

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 37-597B
Date Received: 12/19/1988
Receipt No: C004042
Received By:

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

1. Name of Claimant(s)

THOMAS M O GARA FAMILY TRUST Phone: (208)726-3030
C/O BRIAN BARSOTTI
PO BOX 370
KETCHUM ID 83340

2. Date of Priority: 05/01/1886

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	SW NW	BLAINE	

5. Description of diverting works:

DISTRICT 45 CANAL, CEMENT-LINED DITCH, 60 HP PUMP, WHEEL LINES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	0.7	

7. Total Quantity Appropriated is:
0.7 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
01S	19E	5	NW	SE	IRRIGATION	40
				1	IRRIGATION	20
				2	IRRIGATION	20

			NE	SE	IRRIGATION	40
			SW	SE	IRRIGATION	40
			SE	SE	IRRIGATION	37
					Section Acres	197
01S	19E	8	NE	NE	IRRIGATION	33
			NW	NE	IRRIGATION	38
					Section Acres	71
					Total Acres	268

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:

15. Basis of Claim: Decreed

Form 42-24842-1409(5) July, 2000

RECEIVED

JAN 05 2007

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

DEPT. OF WATER RESOURCES
SOUTHERN REGION
No Money

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 (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>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>	☐			☐

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) 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) 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.

3. Name and Address of Former Owner/Claimant(s): Syringa Ranch Trust - Victoria O'Gara Trustee
112 Price Lane, Bellevue, ID 83313
4. 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
5. 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: _____

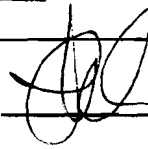
<u>Water Use</u>	<u>Diversion Rate or Volume</u> (cubic feet per second or acre-feet annum)	<u>Description</u> (acres, number and type of stock, homes, etc.)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other: _____	_____	_____
TOTAL	_____	_____

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: _____

<u>Water Use</u>	<u>Diversion Rate or Volume</u> (cubic feet per second or acre-feet annum)	<u>Description</u> (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: [Signature]
Received by: [Signature]
Processed by: _____ AJ

Date: 1/5/07
Date: 1/8/07
Date: _____

Fee: 25.00
Receipt No: 50 29683
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
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:

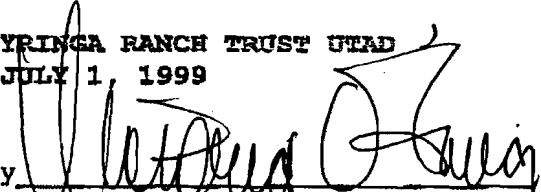
See Exhibit "A" attached to this Quitclaim Deed and made a part hereof,

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.

SYRINGA RANCH TRUST UTAD
JULY 1, 1999

By 
Victoria O'Gara, Trustee

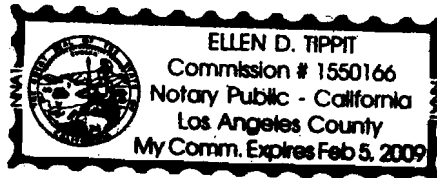
STATE OF California)
) ss.:
County of Los Angeles)

On this 28th day of April, 2005⁶, 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 UTAD 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 Cartwright Ave., N. Hollywood, CA
Commission expires: 2-5-09 - 91601

reslact\ogara.qod



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);

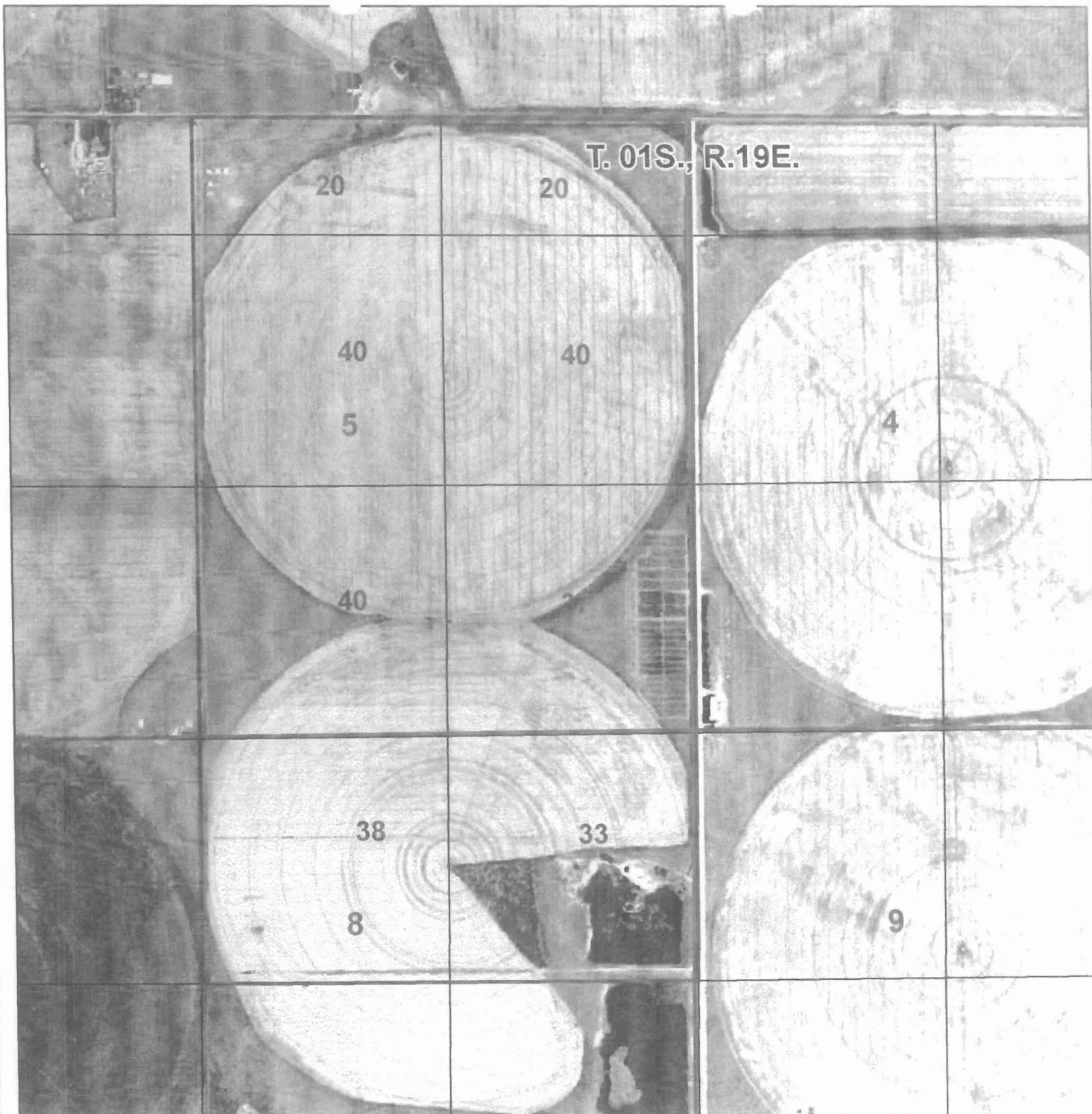
c. Thirty-Five (35) inches of the Big Wood River, with priority of May 1, 1886, originally decreed to A.H. Sams on December 13, 1909 (Adj. Claims #A37-00597B);

