

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 37-12396
Date Received: 10/5/2006
Receipt No: C004234
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

SPRING CANYON RANCH LLC Phone: (650) 588-5600
C/O CROY CANYON LLC
400 OYSTER PT BLVD #123
SOUTH SAN FRANCISCO CA USA 94080

Oct 30, 2009
Amended
(Add Lambs Gulch)

2. Date of Priority: 12/31/1947

3. Source: DEMOCRAT CREEK, LAMBS GULCH CREEK Trib. to: CROY CREEK, DEMOCRAT GULCH CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
02N	18E	18	NE SW NW	BLAINE	Reservoir dike & p/ing
02N	18E	18	NW NW SE	BLAINE	
02N	18E	18	NE SW SE	BLAINE	
02N	18E	18	NW SE SE 5	BLAINE	
02N	18E	18	SW NE NW	BLAINE	Lambs Gulch

5. Description of diverting works:

RESERVOIR USED TO STORE WATER FOR STOCK, RECREATION, AND IRRIGATION. THE IRRIGATION WATER WAS DIVERTED INTO EXISTING DITCHES FROM MULTIPLE POINTS ALONG DEMOCRAT CREEK AND FROM THE BOOSTER PUMP AT THE LOWER RESERVOIR INTO THE MAIN LINES AND HAND LINES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION STORAGE	01/01	12/31		1273
IRRIGATION FROM STORAGE	04/01	11/01	3	
STOCKWATER	01/01	12/31	0.03	
RECREATION STORAGE	01/01	12/31		2172
DIVERSION TO STORAGE	01/01	12/31	10	

7. Total Quantity Appropriated is: 13.03 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
02N	18E	17	SW	NW	IRRIGATION FROM STORAGE	2.8
			SE	NW	IRRIGATION FROM STORAGE	24.5
			NE	SW	IRRIGATION FROM STORAGE	8.2
			NW	SW	IRRIGATION FROM STORAGE	28
			SW	SW	IRRIGATION FROM STORAGE	1
					Section Acres	64.5
02N		18E 18	SE	NE	IRRIGATION FROM STORAGE	16.1
			NE	NW	IRRIGATION FROM STORAGE	1.2
			SE	NW	IRRIGATION FROM STORAGE	27.3
			NE	SW	IRRIGATION FROM STORAGE	1
			NE	SE	IRRIGATION FROM STORAGE	21.4
			NW	SE	IRRIGATION FROM STORAGE	19
			SW	SE	IRRIGATION FROM STORAGE	17.5
			SE	SE	IRRIGATION FROM STORAGE	22
					Section Acres	125.5
					Total Acres	190

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:

STOCK DRINK FROM THE RESERVOIR AND CREEK. THE RESERVOIR IS USED FOR RECREATIONAL ACTIVITIES (I.E., FISHING, ETC.). DUE TO THE UNRELIABILITY OF THE CREEK THE DAM HELPS TO EXTEND THE IRRIGATION SEASON THROUGH THE STORAGE OF SPRING RUNOFF AND THE SMALL FLOW THROUGHOUT THE YEAR. THE ENTIRE FLOW OF DEMOCRAT CREEK AND A PORTION OF THE FLOW FOR LAMBS GULCH ENTERS THE RESERVOIR FOR STORAGE. THE DAM HAS BEEN ESTIMATED TO BE BUILT IN 1947.

Amended claim data entered 11-9-2009.

15. Basis of Claim: Beneficial Use

RECEIVED

OCT 30 2009

DEPARTMENT OF
WATER RESOURCES

Form No. 42-1409 (2) a 1/88

AMENDED 37-12396

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 FORM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576
Ident. Number 37-12396
Date Received _____
Receipt Number _____

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

Please type or print clearly

1. Name of Claimant (s) Spring Canyon Ranch LLC c/o Croy Canyon LLC Phone (650) 588-5600
Mailing Address 395 Oyster Pt Blvd #309, South San Francisco, CA Zip 94080
2. Date of Priority (Only one (1) per claim) 12/31/1947
3. Source of water supply (a) Democrat Creek & Lambs Gulch
which is tributary to (b) Croy Creek
4. a. Location of existing point of diversion is: Township 02N Range 18E Section 18,
NE 1/4 of SW 1/4 of NW 1/4, Govt. Lot, _____ B.M., County of Blaine
Additional points of diversion if any: 02N18E18NWSESE, 02N18E18NWNWSE, 02N18E18NESWSE and
02N18E18SWNENW
- 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. Reservoir used to store water for stock, recreation, and irrigation.
The irrigation water was diverted into existing ditches from multiple points along Democrat Creek and from the
booster pump at the lower reservoir into the main lines and hand lines.

6. Water is claimed for the following purposes:

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

For Irrigation Storage purposes from 01/01 to 12/31 amount or 1273

For Stockwater purposes from 01/01 to 12/31 amount 0.03 or

For Recreation Storage purposes from 01/01 to 12/31 amount or 2172

For Irrigation from Storage purposes from 04/01 to 11/01 amount 3.00 or

For Diversion to Storage purposes from 01/01 to 12/31 amount 10.00 or

7. Total quantity claimed (a) 13.03 (cfs) and/or (b) (acre feet)

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

9. Non-Irrigation uses; described fully (e.g. Domestic: list number of households served; Stockwater: type and number of livestock, etc.) (see remarks)

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
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
02N	18E	17							2.8	24.5	8.2	28.0	1.0						64.5
02N	18E	18				16.1	1.2			27.3	1.0				21.4	19.0	17.5	22.0	125.5

Total number of Irrigatable acres 190.0

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 XX 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.

See attached Or None ☐

14. Remarks:

Stock drink from the reservoir and creek. The reservoir is used for recreational activities (i.e. fishing, etc.).

Due to the unreliability of the Creek the dam helps to extend the Irrigation season through the storage of spring runoff and the small flow throughout the year. The entire flow of Democrat Creek and a portion of the flow for Lambs Gulch enters the reservoir for storage. The dam has been estimated to be built in 1947.

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

If applicable provide IDWR Water Right Number 37-12396

Court Case Number Decree Date

Plaintiff vs Defendant

For Individuals: I/We do solemnly swear or affirm under penalty of perjury 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 under penalty of perjury that I am

Kevin J. Beaton of Stoel Rives LLP
Title Organization

that I have signed the foregoing document in the space below as

Attorney of Spring Canyon Ranch, LLC
Title Organization

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

Signature of Authorized Agent Kevin Beaton Date 10-30-09

Title and Organization Attorney, Stoel Rives LLP

16. Notice of Appearance:

Notice is hereby given that I, Kevin J. Beaton, will be acting as attorney at law of 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 Kevin Beaton Date 10-30-09

Address 101 S. Capitol Blvd., Ste. 1900
Boise, ID 83702

RECEIVED

OCT 05 2006

DEPARTMENT OF
WATER RESOURCES

Form No. 42-1409 (2) a 1/88

AMENDED 37-12396

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 FORM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576
Ident. Number 37- 12396
Date Received
Receipt Number

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

Amended

Please type or print clearly

1. Name of Claimant (s) Spring Canyon Ranch LLC c/o Croy Canyon LLC Phone (650) 588-5600

Mailing Address 395 Oyster Pt Blvd #309, South San Francisco, CA Zip 94080

2. Date of Priority (Only one (1) per claim) 12/31/1947

3. Source of water supply (a) Democrat Creek & Lambs Gulch

which is tributary to (b) Croy Creek

4. a. Location of existing point of diversion is: Township 02N Range 18E Section 18

NE 1/4 of SW 1/4 of NW 1/4, Govt. Lot, B.M., County of Blaine

Additional points of diversion if any: 02N18E18NWSESE, 02N18E18NWNWSE, 02N18E18NESWSE and

02N18E18SWNENW

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. Reservoir used to store water for stock, recreation, and irrigation.

The irrigation water was diverted into existing ditches from multiple points along Democrat Creek and from the
booster pump at the lower reservoir into the main lines and hand lines.

*Pls not obvious on aerial
photos. Ditch going South
west to SW corner of
POU.?*

*↑ Prob lower reservoir
↑ around the wells
ditch going North east
from point? guess at
7-17-09*

*Upper reservoir
LAMBS
GULCH
see 37-4040
Noting error
(1957 aerial photo)*

6. Water is claimed for the following purposes:

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

For Irrigation Storage purposes from 01/01 to 12/31 amount _____ or 1273

For Stockwater purposes from 01/01 to 12/31 amount 0.03 or _____

For Recreation Storage purposes from 01/01 to 12/31 amount _____ or 2172

For Irrigation from Storage purposes from 04/01 to 11/01 amount 3.00 or _____

7. Total quantity claimed (a) 3.00 (cfs) and / or (b) _____ (acre feet)

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

9. Non-irrigation uses; described fully (e.g. Domestic: list number of households served; Stockwater: type and number of livestock, etc.) (see remarks)

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
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
02N	18E	17							2.8	24.5	8.2	28.0	1.0						64.5
02N	18E	18				16.1	1.2			27.3	1.0				21.4	19.0	17.5	22.0	125.5

Total number of Irrigatable acres 190.0

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 XX 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.

See attached Or None ☐

14. Remarks:

Stock drink from the reservoir and creek. The reservoir is used for recreational activities (i.e. fishing, etc.).

Due to the unreliability of the Creek the dam helps to extend the irrigation season through the storage of spring runoff and the small flow throughout the year. The entire flow of Democrat Creek and a portion of the flow for

Lambs Gulch enters the reservoir for storage. The dam has been estimated to be built in 1947.

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

If applicable provide IDWR Water Right Number 37-12396

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant _____

Last Name _____ Ident. No. _____

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 Vice President _____ Title
of Spring Canyon Ranch, LLC _____, that I have signed the foregoing

Document in the space below as Vice President _____ of Spring Canyon Ranch, LLC _____
Organization Title Organization

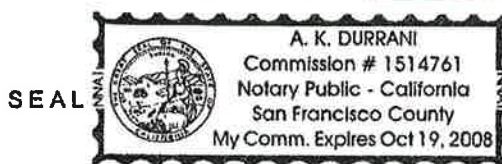
And that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization VP - Spring Canyon Ranch, LLC Date 9-27-06

State of ~~Idaho~~ or California)
County of San Francisco) ss.

Subscribed and sworn (or affirmed) before me this 27th day of September, 2006.



Notary Public A. K. DURRANI
Residing at 150 California St., San Francisco, CA 94111
My Commission Expires Oct. 19, 2008

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, Kevin J. Beaton 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 Kevin Beaton

Address 101 S. Capitol Blvd., Ste. 1900, Boise, ID 83702

Date 10-3-06

RECEIVED

JUL 16 2007

DEPARTMENT OF
WATER RESOURCES

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

In Re SRBA)

A. Subcase 37-12396

(Insert water right number)

Case No. 39576)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Spring Canyon Ranch LLC

Address: C/O: Croy Canyon LLC

395 Oyster Pt Blvd #309 South San Francisco, CA 94080

Daytime Phone: 650-208-3537

Name & Address of Attorney, if any:

Kevin J. Beaton, Stoel Rives LLP

101 S. Capitol Boulevard Suite 1900

Boise, ID 83702

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: Spring Canyon Ranch LLC

Address: C/O: Croy Canyon LLC

395 Oyster Pt Blvd #309 South San Francisco, CA 94080

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address**
Should be: _____
2. ☒ **Source**
Should be: Democrat Creek and Lambs Gulch Creek as was claimed,
instead of disallowed.
3. ☒ **Quantity**
Should be: 3.0 cfs for irrigation from storage, 24.6 AF for
irrigation storage, 24.6 AF for recreation storage,
and 0.03 cfs for stockwater as was claimed, instead
disallowed.
4. ☒ **Priority Date**
Should be: 12/31/1947 as was claimed, instead of disallowed.
5. ☒ **Point of Diversion**
Should be: T.02N R.18E Sec.18 NESWNW, instead of disallowed.
6. ☐ **Instream Flow Beginning and Ending Point**
Should be: _____
7. ☒ **Purpose(s) of Use**
Should be: Irrigation storage, irrigation from storage,
stockwater, and recreation storage as was
claimed, instead of disallowed.
8. ☒ **Period of Year**
Should be: 04/01-11/01 for irrigation from storage, and 01/01-
12/31 for all other uses as was claimed, instead of
disallowed.
9. ☒ **Place of Use**

Should be: 190 acre permissible place of use as was claimed,
instead of disallowed.

10 ☐ I object because:

☐ This water right Should not exist.

☒ This water right was not recommended, but Should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTIONS(S): Historical use and aerial
photography show the use of Democrat Creek and Lambs Gulch Creek for
irrigation, see above.

F. VERIFICATION (must be completed)

State of Idaho)
County of Ada)ss.

Kevin J. Beaton, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

(Signature of person filing objection)

Kevin Beaton
(Attorney signing in representative capacity)

Subscribed and sworn to before me on:

July 12, 2007

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: A37-12396
Date Received: 10/27/1988
Receipt No: C004234 *llt.*
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: HUMBOLDT INVESTMENT CO. 702-825-4144
Address: 3500 LAKESIDE CT., SUITE 150
ATTN: MR. DEVERE BARKER
RENO, NV 89509

2. Date of Priority: DEC 31, 1947

3. Source: DEMOCRAT CREEK Trib. to: CROY CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02N	18E	18	NE	SW	NW		BLAINE

5. Description of diverting works:
RESERVOIR

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION STORAGE	01/01	12/31			1273.00
IRRIGATION FROM STORAGE	04/01	11/01	3.000		
RECREATION STORAGE	01/01	12/31			2172.00
STOCKWATER	05/15	10/01	0.030		

7. Total Quantity Appropriated is:
3.000 C.F.S. (and/or) 2172.00 A.F.A.

8. Total consumptive use is 475.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/100 CATTLE, R/FISHING AND SWIMMING

A37-12396

Page 1

Date: 01/24/89

MICROFILMED

MAR 01 1993

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02N	18E	17	SE	NW	4	IRR FS	23.0
			NE	SW		IRR FS	10.0
			NW	SW		IRR FS	25.0
			SW	SW		IRR FS	3.0
						Section Acres	61.0
		18	SW	NE		IRR FS	17.0
			NW	NW		STOCK	
			NW	NW		REC S	
			SW	NW		STOCK	
			SW	NW		REC S	
			SE	NW		IRR FS	31.0
			NE	SW		IRR FS	2.0
			NE	SE		IRR FS	19.0
			NW	SE		IRR FS	13.0
			SW	SE		IRR FS	19.0
			SE	SE	5	IRR FS	28.0
						Section Acres	129.0
						Total Acres	190.0

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:

37-00548, 00549 (01220), 02142 (01221), 04138, 04440.

14. Remarks:

1947 IS BEST CURRENT ESTIMATE OF WHEN RESERVOIR WAS CONSTRUCTED.
ENTIRE FLOW OF DEMOCRAT CK IS DAMMED. AMT CLAIMED IS ENTIRE FLOW.

15. Basis of Claim: BENEFICIAL USE

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
_____, Title
_____, that I have signed the foregoing
Organization
document in the space below as _____ of
Title
_____ and that the statements contained in the
Organization
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 _____

01/03/2011

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-12396

NAME AND ADDRESS: WELLS FARGO BANK
1740 BROADWAY
7TH FLOOR MAC C7300-079
DENVER CO 80274

SOURCE: DEMOCRAT GULCH
LAMBS GULCH

TRIBUTARY: CROY CREEK
TRIBUTARY: DEMOCRAT GULCH

QUANTITY: 10.000 CFS
~~29.60-647.50~~ AFY

The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.

The rights listed below are limited to 3.50 af per acre for irrigation purposes in a single irrigation season. Combined Right Nos.: 37-548, 37-549, 37-1222, 37-2142, 37-4138, 37-4440 and 37-12396.

PRIORITY DATE: 08/23/1957

POINT OF DIVERSION:

T02N R18E S18 SWNENW Within BLAINE County
T02N R18E S18 SWNW Lot 2 Injection Within BLAINE County
T02N R18E S18 SWNW Lot 2 Within BLAINE County
T02N R18E S18 NESWNW Lot 2 Rediversion Within BLAINE County
T02N R18E S18 SESE Lot 5 Within BLAINE County

The point of diversion described as T02N R18E S18 SWNENW is located on the west channel of Lambs Gulch.

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION STORAGE	01/01 12/31	29.60 AFY
IRRIGATION FROM STORAGE	04/15 10/31	~~29.60-647.50~~ AFY
RECREATION STORAGE	01/01 12/31	29.60 AFY
DIVERSION TO STORAGE	01/01 12/31	10.000 CFS
STOCKWATER	01/01 12/31	0.030 CFS

The 10 cfs flow rate represents diversion from the west channel of Lambs Gulch to the upper reservoir located in T02N, R18E W1/2 NW1/4 located on Democrat Gulch.

PLACE OF USE:

IRRIGATION FROM STORAGE in BLAINE County

T02N R18E S17 Lot 3 SWNW	2.90	T02N R18E S17 Lot 4 SENW	23.00
T02N R18E S17 NESW	8.60	T02N R18E S17 NWSW	27.00
T02N R18E S17 Lot 1 SWSW	1.10	T02N R18E S18 SWNE	15.00
T02N R18E S18 NENW	1.20	T02N R18E S18 SENW	27.00
T02N R18E S18 NESW	1.20	T02N R18E S18 NESE	21.00
T02N R18E S18 NWSE	18.00	T02N R18E S18 SWSE	17.00
T02N R18E S18 Lot 5 SESE	22.00		

STOCKWATER in BLAINE County

T02N R18E S17 Lot 3 SWNW

T02N R18E S17 Lot 4 SENW

T02N R18E S17	NESW	T02N R18E S17	NWSW
T02N R18E S17 Lot 1	SWSW	T02N R18E S18	SWNE
T02N R18E S18	NENW	T02N R18E S18	SENW
T02N R18E S18	NESW	T02N R18E S18	NESE
T02N R18E S18	NWSE	T02N R18E S18	SWSE
T02N R18E S18 Lot 5	SESE		

RECREATION STORAGE in BLAINE County

T02N R18E S18 Lot 1	NWNW	T02N R18E S18 Lot 2	SWNW
T02N R18E S18	NESE	T02N R18E S18 Lot 5	SESE

185 ACRES TOTAL

Place of use does not include federal public lands.

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.

The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

KKC

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

01/03/2011

RIGHT NUMBER: 37-12396
NAME AND ADDRESS: WELLS FARGO BANK
1740 BROADWAY
7TH FLOOR MAC C7300-079
DENVER CO 80274
SOURCE: DEMOCRAT GULCH
LAMBS GULCH
QUANTITY: 10.000 CFS
~~29.60-647.50~~ AFY

SF-5
VERIFIED BY KKC
1-3-11

TRIBUTARY: CROY CREEK
TRIBUTARY: DEMOCRAT GULCH

The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.

The rights listed below are limited to 3.50 af per acre for irrigation purposes in a single irrigation season. Combined Right Nos.: 37-548, 37-549, 37-1222, 37-2142, 37-4138, 37-4440 and 37-12396.

PRIORITY DATE: 08/23/1957

POINT OF
DIVERSION:

T02N R18E S18 SWNEW Within BLAINE County
T02N R18E S18 SWNW Lot 2 Injection Within BLAINE County
T02N R18E S18 SWNW Lot 2 Within BLAINE County
T02N R18E S18 NESWNW Lot 2 Rediversion Within BLAINE County
T02N R18E S18 SESE Lot 5 Within BLAINE County

The point of diversion described as T02N R18E S18 SWNEW is located on the west channel of Lambs Gulch.

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION STORAGE	01/01 12/31	29.60 AFY
IRRIGATION FROM STORAGE	04/15 10/31	~~29.60-647.50~~ AFY
RECREATION STORAGE	01/01 12/31	29.60 AFY
DIVERSION TO STORAGE	01/01 12/31	10.000 CFS
STOCKWATER	01/01 12/31	0.030 CFS

The 10 cfs flow rate represents diversion from the west channel of Lambs Gulch to the upper reservoir located in T02N, R18E W1/2 NW1/4 located on Democrat Gulch.

PLACE OF USE:

IRRIGATION FROM STORAGE in BLAINE County

T02N R18E S17 Lot 3 SWNW	2.90	T02N R18E S17 Lot 4 SENW	23.00
T02N R18E S17 NESW	8.60	T02N R18E S17 NWSW	27.00
T02N R18E S17 Lot 1 SWSW	1.10	T02N R18E S18 SWNE	15.00
T02N R18E S18 NENW	1.20	T02N R18E S18 SENW	27.00
T02N R18E S18 NESW	1.20	T02N R18E S18 NESE	21.00
T02N R18E S18 NWSE	18.00	T02N R18E S18 SWSE	17.00
T02N R18E S18 Lot 5 SESE	22.00		

STOCKWATER in BLAINE County

T02N R18E S17 Lot 3 SWNW	T02N R18E S17 Lot 4 SENW
T02N R18E S17 NESW	T02N R18E S17 NWSW
T02N R18E S17 Lot 1 SWSW	T02N R18E S18 SWNE
T02N R18E S18 NENW	T02N R18E S18 SENW
T02N R18E S18 NESW	T02N R18E S18 NESE
T02N R18E S18 NWSE	T02N R18E S18 SWSE
T02N R18E S18 Lot 5 SESE	

RECREATION STORAGE in BLAINE County

T02N R18E S18 Lot 1 NWNW	T02N R18E S18 Lot 2 SWNW
T02N R18E S18 NESE	T02N R18E S18 Lot 5 SESE

185 ACRES TOTAL

Place of use does not include federal public lands.

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.

The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

11/19/2010

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

RIGHT NUMBER: 37-12396

NAME AND ADDRESS: WELLS FARGO BANK
1740 BROADWAY
7TH FLOOR MAC C7300-079
DENVER CO 80274

ADR
11-19-2010

SOURCE: DEMOCRAT GULCH
LAMBS GULCH

TRIBUTARY: CROY CREEK
TRIBUTARY: DEMOCRAT GULCH

QUANTITY: 10.000 CFS
29.60 AFY

The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.

PRIORITY DATE: 08/23/1957

POINT OF DIVERSION:

T02N R18E S18 SWNW Within BLAINE County
T02N R18E S18 SWNW Lot 2 Injection Within BLAINE County
T02N R18E S18 SWNW Lot 2 Within BLAINE County
T02N R18E S18 NESWNW Lot 2 Rediversion Within BLAINE County
T02N R18E S18 SESE Lot 5 Within BLAINE County

The point of diversion described as T02N R18E S18 SWNW is located on the west channel of Lambs Gulch.

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION STORAGE	01/01 12/31	29.60 AFY
IRRIGATION FROM STORAGE	04/15 10/31	29.60 AFY
RECREATION STORAGE	01/01 12/31	29.60 AFY
DIVERSION TO STORAGE	01/01 12/31	10.000 CFS
STOCKWATER	01/01 12/31	0.030 CFS

The 10 cfs flow rate represents diversion from the west channel of Lambs Gulch to the upper reservoir located in T02N, R18E W1/2 NW1/4 located on Democrat Gulch.

PLACE OF USE:

IRRIGATION FROM STORAGE in BLAINE County

T02N R18E S17 Lot 3 SWNW	2.90	T02N R18E S17 Lot 4 SENW	23.00
T02N R18E S17 NESW	8.60	T02N R18E S17 NWSW	27.00
T02N R18E S17 Lot 1 SWSW	1.10	T02N R18E S18 SWNE	15.00
T02N R18E S18 NENW	1.20	T02N R18E S18 SENW	27.00
T02N R18E S18 NESW	1.20	T02N R18E S18 NESE	21.00
T02N R18E S18 NWSE	18.00	T02N R18E S18 SWSE	17.00
T02N R18E S18 Lot 5 SESE	22.00		

STOCKWATER in BLAINE County

T02N R18E S17 Lot 3 SWNW	T02N R18E S17 Lot 4 SENW
T02N R18E S17 NESW	T02N R18E S17 NWSW
T02N R18E S17 Lot 1 SWSW	T02N R18E S18 SWNE
T02N R18E S18 NENW	T02N R18E S18 SENW
T02N R18E S18 NESW	T02N R18E S18 NESE
T02N R18E S18 NWSE	T02N R18E S18 SWSE
T02N R18E S18 Lot 5 SESE	

RECREATION STORAGE in BLAINE County

T02N R18E S18 Lot 1 NWNW	T02N R18E S18 Lot 2 SWNW
T02N R18E S18 NESE	T02N R18E S18 Lot 5 SESE

185 ACRES TOTAL

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.

