

BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

COPY

January 8, 2007

Nathan Erickson
Idaho Department of Water Resources
1341 Fillmore Street, Suite 200
Twin Falls, Idaho 83301-3380

Re: Fee for Change in Water Right Ownership

Dear Nathan,

Please find enclosed with this letter the application filing fee required by IDWR for the change in water right ownership for 37-12370 that we discussed on Friday, January 5, 2007. Additional water rights included in this notice of ownership change do not require a filing fee. Per our discussion, the filing fee of \$25 is enclosed.

If you have any questions, please feel free to contact me.

Sincerely,



G. Erick Powell, Ph.D., E.I.T.

enclosures: Notice of Ownership Change Filing Fee of \$25.00

cc: Brian Barsotti

CHARLES E.
BROCKWAY,
Ph.D., P.E.

CHARLES G.
BROCKWAY,
Ph.D., P.E.

2016 NORTH
WASHINGTON
STREET • SUITE 4

TWIN FALLS,
IDAHO 83301

208•736•8543

FAX: 736•8506

RECEIVED

JAN 08 2007

DEPT. OF WATER RESOURCES
SOUTHERN REGION

RECEIVED

JAN 09 2007

DEPARTMENT OF
WATER RESOURCES

Form 42-248(42-1408) July, 2000

RECEIVED

JAN 05 2007

DEPT. OF WATER RESOURCES
SOUTHERN REGION
*No Money***COPY**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIPPlease 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
<u>37-590B</u>	<u>37-590B</u>	☐	<u>37-2502</u>	<u>37-2502</u>	☐
<u>37-501B</u>	<u>37-501B</u>	☐	<u>PD 37-12370</u>		☐
<u>37-501C</u>	<u>37-501C</u>	☐			☐
<u>37-597B</u>	<u>37-597B</u>	☐			☐
<u>37-115F</u>	<u>37-115F</u>	☐			☐

*all
others
AJ.*

2. The following REQUIRED information must be submitted with this form:
- The appropriate FILING FEE. See instructions for fee amounts.
 - 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) in question, WITH ATTACHED LEGAL DESCRIPTION.
 - 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 PROPERTY or SURVEY MAP.

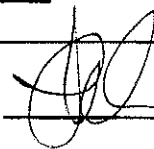
- Name and Address of Former Owner/Claimant(s): Syringa Ranch Trust - Victoria O'Gara Trustee
112 Price Lane, Bellevue, ID 83313
- New Owner/Claimant(s): Thomas M O'Gara Family Trust
New Mailing Address: C/O Brian Barsotti
City, State, Zip Code: P.O. Box 370, Ketchum, ID 83340
New Telephone Number: (208) 726-3030
- Date you acquired the property: 28 April 2006

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 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 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 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)



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: 1/5/07	Fee: 25.00	
Received by: 	Date: 1/8/07	Receipt No: 50 29683	
Processed by: _____ AJ	Date: _____	WR: _____	Date: _____

RECORDING REQUESTED BY AND
WHEN RECORDED RETURN TO:

Brian Barsotti
Attorney at Law
P O Box 370
Ketchum, Idaho 83340

Instrument # 536209

HAILEY, BLAINE, IDAHO
2006-06-09 01:45:00 No. of Pages: 4
Recorded for: BRIAN BARSOTTI
MARSHA RIEMANN Fee: 12.00
Ex-Officio Recorder Deputy *msf*
Index to: WTY/QC/CORP DEED

(Space above this line for Recorder's use)

QUITCLAIM DEED

FOR VALUE RECEIVED, SYRINGA RANCH TRUST UTAD JULY 1, 1999,
Victoria O'Gara, Trustee, does hereby convey, remise, release and
forever quitclaim unto THOMAS M. O'GARA, Trustee of the Thomas M.
O'Gara Family Trust dated July 8, 1982, whose address is 112 Price
Lane, Bellevue, Idaho, 83313, all right, title and interest in and to
the real property situated in Blaine County, Idaho, described as
follows:

See Exhibit "A" attached to this Quitclaim Deed
and made a part hereof,

TOGETHER WITH all water rights appurtenant
thereto, as set forth in Exhibit "B" attached
hereto and made a part hereof,

to have and to hold said real property, with its improvements,
appurtenances, tenements and hereditaments unto THOMAS M. O'GARA,
Trustee of the Thomas M. O'Gara Family Trust dated July 8, 1982, and
to its successors and assigns forever.