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



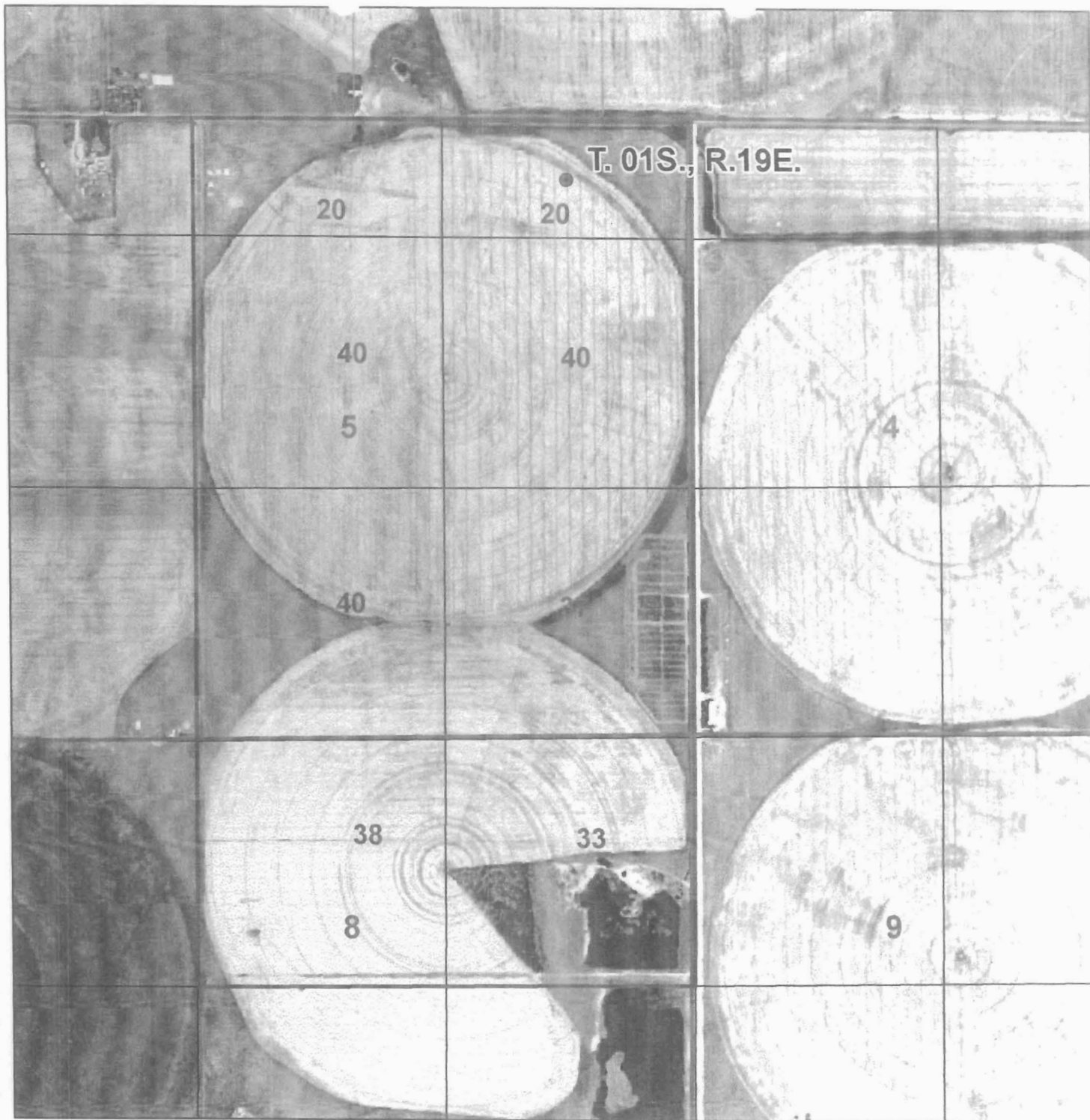
THOMAS M O'GARA FAMILY TRUST
 CLAIM # 37-590B, 37-501B, 37-501C, 37-597B, 37-115F
 NAIP 2006 Aerial

Legend

- ☐ Place_of_Uses
- ☐ Sections
- ☐ t01n19e
- ☐ t01s19e

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

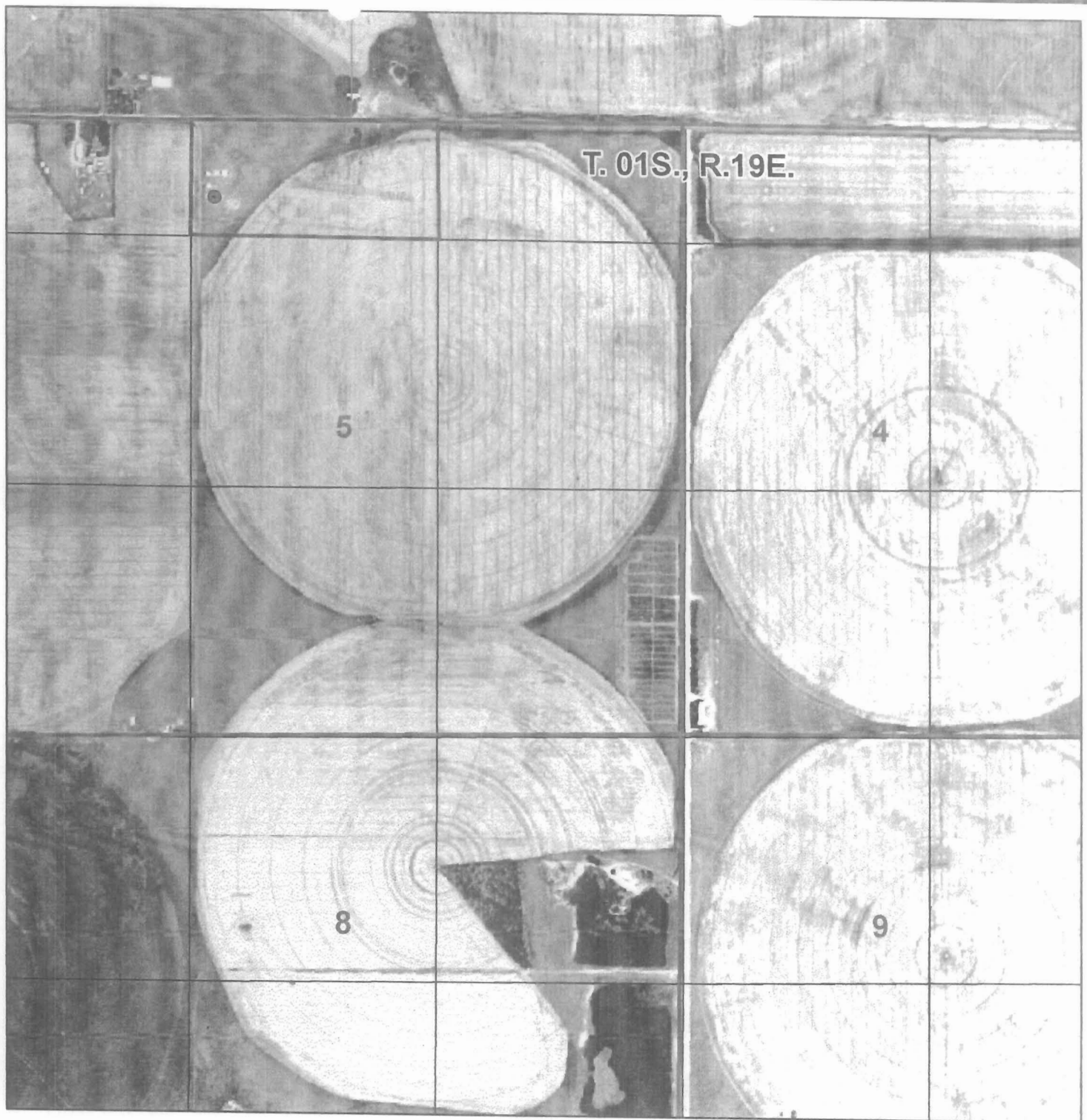
NOTE: Point of Diversion for all water rights listed is 02N 18E SEC 36 SWNW BIG WOOD RIVER



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

Legend

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



T. 01S., R.19E.

5

4

8

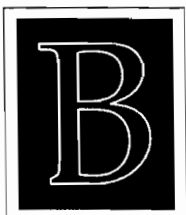
9

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

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

Legend

-  Sections
-  T01n19e
-  T01s19e
-  Water Right 37-12370
-  POD 37-12370



BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

RECEIVED

JAN 05 2007

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

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 37-597B
Date Received: 12/19/1988
Receipt No: C004042
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