The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

11/05/2010

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-12396
NAME AND ADDRESS: WELLS FARGO BANK
1740 BROADWAY
7TH FLOOR MAC C7300-079
DENVER CO 80274

*Doug's
Suggestions*

SOURCE: DEMOCRAT GULCH CREEK
LAMBS GULCH CREEK
TRIBUTARY: CROY CREEK
TRIBUTARY: DEMOCRAT GULCH CREEK

QUANTITY: 10.00 CFS
29.60 AFY

The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.

PRIORITY DATE: 08/23/1957

POINT OF
DIVERSION:

216224 781974 T02N R18E S18 SWNENW Within BLAINE County Lambs Gulch Diversion
781976 T02N R18E S18 SWNW Lot 2 Within BLAINE County Dam on Democrat Gulch
781977 T02N R18E S18 SWNW Lot 2 Injection Within BLAINE County Into Reservoir
* 78195 T02N R18E S18 NESWNW Lot 2 Rediversion Within BLAINE County Lambs G h2o from Res
781977 T02N R18E S18 SESE Lot 5 Within BLAINE County

The point of diversion described as T02N R18E S18 SWNENW is located on the west channel of Lambs Gulch.

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION STORAGE	01/01 12/31	29.60 AFY
IRRIGATION FROM STORAGE	04/15 10/31	29.60 AFY
RECREATION STORAGE	01/01 12/31	29.60 AFY
DIVERSION TO STORAGE	01/01 12/31	10.00 CFS
STOCKWATER	01/01 12/31	0.030 CFS

The 10 cfs flow rate represents diversion from the west channel of Lambs Gulch to the upper, 4 acre surface area storage reservoir on Democrat Gulch.

PLACE OF USE:

IRRIGATION FROM STORAGE in BLAINE County

T02N R18E S17 Lot 3 SWNW	2.90	T02N R18E S17 Lot 4 SENW	23.00
T02N R18E S17 NESW	8.60	T02N R18E S17 NWSW	27.00
T02N R18E S17 Lot 1 SWSW	1.10	T02N R18E S18 SWNE	15.00
T02N R18E S18 NENW	1.20	T02N R18E S18 SENW	27.00
T02N R18E S18 NESW	1.20	T02N R18E S18 NESE	21.00
T02N R18E S18 NWSE	18.00	T02N R18E S18 SWSE	17.00
T02N R18E S18 Lot 5 SESE	22.00		

STOCKWATER in BLAINE County

T02N R18E S17 Lot 3 SWNW		T02N R18E S17 Lot 4 SENW	
T02N R18E S17 NESW		T02N R18E S17 NWSW	
T02N R18E S17 Lot 1 SWSW		T02N R18E S18 SWNE	
T02N R18E S18 NENW		T02N R18E S18 SENW	
T02N R18E S18 NESW		T02N R18E S18 NESE	

T02N R18E S18 NWSE

T02N R18E S18 SWSE

T02N R18E S18 Lot 5 SESE

RECREATION STORAGE in BLAINE County

T02N R18E S18 Lot 1 NWNW

T02N R18E S18 Lot 2 SWNW

T02N R18E S18 NESE

T02N R18E S18 Lot 5 SESE

185 ACRES TOTAL

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

Reference for compensation
37-12396

Rinker - Rock Creek IWR
Brockway Engineering, PLLC 2/25/08

5

Brockway analysis for Rinker Rock Cr system 37-627 etc

typically be required in June or July. The ability of Rock Creek and its tributaries to have physically supplied this rate historically was examined.

Systematic discharge records are nonexistent since no stream gauges have ever been in place on Rock Creek. The USGS has historically made miscellaneous spot measurements in waterways around Idaho, but none have been made on Rock Creek or similar nearby tributaries in the period of interest (June-July). Therefore, the most reasonable approach is to utilize statistical methods to estimate streamflow based on observed records in similar basins. The USGS has developed such regression equations to estimate monthly flow statistics for ungauged streams in Idaho⁴. Using this approach, the estimated monthly flows in July with exceedance probabilities of 20%, 50%, and 80% for Rock Creek at a point near the lower end of the irrigated lands are as follows (see Appendix B for more detail):

Q20 = 23.7 cfs

Q50 = 9.2 cfs

Q80 = 2.3 cfs

The USGS procedure does not include estimates of flows with lower exceedance probabilities such as Q10 or Q5 due to the high potential error. Plotting the above three calculated values and extrapolating with a smooth curve (see Figure 2) suggests that Q10 may be approximately 31 cfs, and Q5 may be approximately 34 cfs.

Although uncertainties are inherent to the USGS regression procedure, it is the only means available at this time to estimate physical water supply, and it does suggest that the calculated duty of water of 36.8 cfs is not unreasonable, since there have likely been years when this amount was available in July.

*Reference for chart submitted by
Eric Powell for 37-*

⁴ Hortness, J. E., and Berenbrock, Charles, 2001, Estimating Monthly and Annual Streamflow Statistics at Ungaged Sites in Idaho: U.S. Geological Survey Water Resources-Investigations Report 01-4093, 36 p.

Attachment to 7-22-2010 e-mail to Eric Powell

37-548, 37-549, 37-1222, 37-2142, 37-4138, 37-4139, 37-4440, 37-12396
SPRING CANYON RANCH OBJECTION SETTLEMENT

37-548, 37-549, and 37-1222 are being recommended within a permissible Place of use of 185 acres. There are 142.1 irrigated acres within the decreed POU for 37-548. The decreed POU for 37-549 and 37-1222 covers 8 40-acre tracts but only includes 17 acres within the found POU. The assumption is that there was an unrecorded transfer of the majority of the irrigated acres within the decreed POU to the current POU. At this time the department cannot determine how many acres were historically irrigated.

37-4138

The historic irrigated acreage has not yet been established. Brockway Engineering was to provide the information to the department. At this point I do not feel that the department would need a copy of the Arc Map shape file but having the shape boundary overlaying an aerial photo word document with the acreage breakdown would suffice. It probably would be easiest to understand if an early aerial photo was used. Preferably the 1957 aerial photo as it appears that the irrigated POU expanded between 1957 and 1969. Please identify the point(s) of diversion and note if they do not represent the current system.

At this point assuming that the evidence of priority for 37-4139 establishes that the pipeline system was developed prior to the claimed 1948 priority date, I am willing to recognize the claimed date. At the very least I would be willing to go with 1950 as a priority date, as the evidence of priority for 37-4440 suggests that the development of the wells was for the Hiawatha Hotel although claim 37-4440 is asserting that the wells were used on the Spring Canyon Ranch property. While there was no direct discussion of the pipeline to the hotel it is reasonable to assume that it was in at that time.

37-4139

The basis for the priority date of this claim is the date that hot water use was developed for the Hiawatha Hotel. Although there has been considerable discussion regarding the Hotel hot water use, the department does not have any documentation that establishes when hot water from Hailey Hot Springs was first established. At the very least I would be willing to go with 1950 as a priority date as the evidence of priority for 37-4440 suggests the development of the wells for the Hiawatha Hotel which then leads to the assumption that there was a pipeline in existence at that time.

37-4440

Meeting notes indicate that the pond volume was accepted at 5 af. Also the historic irrigated POU needs to be established. If different and it would not complicate the picture too much, this information could be included on the same documented POU aerial used for 37-4138 and 37-4139. Lacking further information I am accepting that the wells identified as being drilled for the Hiawatha Hotel were apparently not used by the Hotel but rather by the Ranch.

37-12396

The 1957 aerial photo clearly establishes that the reservoir was in place and at the same size as today. The objection filed by the claimant indicates that the reservoir storage capacity is 24.6 af.

The claimed uses are not entirely structured in a normal department format. Irrigation storage, recreation storage, and irrigation from storage should be a volume entry. The others should be a diversion rate.

24.6
5
29.6 AF

Christensen, Kelly

From: Erick Powell [erick.powell@brockwayeng.com]
Sent: Tuesday, August 17, 2010 11:59 AM
To: Christensen, Kelly; Linda Jones; Kevin Braley
Cc: William.D.Stansberry@wellsfargo.com; Charles E. Brockway;
Malik.Moledina@wellsfargo.com
Subject: Spring Canyon Ranch Status Conference

Hi Kelly,

Thanks for taking the time to visit with me today regarding the Spring Canyon Ranch SRBA status conference tomorrow. We would like to present to the court our progress on the following water rights:

37-548, 549, and 1222: All three water right recommendations were objected to by Spring Canyon Ranch because of the place of use recommendation. Following our meeting on July 30, we agreed to a place of use of 185 acres. The flow rate for WR 37-548 should also be adjusted slightly to reflect the recommendation of 185 acres. We would like to review the shapefile and flow rate and then we are prepared to sign SF5s for these rights.

37-2142: Objection was filed by Spring Canyon Ranch regarding the point of diversion. On July 30, we agreed to the original claimed POD. We are prepared to sign SF5s for this right.

37-4138: IDWR agreed to change the recommendation from disallowed to recommended with added point of injection and point of re-diversion; it was decided that no amended claim was necessary. The area of irrigation is the area south of Croy Creek Road, approximately 90 acres (should depend on the shapefile discussed above); we will not pursue including the entire place of use of 37-548 for this right. It is my understanding that the evidence of the concrete diverting structure place prior to the claimed date of 1948 is not in question.

37-4139: IDWR agreed to change the recommendation from disallowed to recommended with evidence of priority. We have historical evidence that hot water was diverted from Hailey Hot Springs and delivered to the Hiawatha Hotel after it was rebuilt in 1915 following the 1899 fire. Reference (History of Alturas and Blaine Counties, Idaho, by Geo. A. McLeod, The Hailey Times, Hailey, Idaho, USA, 1930.)

37-4440: We have been unsuccessful at finding any historical evidence of flow out of well #3. Documentation exists that states well #1 had 100 gpm and well #2 had 40 gpm. We discussed the option of settling that well #3 had 70 gpm for a total flow rate for this right of 210 gpm. This is less than the claimed 323 gpm (0.72 cfs), but data are not available. Current replacement well can produce more than 500 gpm (pump tested a couple of years ago). We will also provide you the shapefile for the well locations.

37-12396: Priority evidence is sketchy to the claimed date of 1947. However, the aerial photo from 1957 shows the reservoirs. Questions were raised by IDWR about the hydrologic capacity and the dimensions of the system, which we are still working on.

Thanks for your help Kelly, we will talk to you tomorrow during the status conference. If you have any questions, please give me a call. I hope that you feel better soon.
Erick

G. Erick Powell, Ph.D., P.E.	http://brockwayeng.com
Brockway Engineering, PLLC	erick.powell@brockwayeng.com
2016 Washington Street North,	Office: 208-736-8543
Suite 4	Fax: 208-736-8506
Twin Falls, Idaho 83301	Mobile: 208-308-3645

All information, calculations, maps, drawings, or other documents transmitted via e-mail are preliminary unless explicitly stated in the e-mail text or in the documents themselves.

It is no big deal but the claim shows a stockwater diversion rate but no storage component. The stockwater rate can be recognized without a storage component.

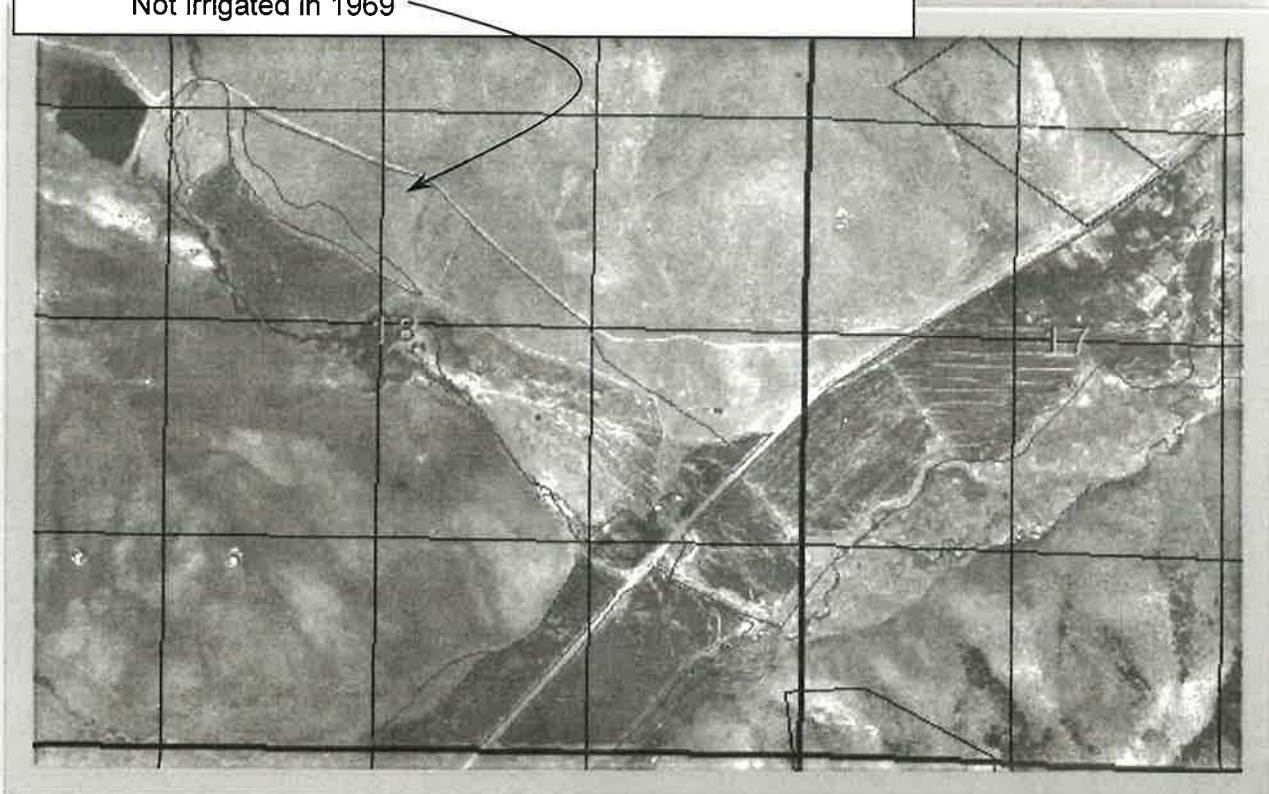
Over time the method of recording reservoir storage and diversion from storage (including multiple refills) has varied. The current method is to show the reservoir capacity in the storage component(s) and where there are multiple fill and re-fills that volume would be shown in the diversion from storage component(s). The claim shows irrigation from storage as 3.00 cfs. At this point it is my intention to recommend this element at 24.6 af indicating that the entire reservoir volume can be utilized for irrigation purposes.

The irrigation storage component was claimed at 1237 af. This volume appears to reflect the claimed irrigation from storage diversion rate of 3.00 cfs flowing 24 hours per day for the claimed irrigation season. The recreation storage component of 2172 appears to reflect the same 3.00 cfs rate flowing for 24 hours per day for the entire year. To recognize multiple refills of the reservoir, the department needs documentation of the annual refills accomplished in any one given year.

The diversion to storage component of 10 cfs would represent water being diverted from Lambs Gulch into the reservoir. This rate seems to be rather high. The department needs additional information that shows that the system capacity of the diverting works is 10 cfs. At that rate the reservoir could fill in slightly over one day (not even considering Democrat Gulch water).

As this is a combination of on-stream storage for Democrat Gulch and diversion to storage for Lambs Gulch it appears that there should be changes made to the POD descriptions. The reservoir dike is the point of diversion for Democrat Gulch in Sec 18 SWNW and is Lambs Gulch diverted in Sec 18 NENW. Water from the reservoir is then spilled (injected into Democrat Gulch to be re-diverted downstream at three different locations. It is the department's intention to maintain the two points of diversion but then to describe the point of injection at the reservoir and then identify the other three locations as re-diversion points. Those points were previously recognized as points of diversion under the other rights for live flow of Democrat Gulch.

1969 aerial photo with tentative recommendation overlay shape
Not irrigated in 1969



WATER INFORMATION BULLETIN NO. 30
GEOTHERMAL INVESTIGATIONS IN IDAHO

Part 13

A Preliminary Geologic Reconnaissance
of the Geothermal Occurrences
of the Wood River Drainage Area

by

John E. Anderson
and
Kim Bideganeta

With a Section on Stable Isotope Investigations
of Selected Thermal and Nonthermal Waters

by

John C. Mitchell

Work performed under U.S. Department of Energy Contract
No. DE-AS07-77ET28407
Modification No. A009

Idaho Department of Water Resources
Statehouse
Boise, Idaho
02-30-831

April 1985

37-548 - go with 3.60 cfs. ↓

37-549 - along road. 4.00 cfs.

1222 -

2142 O.K.

4139 } when Comb.

4138 } they will do

Spring Canyon Ranch notes (Vicki)

7/30/10

Wells Fargo Bank (formerly Spring Canyon Ranch) Settlement Mtg (claimant - IDWR)

37-548, 37-549, 37-1222, 37-2142, 37-4138,
37-4139, 37-4440 & 37-12396

Chuck Sr & Eric from Brockway Engineering,
Kelly Christensen, Nick Spencer & Vicki Kelly

Eric mentions he couldn't get recommendation info from database.

37-548 - Irrigation right Democrat Gulch / Carrillo's Gulch. Rec'd 180 acres; claimed 190. OK w/ 185 acres. Flow from 3.6 to 3.7?? Need lot 4 added to legal description.

37-549 - Irrigation right. OK with 185 acres

37-1222

37-2142 - Move POD to reservoir. Same 40 acres

37-4138 Disallowed. Bailey Hot Springs. Irrigation right. Disallowed for lack of priority info (?)

Cistern built on top of spring - flows into Democrat Gulch. Kelly - did something at spring to enhance flow? Sr - dug wide trench; have pipe going out of box to Democrat Gulch. Kelly - recognize as developed right. Point of injunction; point of redirection - amend claim? Not necessary.

Kelly needs info on 1.05 diversion rate. 1970 agreement .3 summer / .5 winter. Above that wld be -4138; what rec based on.

No date yet on pumping station. PDU acreage above road? Rec PDU for lands below road - nd priority date. To add lands, bump to priority of when acres added in or late claim.

Need to dig for historic data, 1 or 2 claims; flow info

37-4139 - Statutory claim. Have historical data on Hiawatha Hotel. Kelly can recognize .3 summer; .5 winter. Only user on spring. Will nail down priority date. OK with amounts. Address priority.

Kelly treat as -4138 as far as point of injection; will remove fish prop - recreation only.

37-4440

OK to go with 185 acres. Same POD as -4138. Rates can be different: Kelly cld use a bit more info on rates. Need info on well #3. Brockway doesn't have enough info - Kelly might rationalize. Worked on big well & tried to locate other wells. Kelly needs location of wells & discharge info. If nothing, go with ave. of other 2 wells: 70. Won't mess w/ well drilling.

37-12396

Disallowed right out of Democrat Gulch. Furthest Chuck can go back is 1957 (aerial photography evidence). Chuck is still looking for priority info.

Identify a POD as diversion to storage. Chuck ok. Point of injection: point of redirection.

Storage capacity 12300 af. Chuck - won't hold that. Brockway problem is how many times on the refill. Chuck can estimate # of acre ft. Run ungaged stream program. Need refill info. Kelly has 31.5 in write-up ✓ volume: # of reasonable refills. Revisit Lamb's OK recharge - capacity.

Doug found a Beaver dam, dry Lamb Gulch
water above dam.

~~Also~~ Lamb Gulch 2 channels (main on east)

Walk up ditch - west side channel & upstream
to dam.

(647.5 AF.) 300 AF fm Sta.
limit to 6.2 x 2 12 AF.

go

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-548 V1

WATER RIGHT NUMBER: 37-548 V1

<u>Owner Type</u>	<u>Name and Address</u>
Attorney	STOEL RIVES LLP ATTN: KEVIN J BEATON 101 S CAPITOL BLVD STE 1900 BOISE, ID 83702 (208)389-9000
Security Interest	WELLS FARGO BANK 1740 BROADWAY 7TH FLOOR MAC C7300-079 DENVER, CO 80274
Current Owner	SPRING CANYON RANCH LLC C/O CROY CANYON LLC 400 OYSTER PT BLVD #123 SOUTH SAN FRANCISCO, CA 94080 (650) 588-5600

*Potential Recom
7-7-09*

Priority Date: 06/01/1880

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
DEMOCRAT GULCH CREEK LAMBS GULCH CREEK	CROY CREEK DEMOCRAT GULCH CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/15 to 10/31	3.600 CFS ✓	
	<u>Total Diversion:</u>	3.600 CFS	

Location of Point(s) of Diversion

DEMOCRAT GULCH CREEK BLAINE County	L2 (NE1/4SW1/4NW1/4)	Sec. 18, Twp 02N, Rge 18E, B.M.
DEMOCRAT GULCH CREEK BLAINE County	NW1/4NW1/4SE1/4	Sec. 18, Twp 02N, Rge 18E, B.M.
LAMBS GULCH CREEK BLAINE County	SW1/4NE1/4NW1/4	Sec. 18, Twp 02N, Rge 18E, B.M.
DEMOCRAT GULCH CREEK BLAINE County	NE1/4SW1/4SE1/4	Sec. 18, Twp 02N, Rge 18E, B.M.
DEMOCRAT GULCH CREEK BLAINE County	L5 (NW1/4SE1/4SE1/4)	Sec. 18, Twp 02N, Rge 18E, B.M.

