

RECEIVED

NOV 13 2007

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP
(AMENDED Nov. 12, 2007.)

DEPT. OF WATER RESOURCES
SOUTHERN REGION

Please print or type. Attach pages with additional information. Instructions are included at the end of this form. Incomplete forms will be returned.

Note: This notice is identical to the notice filed on Aug. 9, 2007 (dated Aug. 8, 2009), except as follows: The acreage was adjusted from 8.3 acres to 8.2 acres, in accordance with IDWR's calculation. The cfs was adjusted from 0.02 cfs per acre to 0.0424 cfs per acre also in accordance with IDWR's calculation. Finally, we appended a new Exhibit E (email from Craig L. Saxton), which explains these adjustments.

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)
<u>37-862</u>					

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify diversion 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 claims(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 **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)

Harry L. Woolley, Jr. Revocable Trust (Lot 7)

Robert M. Brennan (Lot 11)

4. New Owner/Claimant(s)

Oliver Family Trust

Name Connector (Check one): [] and, [] or, [] and/or

New Mailing Address

c/o OliverMacMillan, 733 8th Avenue

City, State and ZIP Code

San Diego, CA 92101

New Telephone Number

(619) 321-1111

5. Date you acquired the property

6-25-2001 (Lot 11); 2-21-2002 (Lot 7). See Exhibit A

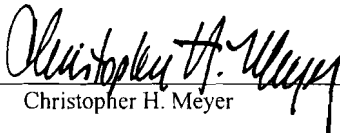
6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in line 1, then skip this line and go to line 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right will not be split, skip this area and proceed to line 7)		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Water Right and/or Adjudication Claim Number <u>37-862</u>		
Irrigation	0.35 cfs (0.0424 cfs per acre x 8.2 acres). This is based on a proportionate split of Water Right No. 37-862, which was recommended for 3.2 cfs on 75.4 acres or 0.0424 cfs per acre.	Irrigates a total of 8.2 acres of pasture and lawn located in Lot 7 (5.17 acres) and Lot 11 (4.87 acres) totaling 10.04 acres. The portion of Lot 11 to the west of the Wood River is not included. The irrigated acres owned by the Oliver Family Trust are depicted in Exhibit B. All acres irrigated by Water Right 37-862 (prior to this split) are depicted in Exhibit C.
Stock		
Domestic		
Other		
Totals	0.35 cfs	
Water Right and/or Adjudication Claim Number _____		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number _____		
Irrigation		
Stock		
Domestic		
Other		
Totals		

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.

7. Signature of New Owner(s) or Claimant(s)

Dated: November 12, 2007


Christopher H. Meyer

Power of Attorney attached
(title if applicable)

IT IS IMPORTANT TO FILE THIS COMPLETED FORM AT THE APPROPRIATE IDWR OFFICE, WITH PAYMENT OF THE FILING FEE AND THE OWNERSHIP DOCUMENT(S), AS REFERRED TO IN LINE 2.

For IDWR Office Use Only

Received by _____ Date _____ Receipt Amt. _____
 Received by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

Exhibit A To Notice of Change in Water Right Ownership

History of Ownership

The Oliver Family Trust is the current owner of Lots 7 and 11 of River Grove Ranch (Amended) Subdivision in Blaine County, Idaho. The subdivision is located in Blaine County, north of the City of Hailey. A table summarizing the conveyances affecting Lot 7 is attached as Attachment 1 to Exhibit A. A table summarizing conveyances affecting Lot 11 is attached as Attachment 2 to Exhibit A.

Subdivision

On 12-28-1976, the subdivision was conveyed from the then owner, Lloyd J. Walker, individually and as attorney in fact for Mary E. Walker, William G. Schmidt and Mary Lou Schmidt, husband and wife, John Patrick Hamilton and Margaret Hamilton, husband and wife, Agatha K. Walker, a widow, and Lloyd J. Walker as personal representative of the Estate of Lloyd William Walker, to Valco, Inc. A copy of this deed is attached as Attachment 3 to Exhibit A.

Lot 7

On 9-23-1977 (date of deed), Lot 7 was conveyed from the then owner, Valco, Inc., to Robert H. McCollum and Susan K. McCollum, husband and wife. A copy of this deed is attached as Attachment 4 to Exhibit A.

On 7-23-1999 (date of deed), Lot 7 was conveyed to Eric D. Ward and Shawna Ward, husband and wife. A copy of this deed is attached as Attachment 5 to Exhibit A.

On 6-26-2000 (date of deed), Lot 7 was conveyed to Harry L. Woolley, Jr. Revocable Trust Dated 12/2/1999, Harry L. Woolley, Jr. and Janet Sue Woolley, Co-Trustees. A copy of this deed is attached as Attachment 6 to Exhibit A.

On 11-28-2001 (date of deed), Lot 7 was conveyed from the then owner, Harry L. Woolley, Jr. Revocable Trust Dated 12/2/1999, Harry L. Woolley, Jr. and Janet Sue Woolley, Co-Trustees, to Harry L. Woolley, Jr. and Janet Sue Woolley, husband and wife. A copy of this deed is attached as Attachment 7 to Exhibit A.

