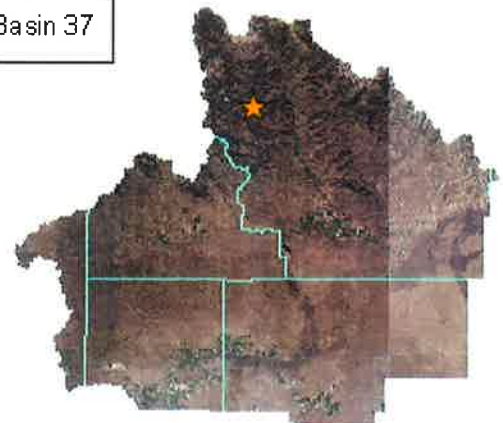
★ LOCATION IN BASIN

- ★ Recommended point of diversion
- Yellow outline Recommended place of use
- Black line Township lines
- Blue line Section lines
- Grey line Quarter/quarter lines

GIS PLACE OF USE PRESENTATION
2004 AERIAL PHOTOGRAPHY
BY KELLY K CHRISTENSEN



Basin 37



01/05/2007

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

RIGHT NUMBER: 37-11445

NAME AND ADDRESS: SUN VALLEY LONG TERM HOLDING LLC
PO BOX 4944
KETCHUM ID 83340

DISALLOWED: No lawful appropriation shown.

EXPLANATORY MATERIAL:

This is included for a claim that is proposed to be disallowed because no evidence of priority was submitted.



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov

JAMES E. RISCH
Governor

KARL J. DREHER
Director

December 15, 2006

JAMES SPECK
SPECK & AANESTAD
PO BOX 987
KETCHUM ID 83340

RE: Snake River Basin Adjudication (SRBA)
Sun Valley Long Term Holdings LLC
Notices of Claim to a Water Right #37-2055 and 37-11445

Dear Jim,

We have processed the change in ownership of the Notices of Claim referenced above. I have enclosed a copy of the ownership change for your file as you requested.

Also enclosed are copies of the Notices of Claim for your file. Please refer to these record numbers in any future inquiries or correspondence.

I also want to alert you and your staff that our ownership change form has been modified. Please discard your old forms and use the current one, found on our website under Forms, Rules and Statutes – Snake River Basin Adjudication. I've enclosed a copy for your use.

Sincerely,

Sally Sherman
Technical Records Specialist
Adjudication Technical Section

SS:region
Enclosures:

Copies of Notices of Claim Referenced Above
Notice of Change in Water Right Ownership form

SCANNED

DEC 15 2006

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

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
	37-2055				
	37-11445				

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 Board's Mill & Sunset Ranches, Inc.
 Owner/Claimant(s) P. O. Box 4393, Ketchum, Idaho 83340
4. New Owner/Claimant(s) Sun Valley Long Term Holdings, LLC
 Name Connector (Check one): [] and, [] or [] and/or
- New Mailing Address P.O. Box 4944
 City, State and Zip Code Ketchum, Idaho 83340
 New Telephone Number (208) 578-3636
5. Date you acquired the property January 4, 2006

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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 _____		
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)
(include title if applicable) Sun Valley Long Term Holdings, LLC, an Idaho limited liability company

By: *[Signature]*
John Campbell, Manager

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 ER Date 12.15.06 Fee _____
 Received by _____ Date _____ Receipt No. _____
 Processed by JD AJ Date 12-15-06 WR _____ Date _____

Copy returned to Jim Speck as requested.

SCANNED

DEC 15 2006

~~This deed~~
~~XXXXX~~

This deed is being re-recorded to correct the name of
the Grantee. # 529948

**RECORDING REQUESTED BY AND
WHEN RECORDED MAIL TO:**

James P. Speck, Esq.
SPECK & AANESTAD
A Professional Corporation
Post Office Box 987
Ketchum, Idaho 83340

(Space above line for Recorder's use)

CORPORATION WARRANTY DEED

FOR VALUE RECEIVED, SUNSET MILL, INC. formerly known as Board's Mill and Sunset Ranches, Inc., a corporation duly organized and existing under the laws of the State of Idaho ("Grantor"), hereby grants, bargains, sells and conveys unto SUN VALLEY LONG TERM HOLDINGS, LLC, an Idaho limited liability company, whose address is P.O. Box 4944, Ketchum, Idaho, 83340 ("Grantee"), that certain real property situated in Blaine County, Idaho and described in Exhibit A attached hereto and incorporated herein by this reference;

SUBJECT TO easements and restrictions of record.

TO HAVE AND TO HOLD, the said real property, with its 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 real property, that said real property is free from all encumbrances except as above-described, and that the 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 hereunder subscribed by its President.