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	
02N	18E	17																	59.8
02N	18E	18			15.0		1.1			2.7	22.0	8.2	26.0	.9					
									L 3	L 4			L 1						
										26.0	.6					21.0	17.0	17.0	21.0
																		L 5	118.7
Total Acres: 178.5																			

185

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-548 V1

Conditions of Approval:

- 145ac*
This right is limited to the irrigation of ~~135.9~~ *145* ac within pou above. *(.026 cfs/ac)*
1. C18 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.
 2. E56 The rights listed below are limited to the irrigation of a combined total of ~~178.5~~ *185* acres in a single irrigation season. Combined Right Nos.: 37-548, 37-549, 37-1222, 37-2142, and 37-4440.
 3. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Remarks:

Comments:

1. TBACKLUN 5/19/1995 COPIED FROM REMARKS

Comment: ORIGINALLY DECREED TO J. J. PLUMER. SOURCE IDENTIFIED IN DECREE AS WARM SPRINGS CREEK AND DECLARED TO BE A "DRY STREAM" SO THAT UPPER USERS CAN APPROPRIATE THE ENTIRE FLOW. BASED UPON THE ORIGINAL PLACE OF USE (WHICH INCLUDED SWSW & SESW, S. 7, T2N, R18E) AND MAPS, WARMS SPRINGS CREEK IS MOST LIKELY THE COMBINED FLOW OF DEMOCRAT CREEK AND LAMBS GULCH (WHICH DRAIN ONLY POSSIBLE IRRIGABLE LAND IN SEC. 7!). DECREE IS FOR THE "ENTIRE FLOW". WATER IS NOW AND HAS FOR MANY YEARS BEEN USED BY ALLOWING LAMBS GULCH TO FLOW INTO DEMOCRAT CREEK (ALSO KNOWN AS DEMOCRAT GULCH), AND THEN INTO A LOWER RESERVOIR FROM WHICH IT IS PUMPED TO HANDLINES AND WHEELINES FOR IRRIGATION. THERE ARE NO OTHER USES OF THIS STREAM. CLAIMANT USES ENTIRE FLOW OF LAMBS GULCH AND DEMOCRAT CREEK DURING IRRIGATION SEASON. PLACE OF USE IS CLAIMED PURSUANT TO IDAHO CODE SS.42-1416(1) TO THE EXTENT IT DIFFERS FROM THE DECREE. ***** OWNERSHIP CHANGE MADE 5/19/95. HUMBOLDT-FORMER OWNER, CROCKER TRUST-NEW OWNER. WARRANTY AND QUITCLAIM DEEDS INCLUDED.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 37-548

WATER RIGHT NUMBER: 37-548

<u>Owner Type</u>	<u>Name and Address</u>
Attorney	STOEL RIVES LLP 101 S CAPITOL BLVD STE 1900 BOISE, ID 83072 (208)389-9000
Current Owner	SPRING CANYON RANCH LLC C/O CROY CANYON LLC 395 OYSTER PT BLVD #309 SOUTH SAN FRANCISCO, CA 94080 (650) 588-5600

Priority Date: 06/01/1880

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
DEMOCRAT CREEK	CROY CREEK
LAMBS GULCH CREEK	CROY CREEK

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 11/01	3.800 CFS	
<u>Total Diversion:</u>		3.800 CFS	

Location of Point(s) of Diversion

DEMOCRAT CREEK	NW1/4SE1/4SE1/4	Sec. 18,	Twp 02N,	Rge 18E, B.M.	BLAINE County
LAMBS GULCH CREEK	NW1/4SE1/4SE1/4	Sec. 18,	Twp 02N,	Rge 18E, B.M.	BLAINE County
DEMOCRAT CREEK	NE1/4SW1/4NW1/4	Sec. 18,	Twp 02N,	Rge 18E, B.M.	BLAINE County
LAMBS GULCH CREEK	NE1/4SW1/4NW1/4	Sec. 18,	Twp 02N,	Rge 18E, B.M.	BLAINE County
DEMOCRAT CREEK	NW1/4NW1/4SE1/4	Sec. 18,	Twp 02N,	Rge 18E, B.M.	BLAINE County
LAMBS GULCH CREEK	NW1/4NW1/4SE1/4	Sec. 18,	Twp 02N,	Rge 18E, B.M.	BLAINE County
DEMOCRAT CREEK	NW1/4SW1/4SE1/4	Sec. 18,	Twp 02N,	Rge 18E, B.M.	BLAINE County
LAMBS GULCH CREEK	NW1/4SW1/4SE1/4	Sec. 18,	Twp 02N,	Rge 18E, B.M.	BLAINE County
DEMOCRAT CREEK	SW1/4NE1/4NW1/4	Sec. 18,	Twp 02N,	Rge 18E, B.M.	BLAINE County
LAMBS GULCH CREEK	SW1/4NE1/4NW1/4	Sec. 18,	Twp 02N,	Rge 18E, 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	
02N	18E	17							2.8	24.5	8.2	28.0	1.0						64.5
02N	18E	18				16.1	1.2			27.3	1.0				21.4	19.0	17.5	22.0	125.5

Total Acres: 190

Conditions of Approval:

1. ORIGINALLY DECREED TO J. J. PLUMER. SOURCE IDENTIFIED IN DECREE AS WARM SPRINGS CREEK AND DECLARED TO BE A "DRY STREAM" SO THAT UPPER USERS CAN APPROPRIATE THE ENTIRE FLOW. BASED UPON THE ORIGINAL PLACE OF USE (WHICH

INCLUDED SWSW & SESW, S. 7, T2N, R18E) AND MAPS, WARMS SPRINGS CREEK IS MOST LIKELY THE COMBINED FLOW OF DEMOCRAT CREEK AND LAMBS GULCH (WHICH DRAIN ONLY POSSIBLE IRRIG- ABLE LAND IN SEC. 7!). DECREE IS FOR THE "ENTIRE FLOW". WATER IS NOW AND HAS FOR MANY YEARS BEEN USED BY ALLOWING LAMBS GULCH TO FLOW INTO DEMOCRAT CREEK (ALSO KNOWN AS DEMOCRAT GULCH), AND THEN INTO A LOWER RESERVOIR FROM WHICH IT IS PUMPED TO HANDLINES AND WHEELINES FOR IRRIGATION. THERE ARE NO OTHER USES OF THIS STREAM. CLAIMANT USES ENTIRE FLOW OF LAMBS GULCH AND DEMOCRAT CREEK DURING IRRIGATION SEASON. PLACE OF USE IS CLAIMED PURSUANT TO IDAHO CODE SS.42-1416(1) TO THE EXTENT IT DIFFERS FROM THE DECREE.

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 37-12396
Date Received: 10/5/2006
Receipt No: C004234
Received By:

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

1. Name of Claimant(s)

SPRING CANYON RANCH LLC Phone: (650) 588-5600

C/O CROY CANYON LLC
395 OYSTER PT BLVD #309
SOUTH SAN FRANCISCO CA USA 94080

2. Date of Priority: 12/31/1947

3. Source: DEMOCRAT CREEK , LAMBS GULCH CREEK , DEMOCRAT CREEK , LAMBS GULCH CREEK ,
LAMBS GULCH CREEK , DEMOCRAT CREEK , LAMBS GULCH CREEK , DEMOCRAT CREEK , LAMBS GULCH
CREEK Trib. to: CROY CREEK , CROY CREEK , CROY CREEK , CROY CREEK , CROY CREEK ,
CROY CREEK , CROY CREEK , CROY CREEK , CROY CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
02N	18E	18	NE SW NW	BLAINE	
02N	18E	18	NE SW NW	BLAINE	
02N	18E	18	NW SE SE	BLAINE	
02N	18E	18	NW SE SE	BLAINE	
02N	18E	18	NW SE SE	BLAINE	
02N	18E	18	NW NW SE	BLAINE	
02N	18E	18	NW NW SE	BLAINE	
02N	18E	18	NE SW SE	BLAINE	
02N	18E	18	NE SW SE	BLAINE	

5. Description of diverting works:

RESERVOIR USED TO STORE WATER FOR STOCK, RECREATION, AND IRRIGATION. THE IRRIGATION WATER WAS DIVERTED INTO EXISTING DITCHES FROM MULTIPLE POINTS ALONG DEMOCRAT CREEK AND FROM THE BOOSTER PUMP AT THE LOWER RESERVOIR INTO THE MAIN LINES AND HAND LINES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION STORAGE	01/01	12/31		1273
IRRIGATION FROM STORAGE	04/01	11/01	3	
STOCKWATER	01/01	12/31	0.03	
RECREATION STORAGE	01/01	12/31		2172

7. Total Quantity Appropriated is:
3 C.F.S. and/or 2172 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
02N	18E	17	SW	NW	IRRIGATION FROM STORAGE	2.8
			SE	NW	IRRIGATION FROM STORAGE	24.5
			NE	SW	IRRIGATION FROM STORAGE	8.2
			NW	SW	IRRIGATION FROM STORAGE	28
			SW	SW	IRRIGATION FROM STORAGE	1
Section Acres						64.5
02N	18E	18	SE	NE	IRRIGATION FROM STORAGE	16.1
			NE	NW	IRRIGATION FROM STORAGE	1.2
			SE	NW	IRRIGATION FROM STORAGE	27.3
			NE	SW	IRRIGATION FROM STORAGE	1
			NE	SE	IRRIGATION FROM STORAGE	21.4
			NW	SE	IRRIGATION FROM STORAGE	19
			SW	SE	IRRIGATION FROM STORAGE	17.5
SE	SE	IRRIGATION FROM STORAGE	22			
Section Acres						125.5
Total Acres						190

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:

STOCK DRINK FROM THE RESERVOIR AND CREEK. THE RESERVOIR IS USED FOR RECREATIONAL ACTIVITIES (I.E., FISHING, ETC.). DUE TO THE UNRELIABILITY OF THE CREEK THE DAM HELPS TO EXTEND THE IRRIGATION SEASON THROUGH THE STORAGE OF SPRING RUNOFF AND THE SMALL FLOW THROUGHOUT THE YEAR. THE ENTIRE FLOW OF DEMOCRAT CREEK AND A PORTION OF THE FLOW FOR LAMBS GULCH ENTERS THE RESERVOIR FOR STORAGE. THE DAM HAS BEEN ESTIMATED TO BE BUILT IN 1947.

15. Basis of Claim: Beneficial Use



RECEIVED
OCT 05 2006
IDaho DEPT OF
WATER RESOURCES

101 S. Capitol Boulevard, Suite 1900
Boise, Idaho 83702
main 208.389.9000
fax 208.389.9040
www.stoel.com

October 4, 2006

KEVIN J. BEATON
Direct (208) 387-4214
kjbeaton@stoel.com

Via HAND DELIVERY

Danni Smith
Idaho Department of Water Resources
322 E. Front Street, 6th Floor
Boise, Idaho 83702

Re: Spring Canyon Ranch LLC

Dear Danni:

Please find enclosed for filing the following:

1. Amended Notice of Claim to Water Right 37-548;
2. Amended Notice of Claim to Water Right 37-549;
3. Amended Notice of Claim to Water Right 37-1222;
4. Amended Notice of Claim to Water Right 37-2142;
5. Amended Notice of Claim to Water Right 37-4138;
6. Amended Notice of Claim to Water Right 37-4139;
7. Amended Notice of Claim to Water Right 37-4440; and
8. Amended Notice of Claim to Water Right 37-12396.

Please note that we have requested that all notices be directed to me as counsel for Spring Canyon Ranch, LLC.



Danni Smith
October 4, 2006
Page 2

If you have any questions or I can be of further assistance, please feel free to contact me.

Very truly yours,

A handwritten signature in black ink, reading "Kevin Beaton". The signature is fluid and cursive, with a large, sweeping "K" and a long, horizontal flourish at the end.

Kevin J. Beaton

KJB:ww

Enclosures

cc: Paul B. Fay, III (w/encs.)

AMENDED 37-12396

RECEIVED

OCT 05 2006

CLERK OF DISTRICT COURT
TWIN FALLS, IDAHOIN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FORM
THE SNAKE RIVER BASIN WATER SYSTEMCIVIL CASE NUMBER: 39576
Ident. Number 37-12396
Date Received
Receipt Number

d.e. 10-16-06

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

Please type or print clearly

- Name of Claimant (s) Spring Canyon Ranch LLC c/o Croy Canyon LLC Phone (650) 588-5600
Mailing Address 395 Oyster Pt Blvd #309, South San Francisco, CA Zip 94080
- Date of Priority (Only one (1) per claim) 12/31/1947
- Source of water supply (a) Democrat Creek & Lambs Gulch
which is tributary to (b) Croy Creek
- a. Location of existing point of diversion is: Township 02N Range 18E Section 18,
NE 1/4 of SW 1/4 of NW 1/4, Govt. Lot, B.M., County of Blaine
Additional points of diversion if any: 02N18E18NWSESE, 02N18E18NWNWSE, 02N18E18NESWSE and
02N18E18SWNENW
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
- 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. Reservoir used to store water for stock, recreation, and irrigation.
The irrigation water was diverted into existing ditches from multiple points along Democrat Creek and from the
booster pump at the lower reservoir into the main lines and hand lines.

SCANNED

OCT 05 2006

6. Water is claimed for the following purposes:

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

For Irrigation Storage purposes from 01/01 to 12/31 amount _____ or 1273

For Stockwater purposes from 01/01 to 12/31 amount 0.03 or _____

For Recreation Storage purposes from 01/01 to 12/31 amount _____ or 2172

For Irrigation from Storage purposes from 04/01 to 11/01 amount 3.00 or _____

7. Total quantity claimed (a) 3.00 (cfs) and / or (b) _____ (acre feet)

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

9. Non-irrigation uses; described fully (e.g. Domestic: list number of households served; Stockwater: type and number of livestock, etc.) (see remarks)

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
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
02N	18E	17							2.8	24.5	8.2	28.0	1.0						64.5
02N	18E	18				16.1	1.2			27.3	1.0				21.4	19.0	17.5	22.0	125.5

Total number of Irrigatable acres 190.0

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 XX 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.

See attached Or None ☐

14. Remarks:

Stock drink from the reservoir and creek. The reservoir is used for recreational activities (i.e. fishing, etc.).

Due to the unreliability of the Creek the dam helps to extend the irrigation season through the storage of spring runoff and the small flow throughout the year. The entire flow of Democrat Creek and a portion of the flow for Lambs Gulch enters the reservoir for storage. The dam has been estimated to be built in 1947.

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

If applicable provide IDWR Water Right Number 37-12396

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant _____

SCANNED

OCT 6 2006

Last Name _____ Ident. No. _____

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 Vice President _____
_____ Title

of Spring Canyon Ranch, LLC _____, that I have signed the foregoing
_____ Organization

Document in the space below as Vice President _____ of Spring Canyon Ranch, LLC _____
_____ Title Organization

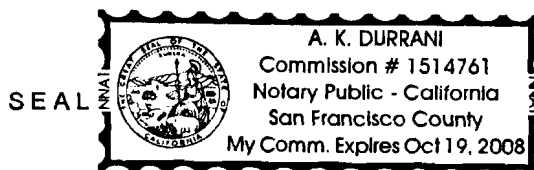
And that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization VP - Spring Canyon Ranch, LLC Date 9-27-06

State of ~~Idaho~~ or California)
County of San Francisco) ss.

Subscribed and sworn (or affirmed) before me this 27th day of September, 2006.



Notary Public A. K. DURRANI
Residing at 150 California St., San Francisco, CA 94111
My Commission Expires Oct. 19, 2008

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, Kevin J. Beaton 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 Kevin Beaton

Address 101 S. Capitol Blvd., Ste. 1900, Boise, ID 83702

Date 10-3-06

SCANNED

OCT 5 2006

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 37-12396
Date Received: 10/27/1988
Receipt No: C004234
Received By:

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

1. Name of Claimant(s)

SPRING CANYON RANCH LLC
C/O CROY CANYON LLC
395 OYSTER PT BLVD #309
SOUTH SAN FRANCISCO CA 94080

2. Date of Priority: 12/31/1947

3. Source: DEMOCRAT CREEK Trib. to: CROY CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
02N	18E	18	NE SW NW	BLAINE	

5. Description of diverting works:

RESERVOIR

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION STORAGE			1/01 12/31	
1273				
IRRIGATION FROM STORAGE			4/01 11/01 3	
STOCKWATER	5/15	10/01	0.03	
RECREATION STORAGE			1/01 12/31	
2172				

7. Total Quantity Appropriated is:
3 C.F.S. and/or 2172 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
02N	18E	17	NE	SW	IRRIGATION FROM STORAGE	
10			NW	SW	IRRIGATION FROM STORAGE	
25			SW	SW	IRRIGATION FROM STORAGE	3
			SE	NW	IRRIGATION FROM STORAGE	
23						
Section Acres						61
02N	18E	18	SW	NE	IRRIGATION FROM STORAGE	
17			SE	NW	IRRIGATION FROM STORAGE	
31			NE	SE	IRRIGATION FROM STORAGE	
19			SW	SE	IRRIGATION FROM STORAGE	
19			NW	SE	IRRIGATION FROM STORAGE	
13			SE	SE	IRRIGATION FROM STORAGE	
28			NE	SW	IRRIGATION FROM STORAGE	2
			SW	NW	RECREATION STORAGE	
			NW	NW	RECREATION STORAGE	
			NW	NW	STOCKWATER	
			SW	NW	STOCKWATER	
Section Acres						129
Total Acres						190

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:

1947 IS BEST CURRENT ESTIMATE OF WHEN RESERVOIR WAS CONSTRUCTED. ENTIRE FLOW OF DEMOCRAT CK IS DAMMED. AMT CLAIMED IS ENTIRE FLOW. CONFORMED ATTORNEY MAILING ADDRESS DMS OWNERSHIP CHANGE MADE 5/19/95 BY TLB.

| CORRECTED DATA ENTRY BY DELETING SPECK AS 'O' ATTORNEY FOR FORMER OWNER.

15. Basis of Claim: Beneficial Use

**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.

RECEIVED
APR 20 2006
DEPT. OF WATER RESOURCES
SOUTHERN REGION
form.

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>37-548</u>	<u>37-548</u>	☐	<u> </u>	<u> </u>	☐
<u>37-12396</u>	<u>37-12396</u>	☐	<u> </u>	<u> </u>	☐
<u>37-12397</u>	<u> </u>	☐	<u> </u>	<u> </u>	☐
<u> </u>	<u> </u>	☐	<u> </u>	<u> </u>	☐
<u> </u>	<u> </u>	☐	<u> </u>	<u> </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): Benjamin & Helen Crocker Trust
c/o Donald Crocker (successor)
4. New Owner/Claimant(s): Spring Canyon Ranch, LLC
New Mailing Address: 210 CROCK CANYON LLC
City, State, Zip Code: 395 OYSTER PT. BLVD
SOUTH SAN FRANCISCO, CA 94080
New Telephone Number: _____
5. Date you acquired the property: 02/16/2006

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: _____
Received by: _____
Processed by: _____ AJ

Date: 5/4/06
Date: _____
Date: _____

Fee: 2500
Receipt No: _____
WR: _____ Date: _____

This instrument was prepared by:

Robert Maynard, Esq.
Perkins Coie LLP
251 East Front Street, Suite 400
Boise, ID 83702-7310

After recording mail to:

Stephen L. Englert, Esq.
Epstein, Englert, Staley & Coffey
425 California Street, 13th Floor
San Francisco, CA 94104

Instrument # 532348

HAILEY, BLAINE, IDAHO

2006-02-22

02:05:00 No. of Pages: 6

Recorded for : SUN VALLEY TITLE

MARSHA RIEMANN

Fee: 18.00

Ex-Officio Recorder Deputy

Index to: WTY/QC/CORP DEED

mp

For Recorder's Use Only

SPECIAL WARRANTY DEED

This **SPECIAL WARRANTY DEED**, made this 16th day of February 2006, from Donald W. Crocker, successor trustee of the Benjamin S. Crocker and Helen Nan Crocker Trust "D" dated March 24, 1973 ("Grantor") to Spring Canyon Ranch, LLC, a Delaware limited liability company, having an address of 170 Croy Creek, Hailey, Idaho 83333 ("Grantee").

WITNESSETH, that Grantor, in consideration of Ten and 00/100 Dollars (\$10.00) and other good and valuable consideration paid by Grantee, does hereby grant, bargain, sell, convey and confirm unto Grantee, and the heirs or successors and assigns of Grantee:

ALL that certain plot, piece or parcel of land, with the buildings and improvements thereon erected, situate, lying and being in the County of Blaine and State of Idaho, as further described on "Exhibit A" attached hereto and made a part hereof (the "Property");

TOGETHER with all right, title and interest, if any, of Grantor in and to any streets and roads abutting the Property to the center lines thereof, and all access rights of Grantor in and to the Property (collectively, the "Access Rights"); and

TOGETHER with the hereditaments and appurtenances and all the estate and rights of Grantor in and to the Property, including, without limitation to the extent they are owned and are transferable, timber rights, mineral rights and water rights (collectively, the "Property Rights");

SUBJECT only to taxes, assessments and other governmental charges not yet delinquent, and the following exceptions: (i) easements, quasi-easements, licenses, covenants, rights-of-way and other similar restrictions, including any other agreements, conditions, restrictions or other matters which would be shown by a current title report or other similar report or listing, including, without limitation, those exceptions listed on "Exhibit B" attached hereto and made a part hereof; (ii) any conditions that may be shown by a current survey, title report or

physical inspection; (iii) zoning, building and other similar restrictions of public record; (iv) other than matters created by Grantor, such encroachments, boundary line disputes, access restrictions or absence of access, adverse possession claims, easements, covenants, use restrictions, zoning restrictions and other third-party rights which are common to rural lands; and (v) U.S. Patent reservations or exceptions (collectively, the "Permitted Exceptions").

GRANTOR hereby binds itself and its successors to warrant and forever defend the right and title unto Grantee, its assigns and successors, subject to the Permitted Exceptions, for all purposes, against the claims of all persons owning, holding or claiming by, through or under Grantor, but against none other, and Grantor hereby represents and warrants further that it has no knowledge that such warranties are untrue as against the claims of any persons owning, holding or claiming, by, through or under any holders in title to the Property prior to Grantor.

TO HAVE AND TO HOLD the Property, the Access Rights and the Property Rights, unto Grantee, their heirs or successors and assigns of Grantee, forever.

IN WITNESS WHEREOF, Grantor has duly executed this deed by its duly authorized officer or representative on the day and year first above written.

DONALD W. CROCKER, successor trustee
of the BENJAMIN S. CROCKER AND
HELEN NAN CROCKER TRUST "D"

By: _____
Name: Donald W. Crocker
Its: Trustee

STATE OF California)
County of Los Angeles) ss.
Residing at _____)

On this 16 day of February, 2006, before me, a notary public in and for said State, personally appeared and known to be to be the Trustee of the Trust that executed this instrument or the persons who executed the instrument on behalf of said Trust, and acknowledged to me that such Trust 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.

The seal is rectangular with a decorative border. Inside, on the left, is a circular emblem with a notary's face. To the right of the emblem, the text reads: "BRUNO J. SARTINI JR", "COMM. #1341037", "NOTARY PUBLIC - CALIFORNIA", "LOS ANGELES COUNTY", and "My Comm. Expires Feb. 21, 2008".
Residing at _____

Bruno J. Sartini Jr.
Notary Public

My Commission Expires: 02-21-2006

*Donald W. Crocker

EXHIBIT "A"

Parcel I

A parcel of land lying within SECTIONS 11, 13 AND 14, TOWNSHIP 2 NORTH, RANGE 17 EAST, AND SECTIONS 7, 17 AND 18, TOWNSHIP 2 NORTH, RANGE 18 EAST, BOISE MERIDIAN, BLAINE COUNTY IDAHO, and being more particularly described as follows:

Commencing at the BLM brass cap marking the Southwest corner of said Section 18, which point is the REAL POINT OF BEGINNING; thence
N 88°33'43" W, 1332.85 feet to a 5/8" bar by L. S. 3621 marking the 1/16th corner; thence
N 00°15'20" E, 2649.19 feet to a 5/8" bar by L. S. 3621 marking the center east 1/16th corner; thence
S 88°42'55" E, 1329.50 feet to the BLM brass cap marking the west ¼ corner of said Sections 13 and 18; thence
N 00°09'19" E, 1310.14 feet to a BLM brass cap; thence
N 88°15'33" W, 2655.51 feet to a 5/8" bar marking the center north 1/16th corner of Section 13; thence
N 89°49'47" W, 2662.82 feet to a 5/8" bar marking the 1/16th corner of said Sections 13 and 14; thence
S 00°12'41" W, 1279.45 feet to a 5/8" bar with aluminum cap marking the ¼ corner of Sections 13 and 14; thence
S 89°40'00" W, 5293.11 feet to the 5/8" bar with aluminum cap marking the ¼ corner of Sections 14 and 15; thence
N 00°18'28" W, 2636.52 feet to the 2" aluminum cap by L. S. 792 marking the section corner common to Sections 10, 11, 14 and 15; thence
N 00°09'45" E, 2648.30 feet to the 2" aluminum cap marking the ¼ corner of Sections 10 and 11; thence
N 89°39'22" E, 5317.87 feet to the 2 ½" aluminum cap marking the ¼ corner of Sections 11 and 12; thence
S 00°10'54" W, 2727.02 feet to the 2" aluminum cap marking the section corner common to Sections 11, 12, 13 and 14; thence
N 89°03'30" E, 2666.04 feet to the 2" aluminum cap marking the ¼ corner of Sections 12 and 13; thence
S 87°50'15" E, 2654.34 feet to the BLM brass cap marking the section corner common to Sections 12, 13, 7 and 18; thence
N 00°13'40" W, 1326.38 feet to the 5/8" bar marking the 1/16th corner common to Sections 12 and 7; thence
S 89°11'32" E, 2805.46 feet to the 5/8" bar marking the center south 1/16th corner of said Section 7; thence
S 00°03'58" W, 1313.77 feet to the aluminum cap marking the ¼ corner common to Sections 7 and 18; thence
S 00°22'06" W, 1312.08 feet to the 5/8" bar marking the center north 1/16th corner of said Section 18; thence
S 89°42'53" E, 1325.37 feet to the 5/8" bar marking the northeast 1/16th corner of said Section 18; thence
S 00°48'36" W, 1319.34 feet to the 5/8" bar marking the center east 1/16 corner of said Section 18; thence
S 89°24'01" E, 1315.22 feet to the BLM brass cap marking the ¼ corner of Sections 18 and 17; thence

S 88°24'27" E, 790.65 feet to the 5/8" bar on the south side of Croy Creek Road; thence
N 58°17'12" E, 1070.44 feet to the 5/8" bar on the south side of Croy Creek Road; thence
N 54°32'25" E, 665.75 feet to the 5/8" bar on the south side of Croy Creek Road; thence
N 50°09'06" E, 474.75 feet along said road to the 5/8" bar on the center section line; thence
S 00°09'41" W, 1303.55 feet to the bar marking the center section corner of Section 17; thence
S 00°16'05" W, 1319.97 feet to the BLM brass cap marking the center South 1/16th corner of said
Section 17; thence
N 88°23'58" W, 2600.76 feet to the 5/8" bar marking the 1/16 corner of said Sections 17 and 18;
thence
S 00°04'54" W, 918.49 feet to the 5/8" bar on the north line of the Climax Lode Mining Claim;
thence
S 87°15'00" W, 87.77 feet to the 5/8" bar marking the northwest corner of the Climax Lode Mining
Claim; thence
S 05°45'15" E, 398.62 feet to a point on the westerly boundary of Climax Lode Mining Claim and
the south boundary of said Section 18; thence
N 89°32'52" W, 2596.48 feet to the BLM brass cap marking the ¼ corner of Sections 18 and 19;
thence
N 89°32'07" W, 2782.46 feet to the REAL POINT OF BEGINNING.

