

OK
JC
10-14-05

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 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
A21-11144					

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)

Jay Goldman
Ponds Lodge

4. New Owner/Claimant(s)

Island Park Id. 83429

New Mailing Address

Name Connector (Check one): ☒ and ☐ or ☐ and/or
 Gary Campbell / Ponds Lodge L.L.C.
 6000 E. Wildhorse Ln

City, State and ZIP Code

Boise, Id. 83429

New Telephone Number

208) 336-4500

5. Date you acquired the property

6-18-02

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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>A21-11144</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	_____	_____
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) Long Sample
(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 _____

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3040221703-L

ALLIANCE TITLE & ESCROW
P.O. BOX 732
REXBURG, ID 83440

WARRANTY DEED

475027
18 June 02
16:10
9-28
Alliance Title & Escrow

THIS WARRANTY DEED is made this ____ day of June, 2002, by JAY

GOLDMAN and CAROL GOLDMAN, husband and wife, and RESORT MANAGEMENT, INC., an Idaho corporation (hereinafter collectively "Grantor"), and POND'S LODGE LLC, an Idaho limited liability company ("Grantee"), whose current address is 6000 E. Wildhorse Lane, Boise, Idaho 83712.

WITNESSETH:

In consideration of the sum of TEN AND NO/100 DOLLARS (\$10.00), in lawful money of the United States of America, and other valuable consideration, to the Grantor paid by the Grantee, the receipt of which is hereby acknowledged, the Grantor does hereby grant, bargain, sell, convey and confirm to the Grantee and its successors and assigns forever, that certain real property situated in the County of Fremont, State of Idaho, more particularly described as follows:

Commencing at the West Quarter corner of Section 27, Township 13 North, Range 43 East, Boise Meridian, Fremont County, Idaho, thence North 80°35'18" East 1096.15 feet to the point of beginning; thence North 60°52'33" West 724.26 feet; thence North 43°17'09" East 343.49 feet; thence North 43°17'48" East 395.79 feet; thence North 53°09'32" East 250.83 feet; thence North 66°58'42" East 241.73 feet; thence South 81°31'44" East 216.21 feet; thence South 10°27'38" West 271.13 feet; thence South 16°35'51" West 209.19 feet; thence South 82°55'32" East 126.59 feet; thence South 10°28'26" West 673.48 feet; thence South 88°59'08" West 231.42 feet; thence North 75°23'58" West 179.95 feet to the point of beginning.

TOGETHER WITH all buildings, structures, improvements, fixtures, and generally all and singular the tenements, hereditaments and appurtenances thereunto

WARRANTY DEED - 1

30014.0001.6481d1.1

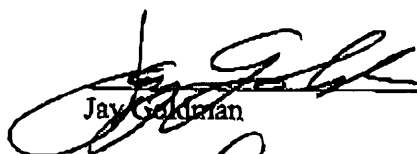
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belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof (collectively the "Premises");

SUBJECT TO all easements, rights of way, liens, encumbrances, defects, restrictions and reservations of record or appearing on the Premises and all reservations and restrictions contained in applicable federal patents or state deeds or in laws providing for such patents or deeds.

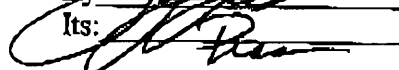
The Grantor covenants to the Grantee, its successors and assigns, that the Grantee shall enjoy the quiet and peaceful possession of said Premises; that the Grantor is lawfully seized of said Premises in fee simple; and the Grantor warrants that the title to said Premises is free from all liens and encumbrances, excepting those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee; and that the Grantor shall warrant and defend said title from all lawful claims whatsoever.

IN WITNESS WHEREOF, this Warranty Deed has been duly executed by and on behalf of the Grantor on the day and year first above written.


Jay Goldman


Carol Goldman

RESORT MANAGEMENT, INC.