SYRINGA RANCH TRUST UTAD JULY 1 1999 Phone: (208)788-6335
VICTORIA O GARA TRUSTEE
112 PRICE LN
BELLEVUE ID 83313

2. Date of Priority: 05/01/1886

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	SW NW	BLAINE	

5. Description of diverting works:

DISTRICT 45 CANAL, CEMENT-LINED DITCH, 60 HP PUMP, WHEEL LINES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	0.7	

7. Total Quantity Appropriated is:
0.7 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
01S	19E	5	NW	SE	IRRIGATION	40
					1 IRRIGATION	20
					2 IRRIGATION	20
			NE	SE	IRRIGATION	40
			SW	SE	IRRIGATION	40
			SE	SE	IRRIGATION	37
					Section Acres	197
01S	19E	8	NE	NE	IRRIGATION	33
			NW	NE	IRRIGATION	38
					Section Acres	71
					Total Acres	268

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:

15. Basis of Claim: Decreed



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

November 16, 2001

**DIRK KEMPTHORNE
GOVERNOR**

**KARL J. DREHER
DIRECTOR**

**SYRINGA RANCH TRUST UTAD JULY 1, 1999
VICTORIA O'GARA TRUSTEE
112 PRICE LN
BELLEVUE ID 83313**

**Re: SRBA Claim(s) 37-115F, 37-501B, 37-501C, 37-590B, 37-597B,
37-2502
Decreed Water Right 37-12370**

Dear Ms. O'Gara:

Pursuant to the change in ownership request that has been submitted to the Department, we have changed the record of current ownership as requested. Please find the enclosed copies of the computer records of the claim(s) noting the change in claimant. Review these records and if there is an error, or you have any questions, please contact this office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Trish Fawcett'.

**Trish Fawcett
Technical Records Specialist**

Enc.

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

RECEIVED**NOV 05 2001**

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 (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>37-590 B</u>	<u>A37-590 B</u>	☐	<u>37-2502</u>	<u>A37-2502</u>	☐
<u>37-501 B</u>	<u>A37-501 B</u>	☐	<u>37-12370</u>	<u>A37-12370</u>	☐
<u>37-501 C</u>	<u>A37-501 C</u>	☐			☐
<u>37-597 B</u>	<u>A37-597 B</u>	☐			☐
<u>37-115 F</u>	<u>A37-115 F</u>	☐			☐

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) 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 OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) STEPHEN F. & MARIE P. BIDDLE TRUST
4. New Owner/Claimant(s) P.O. Box 2359 KETCHUM, ID 83340
SYRINGA RANCH TRUST W/AD JULY 1, 1999
VICTORIA O'GARA, TRUSTEE
- Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 112 PRICE LANE
- City, State and ZIP Code BELLEVEUE, ID 83313
- New Telephone Number (208) 788-6335
5. Date you acquired the property OCTOBER 2, 2001

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 (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)

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 <u>[Signature]</u>	Date <u>11/6/01</u>	Fee <u>\$</u>	
Receipted by <u>[Signature]</u>	Date _____	Receipt No. _____	
Processed by <u>[Signature]</u> AJ	Date <u>11/9/01</u>	WR _____	Date _____

NOTARY PUBLIC
STATE OF NEVADA
County of Clark
DAVID J. ENGLUND
No. 92-1340-1
My Appointment Expires June 23, 2004

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.

Order No. 50319

QUITCLAIM DEED

FOR VALUE RECEIVED

STEPHEN F. BIDDLE AND MARIE P. BIDDLE, CO-TRUSTEES OF THE STEPHEN F. BIDDLE & MARIE P. BIDDLE TRUST DATED DECEMBER 1, 1987

do hereby CONVEY, RELEASE, REMISE and FOREVER quit claim unto

THOMAS M. O'GARA, TRUSTEE OF THE THOMAS M. O'GARA FAMILY TRUST DATED JULY 8, 1982

whose address is: ~~Dept 9154, P.O. Box 1594, El Cajon, CA 92022-1506~~ 112 Price Lane, Bellevue, ID 83313

the following described premises situated in Blaine County, Idaho, to wit:

SEE EXHIBIT "A" ATTACHED HERETO

together with their appurtenances.

Dated: September 28, 2001

S. F. Biddle
S.F. BIDDLE, CO-TRUSTEE

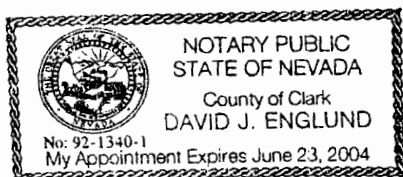
Marie P. Biddle
MARIE P. BIDDLE, CO-TRUSTEE

State of ~~Idaho~~ Nevada }
County of ~~Blaine~~ Clark } ss.

On this 28 day of September, in the year 2001, before me, the undersigned, personally appeared S.F. BIDDLE AND MARIE P. BIDDLE, known or identified to me to be the person(s) whose name is/are subscribed to the within instrument as trustee(s) of the, STEPHEN F. AND MARIE P. BIDDLE TRUST DATED DECEMBER 1, 1987 and acknowledged to me that he/she/they executed the same as such trustee(s).

WITNESS my hand and official seal.

David J. Englund
Notary Public
Commission Expires:



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"

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).

RECORDING REQUESTED BY AND
WHEN RECORDED RETURN TO:

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

(Space above this line for Recorder's use)

QUITCLAIM DEED

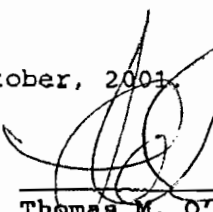
FOR VALUE RECEIVED, THOMAS M. O'GARA, Trustee of the Thomas M. O'Gara Family Trust dated July 8, 1982, does hereby convey, remise, release and forever quitclaim unto SYRINGA RANCH TRUST UTAD JULY 1, 1999, Victoria O'Gara, Trustee, whose address is ~~XXXXXXXXXXXXXXXXXXXX~~ 112 Price Lane, Bellevue, ID ~~XXXXXXXXXXXXXXXXXXXX~~ 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 thereof,

to have and to hold said real property, with its improvements, appurtenances, tenements and hereditaments unto SYRINGA RANCH TRUST UTAD JULY 1, 1999, Victoria O'Gara, Trustee, and to its successors and assigns forever.

DATED this 2nd day of October, 2001.


Thomas M. O'Gara, Trustee of the
Thomas M. O'Gara Family Trust
dated July 8, 1982

Legal Description
Order No. 50319

Exhibit "A"

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

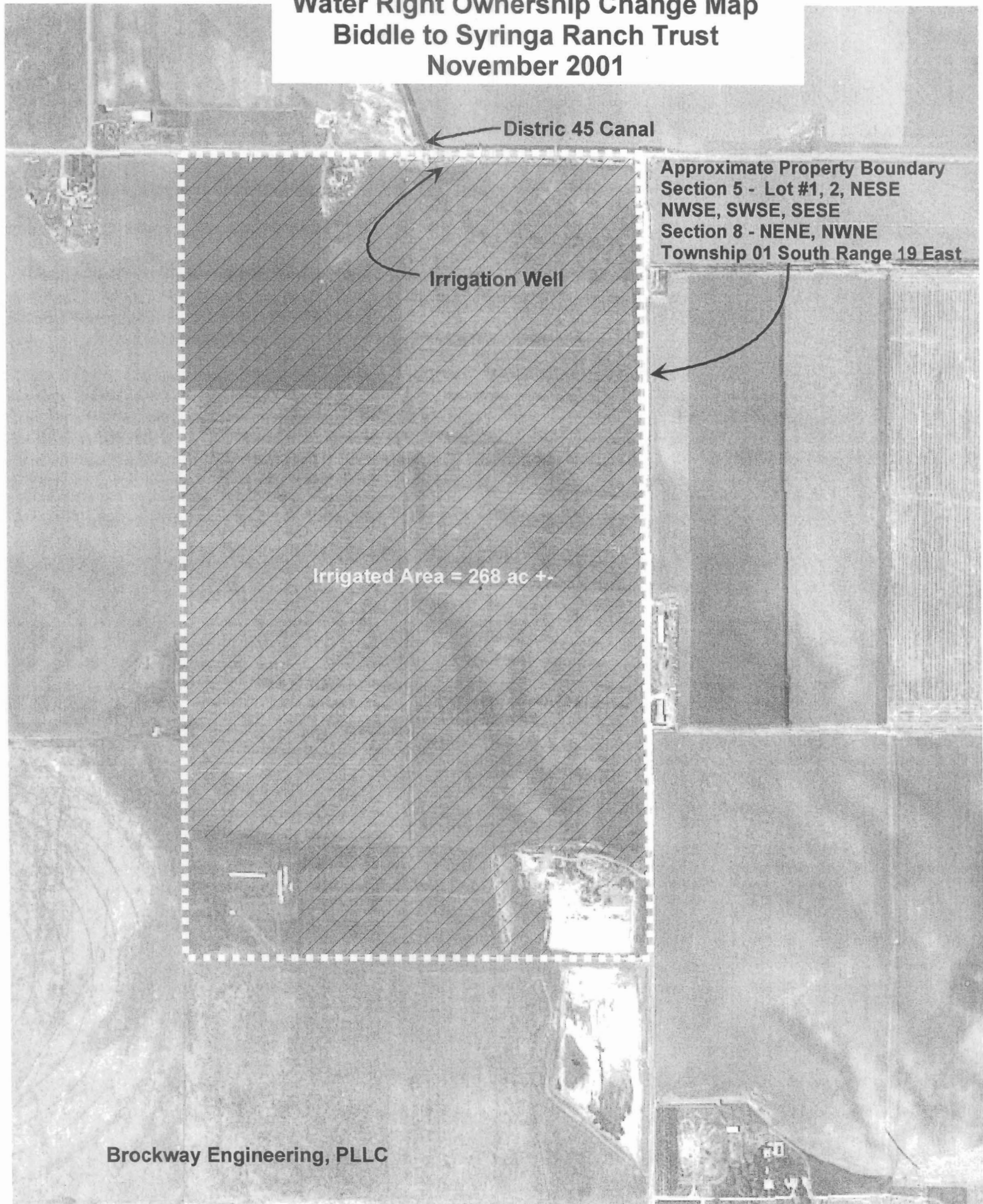
SECTION 5: SE1/4, Lots 1 and 2.