Instrument # 530709

HAILEY, BLAINE, IDAHO
2006-01-04 03:40:00 No. of Pages: 3
Recorded for : SUN VALLEY TITLE
MARSHA RIEMANN Fee: 9.00
Ex-Officio Recorder Deputy
Index to: CORRECTION DEED

SUNSET MILL, INC.

By: [Signature]
John Campbell, Its President

STATE OF IDAHO)
County of Blaine) ss.

On this 9th day of December, 2005, before me, the undersigned notary public in and for said state, personally appeared JOHN CAMPBELL, known or identified to me to be the president of SUNSET MILL, INC., and the person who executed the foregoing instrument on behalf of said corporation and acknowledged to me that said corporation executed the same.

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



[Signature]
Notary Public for
Residing at: Hailey
Commission expires: 8/11/2011

That portion of Homestead Entry Survey No. 130 lying within the land shown by Dependant Resurvey of Homestead Entry Survey 130 of the Upper Board Ranch recorded May 3, 1989 as Instrument No. 305359, Records of Blaine County, Idaho and embracing a portion of Township 4 North of Range 17 East of the Boise Meridian, Blaine County, Idaho, more particularly described as follows:

BEGINNING at Corner No. 1 of said HES 130; THENCE
North 59° 15' 50" East 1,134.40 feet (Formerly North 59° 10' East 1,131.9 feet)
to Corner No. 2; THENCE
North 06° 35' 56" West 2,630.70 feet (Formerly North 6° 31' West 2,636.04 feet)
to Corner No. 3; THENCE
North 67° 28' 35" East 2,523.90 feet (Formerly North 67° 33' East 2,532.42 feet)
to Corner No. 4; THENCE
South 70° 35' 12" East 1,136.30 feet (Formerly South 70° 31' East 1,139.16 feet)
to Corner No. 5; THENCE
South 59° 19' 11" West 2,457.87 feet (Formerly South 59° 23' West 2,455.86
feet) to Corner No. 6; THENCE
North 88° 57' 38" West 324.41 feet (Formerly North 89° 13' West 324.06 feet) to
Corner No. 7; THENCE
South 02° 55' 38" West 660.72 feet (Formerly South 2° 40' West 660 feet) to
Corner No. 8; THENCE
North 88° 37' 23" East 388.05 feet (Formerly North 88° 22' East 365.64 feet) to
Corner No. 9; THENCE
South 0° 43' 26" East 1,949.06 feet (Formerly South 0° 42' East 1,952.28 feet) to
Corner No. 10; THENCE
South 72° 36' 54" West 1,735.57 feet (Formerly South 72° 41' West 1,740.42
feet) to Corner No. 11; THENCE
North 30° 02' 00" West 675.37 feet (Formerly North 30° 02' West 677.82 feet) to
Corner No. 1 and THE PLACE OF BEGINNING.

EXCEPT that portion thereof described as follows:

EXHIBIT "A"

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A parcel of land within H.E.S. 130 in the NE¼, more particularly described as follows:

Commencing at a brass cap marking the East quarter corner of Section 30; thence
N. 68°12' W., 442.30 feet to a ¼" aluminum rod on the West boundary of Warm Springs Road, and said rod marking the TRUE POINT OF BEGINNING; thence
Along a curve to the right and along the West boundary of Warm Springs Road a distance of 60.20 feet, with a central angle of 08°02', a tangent of 30.10 feet which bears N. 01°09' E., and a radius of 419.60 feet to a ¼" aluminum rod; thence
N. 98°51' W., 114.00 feet to a ¼" aluminum rod; thence
S. 01°09' W., 136.60 feet to a ¼" aluminum rod; thence
S. 89°51' E., 109.80 feet to a ¼" aluminum rod on the West boundary of Warm Springs Road; thence
N. 01°09' E., 76.60 feet along the West boundary of Warm Springs Road to a ¼" aluminum rod, said rod being the TRUE POINT OF BEGINNING.

And Also Except that portion thereof described as follows:

Portions of Secs. 30 and 31, within HES 130, being more particularly described as follows:

Commencing at a brass cap marking Corner 11, HES 130, as shown within the Record of Survey Map of said HES 130, filed under Instrument No. 305359, records of Blaine County, Idaho; said corner lying S. 72°36'54" W., 1,735.85 feet from Corner 10 of HES 130, and said corner being the TRUE POINT OF BEGINNING.

Thence N. 30°02'17" W., 675.37 feet to a brass cap marking Corner 1, HES 130; thence N. 59°15'58" E., 318.23 feet along the boundary common to HES 130 and the Sawtooth National Forest to an aluminum cap; thence S. 29°55'53" E., 750.15 feet to an aluminum cap on the southerly boundary of said HES 130; thence S. 72°36'54" W., 324.10 feet along the boundary common to HES 130 and the Sawtooth National Forest to the TRUE POINT OF BEGINNING.

purchaser, and found correct.