Later on the same day, 11-28-2001 (date of deed), Lot 7 was conveyed back to Harry L. Woolley, Jr. Revocable Trust Dated 12/2/1999, Harry L. Woolley, Jr. and Janet Sue Woolley, Co-Trustees. A copy of this deed is attached as Attachment 8 to Exhibit A.

On 2-21-2002 (date of deed), Lot 7 was conveyed to Morgan Dene Oliver and Elizabeth Reed Hamman Oliver, as Trustees of the Oliver Family Trust dated July 23, 2001 ("Oliver Family Trust"). A copy of this deed is attached as Attachment 9 to Exhibit A.

On 9-4-2003 (date of deed), Lot 7 was conveyed to Morgan Dene Oliver and Elizabeth Reed Hamman Oliver, Husband and Wife. A copy of this deed is attached as Attachment 10 to Exhibit A.

Later on the same day, 9-4-2003 (date of deed), Lot 7 was conveyed back to the Oliver Family Trust. A copy of this deed is attached as Attachment 11 to Exhibit A.

Lot 11

On 6-10-1977 (date of deed), Lot 11 was conveyed from the then owner, Valco, Inc., to Dean C. Johnson and Lynne M. Johnson, husband and wife. A copy of this deed is attached as Attachment 12 to Exhibit A.

On 6-25-2001 (date of deed), Lot 11 of conveyed to Robert M. Brennan, a married man as his sole and separate property. A copy of this deed is attached as Attachment 13 to Exhibit A.

On 6-19-2001 (date of deed), Lot 11 was conveyed from Jill Brennan, to Robert M. Brennan, a married man as his sole and separate property. A copy of this deed is attached as Attachment 14 to Exhibit A.

On 6-19-2001 (date of deed), Lot 11 was conveyed to Morgan Dene Oliver and Elizabeth Reed Hamman Oliver, husband and wife. A copy of this deed is attached as Attachment 15 to Exhibit A.

On 6-25-2001 (date of deed), out of an abundance of caution, water rights appurtenant to Lot 11 were conveyed from Robert M. Brennan, a married man as his sole and separate property, to Morgan Dene Oliver and Elizabeth Reed Hamman Oliver, husband and wife. A copy of this deed is attached as Attachment 16 to Exhibit A.

On 7-24-2001 (date of deed), Lot 11 was conveyed to the Oliver Family Trust. A copy of this deed is attached as Attachment 17 to Exhibit A.

On 9-4-2003 (date of deed), Lot 11 was conveyed again to Morgan Dene Oliver and Elizabeth Reed Hamman Oliver, husband and wife. A copy of this deed is attached as Attachment 18 to Exhibit A.

Later on the same day, 9-4-2003 (date of deed), Lot 11 was conveyed back to the Oliver Family Trust. A copy of this deed is attached as Attachment 19 to Exhibit A.

Attachment 1 to Exhibit A

Table summarizing conveyances affecting Lot 7

Ownership of Lot 7

Attachment No.	Date of Deed	Date of Notary	Date of Recording	Instrument No.	Type of Deed	Premises	Grantor	Grantee
Attachment 3 to Exhibit A	[undated]	12/28/1976	12/28/1976	170794	Warranty	Fee & Appurtenances	Lloyd J. Walker, individually and as attorney in fact for Mary E. Walker, William G. Schmidt and Mary Lou Schmidt, husband and wife, John Patrick Hamilton and Margaret Hamilton, husband and wife, Agatha K. Walker, a widow, and Lloyd J. Walker as personal representative of the Estate of Lloyd William Walker	Valco, Inc.
Attachment 4 to Exhibit A	9/23/1977	10/14/1977	10/14/1977	177332		Fee & Appurtenances	Valco, Inc.	Robert H. McCollum and Susan K. McCollum, husband and wife
Attachment 5 to Exhibit A	7/23/1999	7/23/1999	7/26/1999	429814	Warranty	Fee & Appurtenances	Robert H. McCollum and Susan K. McCollum, husband and wife	Eric D. Ward and Shawna Ward, husband and wife
Attachment 6 to Exhibit A	6/26/2000	6/26/2000	6/27/2000	440585	Warranty	Fee & Appurtenances	Eric D. Ward and Shawna Ward, husband and wife	Harry L. Woolley, Jr. Revocable Trust Dated 12/20/1999, Harry L. Woolley, Jr. and Janet Sue Woolley, Co-Trustees
Attachment 7 to Exhibit A	11/28/2001	11/28/2001	12/4/2001	458768	Quitclaim	Fee & Appurtenances	Harry L. Woolley, Jr. Revocable Trust Dated 12/20/99, Harry L. Woolley, Jr. and Janet Sue Woolley, Co-Trustees	Harry L. Woolley, Jr. and Janet Sue Woolley, husband and wife
Attachment 8 to Exhibit A	11/28/2001	11/28/2001	12/5/2001	458805	Quitclaim	Fee & Appurtenances	Harry L. Woolley, Jr. and Janet Sue Woolley, husband and wife	Harry L. Woolley, Jr. Revocable Trust Dated 12/20/99, Harry L. Woolley, Jr. and Janet Sue Woolley, Co-Trustees
Attachment 9 to Exhibit A	2/21/2002	2/25/2002	2/28/2002	462042	Warranty	Fee & Appurtenances	Harry L. Woolley, Jr. Revocable Trust Dated 12/20/1999, Harry L. Woolley, Jr. and Janet Sue Woolley, Co-Trustees	Morgan Dene Oliver and Elizabeth Reed Hamman Oliver, as Trustees of The Oliver Family Trust Dated July 23, 2001
Attachment 10 to Exhibit A	9/4/2003	9/9/2003	9/11/2003	491183	Warranty	Fee & Appurtenances	Morgan Dene Oliver and Elizabeth Reed Hamman Oliver, as Trustees of the Oliver Family Trust Dated July 23, 2001	Morgan Dene Oliver and Elizabeth Reed Hamman Oliver, husband and wife
Attachment 11 to Exhibit A	9/4/2003	9/9/2003	12/12/2003	496536	Warranty	Fee & Appurtenances	Morgan Dene Oliver and Elizabeth Reed Hamman Oliver, husband and wife	Morgan Dene Oliver and Elizabeth Reed Hamman Oliver, as Trustees of the Oliver Family Trust Dated 7/23/2001
Note that the two conveyances by warranty deed dated 11-28-2001 were intended to clarify ownership in the Woolley Trust.								
Note that the last two conveyances by warranty deed dated 9-4-2003 were intended to clarify ownership in the Oliver Family Trust.								