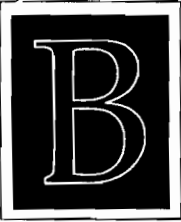
SECTION 8: A portion of land within the N1/2NE1/4 of said Section 8 and as depicted within a Record of Survey Map recorded as Instrument No. 191510, records of Blaine County, Idaho, and said portion of land being more particularly described by metes and bounds as follows:

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"

**Water Right Ownership Change Map
Biddle to Syringa Ranch Trust
November 2001**





BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

November 5, 2001

Mr. Allen Merritt
Idaho Department of Water Resources
Southern Regional Office
1341 Fillmore Street, Suite 200
Twin Falls, ID 83301

RECEIVED

NOV 05 2001

**Department of Water Resources
Southern Region**

Re: Change of Ownership – Biddle Water Rights

Dear Allen:

Enclosed is the change of ownership form and necessary documentation which requests the change of ownership of the water rights from the Stephen F. and Marie P. Biddle Trust to the Syringa Ranch Trust UTAD July 1, 1999, Victoria O'Gara, Trustee. The land was purchased from Mr. & Mrs. Biddle by Tom O'Gara and deeded to the Syringa Ranch Trust. The warranty deed from the original sale as well as the quitclaim deed to the trust is included with this documentation.

Since these water rights are still pending in the Snake River Basin Adjudication, no fee is required for this ownership change. Please review the enclosed request and contact our office if you have any questions or concerns with this change. Thank you and have a great day.

Sincerely,

Jeffrey S. Rau, P.E.

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

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

Attachment: IDWR Change of Ownership Form
Warranty Deed – Biddle to Tom O'Gara
Quitclaim Deed – Biddle to Tom O'Gara
Quitclaim Deed – Tom O'Gara to Syringa Ranch Trust
Aerial Photo with POU & POD(s)

Cc: Tom O'Gara
Brian Barsotti

2016 NORTH
WASHINGTON
STREET • SUITE 4

TWIN FALLS,
IDAHO 83301

208•736•8543

FAX: 736•8506

Ownership Change

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: A37-00597B
Date Received: 12/19/1988
Receipt No: C004042
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: STEPHEN F & MARIE P BIDDLE TRUST 208-622-3223
Address: PO BOX 2359
KETCHUM ID 83340

2. Date of Priority: MAY 1, 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
02N	18E	36		SW	NW		BLAINE

5. Description of diverting works:

DISTRICT 45 CANAL, CEMENT-LINED DITCH, 60 HP PUMP, WHEELINES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.700		

7. Total Quantity Appropriated is:

0.700 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 670.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	19E	5			1	IRR	20.0
					2	IRR	20.0
			NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	19E	5	SE	SE		IRR	37.0
						Section Acres	197.0
		8	NE	NE		IRR	33.0
			NW	NE		IRR	38.0
						Section Acres	71.0
						Total Acres	268.0

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:

37-00115F, 37-00501B, 37-02502, 37-00590B, 37-00501C.

14. Remarks:

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

Decree Plaintiff

vs

Decree Defendant

Please print or type
(see instructions on back of page)

JAN 19 1993

DATE OF CLOSING: 1-15-93

Department of Water Resources
Southern Region Office

LEGAL DESCRIPTION OF PROPERTY: Township 1 South Range 19 East
 Section 1/4 of 1/4 of 1/4 Govt. Lot BM.
 Lot , Block , Subdivision/Townsite .
 If you have additional legal descriptions, please attach separate sheet.

SEE LEGAL DESCRIPTION ATTACHED

- [] Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- [] Water Right Number(s)
Assigned by IDWR: A37-00115F-00501B-00501C-00500E
-00507B, -02502, -12370 (DOM.)
- [] Name and Address of Former Owner/Claimant(s)(Seller):
- [] New Owner/Claimant (Purchaser):
Stephen F. and Marie P. Biddle, Trustees
- [] New Mailing Address:
P.O. Box 2359
Ketchum, Idaho 83340
- [] New Telephone Number: (208) 622-3223

- [] Does the change in ownership result in a splitting of the water right owned/claimed? yes X no
 If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

- [] Attach proof of ownership, describe proof attached: Warranty Deeds showing the chain of title
(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)
- [] Signature of New Owner/Claimant(s): S F Biddle, Trust Date 1/14/93
Marie P. Biddle Date 1/14/93
- [] Signature of Former Owner/Claimant(s): Date
 Date

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: By:

Claim Numbers of Split, if any:

W. Deed & Chain of title paperwork in
A37-00115F file.

Original to be mailed to Idaho Department of W
 Copies to Former Owner and New Owner

MICROFILMED

MAR 20 1993



DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. E., Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

03-Feb-1993 09:36

Stephen F. & Marie P. Biddle Trust
PO Box 2359
Ketchum, ID 83340

RE: SRBA Claims A37-00115F, A37-00501B, A37-00501C, A37-00590B
A37-00597B, A37-02502 & A37-12370

Dear Claimant:

Pursuant to the notification that you presently own the property in which the above referenced adjudication claims are appurtenant, the Department has changed the record of the current owner as you requested. Please find enclosed copies of the computer records of the claims noting the change in claimant. Please review the records and if you have any corrections please contact this office.

Sincerely,

A handwritten signature in cursive script, reading 'Francis G. Hitchcock', is written over the typed name.

Francis G. Hitchcock
Senior Water Rights Agent

Encl:

MICROFILMED

MAR 20 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: A37-00597B

Date Received: 10/25/1988 *llt*

Receipt No: C004042

Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ROY LEVENTHAL 206-325-4439
Address: 302 LAKESIDE AVE., SOUTH
SEATTLE, WA 98144

AND

Name: PHYLLIS LEVENTHAL 206-325-4439
Address: 302 LAKESIDE AVE., SOUTH
SEATTLE, WA 98144

2. Date of Priority: MAY 01, 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
02N	18E	36	SW	NW			BLAINE

5. Description of diverting works:
DISTRICT 45 CANAL, CEMENT-LINED DITCH, 60 HP PUMP, WHEELINES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.700		

7. Total Quantity Appropriated is:
0.700 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 670.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
01S	19E	5		1	IRR	20.0
				2	IRR	20.0
			NE	SE	IRR	40.0
			NW	SE	IRR	40.0
			SW	SE	IRR	40.0
			SE	SE	IRR	37.0
					Section Acres	197.0
		8	NE	NE	IRR	33.0
			NW	NE	IRR	38.0
					Section Acres	71.0
					Total Acres	268.0

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:
37-00115F, 37-00501B, 37-02502, 37-00590B, 37-00501C.