FILED EFFECTIVE

ORIGINAL IN RED



ARTICLES OF AMENDMENT (General Business)

To the Secretary of State of the State of Idaho

Pursuant to Title 30, Chapter 1, Idaho Code, the undersigned corporation amends its articles of incorporation as follows:

2004 DEC 10 10:09:15

STATE OF IDAHO

1. The name of the corporation is:

BOARDS MILL & SUNSET RANCHES, INC.

If the corporation has been administratively dissolved and the corporate name is no longer available for use, the amendment(s) below must include a change of corporate name.

2. The text of each amendment is as follows:

Article I is amended to read "The name of this corporation shall be SUNSET MILL, INC."

RECEIVED

DEC 14 2004

SPECK & AANESTAD

3. The date of adoption of the amendment(s) was:
- December 8, 2004

4. Manner of adoption (check one):

- ☐ The amendment consists exclusively of matters which do not require shareholder action pursuant to section 30-1-1002, 30-1-1005 and 30-1-1006, Idaho Code, and was, therefore, adopted by the board of directors.
- ☐ None of the corporation's shares have been issued and was, therefore, adopted by the
☐ incorporator ☐ board of directors.
- ☒ Approval by the shareholders is required and the shareholders duly approved the amendment(s) as required by either Title 30, Idaho Code or by the Articles of Incorporation.

Customer Accl #:

(if using pre-paid account)

Secretary of State use only

Dated: December 8, 2004Signed: [Signature]Typed Name: John CampbellCapacity: President

plm:slr:arts of amendment
at business.pmd Revised 11/2004
Web: Form

IDAHO SECRETARY OF STATE
12/10/2004 05:00
CK: 33592 CT: 2545 BH: 780830
1 @ 30.00 = 30.00 AMEND PROF # 2

C 4/223

SCANNED
DEC 15 2006

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 37-2055

WATER RIGHT NUMBER: 37-2055

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BOARDS MILL & SUNSET RANCHES INC C/O LEO BURKETT PO BOX 4393 KETCHUM, ID 83340 (208)726-4684

Priority Date: 07/24/1906

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
WARM SPRINGS CREEK	BIG WOOD RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 11/01	1.600 CFS	
	<u>Total Diversion:</u>	1.600 CFS	

Location of Point(s) of Diversion

WARM SPRINGS CREEK	NE1/4NW1/4NE1/4	Sec. 31, Twp 04N, Rge 17E, B.M.
BLAINE County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	17E	29							35.0	20.0			15.0	10.0					80.0
04N	17E	30				2.0									10.0		15.0		27.0

Total Acres: 107

Conditions of Approval:Remarks:

- General DATE OF PRIORITY PROBABLY WAS ACTUALLY EARLIER THAN THAT ON THE LICENSE.

Comments:



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

April 15, 2005

X
X
X
X

Re: Evidence of Priority

RESPONSE DEADLINE
JUNE 17, 2005

Dear Claimant:

The Notice of Claim identified with the number shown above your name on the mailing label has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates your water usage is based on "Beneficial Use" or a "Statutory Claim." Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed. The date of first use, known as the priority date, has not been confirmed by a License, Decree or Permit. The Department will, in the coming year, conduct reviews and/or field exams for the claims in your area. Since the priority date of a beneficial use water right cannot be confirmed by field examination, **proof must be provided by the claimant** supporting the priority date claimed.

If you no longer own the property to which the claim is appurtenant please forward this correspondence to the present owner, or return it to the Department. If you have received this correspondence from the previous owner of the property it is required that you file a Change of Ownership form with the Department in order to receive future mailings and to continue to be a party in the adjudication.

Enclosed you will find a computer printout of your Notice of Claim and the pamphlet entitled "Evidence of Priority." The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement.

PLEASE NOTE: The Department will not recommend the court decree the notice **as claimed** if no evidence of a priority date is submitted – it may be disallowed. It will be to your advantage to provide clear and convincing evidence. If you choose to submit statements from individuals as evidence, the statement does **not** need to be in the form of a notarized affidavit as described in the brochure, but must relate first hand knowledge of the water right in question and include dates, quantities of water and extent of water use.

Submit the required evidence supporting the priority date by the date shown above, referencing all documents with the corresponding Notice of Claim number (i.e. 37-_____). If you have questions not covered by this letter or the enclosed pamphlet, please contact this office.

Sincerely,

Douglas Jones, R.E.
Water Rights Supervisor

Enclosures