Also known as Tax Lot 6973.

AND

Parcel II

Those patented mining claims as described in Sections 3, 10 and 11 in Township 2 North, Range 17 East, Boise Meridian, Blaine County, Idaho, as follows:

IDAHO DEMOCRAT, MARQUISE, VERMONT, IDAHO REPUBLICAN AND BELMONT, all Consolidated Survey No. 1342; GLADYS B., DEWEY, MCKINLEY, SPANISH, all Consolidated Survey No. 2747; and SEE BEE, Consolidated Survey No. 2755, all situated in the MINERAL HILL MINING DISTRICT, BLAINE COUNTY, IDAHO.

EXHIBIT B TO DEED

TITLE EXCEPTIONS

1. (a) Unpatented mining claims; (b) reservations or exceptions in patents or in Acts authorizing the issuance thereof; (c) Indian treaty or aboriginal rights, including, but not limited to, easements or equitable servitudes; or (d) water rights, claims or title to water, whether or not the matters excepted under (a), (b), (c) or (d) are shown by the public records.
2. Property taxes, including any assessments collected with taxes, levied for the year 2006, which are a lien not yet payable.
3. Matters as shown on that certain survey, recorded January 22, 1990 as Instrument No. 315447, records of Blaine County, Idaho.
4. An Easement with rights incidental thereof as set forth in a Power Line Easement
Granted to: IDAHO POWER COMPANY
Recorded: August 17, 1962
Book No.: 176 of Deeds
Page No.: 410, records of Blaine County, Idaho.
5. An easement with rights incidental thereof as set forth in an Underground Power Line Easement
Granted to: IDAHO POWER COMPANY
Recorded: July 7, 1995
Instrument No. 379908, records of Blaine County, Idaho.
6. Any rights, interest or claims which may exist or arise by reason of matters shown on an A.L.T.A./A.C.S.M SURVEY for Haas & Haynie Corporation, dated October, 2005 and prepared by Benchmark Associates, P.A., including, but not limited to, the following:
 - a) The fact that the metes and bounds legal description of the centerline of the Powerline Easement as shown in Item 3 above, lies to the west of the overhead power line's actual location.
 - b) The fact that an underground Powerline Easement exists within portions of Section 18.
 - c) The fact that a septic system and wells exists along Croy Creek Road.
 - d) The fact that there is a well located outside the boundary line of said property.
 - e) The fact that there are existing buildings located on said property.

- f) The fact that a Cable TV utility exists on said property.
- g) The fact that there are Reservoirs and a Hot Springs located on said property.
- h) The fact that there are fences located on said property.
- i) The fact that there are fences located outside the boundary line of said property.
- j) The fact that there are telephone risers located on said property.

Delaware

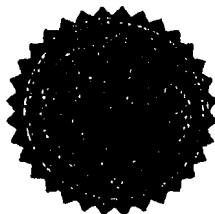
PAGE 1

The First State

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY "SPRING CANYON RANCH, LLC" IS DULY FORMED UNDER THE LAWS OF THE STATE OF DELAWARE AND IS IN GOOD STANDING AND HAS A LEGAL EXISTENCE SO FAR AS THE RECORDS OF THIS OFFICE SHOW, AS OF THE EIGHTEENTH DAY OF JANUARY, A.D. 2006.

AND I DO HEREBY FURTHER CERTIFY THAT THE SAID "SPRING CANYON RANCH, LLC" WAS FORMED ON THE SEVENTEENTH DAY OF JANUARY, A.D. 2006.

AND I DO HEREBY FURTHER CERTIFY THAT THE ANNUAL TAXES HAVE NOT BEEN ASSESSED TO DATE.



Harriet Smith Windsor

Harriet Smith Windsor, Secretary of State

4095022 8300

AUTHENTICATION: 4454371

060046527

DATE: 01-18-06

FILED EFFECTIVE



APPLICATION FOR REGISTRATION OF FOREIGN LIMITED LIABILITY COMPANY

(Instructions on back of application)

06 JAN 25 PM 12: 51

SECRETARY OF STATE
STATE OF IDAHO

1. The name of the limited liability company is:

Spring Canyon Ranch, LLC

2. If the name of the limited liability company is not permissible or is not available in Idaho, the name the foreign limited liability company will use in Idaho is:

3. The jurisdiction under whose laws the limited liability company is organized is:
- Delaware
-
- and the date of its formation was:
- January 18, 2006

4. The name and address of the registered agent in Idaho is:

National Registered Agents, Inc., 1423 Tyrell Lane, Boise, Idaho 83705

5. The address of the limited liability company's office in the jurisdiction under whose laws it is organized is:

c/o National Registered Agents, Inc., 160 Greentree Dr., Suite 101, Dover, DE 19904

6. The address of the limited liability company's principal office, if other than the address in #5 above, is:

170 Croy Creek, Hailey, Idaho 83333

7. The address to which correspondence should be addressed is:

c/o Pacific Coast Capital Partners, LLC, 150 California Street, 22nd Floor, San Francisco, CA 94111170 Croy Canyon, LLC 395 Ocean Blvd. Suite 309South San Francisco, CA 94080

8. Signature of a manager, if any, or a member
-
- if there are no managers.

Signature

William R. Lindsay

Typed Name PCCP LB Sun Valley Ranch, LLCManager ☒ Member ☐

Secretary of State use only

 IDAHO SECRETARY OF STATE
 01/25/2006 05:00
 CK: 35718 CT: 1154 BN: 934124
 1 @ 100.00 = 100.00 REGFORLLC # 8
 1 @ 20.00 = 20.00 EXPEDITE C # 9
 W46749

Web Form

 IDAHO SECRETARY OF STATE
 01/25/2006 05:00
 CK: 35718 CT: 1154 BN: 934124
 1 @ 100.00 = 100.00 REGFORLLC # 8
 1 @ 20.00 = 20.00 EXPEDITE C # 9

W46749

CROWN CANYON, LLC

1341 FILLMORE SUITE 200 TWIN FALLS, IDAHO 83301 (208) 738-5600 FAX (208) 738-5601

RECEIVED
APR 20 2006
DEPT. OF WATER RESOURCES
SOUTHERN REGION

April 17, 2006

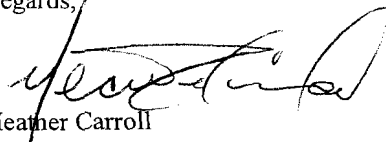
Allen Merritt
Idaho Department of Water Resources
Southern Region Office
1341 Fillmore, Suite 200
Twin Falls, ID 83301

Re: Change of Ownership & Permit Assignments

Dear Allen:

Enclosed please find a check for \$75.00 as well as a letter and attachments from Brockway Engineering. Please note that the permit assignments are being completed by the prior applicant and will be forthcoming.

Regards,



Heather Carroll
Controller

CROY CANYON, LLC

45 CYPER POINT BOULEVARD, SUITE 500, SOUTHERN SAN FRANCISCO, CA 94080 (415) 586-7600 / FAX (415) 872-6150

May 2, 2006

RECEIVED

MAY 04 2006

DEPT. OF WATER RESOURCES
SOUTHERN REGION

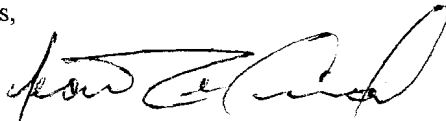
Allen Merritt
Idaho Department of Water Resources
Southern Region office
1341 Fillmore, Suite 200
Twin Falls, ID 83301

Re: Assignment of Permit #s 37-8659 & 37-8670

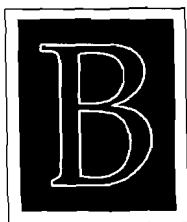
Dear Allen:

In reference to my letter dated April 17th, 2006 that accompanied check 1017 for \$75.00, enclosed please find two completed assignment of permit forms

Regards,



Heather Carroll
Controller



BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

March 27, 2006

Allen Merritt
Idaho Department of Water Resources
Southern Region Office
1341 Fillmore, Suite 200
Twin Falls, ID 83301

RECEIVED

APR 20 2006

DEPT. OF WATER RESOURCES
SOUTHERN REGION

Re: Spring Canyon Ranch, LLC - Change of Ownership & Permit
Assignments

Dear Allen:

Please find the enclosed change of ownership forms and permit assignment forms for the water rights to the land now owned by Spring Canyon Ranch, LLC. An attached warranty deed for the property is also included. This warranty deed is applicable to all of the water rights at the property regardless of the current owner that is listed with IDWR.

I have included a check for a total of \$75.00 to cover the costs of the change of ownership forms and the assignments of permit appurtenant to the rights at the ranch. If any other costs are needed during the processing of these documents please call our office to discuss the matter. Our client wishes that these changes be processed as soon as possible and if or any other agent have any questions regarding the enclosed documents, please feel free to give our office a call.

Sincerely,

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

Daren T. Nelson, Hydrologist

Attachments: Three (3) change of ownership forms
Two (2) Permit Assignments
Warranty Deed
Brockway Engineering Check # _____

cc: Paul Fay



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

May 9, 2006

SPRING CANYON RANCH LLC
C/O CROY CANYON LLC
395 OYSTER PT BLVD #309
SOUTH SAN FRANCISCO CA 94080

Re: SRBA Claim #37-2142, #37-12396, #37-4440, #37-4139, #37-4138,
#37-1222, #37-549, #37-548

Dear Claimant,

Pursuant to the change in ownership request that has been submitted to the Department, we have changed the records of current ownership to you. Please find the enclosed copies of the computer records of the claims 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 'Carrie Hahn'.

Carrie Hahn
Office Specialist

Enc.

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: A37-12396
Date Received: 10/27/1988
Receipt No: C004234
Received By: *[Signature]*

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

1. Name: BENJAMIN & HELEN CROCKER TRUST 208-726-9285
Address: C/O DONALD & HELEN CROCKER
TRUSTEE
PO BOX 974
KETCHUM ID 83340

2. Date of Priority: DEC 31, 1947

3. Source: DEMOCRAT CREEK Trib. to: CROY CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02N	18E	18	NE	SW	NW		BLAINE

5. Description of diverting works:
RESERVOIR

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION STORAGE	01/01	12/31			1273.00
IRRIGATION FROM STORAGE	04/01	11/01	3.000		
RECREATION STORAGE	01/01	12/31			2172.00
STOCKWATER	05/15	10/01	0.030		

7. Total Quantity Appropriated is:
3.000 C.F.S. (and/or) 2172.00 A.F.A.

8. Total consumptive use is 475.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/100 CATTLE, R/FISHING AND SWIMMING

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02N	18E	17	SE	NW	4	IRR FS	23.0
			NE	SW		IRR FS	10.0
			NW	SW		IRR FS	25.0
			SW	SW		IRR FS	3.0
			Section Acres				61.0
		18	SW	NE		IRR FS	17.0
			NW	NW		STOCK	
			NW	NW		REC S	
			SW	NW		STOCK	
			SW	NW		REC S	
			SE	NW		IRR FS	31.0
			NE	SW		IRR FS	2.0
			NE	SE		IRR FS	19.0
			NW	SE		IRR FS	13.0
			SW	SE		IRR FS	19.0
			SE	SE	5	IRR FS	28.0
			Section Acres				129.0
			Total Acres				190.0

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:

37-00548, 00549 (01220), 02142 (01221), 04138, 04440.

14. Remarks:

1947 IS BEST CURRENT ESTIMATE OF WHEN RESERVOIR WAS CONSTRUCTED.
 ENTIRE FLOW OF DEMOCRAT CK IS DAMMED. AMT CLAIMED IS ENTIRE FLOW.
 CONFORMED ATTORNEY MAILING ADDRESS DMS
 OWNERSHIP CHANGE MADE 5/19/95 BY TLB.

15. Basis of Claim: BENEFICIAL USE

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 _____

22-10104

WARRANTY DEED

For Value Received

HUMBOLT INVESTMENT COMPANY, a Nevada General Partnership

the grantor do es hereby grant, bargain, sell and convey unto

CRYSTAL HOT SPRINGS LIMITED PARTNERSHIP, an Idaho Limited Partnership

the grantee s, whose current address is P.O. Box 46, Sun Valley, Idaho 83353

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

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF

BLAINE CO. REQUEST
Sun Valley Title Co.
320444
90 APR 8 PM 3 54
P.O. Box 46
Sun Valley, ID 83353

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

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

Dated: April 20, 1990

HUMBOLT INVESTMENT COMPANY

BY: Devere L. Barker

Devere L. Barker

STATE OF NEVADA
COUNTY OF WASHINGTON

On this 22nd day of April in the year 1990, before me, a Notary Public, personally appeared

DEVERE L. BARKER

known or identified to me to be one of the partners in the partnership of HUMBOLT INVESTMENT CO.

and the partner(s) who subscribed said partnership name to the foregoing instrument, and acknowledged to me that he executed the same in said partnership name.

Notary Public

Residing at 2022 SHAW BLVD.
SPRING VALLEY, NV 89131

STATE OF IDAHO, COUNTY OF

I hereby certify that this instrument was filed for record at the request of

at _____ minutes past _____ o'clock M.,
this _____ day of _____
19 _____, in my office, and duly recorded in Book _____
of Deeds at page _____

Ex-Officio Recorder

By _____

Deputy

Fees \$
Mail to:



SHELLY PATTEN
Notary Public State of Nevada
Appointment Expires in Wash County
MY APPOINTMENT EXPIRES JAN. 31, 1993

Chicago Title Insurance
Company of Idaho



INSTRUMENT NO.

NOV 28 1996

22-11768
RECORDING REQUESTED BY AND
WHEN RECORDED RETURN TO:

Brian Barsotti, Esq.
P O Box 10013
Ketchum, Idaho 83340

BLAINE CO. REQUEST

7-0041
OF **SUN VALLEY TITLE**

1993 DEC 16 P 4:00

360209

PAUL GREEN, CLERK

FEES 900

mp

Deed

(Space above this line for Recorder's use)

QUITCLAIM DEED

FOR VALUABLE CONSIDERATION, the receipt and sufficiency of which are hereby acknowledged, **CRYSTAL HOT SPRINGS LIMITED PARTNERSHIP**, an Idaho limited partnership, hereby bargains, sells, remises, releases, conveys and forever quitclaims to Helen Nan Crocker, Trustee and Donald W. Crocker, successor co-trustee of the Benjamin S. Crocker and Helen Nan Crocker Trust "D" dated March 24, 1973 *unc*

whose address is P.O. Box 974 Ketchum, Idaho 83340 all of its right, title and interest which it has, if any, in the following water and water rights:

(a) Idaho Water Right No. 37-00548 for 3.8 cfs of the Warm Springs Creek with priority date of June 1, 1880, and claimed in In Re the General Adjudication of Rights to the Use of Water from the Snake River Basin Water System, Twin Falls District Court Case No. 39576 (hereinafter referred to as "Adjudication"), as Claim No. A37-00548;

(b) Idaho Water Right No. 37-00549 for 4.0 cfs of Croy Creek with priority date of June 30, 1882, and claimed in the Adjudication as Claim No. A37-00549;

(c) License Right No. 37-02142 for 1.50 cfs of Hot Springs Gulch with priority date unknown; no claim was made in the Adjudication for this license by Seller;

(d) Idaho Water Right No. 37-04138 for 1.05 cfs of Warm Springs Creek with priority date of December 31, 1948, and claimed in the Adjudication as Claim No. A37-04138;

(e) Idaho Water Right No. 37-01222 for 0.40 cfs of Democrat Creek with priority date of June 9, 1911, and claimed in the Adjudication as Claim No. A37-01222;

(f) Idaho Water Right No. 37-04139 for 0.50 cfs. This is a 1926 statutory claim and is claimed in the Adjudication as Claim No. A37-04139;

(g) Idaho Water Right No. 37-04440 for 0.72 cfs of groundwater with priority date of August 16, 1950, and is claimed in the Adjudication as Claim No. A37-04440;

NOV 28 1996

(h) Idaho Water Right No. 37-12396 for 3.0 cfs of Democrat Creek with a priority date of December 31, 1947, and claimed in the Adjudication as Claim No. A37-12396;

(i) Idaho Water Right No. 37-12397 for the beneficial use rights to a domestic well for 0.04 cfs of groundwater with priority date of December 31, 1950, and claimed in the Adjudication as Claim No. A37-12397;

(j) Idaho Water Right No. 37-08659 for 2.50 cfs of groundwater with priority date of August 3, 1990, original proof due 11/1/92 but extended until 11/1/95;

(k) Idaho Water Right No. 37-08670 for 4.0 cfs of groundwater with priority date of August 13, 1990, original proof due 11/1/96.

DATED this 15th day of December, 1993.

CRYSTAL HOT SPRINGS LIMITED
PARTNERSHIP, an Idaho limited
partnership

By its general partner:

L. Z. CORP., an Idaho
corporation

By [Signature]
Lynn T. Levy, Its President

STATE OF IDAHO)
)
County of Blaine)

ss.:

[Signature]
Thomas P. Zeigler, Secretary

On this _____ day of _____, 1993, before me, the undersigned, a Notary Public in and for said State, personally appeared **LYNN T. LEVY**, known to me to be the President of L. Z. CORP., an Idaho corporation, the general partner of **CRYSTAL HOT SPRINGS LIMITED PARTNERSHIP**, an Idaho limited partnership, and the person who executed the foregoing instrument on behalf of said corporation, in its capacity as the general partner of said limited partnership, and acknowledged to me that said corporation executed the same in said partnership name.

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

Notary Public for Idaho
Residing at _____



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED

DEC 28 1993

Department of Water Resources

DATE OF CLOSING: 12/15/93

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
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.

RECEIVED

DEC 30 1993

☐ 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) Department of Water Resources
Southern Region Office

☐ Water Right Number(s) See attached quitclaim deed
Assigned by IDWR: _____

☐ Name and Address of Former Owner/Claimant(s)(Seller): Crystal Hot Springs Limited Partnership

☐ New Owner/Claimant (Purchaser): Helen Nan Crocker, trustee and Donald W. Crocker, successor to trustee of the Benjamin S. Crocker and Helen Nan Crocker Trust "D", dated March 24, 1973

☐ New Mailing Address: P.O. Box 974
Ketchum, Idaho 83340

☐ New Telephone Number: (208) 726-9185

☐ 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: Attached Quitclaim Deed-recorded copy

(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) Helen Nan Crocker, Trustee Date 12/15/93

☐ Signature of Former Owner/Claimant(s): _____ 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: 3/16/95 By: [Signature]

Claim Numbers of Split, if any:

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

NOV 20 1993



State of Idaho
DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033
Fax (208) 736-3037

PHILIP E. BATT
Governor

KARL J. DREHER
Director

May 19, 1995

BENJAMIN & HELEN CROCKER TRUST
HELEN NAN & DONALD CROCKER/ TRUSTEES
PO BOX 974
KETCHUM, ID 83340

RE: SRBA CLAIMS A37-00548, A37-00549, A37-04138, A37-01222,
A37-04139, A37-04440, A37-12396, & A37-12397
CRYSTAL HOT SPRINGS

DEAR CLAIMANTS:

PURSUANT TO THE NOTIFICATION THAT YOU HAVE PURCHASED PROPERTY WITH
THE ABOVE-REFERENCED ADJUDICATION CLAIMS, WE HAVE CHANGED THE
DEPARTMENT'S RECORDS AS YOU HAVE REQUESTED. **THIS COPY IS FOR
YOUR RECORDS.** PLEASE REVIEW THE RECORDS THE ACCURACY.

IF YOU HAVE ANY QUESTIONS, PLEASE FEEL FREE TO CONTACT ME AT THIS
OFFICE.

SINCERELY,

TARA L BACKLUND
SNAKE RIVER BASIN ADJUDICATION
RECORDS CLERK

/TLB
ENCLOSURES

NOV 28 1995

Corrected copy. *lll*

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: A37-12396
Date Received: 12/21/1988
Receipt No: C004234
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: HUMBOLDT INVESTMENT CO. 702-825-4144
Address: 3500 LAKESIDE CT., SUITE 150
ATTN: MR. DEVERE BARKER
RENO, NV 89509

2. Date of Priority: DEC 31, 1947

3. Source: DEMOCRAT CREEK Trib. to: CROY CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
02N	18E	18	NE	SW	NW		BLAINE

5. Description of diverting works:
RESERVOIR

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION STORAGE	01/01	12/31			1273.00
IRRIGATION FROM STORAGE	04/01	11/01	3.000		
RECREATION STORAGE	01/01	12/31			2172.00
STOCKWATER	05/15	10/01	0.030		

7. Total Quantity Appropriated is:
3.000 C.F.S. (and/or) 2172.00 A.F.A.

8. Total consumptive use is 475.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/100 CATTLE, R/FISHING AND SWIMMING

A37-12396

Page 1

Date: 01/12/90

MICROFILMED

MAR 01 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: 39356
Ident Number A37-12390
Date Received 10-27-88
Receipt Number 0004234

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s): Humboldt Investment Co.
Phone: (702) 825-4144
Mailing Address: 3500 Lakeside Court
Suite 150
Reno, NV 89509
attn: Mr. Devere Barker

2. Date of Priority: 1947

3. Source of water supply (a) Democrat Creek
which is tributary to (b) Croy Creek

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	18	NE	SW	NW	1	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>
-----------------	--------------	----------------	---------------------------------	---------------------------------	---------------------------------	------------	---------------

copy
MICROFILMED
MAR 01 1993

5. **Description of existing diversion works:** The flow of Democrat Creek is dammed into a reservoir where it is stored. Storage capacity of reservoir is approx. 20 AF. During irrigation season, water is released and allowed to flow into a second reservoir from which it is pumped to handlines and wheellines.