14. Remarks:

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

Decree Plaintiff

vs

Decree 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/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

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

17. Notice of Appearance:

Notice is hereby given that I, _____ will be
_____ Print Name
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 _____

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: 39356
Ident Number A37-00597 B
Date Received 10-25-88
Receipt Number 0004042

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

OCT

Division of Water Resources
Southern Region Office

1. Name of Claimant(s): Roy Leventhal &/or Phyllis Leventhal
Phone: (206) 325-4439
Mailing Address: 302 Lakeside Avenue South
Seattle, WA 98144

2. Date of Priority: May 1, 1886

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

4. a. Location of point of diversion is:

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>$\frac{1}{4}$</u>	<u>$\frac{1}{4}$</u>	<u>$\frac{1}{4}$</u>	<u>Lot</u>	<u>County</u>
2N	18E	36		SW	NW		Blaine

Additional points of diversion if any: None.

b. If instream flow, beginning point:

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>$\frac{1}{4}$</u>	<u>$\frac{1}{4}$</u>	<u>$\frac{1}{4}$</u>	<u>Lot</u>	<u>County</u>
-----------------	--------------	----------------	---------------------------------	---------------------------------	---------------------------------	------------	---------------

Ending point:

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>$\frac{1}{4}$</u>	<u>$\frac{1}{4}$</u>	<u>$\frac{1}{4}$</u>	<u>Lot</u>	<u>County</u>
-----------------	--------------	----------------	---------------------------------	---------------------------------	---------------------------------	------------	---------------

5. Description of existing diversion works: District 45 Canal to a cement-lined ditch and holding pond where 60 HP pump pressurizes the water for 10 wheellines.

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MAR 20 1993

6. Water is claimed for following purposes:

<u>Purpose</u>	<u>From</u>	<u>To</u>	<u>Amount</u>
Irrigation	April 1	November 1	0.7 cfs

7. Total Quantity Claimed: 0.7 cfs

8. Total consumptive use claimed is 670 acre feet per annum.

9. Non-irrigation uses: None.

10. Place of use:

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>1/4</u>	<u>1/4</u>	<u>Use</u>	<u>Irrig. Acres</u>
1S	19E	5	Lot 1		I	20
1S	19E	5	Lot 2		I	20
1S	19E	5	NE	SE	I	40
1S	19E	5	NW	SE	I	40
1S	19E	5	SW	SE	I	40
1S	19E	5	SE	SE	I	37
1S	19E	8	NE	NE	I	33
1S	19E	8	NW	NE	I	38

Total number of irrigated acres: 268

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? 37-0115F, 37-0501B, 37-0501C, 37-0590B, 37-2502.

14. Remarks: Originally decreed to A. H. Sams in S.C. Frost et al. v. Alturus Water Co. et ux.. Split by decree of Federal Land Bank v. Union Central Life Insurance Co., dated November 14, 1932. Transfer 568. Place of use claimed is the entire irrigated acreage of the ranch; the right claimed and the rights described in paragraph 13, above, are all used together to irrigate this land. The place of use is claimed pursuant to Idaho Code §42-1416(1) to the extent it differs from the decree.

Last Name: Leventhal Ident No. _____

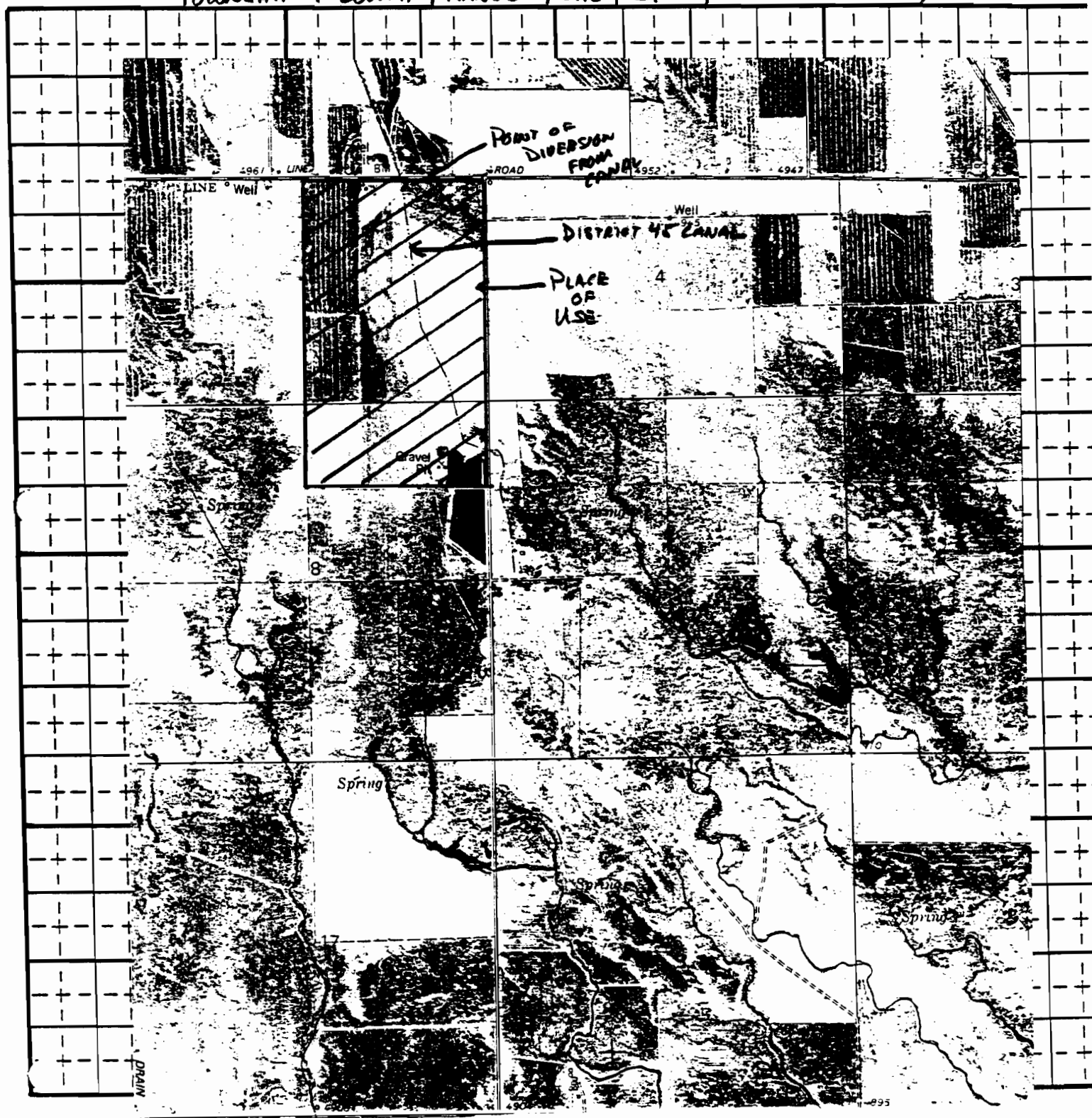
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MAR 20 1993

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

Scale: 2 inches equals 1 mile

TOWNSHIP 1 SOUTH, RANGE 19 EAST, B.M., BLAINE COUNTY



Last Name LEVENTHAL

Ident No. _____

MICROFILMED
Copies: White-State, Yellow-Clearman

MAR 20 1993

15. Basis of Claim: Decree
IDWR Water Right Number: 37-0597B
Court: Lincoln County
Case Number:
Decree Date: December 13, 1909
Plaintiff v. Defendant:
S. C. Frost et al. v. Alturus Water Co. et al.

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 - none.

[For individuals] I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s) Roy D. Leventhal, by Date 10/14/88
James P. Speck, his Date _____
attorney-in-fact

State of Idaho)
County of Blaine) ss.

Subscribed and sworn before me this 14th day of October, 1988.