Attachment 2 to Exhibit A

Table summarizing conveyances affecting Lot 11

Ownership of Lot 11

Attachment No.	Date of Deed	Date of Notary	Date of Recording	Instrument No.	Type of Deed	Premises	Grantor	Grantee
Attachment 3 to Exhibit A	[undated]	12/28/1976	12/28/1976	170794	Warranty	Fee & Appurtenances	Lloyd J. Walker, individually and as attorney in fact for Mary E. Walker, William G. Schmidt and Mary Lou Schmidt, husband and wife, John Patrick Hamilton and Margaret Hamilton, husband and wife, Agatha K. Walker, a widow, and Lloyd J. Walker as personal representative of the Estate of Lloyd William Walker	Valco, Inc.
Attachment 12 to Exhibit A	6/10/1977	6/9/1977 (hard to read)	6/10/1977	174198		Fee & Appurtenances	Valco, Inc.	Dean C. Johnson and Lynne M. Johnson, husband and wife
Attachment 13 to Exhibit A	6/25/2001	7/2/2001	7/16/2001	453192	Warranty	Fee & Appurtenances	Dean C. Johnson and Lynne M. Johnson, husband and wife	Robert M. Brennan, a married man as his sole and separate property
Attachment 14 to Exhibit A	6/19/2001	7/2/2001	7/16/2001	153193	Quitclaim	Fee & Appurtenances	Jill Brennan	Robert M. Brennan, a married man as his sole and separate property
Attachment 15 to Exhibit A	6/19/2001	7/3/2001	7/16/2001	453194	Warranty	Fee & Appurtenances	Robert M. Brennan, a married man as his sole and separate property	Morgan Dene Oliver and Elizabeth Hamman Oliver, husband and wife
Attachment 16 to Exhibit A	6/25/2001	7/3/2001	7/16/2001	453195	Quitclaim	Water Rights	Robert M. Brennan, a married man as his sole and separate property	Morgan Dene Oliver and Elizabeth Hamman Oliver, husband and wife
Attachment 17 to Exhibit A	7/24/2001	7/24/2001	8/8/2001	454090	Quitclaim	Fee & Appurtenances	Morgan Dene Oliver and Elizabeth Reed Hamman Oliver, a married couple	Morgan Dene Oliver and Elizabeth Reed Hamman Oliver, as Trustees of the Oliver Family Trust dated July 23, 2001
Attachment 18 to Exhibit A	9/4/2003	9/11/2003	9/12/2003	491316	Warranty	Fee & Appurtenances	Morgan Dene Oliver and Elizabeth Reed Hamman Oliver, as Trustees of the Oliver Family Trust dated July 23, 2001	Morgan Dene Oliver and Elizabeth Reed Hamman Oliver, husband and wife
Attachment 19 to Exhibit A	9/4/2003	9/11/2003	9/12/2003	491318	Warranty	Fee & Appurtenances	Morgan Dene Oliver and Elizabeth Reed Hamman Oliver, husband and wife	Morgan Dene Oliver and Elizabeth Reed Hamman Oliver, as Trustees of the Oliver Family Trust dated July 23, 2001
Note that the conveyances by quitclaim deed dated 6-25-2001 was intended to clarify ownership in Mr. and Mrs. Oliver. However, the water rights had already been conveyed by the warranty deed dated 6-19-2001.								
Note that the last two conveyances by warranty deed dated 9-4-2003 were intended to clarify ownership in the Oliver Family Trust.								