RECEIVED
JAN 23 1989

6. **Water is claimed for following purposes:**

<u>Purpose</u>	<u>From</u>	<u>To</u>	<u>Amount</u>
Storage for irrigation	January 1	December 31	3.0 cfs
Irrigation from storage	April 1	November 1	1273 AFA
Recreation	January 1	December 31	2172 AFA
Stockwater	May 15	October 1	0.03 cfs

7. **Total Quantity Claimed:** 3.0 cfs / 2172 AFA

8. **Total consumptive use claimed is 475 acre feet per annum.**

9. **Non-irrigation uses:** Stockwater - 100 head of non-dairy cattle; recreation - fishing & swimming.

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>
2N	18E	17	SE	NW (Lot 4)	I	23
2N	18E	17	NE	SW	I	10
2N	18E	17	NW	SW	I	25
2N	18E	17	SW	SW	I	3
2N	18E	18	SW	NE	I	17
2N	18E	18	NW	NW	S/R	--
2N	18E	18	SW	NW	S/R	--
2N	18E	18	SE	NW	I	31
2N	18E	18	NE	SW	I	2
2N	18E	18	NE	SE	I	19
2N	18E	18	NW	SE	I	13
2N	18E	18	SW	SE	I	19
2N	18E	18	SE	SE (Lot 5)	I	28

Total number of irrigated acres: 190

Last Name: Humboldt

Ident No. _____

CC

MICROFILMED

MAR 01 1993

5. **Description of existing diversion works:** The flow of Democrat Creek is dammed into a reservoir where it is stored. Storage capacity of reservoir is approx. 20 AF. During irrigation season, water is released and allowed to flow into a second reservoir from which it is pumped to handlines and wheellines.

6. **Water is claimed for following purposes:**

<u>Purpose</u>	<u>From</u>	<u>To</u>	<u>Amount</u>
Storage for irrigation	January 1	December 31	3.0 cfs
Irrigation from storage	April 1	November 1	1698 AFA
Recreation	January 1	December 31	2896 AFA
Stockwater	May 15	October 1	0.03 cfs

7. **Total Quantity Claimed:** 3.0 cfs / 2896 AFA

8. **Total consumptive use claimed is 475 acre feet per annum.**

9. **Non-irrigation uses:** Stockwater - 100 head of non-dairy cattle; recreation - fishing & swimming.

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>
2N	18E	17	SE	NW (Lot 4)	I	23
2N	18E	17	NE	SW	I	10
2N	18E	17	NW	SW	I	25
2N	18E	17	SW	SW	I	3
2N	18E	18	SW	NE	I	17
2N	18E	18	NW	NW	S/R	--
2N	18E	18	SW	NW	S/R	--
2N	18E	18	SE	NW	I	31
2N	18E	18	NE	SW	I	2
2N	18E	18	NE	SE	I	19
2N	18E	18	NW	SE	I	13
2N	18E	18	SW	SE	I	19
2N	18E	18	SE	SE (Lot 5)	I	28

Total number of irrigated acres: 190

Last Name: Humboldt

Ident No. _____

MICROFILMED

MAR 01 1993

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? 37-0548, 37-0549 (same as 37-1220), 37-2142 (same as 37-1221), 37-1222, 37-4138, 37-4440.
14. Remarks: 1947 is best current estimate of when reservoir was constructed. The entire flow of Democrat Creek is dammed into the reservoir - amount claimed is estimate for this entire flow.

COPY

Last Name: Humboldt

Ident No. _____

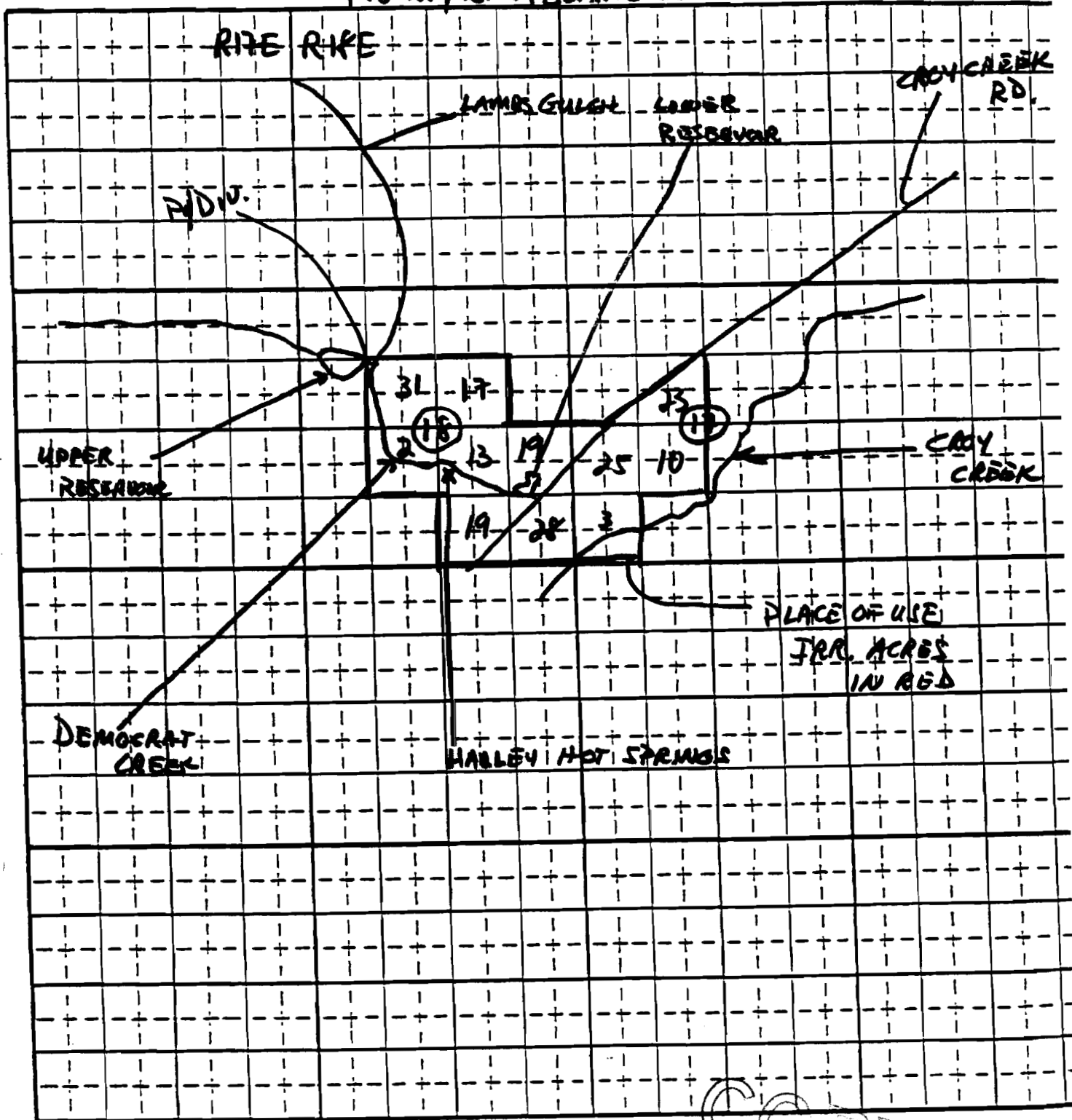
MICROFILMED

MAR 01 1993

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

Scale: 2 inches equals 1 mile

T.2 N., R.14 E., BLAINE COUNTY



Last Name

HUMBOLDT

Ident No.

Copies: White-Slate, Yellow-Calendar

MICROFILMED

MAR 01 1993

15. Basis of Claim: Beneficial Use
IDWR Water Right Number: N/A
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 0

[For Organizations] I do solemnly swear or affirm that I am a general partner of Humboldt Investment Co., a general partnership, that I have signed the foregoing document in the space below as general partner of the partnership and that the statements contained in the foregoing document are true and correct.

Signature of General Partner:

Devere Barker, by
James P. Speck, his attorney-in-fact
Devere Barker

Date 10/25/88

State of Idaho)
County of Bonne) ss.

Subscribed and sworn before me this 25th day of October, 1988.

Notary Public Ruby M. Becker
Residing at Beau Valley
Commission Expires 1/12/89

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: 10/25/88

Last Name: Humboldt
a2:\hmbldt8.clm

Ident No.: _____

MICROFILMED

MAR 01 1993

HOGUE, SPECK & AANESTAD

A PROFESSIONAL ASSOCIATION
OF
ATTORNEYS
120 EAST AVENUE
POST OFFICE BOX 987
KETCHUM, IDAHO 83340
(208) 726-4421
TELECOPIER (208) 726-0752

TERRY G. HOGUE
JAMES P. SPECK
DOUGLAS J. AANESTAD
J. STEPHEN CRABTREE
TRACY DUNLAP

HAILEY OFFICE:
16 WEST CROY STREET
SUITE K
POST OFFICE BOX 460
HAILEY, IDAHO 83333
(208) 788-3567

January 19, 1989

RECEIVED
JAN 23 1989

CERTIFIED MAIL

Department of Water Resources

Ms. Helen Harrington
Idaho Department of Water Resources
1301 N. Orchard St.
Boise, Idaho 83706

RE: Snake River Basin Adjudication - Notice of Claim
for Humboldt Investment Co.

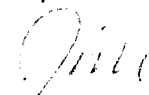
Dear Ms. Harrington:

After our recent phone conversation, I reviewed my calculations for the amounts set out on the second page of the "beneficial use" claim for the upper reservoir on Humboldt Investment Co.'s property in Blaine County, Idaho. The intention was to base the storage amounts on a flow of 3.0 cfs. Accordingly, I have prepared a revised page 2 to be substituted in the claim wherein the amount for irrigation from storage, April 1 to November 1, is 1273 AFA, and the amount for recreation storage, January 1 to December 1, is 2172 AFA. I understand the total fee previously submitted (\$989.00) remains the correct fee.

Thank you very much for your cooperation and assistance in this matter. Please call me if you have any further questions.

Sincerely yours,

HOGUE, SPECK & AANESTAD



James P. Speck

JPS/rlk
encl.
cc: Devere Barker(w/encl)

MICROFILMED

0 1 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: A37-12396
Date Received: 10/27/1988
Receipt No: C004234 *let.*
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: HUMBOLDT INVESTMENT CO. 702-825-4144
Address: 3500 LAKESIDE CT., SUITE 150
ATTN: MR. DEVERE BARKER
RENO, NV 89509

2. Date of Priority: DEC 31, 1947

3. Source: DEMOCRAT CREEK Trib. to: CROY CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02N	18E	18	NE	SW	NW		BLAINE

5. Description of diverting works:
RESERVOIR

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION STORAGE	01/01	12/31			1273.00
IRRIGATION FROM STORAGE	04/01	11/01	3.000		
RECREATION STORAGE	01/01	12/31			2172.00
STOCKWATER	05/15	10/01	0.030		

7. Total Quantity Appropriated is:
3.000 C.F.S. (and/or) 2172.00 A.F.A.

8. Total consumptive use is 475.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/100 CATTLE, R/FISHING AND SWIMMING

A37-12396

Page 1

Date: 01/24/89

MICROFILMED

MAR 01 1993

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
02N	18E	17	SE		NW	4	IRR FS	23.0
			NE		SW		IRR FS	10.0
			NW		SW		IRR FS	25.0
			SW		SW		IRR FS	3.0
							Section Acres	61.0
		18	SW		NE		IRR FS	17.0
			NW		NW		STOCK	
			NW		NW		REC S	
			SW		NW		STOCK	
			SW		NW		REC S	
			SE		NW		IRR FS	31.0
			NE		SW		IRR FS	2.0
			NE		SE		IRR FS	19.0
			NW		SE		IRR FS	13.0
			SW		SE		IRR FS	19.0
			SE		SE	5	IRR FS	28.0
							Section Acres	129.0
							Total Acres	190.0

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:

37-00548, 00549 (01220), 02142 (01221), 04138, 04440.

14. Remarks:

1947 IS BEST CURRENT ESTIMATE OF WHEN RESERVOIR WAS CONSTRUCTED.
ENTIRE FLOW OF DEMOCRAT CK IS DAMMED. AMT CLAIMED IS ENTIRE FLOW.

15. Basis of Claim: BENEFICIAL USE

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
_____ Organization
document in the space below as _____ of
_____ Title
_____ and that the statements contained in the
_____ Organization
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 _____

COPY

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho
OCT 21 2010
By _____ Clerk _____ Deputy Clerk

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

In Re SRBA

Case No. 39576

Subcase No. 37-548, 37-549, 37-1222,
37-2142, 37-4440, 37-4138,
37-4139, 37-12396

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING

IDWR has completed the following Administrative proceeding: **SUBSTITUTION OF PARTY**

Does the change in "ownership" result in a splitting of the water right claimed? ☐ Yes ☒ No

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

Dated: _____

9/14/10


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 10-21, 2010, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls ID 83303-2707

2. Copies to:

Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449

United States Dept Of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724

Kevin Braley
Holland & Hart LLP
PO Box 2527
Boise ID 83701

Kevin Beaton
Stoel Rives LLP
101 S Capitol Blvd Ste 1900
Boise ID 83702



Signature of person or attorney mailing the form

08/17/2010

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-548

NAME AND ADDRESS: WELLS FARGO BANK
1740 BROADWAY
7TH FLOOR MAC C7300-079
DENVER CO 80274

SOURCE: DEMOCRAT GULCH CREEK
LAMBS GULCH CREEK

TRIBUTARY: CROY CREEK
TRIBUTARY: DEMOCRAT GULCH CREEK

QUANTITY: 3.600 CFS

PRIORITY DATE: 06/01/1880

POINT OF
DIVERSION:

T02N R18E S18 SWNW Within BLAINE County
T02N R18E S18 NESWN Lot 2 Within BLAINE County
T02N R18E S18 NWNWE Within BLAINE County
T02N R18E S18 NESWE Within BLAINE County
T02N R18E S18 NWSESE Lot 5 Within BLAINE County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/15 10/31	3.600 CFS
PLACE OF USE:	<u>IRRIGATION in BLAINE County</u>		
	T02N R18E S17 Lot 3 SWNW 2.90	T02N R18E S17 Lot 4 SENW	23.00
	T02N R18E S17 NESW 8.60	T02N R18E S17 NWSW	27.00
	T02N R18E S17 Lot 1 SWSW 1.10	T02N R18E S18 SWNE	15.00
	T02N R18E S18 NENW 1.20	T02N R18E S18 SENW	27.00
	T02N R18E S18 NESW 1.20	T02N R18E S18 NESE	21.00
	T02N R18E S18 NWSE 18.00	T02N R18E S18 SWSE	17.00
	T02N R18E S18 Lot 5 SESE 22.00		

185 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 180 acres in a single irrigation season. Combined Right Nos.: 37-548, 37-549, 37-1222, 37-2142, and 37-4440.

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

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

08/17/2010

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-549

NAME AND ADDRESS: WELLS FARGO BANK
1740 BROADWAY
7TH FLOOR MAC C7300-079
DENVER CO 80274

SOURCE: CROY CREEK

TRIBUTARY: BIG WOOD RIVER

QUANTITY: 4.000 CFS

PRIORITY DATE: 06/30/1882

POINT OF
DIVERSION:

T02N R18E S19 NESENW Within BLAINE County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/15 10/31	4.000 CFS
PLACE OF USE:	<u>IRRIGATION in BLAINE County</u>		
	T02N R18E S17 Lot 3 SWNW	2.90	T02N R18E S17 Lot 4 SENW 23.00
	T02N R18E S17 NESW	8.60	T02N R18E S17 NWSW 27.00
	T02N R18E S17 Lot 1 SWSW	1.10	T02N R18E S18 SWNE 15.00
	T02N R18E S18 NENW	1.20	T02N R18E S18 SENW 27.00
	T02N R18E S18 NESW	1.20	T02N R18E S18 NESE 21.00
	T02N R18E S18 NWSE	18.00	T02N R18E S18 SWSE 17.00
	T02N R18E S18 Lot 5 SESE	22.00	

185 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 180 acres in a single irrigation season. Combined Right Nos.: 37-548, 37-549, 37-1222, 37-2142, and 37-4440.

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

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

08/17/2010

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-1222

NAME AND ADDRESS: WELLS FARGO BANK
1740 BROADWAY
7TH FLOOR MAC C7300-079
DENVER CO 80274

SOURCE: DEMOCRAT GULCH CREEK

TRIBUTARY: CROY CREEK

QUANTITY: 0.400 CFS

PRIORITY DATE: 06/09/1911

POINT OF
DIVERSION:

T02N R18E S18 NESWNW Lot 2 Within BLAINE County
T02N R18E S18 NWNWSE Within BLAINE County
T02N R18E S18 NESWSE Within BLAINE County
T02N R18E S18 NWSESE Lot 5 Within BLAINE County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/15 10/31	0.400 CFS
PLACE OF USE:	<u>IRRIGATION in BLAINE County</u>		
	T02N R18E S17 Lot 3 SWNW 2.90	T02N R18E S17 Lot 4 SENW 23.00	
	T02N R18E S17 NESW 8.60	T02N R18E S17 NWSW 27.00	
	T02N R18E S17 Lot 1 SWSW 1.10	T02N R18E S18 SWNE 15.00	
	T02N R18E S18 NENW 1.20	T02N R18E S18 SENW 27.00	
	T02N R18E S18 NESW 1.20	T02N R18E S18 NESE 21.00	
	T02N R18E S18 NWSE 18.00	T02N R18E S18 SWSE 17.00	
	T02N R18E S18 Lot 5 SESE 22.00		

185 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 180 acres in a single irrigation season. Combined Right Nos.: 37-548, 37-549, 37-1222, 37-2142, and 37-4440.

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

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

Right includes accomplished change in source pursuant to Section 42-1425, Idaho Code.

08/17/2010

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-2142

NAME AND ADDRESS: WELLS FARGO BANK
1740 BROADWAY
7TH FLOOR MAC C7300-079
DENVER CO 80274

SOURCE: HOT SPRINGS GULCH CREEK

TRIBUTARY: CROY CREEK

QUANTITY: 1.500 CFS

PRIORITY DATE: 06/24/1909

POINT OF
DIVERSION:

T02N R18E S18 SWSW Lot 4 Within BLAINE County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/15 10/31	1.500 CFS
PLACE OF USE:	<u>IRRIGATION in BLAINE County</u>		
	T02N R18E S17 Lot 3 SWNW	2.90	T02N R18E S17 Lot 4 SENW 23.00
	T02N R18E S17 NESW	8.60	T02N R18E S17 NWSW 27.00
	T02N R18E S17 Lot 1 SWSW	1.10	T02N R18E S18 SWNE 15.00
	T02N R18E S18 NENW	1.20	T02N R18E S18 SENW 27.00
	T02N R18E S18 NESW	1.20	T02N R18E S18 NESE 21.00
	T02N R18E S18 NWSE	18.00	T02N R18E S18 SWSE 17.00
	T02N R18E S18 Lot 5 SESE	22.00	

185 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 180 acres in a single irrigation season. Combined Right Nos.: 37-548, 37-549, 37-1222, 37-2142, and 37-4440.

This right is limited to the irrigation of 75 acres within the place of use described above in a single irrigation season.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

08/17/2010

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-4440

NAME AND ADDRESS: WELLS FARGO BANK
1740 BROADWAY
7TH FLOOR MAC C7300-079
DENVER CO 80274

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.310 CFS
59.30 AFY

The quantity of water under this right for stockwater use shall not exceed
13,000 gallons per day.

PRIORITY DATE: 12/31/1950

POINT OF
DIVERSION:

T02N R18E S18 NWNWSE Injection Within BLAINE County
T02N R18E S18 NWNWSE Within BLAINE County
T02N R18E S18 NWSESE Lot 5 Rediversion Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.030 CFS 1.40 AFY
RECREATION STORAGE	01/01 12/31	5.00 AFY
IRRIGATION	04/15 10/31	0.310 CFS 54.30 AFY

PLACE OF USE:

IRRIGATION in BLAINE County

T02N R18E S17 Lot 3 SWNW	3.40	T02N R18E S17 Lot 4 SENW	22.00
T02N R18E S17	NESW 8.20	T02N R18E S17	NWSW 26.00
T02N R18E S17 Lot 1 SWSW	0.90	T02N R18E S18	SWNE 15.00
T02N R18E S18	NENW 1.10	T02N R18E S18	SENW 25.00
T02N R18E S18	NESW 0.40	T02N R18E S18	NESE 21.00
T02N R18E S18	NWSE 19.00	T02N R18E S18	SWSE 16.00
T02N R18E S18 Lot 5 SESE	22.00		

STOCKWATER in BLAINE County

T02N R18E S17 Lot 3 SWNW		T02N R18E S17 Lot 4 SENW	
T02N R18E S17	NESW	T02N R18E S17	NWSW
T02N R18E S17 Lot 1 SWSW		T02N R18E S18	SWNE
T02N R18E S18	NENW	T02N R18E S18	SENW
T02N R18E S18	NESW	T02N R18E S18	NESE
T02N R18E S18	NWSE	T02N R18E S18	SWSE
T02N R18E S18 Lot 5 SESE			

RECREATION STORAGE in BLAINE County

T02N R18E S18	NESE	T02N R18E S18 Lot 5 SESE
---------------	------	--------------------------

180 ACRES TOTAL

This right is limited to the irrigation of 15.5 acres within the place of use described above in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 180 acres in a single irrigation season. Combined Right Nos.: 37-548, 37-549, 37-1222, 37-2142, and 37-4440.

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

08/17/2010

IDAHO DEPARTMENT OF WATER RESOURCES
CLAIMS / RIGHTS NOT RECOMMENDED

<u>W.R. NUMBER</u>	<u>NAME AND ADDRESS</u>	<u>CLAIM DISPOSITION</u>	<u>REASON</u>
37-4138	WELLS FARGO BANK 1740 BROADWAY 7TH FLOOR MAC C7300-079 DENVER CO 80274	Disallowed	No lawful appropriation shown.

08/17/2010

IDAHO DEPARTMENT OF WATER RESOURCES
CLAIMS / RIGHTS NOT RECOMMENDED

<u>W.R. NUMBER</u>	<u>NAME AND ADDRESS</u>	<u>CLAIM DISPOSITION</u>	<u>REASON</u>
37-4139	WELLS FARGO BANK 1740 BROADWAY 7TH FLOOR MAC C7300-079 DENVER CO 80274	Disallowed	No lawful appropriation shown.

08/17/2010

IDAHO DEPARTMENT OF WATER RESOURCES
CLAIMS / RIGHTS NOT RECOMMENDED

<u>W.R. NUMBER</u>	<u>NAME AND ADDRESS</u>	<u>CLAIM DISPOSITION</u>	<u>REASON</u>
37-12396	WELLS FARGO BANK 1740 BROADWAY 7TH FLOOR MAC C7300-079 DENVER CO 80274	Disallowed	No lawful appropriation shown.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 1341 Fillmore Street, Suite 200 • Twin Falls, Idaho 83301-3380

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Web Site: www.idwr.idaho.gov

October 21, 2010

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

KEVIN BRALEY
HOLLAND & HART LLP
PO BOX 2527
BOISE ID 83701

RE: SRBA Claim(s) 37-548, 37-549, 37-1222, 37-2142, 37-4440,
37-4138, 37-4139, 37-12396

Dear Counselor:

Please find the enclosed copy of the Notice of Completed Administrative Proceeding, which the department has filed with the SRBA Court regarding the above referenced claims. You have received this notice pursuant to SRBA Court Administrative Order 11 requiring IDWR to report to the court and interested parties any pending changes to adjudication claims in basins for which a Director's Report has been filed with the court.

Please contact this office if you have any questions about the notice or the administrative process.

Sincerely,

Trish Fawcett
Technical Records Specialist

Enclosure

cc: Kevin Beaton, Stoel Rives LLP

DL

RECEIVED
AUG 19 2010
DEPT. OF WATER RESOURCES
SOUTHERN REGION

**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 (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case IDWR will produce new water right number(s) for the split(s).