Notary Public Burley M. Beck
Residing at Sun Valley
Commission Expires 1/17/93

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
James P. Speck
Hogue, Speck & Aanestad
P.O. Box 987
Ketchum, ID 83340

Date: 10/14/88

Last Name: Leventhal
a:\lvnthl4.clm

Ident No.: _____

MICROFILMED

MAR 20 1993

WARRANTY DEED

FOR VALUE RECEIVED Don C. Briscoe and Elizabeth A. Briscoe,
husband and wife

the grantors, do hereby grant, bargain, sell and convey unto

**Stephen F. Biddle and Marie P. Biddle, as trustees under the
Stephen F. & Marie P. Biddle Trust dated December 1, 1987**

the grantees, whose current address is **Box 2359**
Ketchum, ID 83340

the following described premises, in **BLAINE COUNTY, IDAHO**, to wit:

See Exhibit "A" attached hereto and made a part hereof

SUBJECT TO: Taxes, easements, restrictions, reservations, assessments and encumbrances as shown of record, if any.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that they are free from all incumbrances

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: January, 11, 1993

01/05/2007

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

RIGHT NUMBER: 37-597B

NAME AND ADDRESS: THOMAS M O GARA FAMILY TRUST
C/O BRIAN BARSOTTI
PO BOX 370
KETCHUM ID 83340

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 0.700 CFS

PRIORITY DATE: 05/01/1886

POINT OF DIVERSION:

T02N R18E S36 SWNW Within BLAINE County

Water diverted from Headgate #45 delivered through District Canal.

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/15 10/31	0.700 CFS
PLACE OF USE:	<u>IRRIGATION in BLAINE County</u>		
	T01S R19E S05 Lot 2 SWNE	19.00	T01S R19E S05 Lot 1 SENE 18.00
	T01S R19E S05 NESE	40.00	T01S R19E S05 NWSE 41.00
	T01S R19E S05 SWSE	41.00	T01S R19E S05 SESE 40.00
	T01S R19E S08 NENE	30.00	T01S R19E S08 NWNE 39.00

268 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 268 acres in a single irrigation season. Combined Right Nos.: 37-597B, 37-590B, 37-501C, 37-501B, 37-115F, 37-2502.

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

12/11/2006

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

RIGHT NUMBER: 37-597B

NAME AND ADDRESS: SYRINGA RANCH TRUST
VICTORIA O GARA TRUSTEE
112 PRICE LN
BELLEVUE ID 83313

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 0.700 CFS

PRIORITY DATE: 05/01/1886

POINT OF DIVERSION:

T02N R18E S36 SWNW Within BLAINE County

Water diverted from Headgate #45 delivered through District Canal.

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	0.700 CFS

PLACE OF USE: IRRIGATION in BLAINE County

T01S R19E S05 Lot 2 SWNE	19.00	T01S R19E S05 Lot 1 SENE	18.00
T01S R19E S05 NESE	40.00	T01S R19E S05 NWSE	41.00
T01S R19E S05 SWSE	41.00	T01S R19E S05 SESE	40.00
T01S R19E S08 NENE	30.00	T01S R19E S08 NWNE	39.00

268 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 268 acres in a single irrigation season. Combined Right Nos.: 37-597B, 37-590B, 37-501C, 37-501B, 37-115F, 37-2502.

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

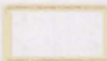
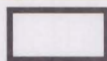
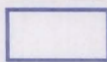
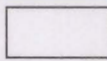


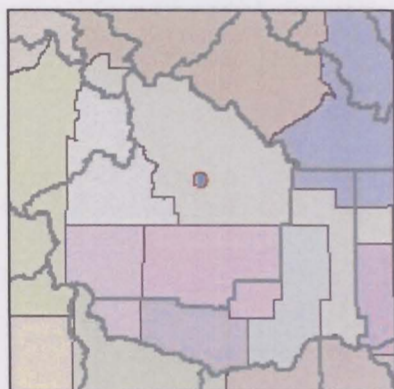
Idaho Department of Water Resources

SRBA Recommendation:

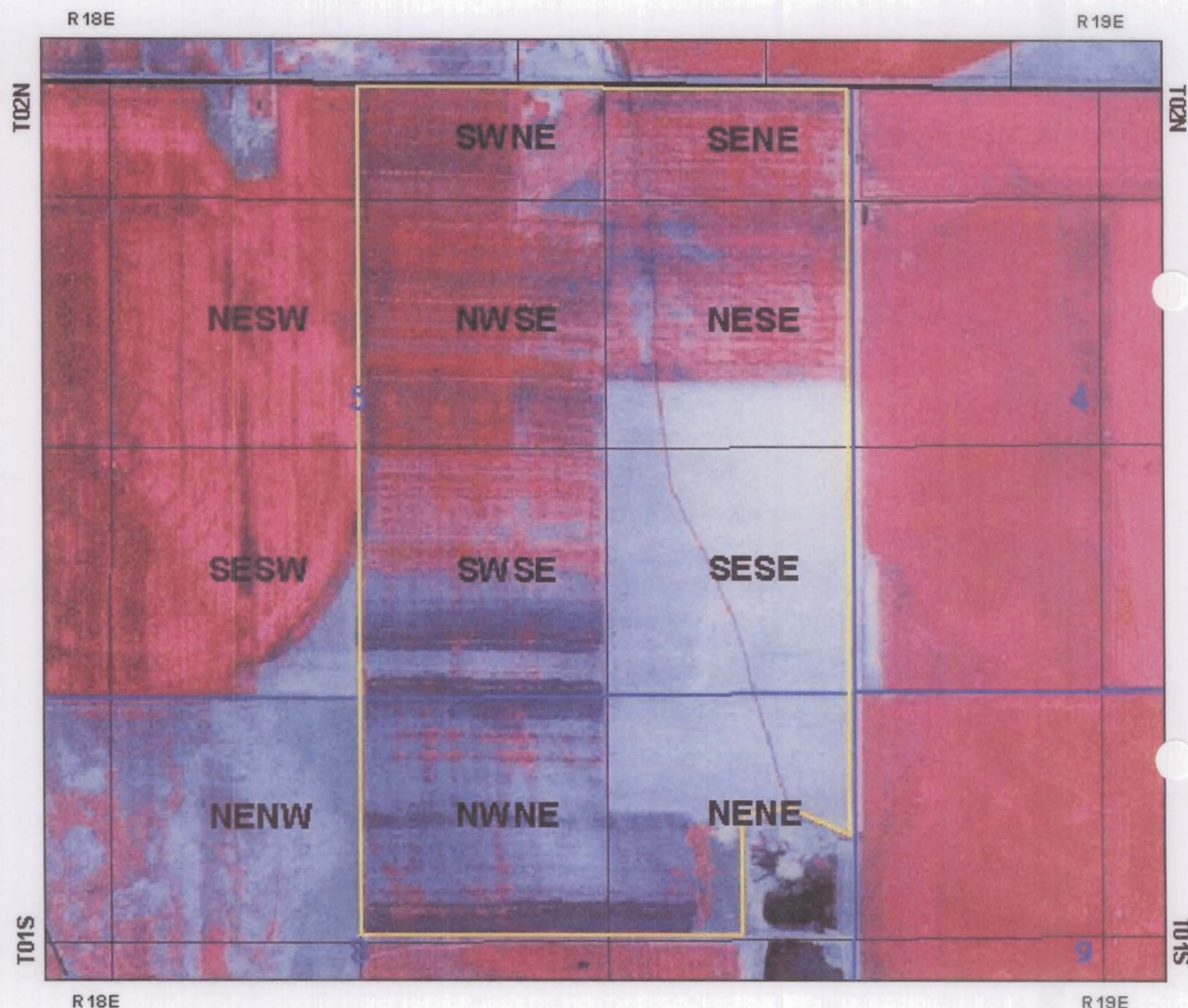
37-597B, 37-590B
37-501C, 37-501B
37-115F, 37-2502

Legend

-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Blaine County
IDWR Basin 37