DATED this 28 day of April, 2005/6

SYRINGA RANCH TRUST UTAD
JULY 1 1999

By *Victoria O'Gara*
Victoria O'Gara, Trustee

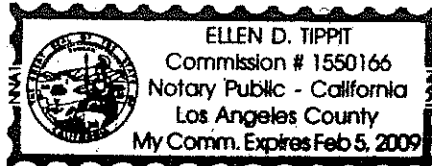
STATE OF CALIFORNIA)
) ss.:
County of Los Angeles)

On this 28th day of April, 2005, before me, the undersigned, a Notary Public in and for said state, personally appeared **VICTORIA O'GARA**, known or identified to me to be the person whose name is subscribed to the within instrument as **Trustee of the SYRINGA RANCH TRUST DTD JULY 1, 1999**, and acknowledged to me that she executed the same as such Trustee.

WITNESS my hand and seal the day and year in this certificate first above written.

Ellen D. Tippit
Notary Public for California
Residing at 5723 Centinela Ave., N. Hollywood, CA
Commission expires: 2-5-09 - 91601

reslanc\ogara.qcd



Legal Description
Order No. 50319

Exhibit "A"

TOWNSHIP 1 SOUTH, RANGE 19 EAST, BOISE MERIDIAN, BLAINE COUNTY, IDAHO.

SECTION 5: SE1/4, Lots 1 and 2.

SECTION 8: A portion of land within the N1/2NE1/4 of said Section 8 and as depicted within a Record of Survey Map recorded as Instrument No. 191510, records of Blaine County, Idaho, and said portion of land being more particularly described by metes and bounds as follows:

COMMENCING at the S1/4 Corner of said Section 8; thence
N. 00°08'47" E., 3,969.52 feet to the SW Corner of said N1/2 NE1/4; thence
N. 00°08'47" E., 37.80 feet to TRUE POINT OF BEGINNING; thence
N. 00°08'47" E., 1,275.92 feet to the N1/4 Corner of said Section 8; thence
N. 89°10'37" E., 2,655.03 feet to the NE Corner of said Section 8
S. 00°05'11" W., 1,289.38 feet along the Easterly boundary of said Section 8;
thence
S. 89°28'04" W., 2,656.19 feet to TRUE POINT OF BEGINNING.

TOGETHER WITH ALL WATER RIGHTS AS DESCRIBED IN THE ATTACHED SCHEDULE "B"