Water Right No(s)	Adjudication Claim No(s)	Split(s)	Water Right No(s)	Adjudication Claim No(s)	Split(s)
AS A37-00548	A37-00548		AS A37-4139	A37-4139	
AS A37-00549	A37-00549		AS A37-12396	A37-12396	
AS A37-1222	A37-1222		PD A37-12397	A37-12397	
AS A37-2142	A37-2142		LIC 37-8670		
AS A37-4440	A37-4440		LIC 37-22250		
AS A37-4138	A37-4138		LIC 37-22251		

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 on file with the county Planning and Zoning or Recorder's Office).

OR

- D. 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 or equivalent **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) Spring Canyon Ranch, LLC
C/O CROY CANYON LLC, 400 OYSTER PT BLVD #123
SOUTH SAN FRANCISCO , CA 94080

4. New Owner/Claimant(s) Wells Fargo Bank, National Association
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address MAC C7300-079, 1740 Broadway, 17th Floor

City, State and ZIP Code Denver, CO 80274

New Telephone Number (210) 856-7323 Email: malik.moledina@wellsfargo.com

Recording requested by,
and after recording, return to:

Kevin C. Braley
Holland & Hart LLP
P.O. Box 2527
Boise, ID 83701-2527

Instrument # 578907

HAILEY, BLAINE, IDAHO
7-9-2010 02:27:03 No. of Pages: 6
Recorded for : B C SHERIFFS DEPARTMENT
JOLYNN DRAGE Fee: 25.00
Ex-Officio Recorder Deputy
Index to: SHERIFF'S DEED

AKS

SHERIFF'S DEED

KNOW ALL PERSONS BY THESE PRESENCE that I, Jerry "Walt" Femling, Sheriff of Blaine County, Idaho, being duly sworn and of legal age, hereby certify that I am the Sheriff of Blaine County, Idaho, and that:

1. At the request of Plaintiff Wells Fargo Bank National Association and under and by virtue of a Writ of Execution on Judgment of Foreclosure and an Order of Sale on Foreclosure issued out of the District Court of the Fifth Judicial District of the State of Idaho, in and for the County of Blaine, in the case of *Wells Fargo Bank, National Association vs. Spring Canyon Ranch, LLC, et al.*, case no. CV 09-365 and CV 09-771, I conducted a foreclosure sale on July 6th, 2010, commencing at or about 1:00 p.m. by advertisement and sale at the Blaine County Public Safety Facility at 1650 Aviation Drive, Hailey, Idaho. The property subject to the foreclosure sale was the property described in Exhibit A attached hereto (the "Foreclosed Property").

2. On July 8th, 2010, I issued a Sheriff's Certificate of Sale on Foreclosure (the "Sheriff's Certificate") to Wells Fargo Bank, National Association, who made the highest and best bid in the credit amount of \$10,900,173.04 for the Foreclosed Property at the foreclosure sale, which certificate was recorded in the official records of the recorder of Blaine County, Idaho on July 8th, 2010, as Instrument Number 578885.

3. The Amended Judgment and Decree of Foreclosure entered May 11, 2010 (the "Amended Judgment"), and the Order of Sale on Foreclosure entered May 19, 2010 (the "Order of Sale"), by the District Court of the Fifth Judicial District in and for the County of Blaine, Case No. CV 09-365 and CV 09-771, provided that Defendants Spring Canyon Ranch, LLC, and GeoEngineers, Inc., and each of them, and all persons claiming under them, either as encumbrancers, purchasers or otherwise, shall be, and they were, forever barred and foreclosed of and from all right, title, claim, interest or equity of redemption they may have in and to the Foreclosed Property or any part thereof. The equity of redemption having been barred and foreclosed by the Amended Judgment and the Order of Sale, Wells Fargo Bank, is entitled to a deed to the Foreclosed Property.

NOW THEREFORE, KNOW ALL PERSONS BY THIS DEED that I, Jerry "Walt" Femling, Sheriff of Blaine County, Idaho, in consideration of the premises, have granted and sold and do hereby convey to **Wells Fargo Bank, National Association.**, a National Banking Association with an address of MAC C7300-079, 1740 Broadway, 7th Floor, Denver Colorado,

EXHIBIT A

a. Parcel I

A parcel of land lying within SECTIONS 11, 13 AND 14, TOWNSHIP 2 NORTH, RANGE 17 EAST, AND SECTIONS 7, 17, AND 18, TOWNSHIP 2 NORTH, RANGE 18 EAST, BOISE MERIDIAN, BLAINE COUNTY IDAHO, and being more particularly described as follows:

Commencing at the BLM brass cap marking the Southwest corner of said Section 18, which point is the REAL POINT OF BEGINNING; thence N 88°33'43"W, 1332.85 feet to a 5/8" bar by L. S. 3621 marking the 1/16th corner; thence N 00°15'20"E, 2649.19 feet to a 5/8" bar by L. S. 3621 marking the center east 1/16th corner; thence S 88°42'55"E, 1329.50 feet to the BLM brass cap marking the west ¼ corner of said Sections 13 and 18; thence N 00°09'19"E, 1310.14 feet to a BLM brass cap; thence N 88°15'33"W, 2655.51 feet to a 5/8" bar marking the center north 1/16th corner of Section 13; thence N 89°49'47"W, 2662.82 feet to a 5/8" bar marking the 1/16th corner of said Sections 13 and 14; thence S 00°12'41"W, 1279.45 feet to a 5/8" bar with aluminum cap marking the ¼ corner of Sections 13 and 14; thence S 89°40'00"W, 5293.11 feet to the 5/8" bar with aluminum cap marking the ¼ corner of Sections 14 and 15, thence N 00°18'28" W, 2636.52 feet to the 2" aluminum cap by L. S. 792 marking the section corner common to Sections 10, 11, 14 and 15; thence N 00°09'45" E, 2648.30 feet to the 2" aluminum cap marking the ¼ corner of Sections 10 and 11; thence N 89°39'22" E, 5317.87 feet to the 2½" aluminum cap marking the ¼ corner of Sections 11 and 12; thence S 00°10'54" W, 2727.02 feet to the 2" aluminum cap marking the section corner common to Sections 11, 12, 13 and 14; thence N 89°03'30" E, 2666.04 feet to the 2" aluminum cap marking the ¼ corner of Sections 12 and 13; thence S 87°50'15" E, 2654.34 feet to the BLM brass cap marking the section corner common to Sections 12, 13, 7 and 18; thence N 00°13'40" W, 1326.38 feet to the 5/8" bar marking the 1/16th corner common to Sections 12 and 7; thence S 89°11'32" E, 2805.46 feet to the 5/8" bar marking the center south 1/16th corner of said Section 7; thence

GLADYS B., DEWEY, MCKINLEY, SPANISH, all Consolidated Survey No. 2747; and SEE BEE, Consolidated Survey No. 2755, all situated in the MINERAL HILL MINING DISTRICT, BLAINE COUNTY, IDAHO (the "Real Property").

b. all easements, rights-of-way and appurtenances; all water, water rights, water courses and ditch rights (including stock in utilities with ditch or irrigation rights); and all other rights royalties, and profits relating to the real property, including without limitation all minerals, oil gas, geothermal and similar matters. The First Mortgage also assigned to Wells Fargo all of Spring Canyon's right, title and interest in and to all present and future leases of the Real Property and all Rents (as defined by the First Mortgage) from the Property. The First Mortgage also granted Wells Fargo a Uniform Commercial Code security interest in the Personal Property (as defined by the First Mortgage) and Rents. The Real Property, together with the rights and interests described in this paragraph are hereinafter referred to collectively as the "Mortgaged Property."

c. The Mortgaged Property includes, in part and without limitation, the following water rights:

Idaho Water Right No. A37-00548

Idaho Water Right No. A37-00549

Idaho Water Right No. A37-01222

Idaho Water Right No. A37-02142

Idaho Water Right No. A37-04440

Idaho Water Right No. A37-04138

Idaho Water Right No. A37-04139

COPY

Party's Name: Wells Fargo Bank, National Association

Attorney Name & Address:

Linda B. Jones
Kevin C. Braley
HOLLAND & HART LLP
Suite 1400, U.S. Bank Plaza
101 S. Capitol Boulevard
Post Office Box 2527
Boise, Idaho 83701
Telephone: (208) 342-5000
Idaho State Bar No. 4125

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

In Re SRBA

Case No. 39576

**NOTICE OF SUBSTITUTION
OF PARTIES**

**SUBCASE NOS.: 37-548, 37-549, 37-
1222, 37-2142, 37-4138, 37-4139, 37-
4440, and 37-12396**

NOTICE IS HEREBY GIVEN: Wells Fargo Bank, National Association ("Wells Fargo") hereby notifies the Court and the parties herein that Wells Fargo, as the successor in interest to Spring Canyon Ranch, LLC, and the current owner of the subject water rights and all interest therein and the owner of the underlying land, is hereby substituted in place of Spring Canyon Ranch, LLC for all purposes in these proceedings, including, but not limited to, the resolution of the matters in this subcase.

CERTIFICATE OF SERVICE

I hereby certify that on this 17th day of August 2010, I caused to be served a true and correct copy of the foregoing by the method indicated below, and addressed to the following:

Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, ID 83303-2707

☐ U.S. Mail
☐ Hand Delivered
☐ Overnight Mail
☒ Telecopy (Fax)

Copies to:

Albert P. Barker
BARKER ROSHOLT & SIMPSON
PO Box 2139
Boise, ID 83701-2139
Telephone: (208) 336-0700
Fax: (208) 344-6034

☐ U.S. Mail
☐ Hand Delivered
☐ Overnight Mail
☒ Telecopy (Fax)

Craig D. Hobdey
HOBDEY & HOBDEY
PO Box 176
Gooding, ID 83330
Telephone: (208) 934-4429
Fax: (208) 934-4420

☐ U.S. Mail
☐ Hand Delivered
☐ Overnight Mail
☒ Telecopy (Fax)

Kevin J. Beaton
STOEL RIVES LLP
101 S. Capitol Blvd., Ste. 1900
Boise, ID 83702-5958
Telephone: (208) 389-9000
Fax: (208) 389-9040

☐ U.S. Mail
☐ Hand Delivered
☐ Overnight Mail
☒ Telecopy (Fax)

US Department of Justice
Environment & Natural Resources
550 West Fort Street, MSC 033
Boise, ID 83724

☒ U.S. Mail
☐ Hand Delivered
☐ Overnight Mail
☐ Telecopy (Fax)

IDWR Document Depository
322 East Front Street
P.O. Box 83720
Boise, ID 83720-0098
Fax: (208) 287-6700

☐ U.S. Mail
☐ Hand Delivered
☐ Overnight Mail
☒ Telecopy (Fax)


for Holland & Hart LLP

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NOTICE OF SUBSTITUTION OF PARTIES- 3

S 00°03'58" W, 1313.77 feet to the aluminum cap marking the ¼ corner common to Sections 7 and 18; thence
S 00°22'06" W, 1312.08 feet to the 5/8" bar marking the center north 1/16th corner of said Section 18; thence
S 89°42'53" E, 1325.37 feet to the 5/8" bar marking the northeast 1/16th corner of said Section 18; thence
S 00°48'36" W, 1319.34 feet to the 5/8" bar marking the center east 1/16 corner of said Section 18; thence
S 89°24'01" E, 1315.22 feet to the BLM brass cap marking the ¼ corner of Sections 18 and 17; thence
S 88°24'27" E, 790.65 feet to the 5/8" bar on the south side of Croy Creek Road; thence
N 58°17'12" E, 1070.44 feet to the 5/8" bar on the south side of Croy Creek Road; thence
N 54°32'25" E, 665.75 feet to the 5/8" bar on the south side of Croy Creek Road; thence
N 50°09'06" E, 474.75 feet along said road to the 5/8" bar on the center section line; thence
S 00°09'41" W, 1303.55 feet to the bar marking the center section corner of Section 17; thence
S 00°16'05" W, 1319.97 feet to the BLM brass cap marking the center South 1/16th corner of said Section 17; thence
N 88°23'58" W, 2600.76 feet to the 5/8" bar marking the 1/16 corner of said Sections 17 and 18; thence
S 00°04'54" W, 918.49 feet to the 5/8" bar on the north line of the Climax Lode Mining Claim; thence
S 87°15'00" W, 87.77 feet to the 5/8" bar marking the northwest corner of the Climax Lode Mining Claim; thence
S 05°45'15" E, 398.62 feet to a point on the westerly boundary of Climax Lode Mining Claim and the south boundary of said Section 18; thence
N 89°32'52" W, 2596.48 feet to the BLM brass cap marking the ¼ corner of Sections 18 and 19; thence
N 89°32'07" W, 2782.46 feet to the REAL POINT OF BEGINNING.

Also known as Tax Lot 6973.

AND

Parcel II

Those patented mining claims as described in Sections 3, 10 and 11 in Township 2 North, Range 17 East, Boise Meridian, Blaine County, Idaho, as follows:

IDAHO DEMOCRAT, MARQUISE, VERMONT, IDAHO
REPUBLICAN AND BELMONT, all Consolidated Survey No. 1342;

Idaho Water Right No. A37-12396

Idaho Water Right No. A37-12397

Idaho Water Right Application No. 37-22442

Idaho Water Right Application No. 37-22443

Idaho Water Right No. 37-8670

Idaho Water Right No. 37-22250

Idaho Water Right No. 37-22251

4838474_1.DOC

Date: 01/16/07

NOTICE OF ERROR
REPLY

SCANNED
1/17/07

SCANNED

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: Date

RECEIVED

JAN 18 2007

DEPT. OF WATER RESOURCES
SOUTH SAN FRANCISCO

Water right number 37-12396
Name Spring Canyon Ranch LLC
C/O Croy Canyon LLC
Address Line 1 395 Oyster Pt. Blvd #309
City, State Zip South San Francisco, CA 94080
Telephone Number (650)-588-5600

37-11

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source) :

Entire recommendation for disallowment of 37-12396.

2. Describe the changes you wish to make in the proposed recommendation:

Change the recommendation for 37-12396 to match the entire claim for 37-4138.

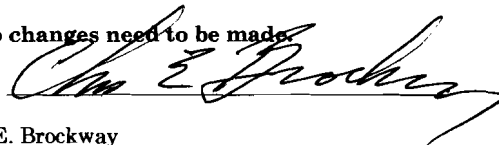
3. Give a brief explanation as to why you disagree with these portions:

Ample evidence of lawful appropriation outlined in claim for 37-12396 has been provided.

I AGREE with this proposed recommendation: no changes need to be made.

DATE: 01/18/07

SIGNATURE:



Please print your name: Charles E. Brockway

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

Due to the extremely short period for review and reply, and the considerable number of related preliminary recommendations currently under review by our firm, the undersigned must categorically object to, and disagree with, any and all portions of the recommendation which may be contrary to, or inconsistent with, the claim which has been filed for the above-referenced water right.

01/04/2007

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

RIGHT NUMBER: 37-12396
NAME AND ADDRESS: SPRING CANYON RANCH LLC
C/O CROY CANYON LLC
395 OYSTER PT BLVD #309
SOUTH SAN FRANCISCO CA 94080

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

No lawful appropriation shown.

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

No lawful appropriation shown: There are a number of circumstances in which a claim is proposed to be disallowed on this basis. This is most commonly included for a claim based on beneficial use or posted notice that is proposed to be disallowed because the right claimed is not within an exception to the mandatory permit statute, and beneficial use of water prior to the mandatory permit statute was not confirmed. This is also included



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.

February 9, 2005

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

RECEIVED

FEB 17 2005

Department of Water Resources
Southern Region

Crocker Trust
c/o Scott Crocker
1128 Shattuck
Berkeley, CA 94707
Phone: (510) 559-3171

Re: Request for reconsideration of Order Requiring Measuring Devices ... in Water District 37, Croy Creek and Tributaries, dated November 16, 2004.

Dear Scott,

The purpose of this letter is documentation of recent phone conversations pertaining to the above referenced Order, and providing written guidance on the steps necessary to be compliant with the Order; given the special circumstances of your situation. As we discussed in previous phone conversations, IDWR is waiving the requirements for installation of measuring devices for the 2005 irrigation season. Payment of the minimum charge assessed by Water District 37 will be required for this year to be compliant with the November 16, 2004 Order.

In return for payment of this minimum charge, the watermaster will visit the Crocker Trust property and determine locations of diversions, and appropriate device(s), if any, that are needed to perform proper regulation of waters in the Croy Creek stream. By payment of this assessment charge to the water district, the watermaster can also be called upon to regulate flows in Croy Creek to assure your valid right out of Croy Creek is filled.

A listing of water right claims we have on file in the Croy Creek drainage for the Crocker Trust are shown in the attached table. Of these rights, only 37-549 with Croy Creek as the source, appears to be a candidate for a measuring device. A measuring device for this right would be used to determine what amount is short. This right is the last right on Croy Creek, and is senior in priority to another immediate upstream right. Without a measuring device on the point of diversion for 37-549, it would not be possible to determine if the allowed diversion rate is being fully filled, and if the upstream right should be curtailed.

It appears the remaining surface water rights shown in the table would not provide any benefit to the water district or the right holder by installing controlling works and measuring devices at the diversion points. There does appear to be some discrepancy in the beneficial use descriptions between what we have on record and what you have described on the phone. These discrepancies could be corrected through the Snake River Basin Adjudication process currently being done in the Croy Creek drainage. A representative from IDWR's Adjudication Bureau would likely accompany the watermaster in a site visit to the Crocker Trust property to evaluate the beneficial use conditions.

I have enclosed a pamphlet with some explanation of how water rights work in Idaho to help in clarifying the terminology and information in this letter. We hope to meet with you or a

IDWR – February 9, 2005

ATTACHMENT -Table: WATER RIGHTS FOR THE CROCKER TRUST ON CROY CREEK

Water Right Number	Priority Date	Source	Beneficial Use	Max. Rate or Volume
37-548	06/01/1880	DEMOCRAT CREEK LAMBS GULCH CREEK	IRRIGATION - 190 ACRES	3.80 CFS
37-549	06/30/1882	CROY CREEK	IRRIGATION - 130 ACRES	4.00 CFS
37-1222	06/09/1911	DEMOCRAT GULCH CREEK	IRRIGATION - 190 ACRES	0.40 CFS
37-2142	06/24/1909	HOT SPRINGS GULCH CREEK	IRRIGATION - 75 ACRES	1.50 CFS
37-4138	12/31/1948	HAILEY HOT SPRINGS	IRRIGATION - 190 ACRES	1.05 CFS
37-4139	12/31/1926	HAILEY HOT SPRINGS	DIVERSION TO STORAGE	0.50 CFS
			FISH PROPAGATION STORAGE	277.0 AF
			RECREATION STORAGE	277.0 AF
37-4440	08/16/1950	GROUND WATER	RECREATION	500 AF
			IRRIGATION - 190 ACRES	0.69 CFS
			STOCKWATER	0.03 CFS
37-12396	12/31/1947	DEMOCRAT CREEK	RECREATION STORAGE	2172.0 AF
			IRRIGATION STORAGE	1273.0 AF
			STOCKWATER	0.03 CFS
			IRRIGATION FROM STORAGE	3.00 CFS
37-12397	12/31/1950	GROUND WATER	DOMESTIC	0.04 CFS
CFS = CUBIC FEET PER SECOND, AF = ACRE-FEET				

representative of the Crocker Trust at the Croy Creek property later this season for the site visit described above. The watermaster or an IDWR representative will contact you later this spring or early summer to make an appointment. Please don't hesitate to call at 208-287-4957 if you have any questions.

Respectfully,

A handwritten signature in black ink, appearing to read "Steve Burrell". The signature is fluid and cursive, with the first name "Steve" written in a larger, more prominent script than the last name "Burrell".

Steve Burrell
Water Distribution Section

Attachment /1/: Table

Enclosure /1/ : IDAHO WATER RIGHTS A PRIMER A Water Users Information Guide

c: Kevin Lakey, Watermaster, WD 37 – Shoshone (w/o enclosure)
IDWR - Twin Falls (w/o enclosure)
Water District 37 2005 file (w/o enclosure)

Water Right Number - R37-12396

Prefix Translation: RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***
CROCKER TRUST

BENJAMIN & HELEN

1 - C/O DONALD & HELEN CROCKER
2 - TRUSTEES
3 - PO BOX 974
City- KETCHUM State- ID Zip- 83340
Phone - 208-726-9185*** O - ORIGINAL OWNER ***
SPECK

JAMES P

1 - HOGUE SPECK & AANESTAD
2 - PO BOX 987
3 -
City- KETCHUM State- ID Zip- 83340
Phone - 208-000-0000
1 - 3500 LAKESIDE CT SUITE 150
2 - ATTN: MR DEVERE BARKER
3 -
City- RENO State- NV Zip- 89509
Phone - 702-825-4144

HUMBOLT INVESTMENT CO

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
12/31/1947 ERROR IN REGION J - BENEFICIAL USE+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
DEMOCRAT CREEK CROY CREEK+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County
02N 18E 18 NE SW NW (13) BLAINE+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
02 - IRRIGATION STORAGE 01/01 12/31 1273.00
03 - IRRIGATION FROM STORAGE 04/01 11/01 3.000
47 - RECREATION STORAGE 01/01 12/31 2172.00
04 - STOCKWATER 05/15 10/01 0.030+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
3.000 2172.00 475.0+ - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County
02N 18E 17 SE NW 4 23.0 03 IRRIGATION FROM STORAGE (13) BLAINE
02N 18E 17 NE SW 10.0 03 IRRIGATION FROM STORAGE (13) BLAINE
02N 18E 17 NW SW 25.0 03 IRRIGATION FROM STORAGE (13) BLAINE
02N 18E 17 SW SW 3.0 03 IRRIGATION FROM STORAGE (13) BLAINE
02N 18E 18 SW NE 17.0 03 IRRIGATION FROM STORAGE (13) BLAINE
02N 18E 18 SE NW 31.0 03 IRRIGATION FROM STORAGE (13) BLAINE
02N 18E 18 NE SW 2.0 03 IRRIGATION FROM STORAGE (13) BLAINE
02N 18E 18 NE SE 19.0 03 IRRIGATION FROM STORAGE (13) BLAINE
02N 18E 18 NW SE 13.0 03 IRRIGATION FROM STORAGE (13) BLAINE

NOV 28 1996

NOV 28 1996

Water right number - R37-12396

Prefix Translation: RESEARCH

Tw	Rng	Sec	Tract	Lot	Acres	Place of Use Code	Description	County
02N	18E	18	SW SE		19.0	03	IRRIGATION FROM STORAGE	(13) BLAINE
02N	18E	18	SE SE	5	28.0	03	IRRIGATION FROM STORAGE	(13) BLAINE
02N	18E	18	NW NW			04	STOCKWATER	(13) BLAINE
02N	18E	18	SW NW			04	STOCKWATER	(13) BLAINE
02N	18E	18	NW NW			47	RECREATION STORAGE	(13) BLAINE
02N	18E	18	SW NW			47	RECREATION STORAGE	(13) BLAINE

Total Acres: 190.0

+ - - Diversion Means - RESERVOIR

+ - - Non-Irrigation Use - STOCKWATER/100 RANGE; RECREATION/SWIMMING & FISHING

+ - - Other Rights for Same Use - A37-00548, A37-00549, A37-02142, A37-04138 & A37-04440

----- Remarks -----
1947 IS BEST CURRENT ESTIMATE OF WHEN RESERVOIR WAS CONSTRUCTED.
ENTIRE FLOW OF DEMOCRAT CK IS DAMMED. AMT CLAIMED IS ENTIRE FLOW.
|
WR'S 37-01220 & 37-01221 ARE NAMED AS OTHER RIGHTS USED BUT NO
ADJUDICATION CLAIMS ARE FILED.

OWNERSHIP CHANGE MADE 5/19/95 BY TLB. HUMBOLDT-FORMER OWNER,
CROCKER TRUST-NEW OWNER. WARRANTY AND QUITCLAIM DEED INCLUDED.