Attachment 3 to Exhibit A
Deed dated 12-28-1976 (Subdivision Deed)

WARRANTY DEED

For Value Received

Lloyd J. Walker, individually and as attorney in fact for Mary E. Walker, William G. Schmidt and Mary Lou Schmidt, husband and wife, John Patrick Hamilton and Margaret Hamilton, husband and wife, Agatha K. Walker, a widow, and Lloyd J. Walker as personal representative of the Estate of Lloyd William Walker

Hereinafter called the grantor, hereby grants, bargains, sells and conveys unto

Valco, Inc.

whose address is:

Box 623, Ketchum, Idaho 83340

Hereinafter called the grantee, the following described premises, in Blaine County, Idaho, to-wit:

A parcel of land in Township 2 North, Range 18 East, B.M., Blaine County, Idaho, more particularly described as follows:

All of the $\frac{W}{4}$ of the $\frac{SW}{4}$ of Section 4 lying west of U. S. Highway 93, excepting the Power Company Canal right-of-way, also excepting a parcel of land described as follows:

Commencing at the S.W. Corner of said Section 4;

THENCE N. $90^{\circ}00'00''$ E., 852.76 feet to the true point of beginning;

THENCE N. $29^{\circ}00'10''$ W., 160.67 feet;

THENCE N. $60^{\circ}59'50''$ E., 408.15 feet to the west boundary of U. S. Highway 93;

THENCE S. $29^{\circ}00'10''$ E., 386.94 feet along the west boundary of U. S. Highway 93;

THENCE N. $90^{\circ}00'00''$ W., 466.67 feet to the true point of beginning.

And also, the $\frac{E}{4}$ of the $\frac{SE}{4}$ of Section 5, except the Power Company right-of-way.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and to the Grantee's successors and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as described above and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated:

Lloyd J. Walker
Lloyd J. Walker

Mary E. Walker
Mary E. Walker

Lloyd J. Walker
By: Lloyd J. Walker

William G. Schmidt
William G. Schmidt

Lloyd J. Walker
By: Lloyd J. Walker

Mary Lou Schmidt
Mary Lou Schmidt

Lloyd J. Walker
By: Lloyd J. Walker

<u>John Patrick Hamilton</u> John Patrick Hamilton	<u>Agatha K. Walker</u> Agatha K. Walker
<u>Lloyd J. Walker</u> By: Lloyd J. Walker	<u>Lloyd J. Walker</u> By: Lloyd J. Walker
<u>Margaret Hamilton</u> Margaret Hamilton	<u>Lloyd J. Walker</u> Lloyd J. Walker, personal representative of the Estate of Lloyd William Walker
<u>Lloyd J. Walker</u> By: Lloyd J. Walker	

STATE OF IDAHO)
) ss.
County of Blaine)

On this 28th day of December, 1976, before me, the undersigned, a Notary Public for Idaho, personally appeared Lloyd J. Walker, individually and as attorney in fact for Mary E. Walker, William G. Schmidt and Mary Lou Schmidt, husband and wife, John Patrick Hamilton and Margaret Hamilton, husband and wife, and Agatha K. Walker, a widow, and Lloyd J. Walker as personal representative of the Estate of Lloyd William Walker, known to me to be the persons whose names are subscribed to the foregoing instrument and acknowledged to me that he 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.

Amy E. [Signature]
Notary Public for Idaho
Residing at Idaho Falls, Idaho



Notary Public Seal
MARIE IVE LILYA
Cane [Signature]
Boyle

16: 170794

Attachment 4 to Exhibit A
Deed dated 9-23-1977 (Subdivision to McCollums)

DEED

FOR VALUE RECEIVED, VALCO, INC., an Idaho corporation,
a corporation duly organized and existing under the laws of the State of Idaho, grantor, does hereby Grant,
Bargain, Sell and Convey unto
ROBERT H. McCOLLUM and SUSAN K. McCOLLUM, husband and wife,
grantee whose current address is 262 Santa Rita Avenue, Palo Alto, California 94301
the following described real estate, to-wit:

Lot 7 of RIVER GROVE RANCH SUBDIVISION, Blaine
County, Idaho, according to the amended plat thereof
recorded in Book 15 of Plats, Page 10, records of
Blaine County, Idaho.

SUBJECT TO That Mortgage dated December 21, 1976,
executed by Valco, Inc., Mortgagor, to Lloyd J. Walker,
individually and as attorney in fact for Mary E.
Walker, William G. Schmidt and Mary Lou Schmidt,
husband and wife, John Patrick Hamilton and Margaret
Hamilton, husband and wife, Agatha K. Walker, a
widow, and Lloyd J. Walker, as personal representative
of the Estate of Lloyd William Walker, Mortgagee,
recorded December 28, 1976, as Instrument No. 170795,
records of Blaine County, Idaho.