0 0.3 0.6 Miles

Prepared by N. Erickson
On Monday, December 11, 2006
1987/88 Aerial Photography



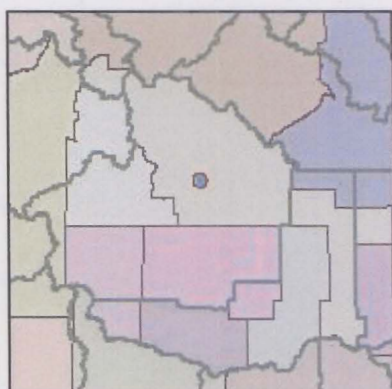
Idaho Department of Water Resources

SRBA Recommendation:

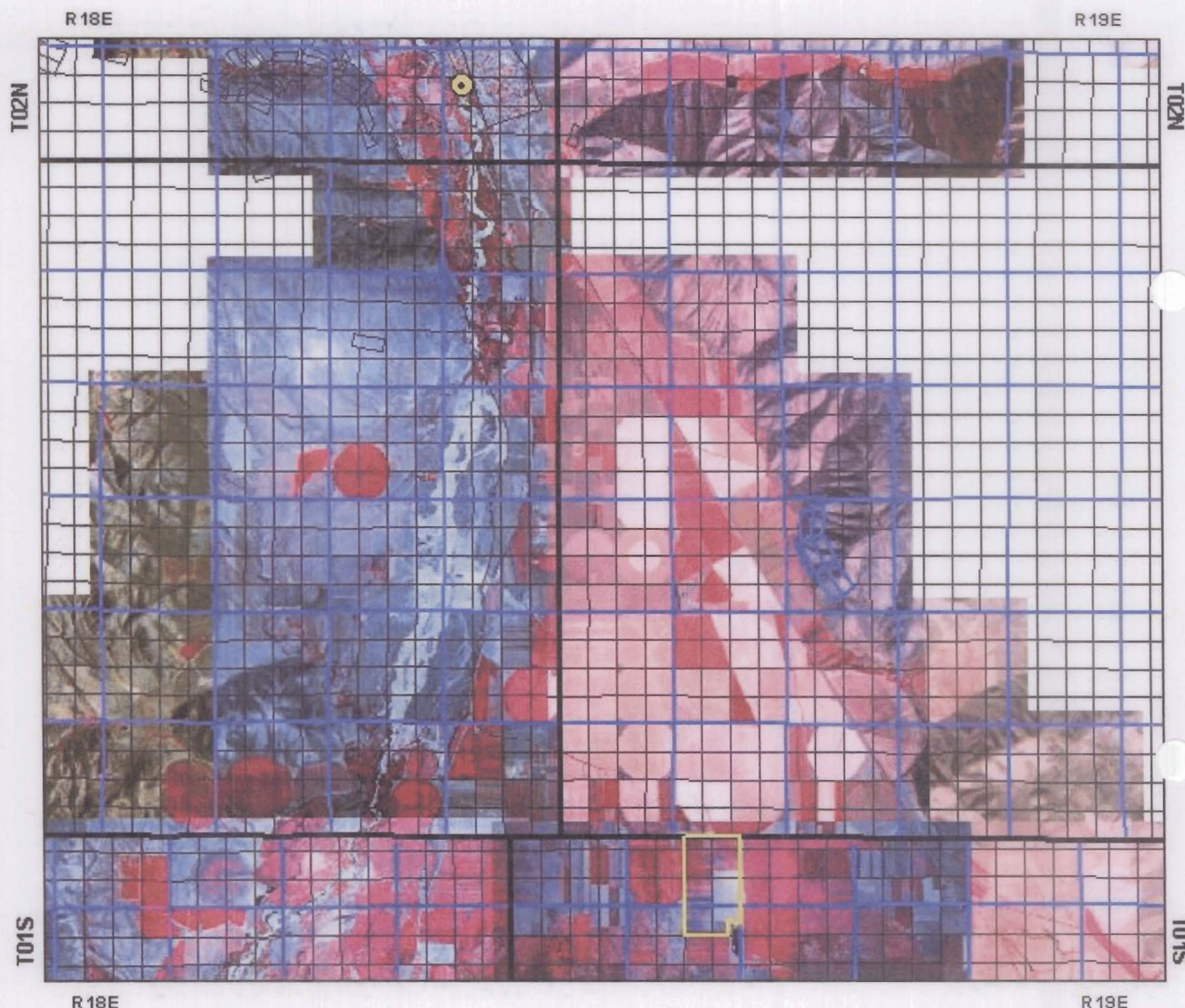
**37-597B, 37-590B
37-501C, 37-501B
37-115F**

Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Blaine County
IDWR Basin 37



0 3 6 Miles

Prepared by N. Erickson
On Monday, December 11, 2006
1987/88 Aerial Photography



DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

03-Feb-1993 09:36

Stephen F. & Marie P. Biddle Trust
PO Box 2359
Ketchum, ID 83340

RE: SRBA Claims A37-00115F, A37-00501B, A37-00501C, A37-00590B
A37-00597B, A37-02502 & A37-12370

Dear Claimant:

Pursuant to the notification that you presently own the property in which the above referenced adjudication claims are appurtenant, the Department has changed the record of the current owner as you requested. Please find enclosed copies of the computer records of the claims noting the change in claimant. Please review the records and if you have any corrections please contact this office.

Sincerely,

Francis G. Hitchcock
Senior Water Rights Agent

Encl:

SD-0601-2 Last Name: LEVENTHAL

STATE

S	First	O	Water	Priority		Total	Use	
E	Name	W	Right No.	Date	Source	Diversion	Code	Desc
L		N						
-	LEVENTHAL							
-	ROY	C	A37-02502	05/03/1949	GROUNDWATER	5.000	01	IRR
-	PHYLLIS	C	A37-02502	05/03/1949	GROUNDWATER	5.000	01	IRR
-	ROY	C	A37-00115F	06/12/1886	BIG WOOD RI	1.000	01	IRR
-	PHYLLIS	C	A37-00115F	06/12/1886	BIG WOOD RI	1.000	01	IRR
-	ROY	C	A37-12370	12/31/1943	GROUNDWATER	0.040	43	DOMEST
-	PHYLLIS	C	A37-12370	12/31/1943	GROUNDWATER	0.040	43	DOMEST
-	ROY	C	A37-00501B	05/01/1886	BIG WOOD RI	0.400	01	IRR
-	PHYLLIS	C	A37-00501B	05/01/1886	BIG WOOD RI	0.400	01	IRR
-	ROY	C	A37-00501C	05/01/1886	BIG WOOD RI	2.000	01	IRR
-	PHYLLIS	C	A37-00501C	05/01/1886	BIG WOOD RI	2.000	01	IRR
-	ROY	C	A37-00590B	05/01/1886	BIG WOOD RI	1.000	01	IRR
-	PHYLLIS	C	A37-00590B	05/01/1886	BIG WOOD RI	1.000	01	IRR
-	ROY	C	A37-00597B	05/01/1886	BIG WOOD RI	0.700	01	IRR
-	PHYLLIS	C	A37-00597B	05/01/1886	BIG WOOD RI	0.700	01	IRR

END OF DATA...ENTER MENU OPTION AND/OR PRESS ENTER TO CONTINUE
 (Enter=Continue) (GOLD7=This Query)

(Menu _____)

Water Right Number - R37-00597B

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
BIDDLE TRUST

STEPHEN F & MARIE P

1 - PO BOX 2359

2 -

3 -

City- KETCHUM

State- ID Zip- 83340

Phone - 208-622-3223

*** O - ORIGINAL OWNER ***
LEVENTHAL

PHYLLIS

1 - 302 LAKESIDE AVE S

2 -

3 -

City- SEATTLE

State- WA Zip- 98144

Phone - 206-325-4439

LEVENTHAL

PHYLLIS

1 - 302 LAKESIDE AVE S

2 -

3 -

City- SEATTLE

State- WA Zip- 98144

Phone - 206-325-4439

+ - - Priority Date - - +
05/01/1886

+ - - Region - - - +
ERROR IN REGION

+ - - Stage - - - +
D - DECREED

+ - - Status - - - +

+ - - - - Source - - - - - +
BIG WOOD RIVER

+ - - - - Tributary - - - - - +
MALAD RIVER

+ - - - - Point of Diversion - - - - - +						
Twn	Rng	Sec	Tract	Lot	RFlg	County
02N	18E	36	SW NW		(13)	BLAINE