----- 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: 04/03/1995 User Id: DSMITH Subject: DATA ENTRY
CONFORMED ATTORNEY ADDRESS DMS
Date: 05/19/1995 User Id: TBACKLUN Subject: COPIED FROM REMARKS
1947 IS BEST CURRENT ESTIMATE OF WHEN RESERVOIR WAS CONSTRUCTED. ENTIRE FLOW OF DEMOCRAT CK IS DAMMED. AMT CLAIMED IS ENTIRE FLOW.
| WR'S 37-01220 & 37-01221 ARE NAMED AS OTHER RIGHTS USED BUT NO
ADJUDICATION CLAIMS ARE FILED. *****
OWNERSHIP CHANGE MADE 5/19/95 BY TLB. HUMBOLDT-FORMER OWNER, CROCKER TRUST-NEW OWNER. WARRANTY AND QUITCLAIM DEED INCLUDED.

+ - - Audit Fields - - +
05/19/95 TBACKLUN

NOV 28 1995

Water right number - R37-12396

Prefix Translation: RESEARCH

+ - - - - - 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	- 12/21/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- F000000	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND	Presumption Flag	-
				Notice of Error Flag	-

NOV 28 1995

GENERAL INFORMATION

Claim number: A37-12396

LAST: HUMBOLDT INVESTMENT CO. FIRST: _____

ADDRESS: 3500 LAKESIDE CT., SUITE 150 ATTN: MR. DEVERE BARKER

CITY: RENO

STATE: NV

ZIP: 89509

PHONE: (702) 825-4144

OWNER CODE: C

OWNER CONNECTOR: _____

LAST: _____ FIRST: _____

ADDRESS: _____

CITY: _____

STATE: _____ ZIP: _____ PHONE: (____) ____-____

OWNER CODE: _____

FIELD EXAMINATION INFORMATION

CONTACT PERSON: _____ PHONE NUMBER (____) ____-____

DATE OF FIELD EXAM: ____/____/____ APPOINTMENT MADE? Y(____) N(____), TIME: _____

ACCOMPANIED BY: _____ PHONE NUMBER (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS: _____

MICROFILMED

MAR 01 1993

CLAIM NUMBER: A37-12396

STAGE 5

STAGE —

C. REVIEW - FIELD EXAM NEEDED? Y(~~X~~) N(_)

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y(~~X~~) N()
IF YES EXPLAIN.

REMARKS:

RECOMMENDED PRIORITY DATE: / /

REVIEWED BY _____ DATE _____

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MAR 01 1993

POINT OF DIVERSION AND SOURCE REVIEW SHEET

CLAIM # A37-12396

A. SRBA CLAIM POINT OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
<u>2N</u>	<u>18E</u>	<u>18</u>	<u>NE</u>	<u>SW</u>	<u>NW</u>	<u>—</u>	<u>13</u>

SOURCE: DEMOCRAT CREEK TRIB: CROY CREEK

B. IDWR RECORD POINT OF DIVERSION RECORD AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
<u>—</u>	<u>—</u>	<u>—</u>	<u>—</u>	<u>—</u>	<u>—</u>	<u>—</u>	<u>—</u>

SOURCE: _____ TRIB: _____

C. REVIEW - FIELD EXAM NEEDED? Y ☒ N()

		ATTACHED		OR	SEE FILE
VERIFIED	() TOPO MAP/ORTHO-PQ	YES ☒	NO()		_____
WITH:	() ASCS MAP	YES()	NO()		_____
	() WATERMASTER RECORDS	YES()	NO()		_____
	() FIELD EXAM	YES()	NO()		_____
	() OTHER _____	YES()	NO()		_____

REMARKS: _____

=====

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
<u>—</u>	<u>—</u>	<u>—</u>	<u>—</u>	<u>—</u>	<u>—</u>	<u>—</u>	<u>—</u>
<u>—</u>	<u>—</u>	<u>—</u>	<u>—</u>	<u>—</u>	<u>—</u>	<u>—</u>	<u>—</u>
<u>—</u>	<u>—</u>	<u>—</u>	<u>—</u>	<u>—</u>	<u>—</u>	<u>—</u>	<u>—</u>

SOURCE: _____ TRIB: _____

REVIEWED BY _____ DATE _____

MICROFILMED

MAR 01 1993

PLACE OF USE REVIEW SHEET(IRRIGATION)

CLAIM # A37-12396FIELD EXAM REQUIRED: Y ☒ N()

PRESUMPTION FLAG: Y() N()

ROOT WATER RIGHT NUMBERS _____

TWP	RGE	SEC	1/4	1/4	S.R.B.A. #/ACRES	I.D.W.R #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
—	—	—	—	—	—/—	—/—	—	—	—
—	—	—	—	—	—/—	—/—	—	—	—
—	—	—	—	—	—/—	—/—	—	—	—
—	—	—	—	—	—/—	—/—	—	—	—
—	—	—	—	—	—/—	—/—	—	—	—
—	—	—	—	—	—/—	—/—	—	—	—
—	—	—	—	—	—/—	—/—	—	—	—
—	—	—	—	—	—/—	—/—	—	—	—
TOTAL ACRES					—	—	—	—	—

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y() N()
IF YES SEE ATTACHED SHEET:

REMARKS: _____

REVIEWED BY _____ DATE _____

MICROFILMED

MAR 01 1993

A. S.R.B.A CLAIMED USES:

PURPOSES	MONTH/DAY	RATE	DIV VOL
FOR <u>IRRIGATION STORAGE</u>	FROM <u>1-1</u> TO <u>12-31</u>		
FOR <u>IRRIGATION FROM STOR</u>	FROM <u>4-1</u> TO <u>11-1</u>	<u>3.0</u> CFS	1273.00
FOR <u>RECREATION STORAGE</u>	FROM <u>1-1</u> TO <u>12-31</u>		
<u>STOCKWATER</u>	<u>5-15</u> <u>10-01</u>	<u>.03</u> CFS	2172.00

B. I.D.W.R. RECORDED USES:

PURPOSES	MONTH/DAY	RATE
FOR _____	FROM ____ TO ____	____ CFS
FOR _____	FROM ____ TO ____	____ CFS
FOR _____	FROM ____ TO ____	____ CFS

PRESUMPTION FLAG: ____

PERIOD OF USE:

IS PERIOD OF USE WITHIN THE RECOMMENDED SEASON? Y() N()

RECOMMENDED AS CLAIMED? Y() N()

RECOMMEND TO IDWR STANDARDS OR OTHER? Y() N()

REMARKS:

=====

RECOMMENDED USES:

PURPOSES	MONTH/DAY	RATE
FOR _____	FROM ____ TO ____	____ CFS
FOR _____	FROM ____ TO ____	____ CFS
FOR _____	FROM ____ TO ____	____ CFS

REVIEWED BY _____

DATE _____

=====

MICROFILMED

MAR 01 1993

DIVERSION AMOUNT REVIEW SHEET

CLAIM # A37-12396A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS? Y() N(☒)SRBA CLAIMED RATE: _____ CFS IDWR ROOT RIGHT RATE: _____ CFS
IF NO or IF STATUTORY CLAIM or BENEFICIAL USE field exam required.IS FLOW MEASUREMENT REQUIRED? Y(☒) N()B. FLOW MEASUREMENTS

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS

C. ARE OTHER WATER RIGHTS USED? Y() N() If YES complete overlap review.

OTHER RIGHTS LISTED IN CLAIM: _____

_____D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1. IRRIGATION RATE.

ACRES _____ X 0.02 CFS/ACRE = _____ CFS.
(Taken from p/u review)

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y() N()

IF YES EXCESSIVE WATER USE FORM FILED AND ATTACHED? Y() N()

2. ANNUAL IRRIGATION CONSUMPTIVE USE & FIELD HEADGATE DIVERSION VOLUME.

ACRES _____ X CONSUMPTIVE RATE FOR AREA _____ A.F./ACRE =

TOTAL CONSUMPTIVE USE _____ ACRE FEET/ANNUM

ACRES _____ X FIELD APPLIC. RATE FOR AREA _____ A.F./ACRE =

TOTAL FIELD APPLIC. _____ ACRE FEET/ANNUM

E. RATE/VOLUME CALCULATIONS: (OTHER USES)CONTACT OWNER? Y() N() SEE ATTACHED SHEET? Y() N()
=====

RECOMMENDED DIVERSION RATE: _____ CFS

RECOMMENDED CONSUMPTIVE USE: _____ AF/ANNUM

RECOMMENDED FIELD HEADGATE APPLICATION: _____ AF/ANNUM

REVIEWED BY _____ DATE _____
=====

MICROFILMED

MAR 01 1993

BASIS OF CLAIM ISSUES REVIEW SHEET

CLAIM # -

A. CHECK ONLY THE FOLLOWING THAT APPLY:

	ACCEPTED AS CLAIMED	NEEDS REVIEW
OWNERSHIP _____	()	()
FORFEIT/ABANDON _____	()	()
EXCESSIVE AMOUNT _____	()	()

THIS SRBA CLAIM CFS/ACRE _____

OTHER SRBA CLAIMS CFS/ACRE _____

**Excessive water use form filed and ATTACHED? Y(E) N(E)

B. SPLIT WATER RIGHT REVIEW

ROOT RIGHT # _____	SPLITS # _____	_____ CFS
_____ CFS	# _____	_____ CFS
	# _____	_____ CFS
	# _____	_____ CFS
	# _____	_____ CFS
	TOTAL CFS _____	

**Do the sum of the parts equal the whole?

Y() N()

**IF NO is the written review sheet ATTACHED?

Y() N()

REMARKS: _____

AUTHENTICATION:

SIGNATURE: _____

DATE: _____

NAME OF FIELD EXAMINER: _____

TITLE: _____

MICROFILMED

MAR 01 1993

ADDITIONAL ACREAGE FORM

Claim number: A37-12396

[illegible]

TOTAL NUMBER OF ACRES 190

[illegible]

REVIEWED BY

DATE _____

MICROFILMED

MAR 01 1993

MICROFILMED
MAR 01 1993

Water Right Number - 37-04139

Adj. Flag Translation: Standard Water Right Number

Old (D) Number -

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

*** C - CURRENT OWNER ***
HUMBOLT INVESTMENT CO.1 - C/O JAMES SPECK
2 - P.O. BOX 987
3 -
City- KETCHUM
Phone -

State- ID Zip- 833400000

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - - +
01/01/1926 17 S - STATUTORY CLAIM+ - - - - - Source - - - - - + + - - - - - Tributary - - - - - +
WARM SPRINGS BIG WOOD RIVER+ - - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County Stream Index (Blank if no Index Code)

02N 18E 18 NW SE (13) BLAINE 272.0 386.0 29.0 0.6

+ - - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume22 - HEATING 04/15 10/01 0.300
46 - RECREATION 04/15 10/01 0.300
22 - HEATING 10/01 04/15 0.500
46 - RECREATION 10/01 04/15 0.500+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
0.500+ - - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County02N 18E 18 NE SE 22 HEATING (13) BLAINE
02N 18E 18 SE SE 22 HEATING (13) BLAINE

Total Acres:

+ - - Diversion Means - PIPELINE

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - - Remarks - - - - - +
No Remarks found.

+ - - - - - Conditions of Approval - - - - - +

01E - A measuring device and lockable controlling works of a type
- acceptable to the Department shall be permanently installed and
- maintained as part of the diverting works.

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT CERTAIN FROM RECORDING REPORT

६३५३

Adj. flag translation: Standard Water Right Number

+ - Decree Date +
00/00/0000

+ - - Audit Fields - 07/21/87

05/28/88 CONVERT

+ - - - - - Water Rights Dates and Flags Area - - - - - +

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	-	00/00/0000

Field Exam Made - 00/00/0000
Protested Date - 00/00/0000
Hearing Date - 00/00/0000
Verified Date - 03/02/1987
Receipt Number -
Appl Received - 00/00/0000

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

MICROFILMED
MAR 01 1993

RECEIVED

OCT 27 1988

Department of Water Resources
Southern Region Office

SPECIAL POWER OF ATTORNEY
(WATER RIGHTS)

HUMBOLDT INVESTMENT CO., a Nevada general partnership (the "Partnership"), of Reno, Nevada, by and through its general partner, Devere Barker, designates and appoints JAMES P. SPECK, of Ketchum, Idaho, as the Partnership's attorney in fact and agent (subsequently called "Agent") to act in the Partnership's name and for the Partnership's benefit for the specific purposes stated herein only. The Partnership grants to its Agent full power and authority to do everything necessary in exercising any of the powers herein granted as fully as the Partnership might or could do if personally present and fully competent, hereby ratifying and confirming all that the Partnership's Agent shall lawfully do or cause to be done by virtue of this Special Power of Attorney and the powers herein granted.

1. SPECIFIC GRANT OF POWER. The Partnership's agent shall have power to exercise or perform any act, power, duty, right or obligation whatsoever that the Partnership now has or may hereafter acquire, RELATING ONLY TO the preparation and filing of claims for water rights in Twin Falls County District Court Civil No. 39576, In Re the General Adjudication of Rights to the Use of Water from the Snake River Basin Water System, and the preparation and filing of applications for permits to or transfers of water rights, or claims to water rights, with the Idaho Department of Water Resources.

2. REVOCABILITY. This Special Power of Attorney is revocable, provided, that insofar as any governmental agency, bank, trust company, insurance company, transfer agent, or other person shall rely upon this power, this power may be revoked only by a notice in writing executed by me or the Partnership's Agent and delivered to such person or institution.

3. INTERPRETATION. This instrument is to be construed and interpreted as a Special Power of Attorney and shall be limited in accordance herewith.

4. THIRD-PARTY RELIANCE. Third parties may rely upon the representations of the Agent as to all matters relating to any power granted to the Partnership's Agent, and no person who may act in reliance upon the representations of the Agent or the authority granted to the Partnership's Agent shall incur any liability to the Partnership as a result of permitting the Agent to exercise any power.

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MAR 01 1993

5. GOVERNING LAW. This Special Power of Attorney is executed and delivered in the State of Idaho and the laws of the State of Idaho shall govern all questions as to the validity of this power and as to the construction of its provisions.

6. COUNTERPARTS. This Special Power of Attorney may be executed in counterparts. Each executed counterpart of this Special Power of Attorney shall have the force and effect of this original.

IN WITNESS WHEREOF, the Partnership has executed this Special Power of Attorney this 18 day of Oct 1988, 1988.

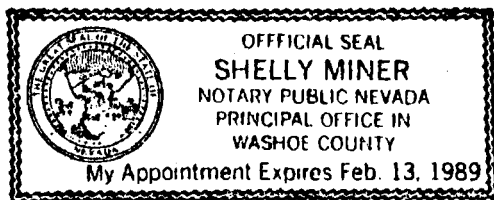
HUMBOLDT INVESTMENT CO.

By: Devere Barker
Devere Barker, general partner

STATE OF NEVADA)
) ss.
County of WASHOE)

On this 18TH day of OCTOBER, 1988, before me, the undersigned notary public in and for said state, personally appeared Devere Barker, known to me to be a general partner of the partnership whose name is subscribed to the within Special Power of Attorney, and acknowledged to me that said partnership executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.



Shelly Miner
Notary Public for _____
Residing at: 3182 SHARI WAY
SPARKS, NV 89431

10/27/1988

SRBA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME Humboldt Inv. Co. CLAIM IDENT. NO. A37-12396

DATE RECEIVED 10-27-88 CK # CO04234 AMOUNT \$ _____

1. Is the name and address complete with zip code? YES ☒ NO ☐
2. 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. ☒

3. (a) Is a source entered? YES ☒ NO ☐

(b) Is a tributary to entered? (if required) N/A ☒

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

5. Is there a description of the diverting works? YES ☒ NO ☐

6. 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. ☒

Is the period of use included? YES ☒ NO ☐

Is a quantity claimed for each use? YES ☒ NO ☐

7. Is a total quantity claimed entered? YES ☒ NO ☐

8. If required is a consumptive use entered? N/A ☒

Is the consumptive use correct? N/A ☒

9. 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 ☒

10. Is (are) the place(s) of use and purpose(s) indicated? YES ☒ NO ☐

11. Is (are) the county(ies) entered? YES ☒ NO ☐

12. Is the ownership of p.u. checked? YES ☒ NO ☐

13. Are other water rights listed or "none" indicated? YES ☒ NO ☐

14. 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 ☒

15. Is the basis of the claim indicated? YES ☒ NO ☐

16. 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 ☐

Was this claim filed on time, or was an extension granted? YES ☒ NO ☐

Is the fee enclosed correct? Exempt ☒

If this claim is based on an existing water right, has the identification number been entered? N/A ☒

Should this claim be receipted and data entered? YES ☒ NO ☐

Claim checked by: Lat

Comments: _____ MICROFILMED

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SNAKE RIVER BASIN ADJUDICATION CLAIM VERIFICATION REPORT

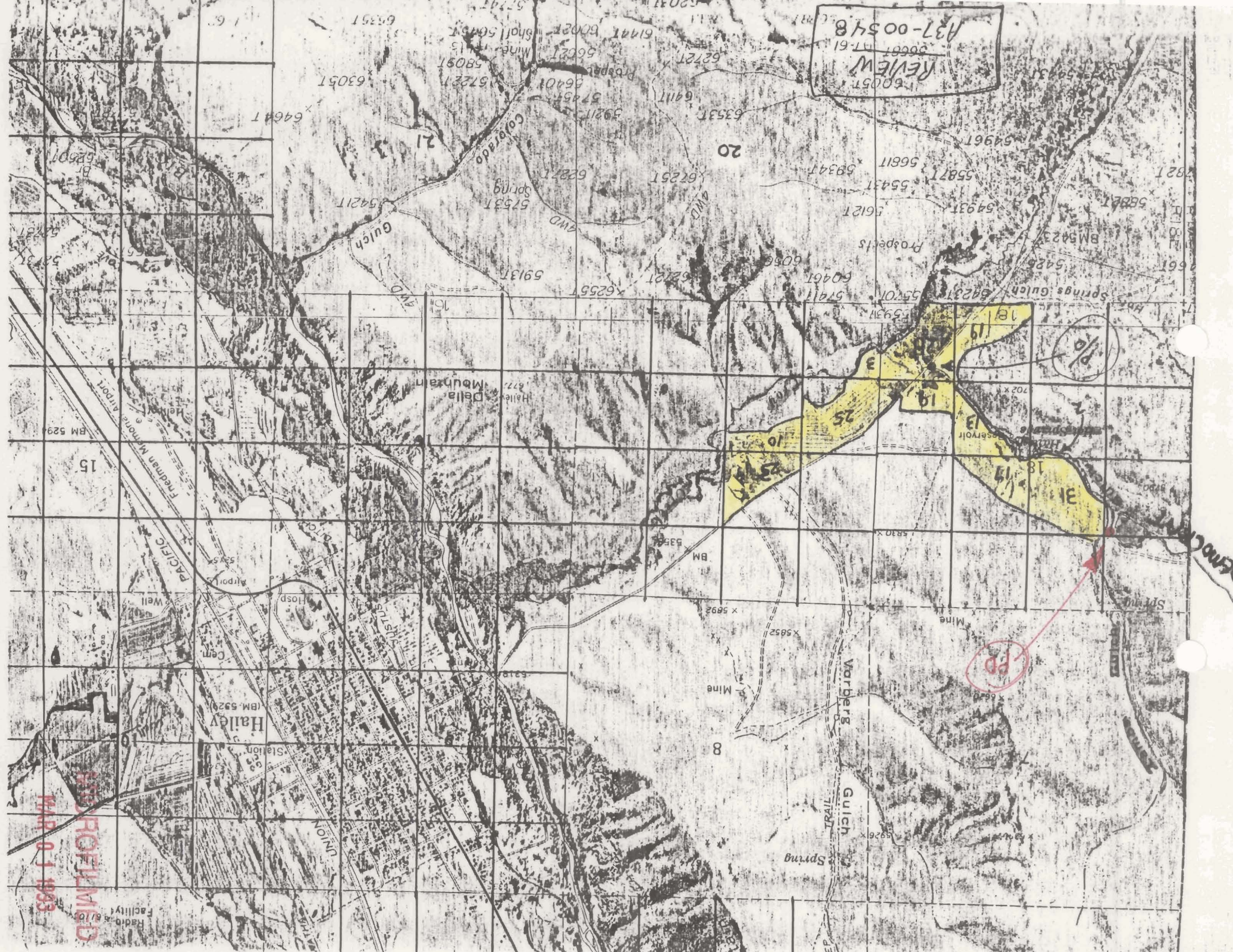
FIELD REPORT LOGCLAIM NUMBER: A37-12396

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT RECEIVED	COMPLETED REVIEW	COMPLETED DATA ENTRY
PRIORITY DATE	YES		See 5-15-90	
POINT OF DIV.				
SOURCE				
PLACE OF USE				
DIV. AMOUNT				
CONSUMPTIVE USE				
USES				
PERIOD OF USE				
BASIS OF CLAIM	V			

REMARKS: THIS CLAIM WAS THOUGHT TO BE BASED
ON LIC. 37-02142 (UNCLAIMED AT THIS DATE).
SEE A37-00548

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REVIEW
37-00548



REPROFILMED
MAR 0 1 1963

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

Water Right Number - A37-12396 Adj. Flag Translation: Adjudication Temporary Work Area Old (D) Number -

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

*** C - CURRENT OWNER ***
HUMBOLDT INVESTMENT CO.

1 - 3500 LAKESIDE CT., SUITE 150
2 - ATTN: MR. DEVERE BARKER
3 -
City- RENO State- NV Zip- 89509
Phone - 702-825-4144

*** A - ATTORNEY ***
SPECK

JAMES P.

1 - P.O. BOX 987
2 -
3 -
City- KETCHUM State- ID Zip- 83340
Phone - 208-000-0000

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
12/31/1947 J - BENEFICIAL USE

+ - - - - Source - - - - - + + - - - - - Tributary - - - - - +
DEMOCRAT CREEK CROY CREEK

+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County (Blank if no Index Code)

02N 18E 18 NE SW NW (13) BLAINE

Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
02 -	IRRIGATION STORAGE	01/01	12/31		1273.00
03 -	IRRIGATION FROM STORAGE	04/01	11/01	3.000	
47 -	RECREATION STORAGE	01/01	12/31		2172.00
04 -	STOCKWATER	05/15	10/01	0.030	

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
3.000 2172.00 475.0

TwN	Rng	Sec	Tract	Lot	Acres	Code	Description	County
02N	18E	17	SE NW	4	23.0	03	IRRIGATION FROM STORAGE	(13) BLAINE
02N	18E	17	NE SW		10.0	03	IRRIGATION FROM STORAGE	(13) BLAINE
02N	18E	17	NW SW		25.0	03	IRRIGATION FROM STORAGE	(13) BLAINE
02N	18E	17	SW SW		3.0	03	IRRIGATION FROM STORAGE	(13) BLAINE
02N	18E	18	SW NE		17.0	03	IRRIGATION FROM STORAGE	(13) BLAINE
02N	18E	18	SE NW		31.0	03	IRRIGATION FROM STORAGE	(13) BLAINE
02N	18E	18	NE SW		2.0	03	IRRIGATION FROM STORAGE	(13) BLAINE
02N	18E	18	NE SE		19.0	03	IRRIGATION FROM STORAGE	(13) BLAINE
02N	18E	18	NW SE		13.0	03	IRRIGATION FROM STORAGE	(13) BLAINE
02N	18E	18	SW SE		19.0	03	IRRIGATION FROM STORAGE	(13) BLAINE
02N	18E	18	SE SE	5	28.0	03	IRRIGATION FROM STORAGE	(13) BLAINE

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IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

MICROFILMED
MAR 0 1 1993

Water right number - A37-12396

Adj. flag translation: Adjudication Temporary Work Area

Place of Use							County	
Twn	Rng	Sec	Tract	Lot	Acres	Description		
02N	18E	18	NW NW		04	STOCKWATER	(13)	BLAINE
02N	18E	18	SW NW		04	STOCKWATER	(13)	BLAINE
02N	18E	18	NW NW		47	RECREATION STORAGE	(13)	BLAINE
02N	18E	18	SW NW		47	RECREATION STORAGE	(13)	BLAINE

Total Acres: 190.0

+ - - Diversion Means - RESERVOIR

+ - - Non-Irrigation Use - S/100 CATTLE, R/FISHING AND SWIMMING

*Same
as this?
Claim*

+ - - Other Rights for Same Use - 37-00548, 00549 (01220), 02142 (01221), 04138, 04440.