TO HAVE AND TO HOLD The said premises, with their appurtenances unto the said Grantees
their heirs and assigns forever

IN WITNESS WHEREOF, The Grantor, pursuant to a resolution of its Board of Directors has caused
its corporate name to be hereunto subscribed by its President and its corporate seal to be affixed by its
Secretary this 23rd day of September, 1977.

By Dale L. Donnelly
Dale L. Donnelly, PRESIDENT.

ATTEST:
Valerie M. Donnelly
Valerie M. Donnelly, SECRETARY.

STATE OF IDAHO, County of Blaine
On this 14 day of September, 1977,
before me, a Notary Public in and for said State, personally
appeared DALE L. DONNELLY and
VALERIE M. DONNELLY, known to me to
be the President and Secretary of the corporation
that executed this instrument or the persons who executed
the instrument on behalf of said corporation, and
acknowledged to me that such corporation executed the
same.

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

Dale L. Donnelly Notary Public
Residing at Hailey Idaho
Comm. Expires 2/10/81

STATE OF IDAHO, COUNTY OF Blaine
I hereby certify that this instrument was filed for record at
the request of Sun Valley Title Co.
at 04 minutes past 4:00 o'clock PM.
this 14 day of Sept
1977, in my office, and duly recorded in Book
of Deeds at Page

MARIE MCELROY
Ex-Officio Recorder

By Dale L. Donnelly Deputy.
Fees \$1.00
Mail to: 201

INSTRUMENT NO. 177332

Attachment 5 to Exhibit A
Deed dated 7-23-1999 (McCollums to Wards)

Order No. 22595

WARRANTY DEED

For Value Received

Robert H. McCollum and Susan K. McCollum, husband and wife

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

Eric D. Ward and Shawna Ward, husband and wife

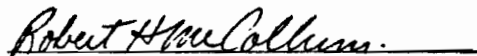
whose address is: **P.O. Box 604, Hailey, ID 83333**

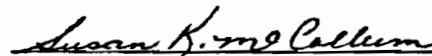
Hereinafter called the Grantee, the following described premises situated in Blaine County, Idaho, to-wit:

Lot 7 of RIVER GROVE RANCH AMENDED, MAY, 1977, according to the official plat thereof, recorded as Instrument No. 172626, records of Blaine County, Idaho.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Dated: July 23, 1999


Robert H. McCollum

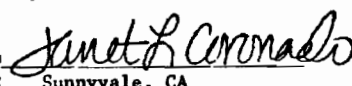

Susan K. McCollum

State of California

County of Santa Clara

On July 23, 1999, before me, the undersigned, a Notary Public in and for said State, personally appeared Robert H. McCollum and Susan K. McCollum personally known to me (as persons to whom the above described premises were sold) to be the person(s) whose name(s) are subscribed to the within instrument and acknowledged to me that they executed the same.

WITNESS my hand and official seal.

Signature 
Residing: Sunnyvale, CA
Commission Expires: May 14, 2002



Attachment 6 to Exhibit A
Deed dated 6-26-2000 (Wards to Woolley Trust)

K23406

WARRANTY DEED Instrument # **440685**

HARLEY BLAINE, IDAHO
2000-06-27 02:54:00 No. of Pages: 1
Recorded for: FIRST AMERICAN TITLE
MARSHA RIEMANN Fee: 3.00
Ex-Officio Recorder Deputy
Index to: WYDOCORP DEED

For Value Received Eric D. Ward and Shawna Ward, husband and wife

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

Harry L. Woolley, Jr. Revocable Trust Dated 12/20/1999, Harry L. Woolley, Jr. and Janet Sue Woolley, Co-Trustees

whose address is: 1516 NE 105th Street, Miami Shores, FL 33138

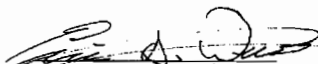
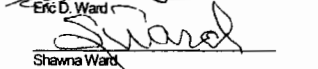
Hereinafter called the Grantee, the following described premises situated in Blaine County, ID, to-wit:

Lot 7 of RIVER GROVE RANCH AMENDED, MAY, 1977, according to the official plat thereof, recorded as Instrument No. 172626, records of Blaine County, Idaho.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

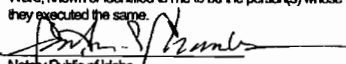
Dated: June 26, 2000


Eric D. Ward

Shawna Ward

STATE OF Idaho

COUNTY OF Blaine

On this 26th day of June, 2000, before me, a Notary Public in and for said State, personally appeared Eric D. Ward and Shawna Ward, known or identified to me to be the person(s) whose name(s) are subscribed to the within Instrument, and acknowledged to me that they executed the same.