By 
Its: 

WARRANTY DEED - 2

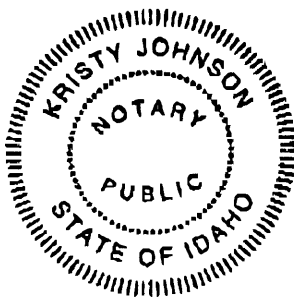
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STATE OF IDAHO)
) ss.
 County of ~~Ada~~ MADISON)

On this 18th day of JUNE, 2002, before me, Kristy Johnson, a Notary Public in and for said state, personally appeared Jay Goldman and Carol Goldman, husband and wife, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they 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.



Kristy Johnson

Notary Public for Idaho

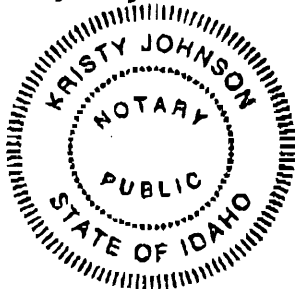
Residing at Regley

My commission expires 1-11-2008

STATE OF IDAHO)
) ss.
 County of ~~Ada~~ MADISON)

On this 18th day of JUNE, 2002, before me, Kristy Johnson, a Notary Public in and for said State, personally appeared Jay Goldman, known or identified to me to be the PRES. of Resort Management, Inc., the corporation that executed the within instrument or the person 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.