+ - - - - Water Use - - - - - +						
Code	Description	Period From	Period To	Diversion Rate	Diversion Volume	
01 - IRRIGATION		04/01	11/01	0.700		

+ - Total Div. Rate - +		+ - Total Div. Volume - +		+ - Total Consumptive Use - +		+ - KW Usage - +	
0.700				670.0			

+ - - - - Place of Use - - - - - +								
Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
01S	19E	5		1	20.0	01	IRRIGATION	(13) BLAINE
01S	19E	5		2	20.0	01	IRRIGATION	(13) BLAINE
01S	19E	5	NE SE		40.0	01	IRRIGATION	(13) BLAINE
01S	19E	5	NW SE		40.0	01	IRRIGATION	(13) BLAINE
01S	19E	5	SW SE		40.0	01	IRRIGATION	(13) BLAINE
01S	19E	5	SE SE		37.0	01	IRRIGATION	(13) BLAINE
01S	19E	8	NE NE		33.0	01	IRRIGATION	(13) BLAINE
01S	19E	8	NW NE		38.0	01	IRRIGATION	(13) BLAINE

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MAR 20 1993

Water right number - R37-00597B Prefix Translation: RESEARCH

```

+ - - - - - Place of Use - - - - - +
  TwN    Rng    Sec    Tract    Lot    Acres    Code    Description    County
+ - - - - - +

          Total Acres:      268.0

+ - - Diversion Means - DISTRICT 45 CANAL, CEMENT-LINED DITCH, 60 HP PUMP, WHEEL LINES
+ - - Non-Irrigation Use -
+ - - Other Rights for Same Use - 37-00115F, 37-00501B, 37-02502, 37-00590B, 37-00501C.
+ - - - - - Remarks - - - - - +
          No Remarks found.
+ - - - - - Old Water Right Numbers - - - - - +
          No Old Water Right Numbers Found
+ - - - - - Conditions of Approval - - - - - +
          No Conditions of Approval found.
+ - - - - Decree Plaintiff - - - +          + - - - - Decree Defendant - - - +          + - Decree Date - +
                                         00/00/0000
+ - - - - - Comments - - - - - +
Date: 02/03/1993 User Id: MERRITT Subject: COPIED FROM REMARKS
OWNERSHIP CHANGED BY FH ON 02-02-1993. CHAIN OF TITLE IN FILE TO DOCUMENT UNREPORTED OWNERSHIP CHANGES BETWEEN CLAIMS FILED BY THE
ORIGINAL CLAIMANT LEVENTHAL AND THE SALE BY BRISCOE TO BIDDLE TRUST AS REFLECTED IN THE CHANGE OF OWNERSHIP.
+ - - Audit Fields - - +
          02/03/93 MERRITT
+ - - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing - 00/00/0000 Field Inspection Made - 00/00/0000 Civil Case Number - 39576
Objection Filed Date - 00/00/0000 Field Inspection Flag - Old Case Number -
Response Filed Date - 00/00/0000 Verified Date - 00/00/0000 Old Judicial District -
Claim Received Date - 12/19/1988 Last Amended Date - 00/00/0000 Temporary Right - P
Receipt Number - C004042 Water District -
POU Ownership Flag - Y Federal/State Indicator - S
Name Connector - AND/OR Presumption Flag - D
Notice of Error Flag -

```

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MAR 20 1993

Water Right Number - 37-00597B

Adj. Flag Translation: Standard Water Right Number

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***

THE FEDERAL LAND BANK OF SPOKANE

1 -

2 -

3 -

City-

State-

Zip-

Phone -

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
05/01/1886 17 D - DECREED+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
BIG WOOD RIVER MALAD RIVER+ - - - - - - - - - - - - - - - Point of Diversion - - - - - - - - - - - +
Twn Rng Sec Tract Lot RFlg County Stream Index (Blank if no Index Code)

02N 18E 36 SW NW (13) BLAINE

+ - - - - - - - - - - - - - - - Water Use - - - - - - - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION

0.700

43 - DOMESTIC

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
0.700+ - - - - - - - - - - - - - - - Place of Use - - - - - - - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

01S 19E 8 NE NE

01 IRRIGATION

(13) BLAINE

01S 19E 8 NW NE

01 IRRIGATION

(13) BLAINE

Total Acres:

+ - - Diversion Means - HEADGATE #45, DISTRICT CANAL

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

----- Remarks ----- +

TRANS. 568.

DOMESTIC USE ADDED BY TRANSFER.

ORIGINALLY DECREED TO A. H. SAMS IN THE FROST DECREE.

----- Conditions of Approval ----- +
No Conditions of Approval found.MICROFILMED
MAR 20 1993

Water right number - 37-00597B

Adj. flag translation: Standard Water Right Number

+ - - - - Decree Plaintiff - - - +
FEDERAL LAND BANK OF SPOKANE

+ - - - - Decree Defendant - - - +
UNION CENTRAL LIFE INS. CO.

+ - Decree Date - +
11/14/1932

+ - - Microfilm Rolls -

+ - - Audit Fields - 07/01/85

05/28/88 CONVERT

[illegible]

| | | |
|------------------|---|------------|
| Proof Due Date | - | 00/00/0000 |
| Approved/Denied | - | 00/00/0000 |
| Proof Made Date | - | 00/00/0000 |
| Start Work Date | - | 00/00/0000 |
| Order Show Cause | - | 00/00/0000 |
| Licensed Date | - | 00/00/0000 |
| Decree Date | - | 11/14/1932 |

Field Exam Made - 00/00/0000
Protested Date - 00/00/0000
Hearing Date - 00/00/0000
Verified Date - 07/01/1985
Receipt Number -
Appl Received - 00/00/0000

| | | |
|------------------|---|----|
| Field Exam Fee | - | |
| Swan Falls | - | |
| Temporary Right | - | P |
| DLE/Carey Act | - | |
| Water District | - | 37 |
| Transfer/Amended | - | T |

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MAR 20 1993

27/1988

SRBA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME Swenthal, Roy CLAIM IDENT. NO. 37-0597B

DATE RECEIVED 10-25-88 CK # 1280 AMOUNT \$ 618.00

Is the name and address complete with zip code? YES NO

Is a priority date entered? YES NO

Is the water use exempt from the Permit requirements, or if it is not exempt, has a Permit been approved or a License issued?
 A Permit is required: (1) for groundwater developed after March 25, 1963 (except single family domestic and stockwater wells using less than 13,000 gpd), or (2) for surface water developed after May 20, 1971 (except for instream stockwater). USE CARE IF CLAIM IS RETURNED. REFER TO ADJUDICATION MEMOS # 1 (ADJ. CLAIMS/APPLICATIONS) AND # 9 (REJECTION OF CLAIMS). EXPLAIN IN COMMENTS.

(a) Is a source entered? YES NO

(b) Is a tributary to entered? (if required) N/A YES NO

Is the legal description of the p.d. sufficient? YES NO

Is there a description of the diverting works? YES NO

Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. YES NO

Is the period of use included? YES NO

Is a quantity claimed for each use? YES NO

Is a total quantity claimed entered? YES NO

If required is a consumptive use entered? N/A YES NO

Is the consumptive use correct? N/A YES NO

Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. N/A YES NO

Is (are) the place(s) of use and purpose(s) indicated? YES NO

Is (are) the county(ies) entered? YES NO

Is the ownership of p.u. checked? YES NO

Are other water rights listed or "none" indicated? YES NO

If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) N/A YES NO

Is the basis of the claim indicated? YES NO

Is the claim signed by the claimant, and is the signature appropriate? (If an individual is the claimant, has that individual signed the claim, or if an organization is the claimant, is the organization signature block complete?) YES NO

Has the claim been signed, sealed, and dated by a notary? YES NO

Has this claim filed on time, or was an extension granted? YES NO

Is the fee enclosed correct? Exempt YES NO

Is this claim based on an existing water right, has the identification number been entered? N/A YES NO

Could this claim be receipted and data entered? YES NO

Claim checked by: LWComments: Expanded acreage D flag

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MAR 20 1993