Notary Public of Idaho
Residing at: Hailey, ID
Commission Expires: 05/15/04



Attachment 7 to Exhibit A
Deed dated 11-28-2001 (Woolley Trust to Woolleys)

N JV-28-2001 WED 10:37 AM

FAX NO. 208 726 1062

P. 05/06

Order No. 50345

QUITCLAIM DEED

Instrument # 458768

HAILEY, BLAINE, IDAHO
2001-12-04 04:01:00 No. of Pages: 1
Recorded for: AMERITITLE
MARSHA RIEMANN Fee: 3.00
Ex-Officio Recorder Deputy
Index to: WTYOCORP DEED

FOR VALUE RECEIVED

HARRY L. WOOLLEY, JR. REVOCABLE TRUST DATED 12/20/99, HARRY L. WOOLLEY, JR AND JANET SUE WOOLLEY, CO-TRUSTEES

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

HARRY L. WOOLLEY, JR AND JANET SUE WOOLLEY, HUSBAND AND WIFE

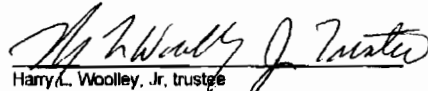
whose address is: **400 Wall Street #306, Seattle, WA 98121**

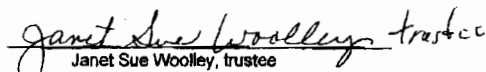
the following described premises situated in Blaine County, Idaho, to wit:

Lot 7 of RIVER GROVE RANCH AMENDED MAY, 1977, according to the official plat thereof, recorded as Instrument No. 172626, records of Blaine County, Idaho.

together with their appurtenances.

Dated: **November 28, 2001**


Harry L. Woolley, Jr, trustee


Janet Sue Woolley, trustee

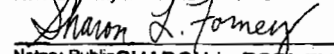
State of Washington

County of King

}
}ss.
}

On this 28th day of November, in the year 2001, before me, the undersigned, personally appeared **Harry L. Woolley, Jr and Janet Sue Woolley**, known or identified to me to be the person(s) whose name is/are subscribed to the within Instrument as trustee(s) of the **HARRY L. WOOLLEY, JR. REVOCABLE TRUST DATED 12/20/99** and acknowledged to me that he/she/they executed the same as such trustee(s).

WITNESS my hand and official seal.


Notary Public **SHARON L. FORNEY**
Commission Expires: 11-15-2002



Attachment 8 to Exhibit A
Deed dated 11-28-2001 (Woolleys to Woolley Trust)

NJV-28-2001 WED 10:37 AM

FAX NO. 208 726 1062

P. 06/06

Instrument # 458805

HAILEY, BLAINE, IDAHO

2001-12-05

03:18:00 No. of Pages: 1

Recorded for: AMERITITLE

MARSHA RIEMANN

Fee: 3.00

Ex-Officio Recorder Deputy

Index to: WTYOC/CORP DEED

Order No. 50345

QUITCLAIM DEED

FOR VALUE RECEIVED

HARRY L. WOOLLEY, JR AND JANET SUE WOOLLEY, HUSBAND AND WIFE

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

HARRY L. WOOLLEY, JR. REVOCABLE TRUST DATED 12/20/99, HARRY L. WOOLLEY, JR AND JANET SUE WOOLLEY, CO-TRUSTEES

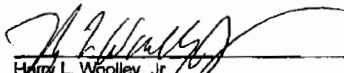
whose address is: **400 Wall Street #306, Seattle, WA 98121**

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

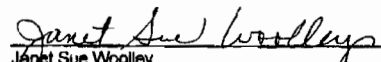
Lot 7 of RIVER GROVE RANCH AMENDED MAY, 1977, according to the official plat thereof, recorded as Instrument No. 172626, records of Blaine County, Idaho.

together with their appurtenances.

Dated: **November 28, 2001**



Harry L. Woolley, Jr

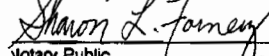


Janet Sue Woolley

State of Washington)
County of King) ss.

On this 28th day of November, in the year 2001, before me, the undersigned, personally appeared **Harry L. Woolley and Janet Sue Woolley** known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

WITNESS my hand and official seal.



Notary Public
Commission Expires: **SHARON L. FORNEY**
11-15-2002



①

WARRANTY DEED

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

whose address is: 983 Scott Street, San Diego, CA. 92106

Hereinafter called the Grantee, the following described premises situated in **Blaine** County, Idaho, to-wit:

Buyer Simultaneous Exchange

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Dated: February 21, 2002

Woolley
Harry L. Woolley, Jr. Revocable Trust dated 12/20/99, Harry L. Woolley, Jr. and Janet Sue Woolley, Co-Trustees

BY: Harry L. Woolley, Jr. Trustee

BY: Janet Sue Woolley, Trustee
Janet Sue Woolley, Co-Trustee

Instrument # 462042
HAILEY, BLAINE, IDAHO
2002-02-28 12:46:00 No. of Pages: 1
Recorded for : FIRST AMERICAN TITLE
MARSHA RIEMANN Fee: 3.00
Ex-Officio Recorder Deputy
Lsks-ls: WTY:OC/COAP DEED

STATE OF Washington)
COUNTY OF KING ss.