+ - - - - - Remarks - - - - -
1947 IS BEST CURRENT ESTIMATE OF WHEN RESERVOIR WAS CONSTRUCTED.
ENTIRE FLOW OF DEMOCRAT CK IS DAMMED. AMT CLAIMED IS ENTIRE FLOW.

+ - - - - - Conditions of Approval - - - - -
No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

+ - - Audit Fields - CLELLAND

+ - - - - - 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 - 10/27/1988	Last Amended Date - 00/00/0000	Temporary Right - P
	Receipt Number - C004234	Water District -
	POU Ownership Flag - Y	Federal/State Indicator - S
	Name Connector - AND	

R PROOF

CVR

MAPS

PHOTOS

MISC

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:00:46
06/02/90

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A37-12396

LAST: SPECK FIRST: JAMES P.
ADDRESS: P.O. BOX 987
CITY: KETCHUM STATE: ID ZIP: 83340
PHONE NUMBER: 208-000-0000
OWNER CODE: A

LAST: HUMBOLDT INVESTMENT CO. FIRST:
ADDRESS: 3500 LAKESIDE CT., SUITE 150
ATTN: MR. DEVERE BARKER
CITY: RENO STATE: NV ZIP: 89509
PHONE NUMBER: 702-825-4144
OWNER CODE: C

FIELD EXAM REQUIRED?	DATABASE	FIELD EXAMINER
VERIFICATION REQUIRED DUE TO REMARKS?	Y	

CLAIM REMARKS: 1947 IS BEST CURRENT ESTIMATE OF WHEN RESERVOIR WAS CONSTRUCTED.
ENTIRE FLOW OF DEMOCRAT CK IS DAMMED. AMT CLAIMED IS ENTIRE FLOW.

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OCT 27 1994

CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: ____/____/____

APPOINTMENT MADE: Y(____) N(____)

TIME: ____:____ A(____) P(____)

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

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OCT 27 1994

A. AJ CLAIM: # A37-12396 PRIORITY DATE: 12-31-1947 STAGE: J

B. WR RECORD: NO WATER RIGHT RECORD TO MATCH THIS AJ CLAIM

C. FIELD EXAM REQUIRED?

	DATABASE	FIELD EXAMINER
DUE TO PRIORITY DATE DISCREPANCY? (Y/N)	Y	_____

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N()
IF YES EXPLAIN.

REMARKS: _____

=====

RECOMMENDED PRIORITY DATE:

____-____-____

REVIEWED BY _____ DATE _____

=====

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A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A37-12396	02N	18E	18	NE	SW	NW		BLAINE

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
NONE NONE

WR RECORDS IN SAME 40 ACRE TRACT
NONE

SOURCE: DEMOCRAT CREEK

TRIB: CROY CREEK

B. WR POINT OF DIVERSION AND SOURCE:

THERE IS NO WATER RIGHT RECORD WITH THE SAME CLAIM NUMBER

SOURCE: NO SOURCE FOR RECORD

TRIB: NO TRIBUTARY FOR RECORD

C. FIELD EXAM REQUIRED?

	DUE TO POD DISCREPANCY? (Y/N)	DATABASE	FIELD EXAMINER
		Y	_____
		Y	_____

REMARKS:

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
_____	_____	_____	_____	_____	_____	_____	_____

SOURCE: _____

TRIB: _____

REVIEWED BY: _____ DATE: _____

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OCT 27 1994

A. ROOT WATER RIGHT NUMBERS: A37-12396
R37-12396

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
02N	18E	17	SE	NW	4	SPECK , JAMES P.	A37-12396 /23.0	- /			
						HUMBOLDT INVESTMENT CO.	A37-01222 /23.0	- /			
						HUMBOLDT INVESTMENT CO.	A37-04138 /23.0	- /			
						HUMBOLDT INVESTMENT CO.	A37-00548 /23.0	- /			
						HUMBOLDT INVESTMENT CO.	A37-00549 /23.0	- /			
						HUMBOLDT INVESTMENT CO.	A37-04440 /23.0	37-04440 /20.0			
						HUMBOLDT INVESTMENT CO.	R37-00548 /23.0	- /			
						HUMBOLDT INVESTMENT CO.	R37-00549 /23.0	- /			
						HUMBOLDT INVESTMENT CO.	R37-01222 /23.0	- /			
						HUMBOLDT INVESTMENT CO.	R37-04138 /23.0	- /			
						HUMBOLDT INVESTMENT CO.	R37-04440 /23.0	- /			
						SPECK , JAMES P.	R37-12396 /23.0	- /			
02N	18E	17	NE	SW		SPECK , JAMES P.	A37-12396 /10.0	- /	28.0		
						HUMBOLDT INVESTMENT CO.	A37-01222 /10.0	- /			
						HUMBOLDT INVESTMENT CO.	A37-04138 /10.0	37-04138 /30.0			
						HUMBOLDT INVESTMENT CO.	A37-00548 /10.0	37-00548 /			
						HUMBOLDT INVESTMENT CO.	A37-00549 /10.0	- /			
						HUMBOLDT INVESTMENT CO.	A37-04440 /10.0	37-04440 /20.0			
						HUMBOLDT INVESTMENT CO.	R37-00548 /10.0	- /			
						HUMBOLDT INVESTMENT CO.	R37-00549 /10.0	- /			
						HUMBOLDT INVESTMENT CO.	R37-01222 /10.0	- /			
						HUMBOLDT INVESTMENT CO.	R37-04138 /10.0	- /			
						HUMBOLDT INVESTMENT CO.	R37-04440 /10.0	- /			
						SPECK , JAMES P.	R37-12396 /10.0	- /			
02N	18E	17	NW	SW		SPECK , JAMES P.	A37-12396 /25.0	- /	34.0		
						HUMBOLDT INVESTMENT CO.	A37-01222 /25.0	- /			
						HUMBOLDT INVESTMENT CO.	A37-04138 /25.0	37-04138 /20.0			
						HUMBOLDT INVESTMENT CO.	A37-00548 /25.0	37-00548 /			
						HUMBOLDT INVESTMENT CO.	A37-00549 /25.0	- /			
						HUMBOLDT INVESTMENT CO.	A37-04440 /25.0	37-04440 /34.0			
						HUMBOLDT INVESTMENT CO.	R37-00548 /25.0	- /			
						HUMBOLDT INVESTMENT CO.	R37-00549 /25.0	- /			
						HUMBOLDT INVESTMENT CO.	R37-01222 /25.0	- /			
						HUMBOLDT INVESTMENT CO.	R37-04138 /25.0	- /			
						HUMBOLDT INVESTMENT CO.	R37-04440 /25.0	- /			
						SPECK , JAMES P.	R37-12396 /25.0	- /			
02N	18E	17	SW	SW		SPECK , JAMES P.	A37-12396 / 3.0	- /			
						HUMBOLDT INVESTMENT CO.	A37-01222 / 3.0	- /			
						HUMBOLDT INVESTMENT CO.	A37-04138 / 3.0	- /			
						HUMBOLDT INVESTMENT CO.	A37-00548 / 3.0	- /			
						HUMBOLDT INVESTMENT CO.	A37-00549 / 3.0	- /			
						HUMBOLDT INVESTMENT CO.	A37-04440 / 3.0	- /			
						HUMBOLDT INVESTMENT CO.	R37-00548 / 3.0	- /			
						HUMBOLDT INVESTMENT CO.	R37-00549 / 3.0	- /			

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				HUMBOLT INVESTMENT CO.	R37-01222	/ 3.0	-	/	
				HUMBOLT INVESTMENT CO.	R37-04138	/ 3.0	-	/	
				HUMBOLT INVESTMENT CO.	R37-04440	/ 3.0	-	/	
				SPECK , JAMES P.	R37-12396	/ 3.0	-	/	
02N 18E 18	SW	NE		SPECK , JAMES P.	A37-12396	/17.0	-	/	12.0
				HUMBOLDT INVESTMENT CO.	A37-01222	/17.0	-	/	
				HUMBOLDT INVESTMENT CO.	A37-04138	/17.0	-	/	
				HUMBOLDT INVESTMENT CO.	A37-00548	/17.0	37-00548	/	
				HUMBOLDT INVESTMENT CO.	A37-04440	/17.0	37-04440	/23.0	
				HUMBOLDT INVESTMENT CO.	R37-00548	/17.0	-	/	
				HUMBOLT INVESTMENT CO.	R37-01222	/17.0	-	/	
				HUMBOLT INVESTMENT CO.	R37-04138	/17.0	-	/	
				HUMBOLT INVESTMENT CO.	R37-04440	/17.0	-	/	
				SPECK , JAMES P.	R37-12396	/17.0	-	/	
02N 18E 18	NW	NW		SPECK , JAMES P.	A37-12396	/	-	/	
				SPECK , JAMES P.	R37-12396	/	-	/	
02N 18E 18	NW	NW		SPECK , JAMES P.	A37-12396	/	-	/	
				SPECK , JAMES P.	R37-12396	/	-	/	
02N 18E 18	SW	NW		SPECK , JAMES P.	A37-12396	/	-	/	
				SPECK , JAMES P.	R37-12396	/	-	/	
02N 18E 18	SW	NW		SPECK , JAMES P.	A37-12396	/	-	/	
				SPECK , JAMES P.	R37-12396	/	-	/	
02N 18E 18	SE	NW		SPECK , JAMES P.	A37-12396	/31.0	-	/	23.0
				HUMBOLDT INVESTMENT CO.	A37-01222	/31.0	-	/	
				HUMBOLDT INVESTMENT CO.	A37-04138	/31.0	-	/	
				HUMBOLDT INVESTMENT CO.	A37-00548	/31.0	37-00548	/	
				HUMBOLDT INVESTMENT CO.	A37-04440	/31.0	37-04440	/17.0	
				HUMBOLDT INVESTMENT CO.	R37-00548	/31.0	-	/	
				HUMBOLT INVESTMENT CO.	R37-01222	/31.0	-	/	
				HUMBOLT INVESTMENT CO.	R37-04138	/31.0	-	/	
				HUMBOLT INVESTMENT CO.	R37-04440	/31.0	-	/	
				SPECK , JAMES P.	R37-12396	/31.0	-	/	
02N 18E 18	NE	SW		SPECK , JAMES P.	A37-12396	/ 2.0	-	/	4.0
				HUMBOLDT INVESTMENT CO.	A37-01222	/ 2.0	-	/	
				HUMBOLDT INVESTMENT CO.	A37-04138	/ 2.0	-	/	
				HUMBOLDT INVESTMENT CO.	A37-00548	/ 2.0	37-00548	/	
				HUMBOLDT INVESTMENT CO.	A37-04440	/ 2.0	37-04440	/ 1.0	
				HUMBOLDT INVESTMENT CO.	R37-00548	/ 2.0	-	/	
				HUMBOLT INVESTMENT CO.	R37-01222	/ 2.0	-	/	
				HUMBOLT INVESTMENT CO.	R37-04138	/ 2.0	-	/	
				HUMBOLT INVESTMENT CO.	R37-04440	/ 2.0	-	/	
				SPECK , JAMES P.	R37-12396	/ 2.0	-	/	
02N 18E 18	NE	SE		SPECK , JAMES P.	A37-12396	/19.0	-	/	33.0
				HUMBOLDT INVESTMENT CO.	A37-01222	/19.0	-	/	
				HUMBOLDT INVESTMENT CO.	A37-04138	/19.0	-	/	
				HUMBOLDT INVESTMENT CO.	A37-00548	/19.0	37-00548	/	
				HUMBOLDT INVESTMENT CO.	A37-00549	/ 5.0	-	/	
				HUMBOLDT INVESTMENT CO.	A37-04440	/19.0	37-04440	/24.0	
				HUMBOLDT INVESTMENT CO.	R37-00548	/19.0	-	/	
				HUMBOLDT INVESTMENT CO.	R37-00549	/ 5.0	-	/	
				HUMBOLT INVESTMENT CO.	R37-01222	/19.0	-	/	

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				HUMBOLT INVESTMENT CO.	R37-04138	/19.0	-	/	
				HUMBOLT INVESTMENT CO.	R37-04440	/19.0	-	/	
				SPECK , JAMES P.	R37-12396	/19.0	-	/	
				HUMBOLT INVESTMENT CO.			37-04139	/	
02N 18E 18	NW	SE		SPECK , JAMES P.	A37-12396	/13.0	-	/	17.0
				HUMBOLDT INVESTMENT CO.	A37-01222	/13.0	-	/	
				HUMBOLDT INVESTMENT CO.	A37-04138	/13.0	-	/	
				HUMBOLDT INVESTMENT CO.	A37-00548	/13.0	37-00548	/	
				HUMBOLDT INVESTMENT CO.	A37-04440	/13.0	37-04440	/	4.0
				HUMBOLDT INVESTMENT CO.	R37-00548	/13.0	-	/	
				HUMBOLT INVESTMENT CO.	R37-01222	/13.0	-	/	
				HUMBOLT INVESTMENT CO.	R37-04138	/13.0	-	/	
				HUMBOLT INVESTMENT CO.	R37-04440	/13.0	-	/	
				SPECK , JAMES P.	R37-12396	/13.0	-	/	
02N 18E 18	SW	SE		SPECK , JAMES P.	A37-12396	/19.0	-	/	19.0
				HUMBOLDT INVESTMENT CO.	A37-01222	/19.0	37-01222	/	
				HUMBOLDT INVESTMENT CO.	A37-00548	/19.0	-	/	
				HUMBOLDT INVESTMENT CO.	A37-00549	/19.0	37-00549	/	
				HUMBOLDT INVESTMENT CO.	A37-04138	/19.0	37-04138	/	5.0
				HUMBOLDT INVESTMENT CO.	A37-04440	/19.0	37-04440	/	6.0
				HUMBOLDT INVESTMENT CO.	R37-00548	/19.0	-	/	
				HUMBOLDT INVESTMENT CO.	R37-00549	/19.0	-	/	
				HUMBOLT INVESTMENT CO.	R37-01222	/19.0	-	/	
				HUMBOLT INVESTMENT CO.	R37-04138	/19.0	-	/	
				HUMBOLT INVESTMENT CO.	R37-04440	/19.0	-	/	
				SPECK , JAMES P.	R37-12396	/19.0	-	/	
				CONNETT , LOUISE S.			37-01220	/	
				CONNETT , LOUISE S.			37-01221	/	
02N 18E 18	SE	SE	5	SPECK , JAMES P.	A37-12396	/28.0	-	/	
				HUMBOLDT INVESTMENT CO.	A37-01222	/28.0	-	/	
				HUMBOLDT INVESTMENT CO.	A37-00548	/28.0	37-00548	/	
				HUMBOLDT INVESTMENT CO.	A37-00549	/28.0	-	/	
				HUMBOLDT INVESTMENT CO.	A37-04138	/28.0	37-04138	/	25.0
				HUMBOLDT INVESTMENT CO.	A37-04139	/	37-04139	/	
				HUMBOLDT INVESTMENT CO.	A37-04440	/28.0	37-04440	/	24.0
				HUMBOLDT INVESTMENT CO.	R37-00548	/28.0	-	/	
				HUMBOLDT INVESTMENT CO.	R37-00549	/28.0	-	/	
				HUMBOLT INVESTMENT CO.	R37-01222	/28.0	-	/	
				HUMBOLT INVESTMENT CO.	R37-04138	/28.0	-	/	
				HUMBOLT INVESTMENT CO.	R37-04139	/	-	/	
				HUMBOLT INVESTMENT CO.	R37-04440	/28.0	-	/	
				SPECK , JAMES P.	R37-12396	/28.0	-	/	
TOTAL ACRES					A37-12396		190.00		170.00

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y() N()
IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER

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PRESUMPTION FLAG:

REMARKS:

=====

RECOMMENDATIONS:

TOTAL ACRES: _____

REVIEWED BY: _____

DATE: _____

=====

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A. AJ CLAIMED USES:

	PURPOSES	FROM	MONTH/DAY	TO	DIVERSION QUANTITY
A37-12396	IRRIGATION STORAGE	01-01	12-31		1273.00 AF/A
A37-12396	IRRIGATION FROM STORAGE	04-01	11-01		3.000 CFS
A37-12396	RECREATION STORAGE	01-01	12-31		2172.00 AF/A
A37-12396	STOCKWATER	05-15	10-01		.030 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED					3.000 CFS 2172.00 AF/A

B. WR RECORDED USES:

	PURPOSES	FROM	MONTH/DAY	TO	DIVERSION QUANTITY
37-08254	AESTHETIC	01-01	12-31		.030 CFS 1.00 AF/A
TOTAL DIVERSION RATE/VOLUME CLAIMED					1.00 AF/A

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

	DATABASE	FIELD EXAMINER
DUE TO WATER-USE DISCREPANCY? (Y/N)	Y	_____
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)	Y	_____
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)	Y	_____

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y(____) N(____)

RECOMMEND TO WR STANDARDS OR OTHER?

Y(____) N(____) Explain in remarks, below.

REMARKS:

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A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS? Y() N()

AJ TOTAL CLAIMED DIVERSION RATE: 3.000 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: CFS

*** IF NO or IF STATUTORY CLAIM or BENEFICIAL USE then flow measurement required. ***
** If an amount smaller than the original diversion rate is **
** claimed and an exam is NOT required, explain in remarks. **

FLOW MEASUREMENT REQUIRED?

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N)

FIELD
DATABASE EXAMINER
Y

B. FLOW MEASUREMENT

MEASUREMENT METHOD , SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? Y() N() IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: 37-00548, 00549 (01220), 02142 (01221), 04138, 04440.

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A37-12396	DEMOCRAT CREEK	SPECK , JAMES P.	3.000	0.015	2172.00	11.43
A37-01222	DEMOCRAT GULCH	HUMBOLDT INVESTMENT CO.	0.400	0.002		
R37-00548	LAMBS GULCH	HUMBOLDT INVESTMENT CO.	3.800	0.020		
	DEMOCRAT CREEK					
R37-00549	CROY CREEK	HUMBOLDT INVESTMENT CO.	4.000	0.035		
R37-01222	DEMOCRAT GULCH	HUMBOLDT INVESTMENT CO.	0.400	0.002		
R37-04138	HAILEY HOT SPRINGS	HUMBOLDT INVESTMENT CO.	1.050	0.005		
R37-04440	GROUNDWATER	HUMBOLDT INVESTMENT CO.	0.720	0.003	206.66	1.08
R37-12396	DEMOCRAT CREEK	SPECK , JAMES P.	3.000	0.015	2172.00	11.43

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A37-12396	RECREATION STORAGE	SPECK , JAMES P.	FROM 01-01 TO 12-31		2172.00 AF/A
A37-12396	STOCKWATER	SPECK , JAMES P.	FROM 05-15 TO 10-01	.030 CFS	.00 AF/A
R37-12396	RECREATION STORAGE	SPECK , JAMES P.	FROM 01-01 TO 12-31		2172.00 AF/A
R37-12396	STOCKWATER	SPECK , JAMES P.	FROM 05-15 TO 10-01	.030 CFS	
A37-04440	RECREATION	HUMBOLDT INVESTMENT CO.	FROM 01-01 TO 12-31		500.00 AF/A
A37-04440	STOCKWATER	HUMBOLDT INVESTMENT CO.	FROM 05-15 TO 10-01	.030 CFS	
R37-04440	RECREATION	HUMBOLDT INVESTMENT CO.	FROM 01-01 TO 12-31		500.00 AF/A
R37-04440	STOCKWATER	HUMBOLDT INVESTMENT CO.	FROM 05-15 TO 10-01	.030 CFS	
A37-04139	DIVERSION TO STORAGE	HUMBOLDT INVESTMENT CO.	FROM 04-01 TO 11-01	.300 CFS	

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A37-04139	DIVERSION TO STORAGE	HUMBOLDT INVESTMENT CO.	FROM 11-01	TO 04-01	.500 CFS	
A37-04139	RECREATION STORAGE	HUMBOLDT INVESTMENT CO.	FROM 01-01	TO 12-31		277.00 AF/A
A37-04139	FISH PROP. STORAGE	HUMBOLDT INVESTMENT CO.	FROM 01-01	TO 12-31		277.00 AF/A
R37-04139	DIVERSION TO STORAGE	HUMBOLDT INVESTMENT CO.	FROM 04-01	TO 11-01	.300 CFS	
R37-04139	DIVERSION TO STORAGE	HUMBOLDT INVESTMENT CO.	FROM 11-01	TO 04-01	.500 CFS	
R37-04139	RECREATION STORAGE	HUMBOLDT INVESTMENT CO.	FROM 01-01	TO 12-31		277.00 AF/A
R37-04139	FISH PROP. STORAGE	HUMBOLDT INVESTMENT CO.	FROM 01-01	TO 12-31		277.00 AF/A

D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
 ACRES _____ x 0.02 CFS/ACRE = _____ CFS
 (Taken from p/u review)

1b. CALCULATIONS

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y(____) N(____)

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y(____) N(____) ***

2. IRRIGATION CONSUMPTIVE USE
 CLAIMED CONSUMPTIVE USE = 475.00 AF/A
 ACRES _____ x CONSUMPTIVE VOL. AF/A FOR AREA _____ =
 TOTAL CONSUMPTIVE USE _____ AF/A

3. IRRIGATION DIVERSION VOLUME
 CLAIMED DIVERSION VOLUME = 2172.00 AF/A
 ACRES _____ x DIVERSION VOL. AF/A FOR AREA _____ =
 TOTAL DIVERSION VOLUME _____ AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:
 SEE ATTACHED SHEET? Y(____) N(____)

REMARKS: (Include limitations on CONSUMPTIVE USE for combined rights.)

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RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD		REC. DIV		REC. DIV		REC. CONS.	
	FROM	TO	RATE	CFS	VOL.	AF/A	USE	
			DATABASE	EXAMINER	DATABASE	EXAMINER	DATABASE	EXAMINER
_____	_____	_____		_____		_____		_____
_____	_____	_____		_____		_____		_____
_____	_____	_____		_____		_____		_____
_____	_____	_____		_____		_____		_____
TOTAL FOR THIS RIGHT				_____		_____		_____

REVIEWED BY: _____

DATE: _____

=====

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A. CHECK ONLY THE FOLLOWING THAT APPLY:

	ACCEPTED AS CLAIMED	NEEDS REVIEW
OWNERSHIP _____	()	()
FORFEIT/ABANDON _____	()	()
ADDITIONAL DIV. AMOUNT _____	()	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 37-12396

TOTAL DIVERSION RATE OF WR SPLITS	DATABASE	EXAMINER	CFS
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SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A37-12396	3.000	R37-12396	3.000	-	
-	R37-12396	3.000	R37-12396	3.000	-	
TOTAL CFS		6.000	6.000			

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, is the written review sheet attached? (Y/N)

DATABASE	FIELD EXAMINER
N	_____

REMARKS:

AUTHENTICATION:

SIGNATURE: _____ DATE: _____
NAME OF FIELD EXAMINER: _____ TITLE: _____

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:00:46
06/02/90

PAGE: 14
QUICKLOOK INFORMATION

CLAIM NUMBER: A37-12396

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE	Y							
POINT OF DIV	Y							
SOURCE	Y							
PLACE OF USE	Y							
DIV. AMOUNT CFS/VOLUME	Y							
CONSUMPTIVE USE	-							
PURPOSES	Y							
PERIOD OF USE	Y							
BASIS OF CLAIM	Y							
REMARKS	Y							

"VERIFIED BY" CODES

TOPO MAP/ORTHO-PQ = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAPP PHOTOS = 4
FIELD EXAM = 5
OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

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