Kristy Johnson

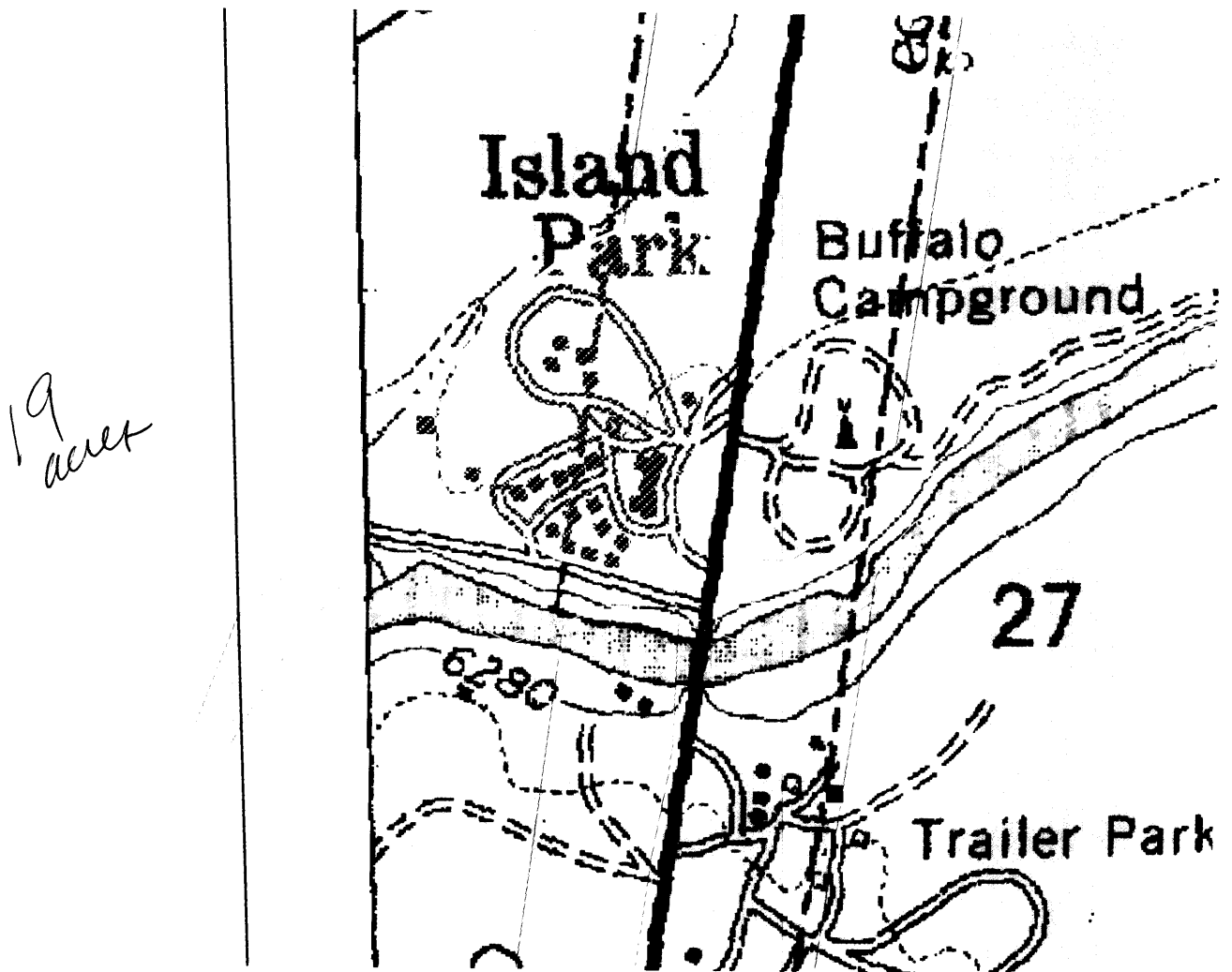
Notary Public for Idaho

Residing at Regley

My commission expires 1-11-2008

WARRANTY DEED - 3

Ponds Lodge



- Ponds lodge.shp
- ☐ Sections
 - ☐ QQ
 - ☐ Fremont taxlots
 - ☐ GCDB13N43E GCDB
 - ☒ Recommendation POD

Water Use at Ponds Lodge
Statement of Max Stephens

I am 71 years old and have personal knowledge of the use of water at Ponds Lodge dating back to the mid 1940's. I have dug many of the wells and piping systems and have performed various maintenance and construction activities at the property through these years.

The Ponds property had several hand dug wells with hand pumps in the 40's and has always had at least three operating wells. I pulled the hand pumps out in the early 1950's when we went to electric pumps. These wells provided water for the lodge and cabins as well as the R.V. Park. The R.V. Park was added in the early 1950's and has always been in its current configuration of 60 spaces. The property was irrigated with these wells and normally had at least 10 and as much as 15 acres under irrigation. The Cabins were here from the early 1930's forward. The Lodge was here beginning in the 1920's.

There was a butcher shop, an ice skating rink, restaurant, store, gas station, horse pasture and stables, R.V. park, Cabins, laundry service, shower facilities, all prior to 1959, all of which used or is using the water. The water was and is also used for dust control on the property. These uses have been continuous since 1923. The Ponds Lodge property has been open without interruption all of these years.

The well system has consisted of at least three 8 inch wells with 3 hp pumps going into 2 inch distribution lines that could produce at least 60 gpm each with the pumps in use since before 1960.

The Ponds property has consistently since that time used this water.

Signed Max R. Stephens

Dated 8/24/05

THEORETICAL PUMP FLOW CALCULATIONS

Formula:

$$Q_{cfs} = [(Hp)(8.814)(Eff)] \div [Lift + (psi \times 2.308)]$$

Hp = Horsepower = 1.5

Eff = Efficiency = .50 (Usually 70%)

Lift: (Static Level + Assumed Draw down)

Static Water Level = 60 ft.

Assumed Draw down = + 0 ft.

Lift = 60

OR

Measured Dynamic Water Level = _____ ft.

psi = Operating Pressure = 60 psi

$$Q_{cfs} = [\frac{1.5}{Hp} \times 8.814 \times \frac{.50}{Eff}] \div [\frac{60}{Lift} + (\frac{60}{psi} \times 2.308)$$

$$Q_{cfs} = [\underline{6.6105}] \div [\underline{198.48}]$$

$$Q_{cfs} = \underline{.033} \text{ cfs}$$

PERMIT NO. _____