On this 2/25/02, before me the undersigned notary, personally appeared Harry L. Woolley, Jr. and Janet Sue Woolley, known or identified to me (or proved to me on the oath of), to be the person(s) whose name(s) are subscribed to the within instrument as Co-Trustees and acknowledged to me that they executed the same as such Co-Trustees.

Carol Ann Phelps
Notary Public of WASHINGTON
Residing at: SEATTLE
Commission Expires: 11/30/2002



Attachment 10 to Exhibit A
Deed dated 9-4-2003 (Oliver Family Trust to Olivers)

K27202

①

WARRANTY DEED

For Value Received **Morgan Dene Oliver and Elizabeth Reed Hamman Oliver, as Trustees of the Oliver Family Trust dated July 23, 2001**

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

Morgan Dene Oliver and Elizabeth Reed Hamman Oliver, husband and wife

whose address is: **983 Scott Street, San Diego, CA 92106**

Hereinafter called the Grantee, the following described premises situated in **Blaine County, Idaho**, to-wit:

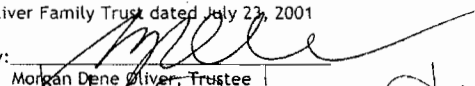
Lot 7 of RIVER GROVE RANCH AMENDED, MAY, 1977, according to the official plat thereof, recorded as Instrument No. 172626, records of Blaine County, Idaho.

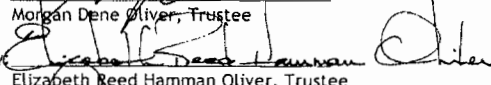
SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Dated: September 4, 2003

Oliver Family Trust dated July 23, 2001

By: 
Morgan Dene Oliver, Trustee

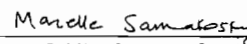
By: 
Elizabeth Reed Hamman Oliver, Trustee

STATE OF CALIFORNIA

)ss.

COUNTY OF SAN DIEGO

On this 9th day of September, 2003, before me, the undersigned Notary in and for said State, personally appeared Morgan Dene Oliver and Elizabeth Reed Hamman Oliver, known or identified to me (or proved to me), to be the persons whose names are subscribed to the within instrument as Trustees of the Oliver Family Trust dated July 23, 2001, and acknowledged to me that they executed the same as such Trustees.


Notary Public of CALIFORNIA
Residing at: SAN DIEGO
Commission Expires: 8/9/05



Instrument # 491183

HAILEY, BLAINE, IDAHO
2003-09-11 09:46:00 No. of Pages: 1
Recorded for: FIRST AMERICAN TITLE
MARSHA RIEMANN Fee: 3.00
Ex-Officio Recorder Deputy
Index to: WTRACIDRAP DEED

Attachment 11 to Exhibit A
Deed dated 9-4-2003 (Olivers to Oliver Family Trust)

K27202

WARRANTY DEED

THIS INSTRUMENT FILED FOR RECORD BY
FIRST AMERICAN TITLE CO. AS AN AGGOM-
MODATION ONLY. IT HAS NOT BEEN EXAMINED
AS TO ITS EXECUTION OR AS TO ITS AFFECT
UPON THE TITLE.

For Value Received Morgan Dene Oliver and Elizabeth Reed Hamman Oliver, husband and wife

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

Morgan Dene Oliver and Elizabeth Reed Hamman Oliver, as Trustees of the Oliver Family Trust dated July 23, 2001

whose address is: 983 Scott Street, San Diego, CA 92106

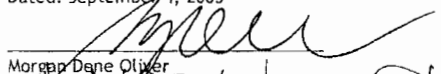
Hereinafter called the Grantee, the following described premises situated in Blaine County, Idaho, to-wit:

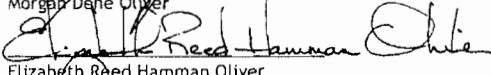
Lot 7 of RIVER GROVE RANCH AMENDED, MAY, 1977, according to the official plat thereof, recorded as Instrument No. 172626, records of Blaine County, Idaho.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Dated: September 4, 2003


Morgan Dene Oliver


Elizabeth Reed Hamman Oliver

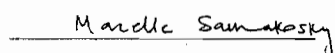
STATE OF CALIFORNIA

COUNTY OF SAN DIEGO

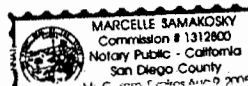
Instrument # 496536

HAILEY, BLAINE, IDAHO
2003-12-12 03:55:00 No. of Pages: 1
Recorded for: FIRST AMERICAN TITLE
MARSHA RIEMANN Fee: 3.00
Ex-Officio Recorder Deputy
Index to: WTR03CORP DEED 

On this 9th day of September, 2003, before me, the undersigned Notary in and for said State, personally appeared Morgan Dene Oliver and Elizabeth Reed Hamman Oliver, known or identified to me (or proved to me), to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.