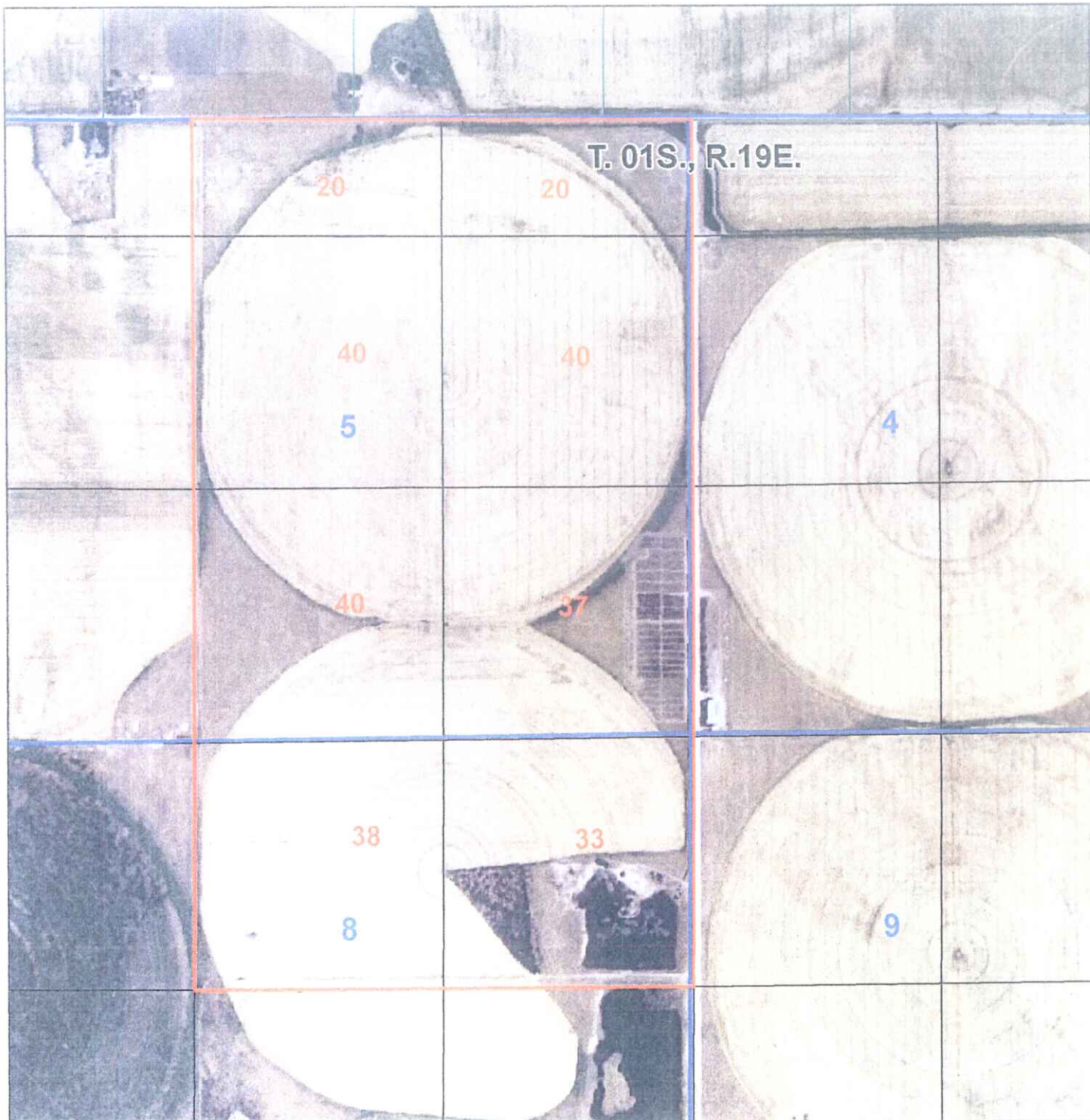
COPY

EXHIBIT "B"

Together with all water rights appurtenant thereto including, but not limited to, the following:

- a. Fifty (50) inches of the Big Wood River, with priority of May 1, 1886, originally decreed to Lindsey Rogers on December 13, 1909 (Adj. Claims #A37-00590B);
- b. One Hundred Twenty (120) inches of the Big Wood River, with priority of May 1, 1886, originally decreed to W.Y. Morgan on December 13, 1909 (Adj. Claims #A37-00501B and A37-00501C);
- c. Thirty-Five (35) inches of the Big Wood River, with priority of May 1, 1886, originally decreed to A.H. Sams on December 13, 1909 (Adj. Claims #A37-00597B);
- d. Fifty (50) inches of the Big Wood River, with priority of June 12, 1886, originally decreed to R.F. Buller and Rosa B. Buller on December 13, 1909 (Adj. Claims #A37-00115F);
- e. All water from the irrigation well on the premises, original permit for same applied for by George Brewer and proof of same made by Burdette R. Stocking (Adj. Claims #A37-02502);
- f. All water from beneficial well on the premises (Adj. Claims #A37-12370).

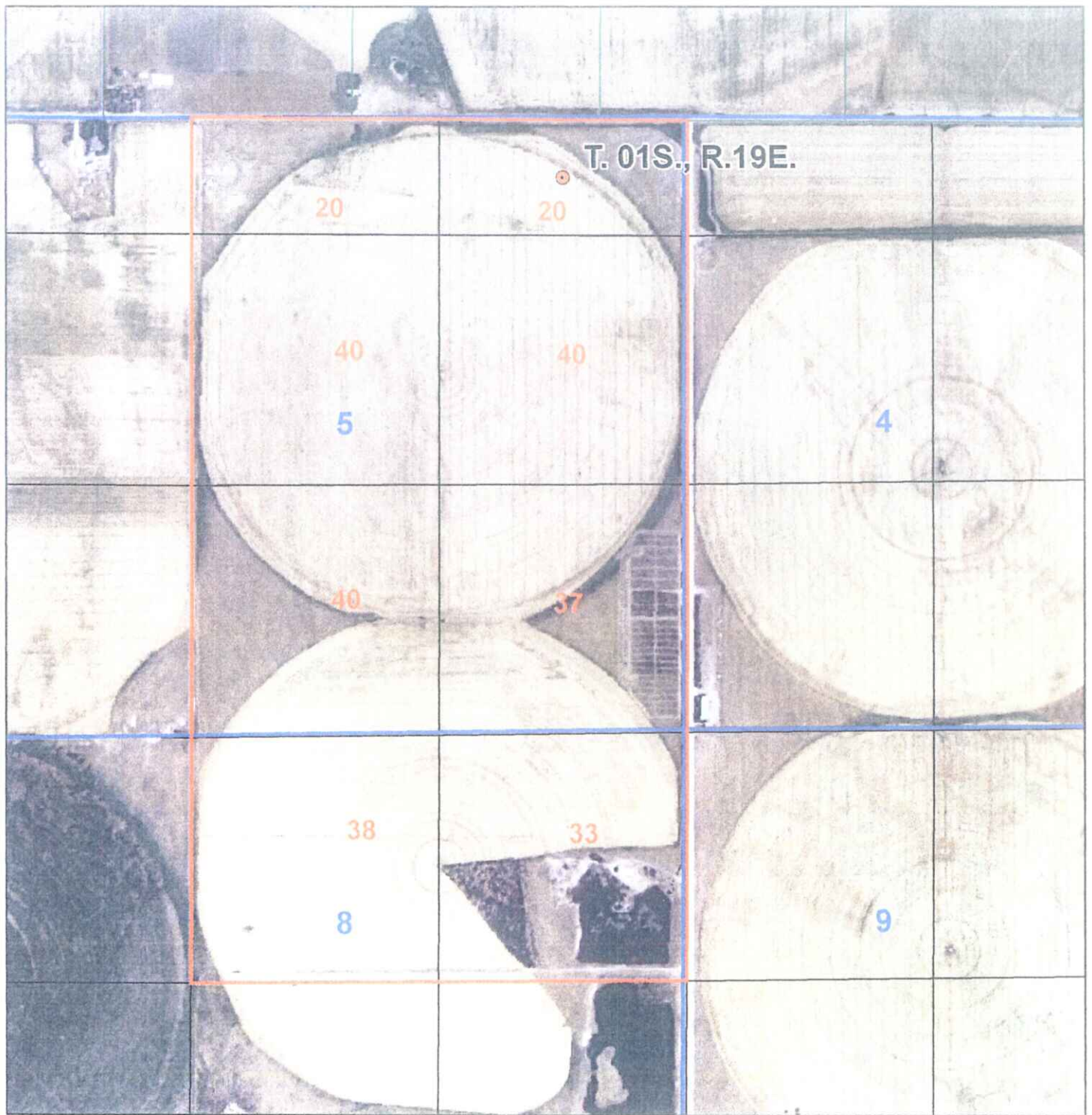
COPY



THOMAS M O'GARA FAMILY TRUST
 CLAIM # 37-590B, 37-501B, 37-501C, 37-597B, 37-115F
 NAIP 2006 Aerial

BROCKWAY ENGINEERING, PLLC.
 ALR - JAN. 2, 2007

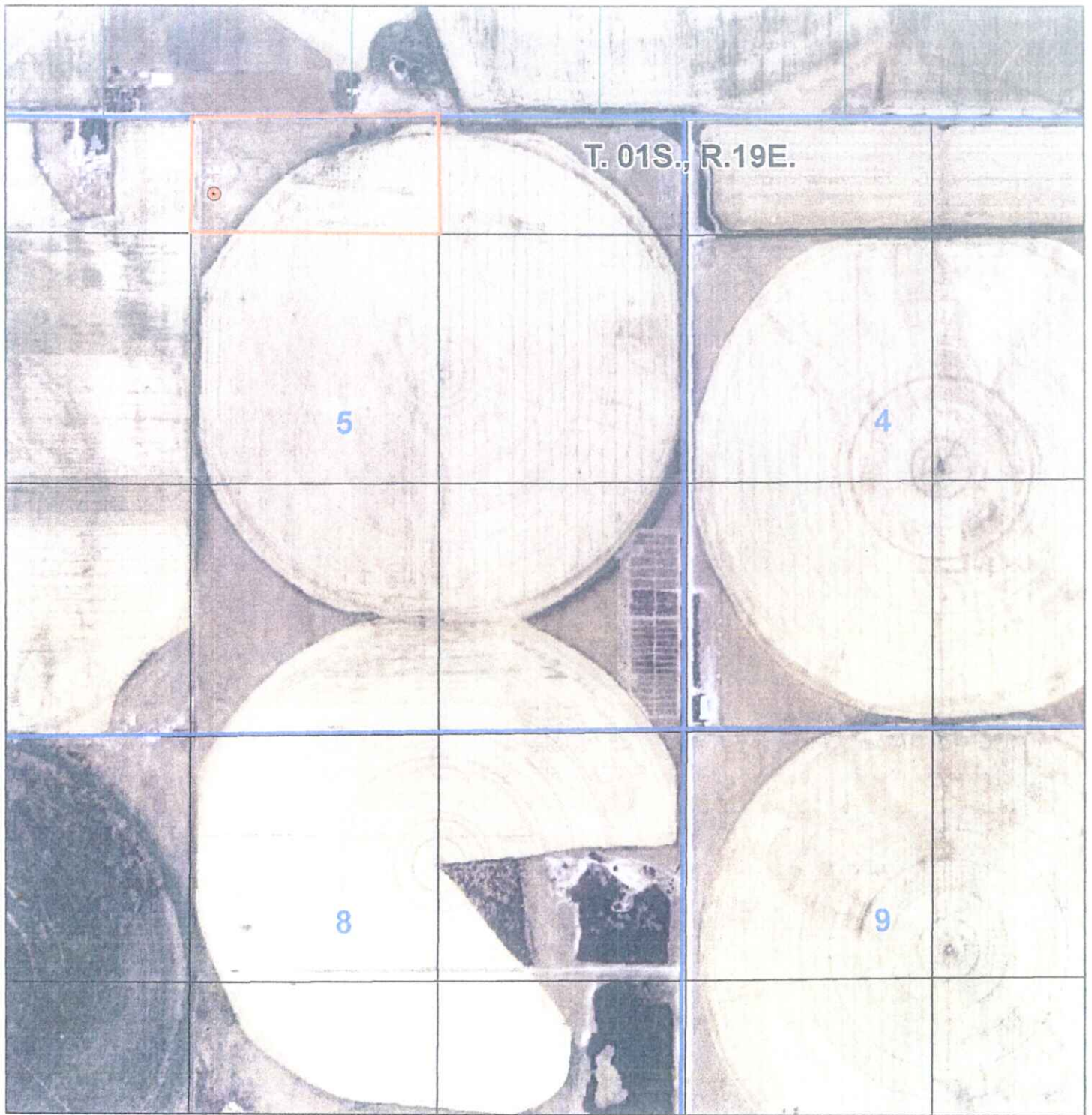
NOTE: Point of Diversion for all water rights listed is 02N 18E SEC 36 SWNW BIG WOOD RIVER



THOMAS M O'GARA FAMILY TRUST
CLAIM # 37-2502
NAIP 2006 Aerial

Legend

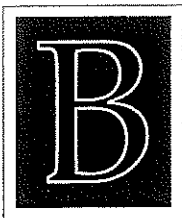
- 37, 2502,
- Place_of_Uses
- Sections
- t01n19e
- t01s19e



THOMAS M O'GARA FAMILY TRUST
 WATER RIGHT # 37-12370
 NAIP 2006 Aerial

Legend

- Sections
- T01N19E
- T01S19E
- Water Right 37-12370
- POD 37-12370



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DEPT. OF WATER RESOURCES
SOUTHERN REGION

January 5, 2007

Nathan Erickson
Idaho Department of Water Resources
1341 Fillmore St., Suite 200
Twin Falls, Idaho 83301-3380

Re: Notice of Change in Water Right Ownership

Dear Nathan,

Please find a notice of change in water right ownership enclosed with this letter. We spoke today regarding the ownership change. The notice has the warranty deed, aerial photos of the property, place of use of the water right, and adjudication water right claim enclosed.

The change in ownership is from Syringa Ranch Trust to Thomas M O'Gara Family Trust. This ownership change includes water right adjudication claim numbers 37-590B, 37-501B, 37-501C, 37-597B, 37-115F, 37-2502, and 37-12370.

If you have any questions, please feel free to contact me.

Sincerely,

G. Erick Powell, Ph.D., E.I.T.

CHARLES E.
BROCKWAY,
PH.D., P.E.

CHARLES G.
BROCKWAY,
PH.D., P.E.

enclosures: Notice of Change in Water Right Ownership – Syringa Ranch
Trust to O'Gara

cc: Brian Barsotti

2016 NORTH
WASHINGTON
STREET • SUITE 4

TWIN FALLS,
IDAHO 83301

208•736•8543

FAX: 736•8506