Marcelle Samakosky

Notary Public of CALIFORNIA
Residing at: SAN DIEGO
Commission Expires: 8/9/05



Attachment 12 to Exhibit A
Deed dated 6-10-1977 (Subdivision to Johnsons)

Order No. 22-4502

DEED

FOR VALUE RECEIVED, VALCO, INC., an Idaho corporation,
a corporation duly organized and existing under the laws of the State of Idaho, grantor, does hereby Grant,
Bargain, Sell and Convey unto

DEAN C. JOHNSON and LYNNE M. JOHNSON, husband and wife,
grantee whose current address is Box 1571, Sun Valley, Idaho 83353

the following described real estate, to-wit:

Lot 11 of RIVER GROVE RANCH SUBDIVISION, Blaine County,
Idaho, according to the amended plat thereof recorded
in Book 15 of Plats, Page 10, records of Blaine County,
Idaho.

SUBJECT TO That Mortgage dated December 21, 1976,
executed by Valco, Inc., Mortgagor, to Lloyd J. Walker,
individually and as attorney in fact for Mary E.
Walker, William G. Schmidt and Mary Lou Schmidt,
husband and wife, John Patrick Hamilton and Margaret
Hamilton, husband and wife, Agatha K. Walker, a
widow, and Lloyd J. Walker, as personal representative
of the Estate of Lloyd William Walker, Mortgagor,
recorded December 28, 1976, as Instrument No. 170795,
records of Blaine County, Idaho.

TO HAVE AND TO HOLD The said premises, with their appurtenances unto the said Grantees
their heirs and assigns forever

IN WITNESS WHEREOF, The Grantor, pursuant to a resolution of its Board of Directors has caused
its corporate name to be hereunto subscribed by its President and its corporate seal to be affixed by its
Secretary this 10th day of June, 1977.

By Dale L. Donnelly
Dale L. Donnelly, PRESIDENT.

ATTEST:

Valerie M. Donnelly
Valerie M. Donnelly, SECRETARY.

STATE OF IDAHO, County of Blaine,
On this 10th day of June, 1977,
before me, a Notary Public in and for said State, personally appeared DALE L. DONNELLY and
VALERIE M. DONNELLY, known to me to
be the President and Secretary of the corporation that executed this instrument or the persons who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.

James A. [Signature] Notary Public
Residing at Hailey, Idaho
Comm. Expires 2/10/81

STATE OF IDAHO, COUNTY OF Blaine
I hereby certify that this instrument was filed for record at
the request of Jacky Fry
at 20 minutes past 1:00 o'clock P.M.,
this 10th day of June,
1977, in my office, and duly recorded in Book
of Deeds at Page

MAURIE M. LILLY
Ex-Officio Recorder

By Patricia K. Luapp Deputy.
Fees \$ 1.00 NOTARIAL FEES ON MACHINERY ☐
Mail to: ☐ MAIL TO DEEDS DEPARTMENT ☐
☐ MAIL TO COUNTY CLERK'S OFFICE ☐
☐ MAIL TO COUNTY CLERK'S OFFICE ☐

INSTRUMENT NO. 174198

Attachment 13 to Exhibit A
Deed dated 6-25-2001 (Johnsons to Brennan)

①

K24169

WARRANTY DEED

Instrument # 453192

HAILEY, BLAINE, IDAHO

2001-07-16

04:07:00 No. of Pages: 1

Recorded for : FIRST AMERICAN TITLE

MARSHA RIEMANN

Fee: 3.00

Ex-Officio Recorder Deputy

Index to WTY OC CORP DEED

As part of an IRC 1031 Tax-Deferred Exchange,

For Value Received Dean C. Johnson and Lynne M. Johnson, husband and wife

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

Robert M. Brennan, a married man as his sole and separate property

whose address is: P.O. Box 1991, Sun Valley, ID 83353

Hereinafter called the Grantee, the following described premises situated in Blaine County, Idaho, to-wit:

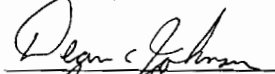
Lot 11 of River Grove Ranch Amended, May, 1977, according to the official plat thereof, recorded as Instrument No. 172626, records of Blaine County, Idaho..

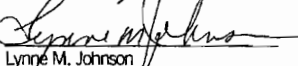
Also identified as "RELINQUISHED PROPERTY" for the above referenced 1031 Tax-Deferred Exchange (No. 01-14400-500).

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

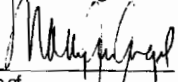
Dated: June 25, 2001


Dean C. Johnson


Lynne M. Johnson

STATE OF CA
COUNTY OF San Diego ss.

On this 2nd day of July, 2001, before me, the undersigned, personally appeared Dean C. Johnson and Lynne M. Johnson, known or identified to me (or proved to me), to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.


Notary Public of
Residing at: San Diego CA
Commission Expires: 11/31/2004



Attachment 14 to Exhibit A
Deed dated 6-19-2001 (Jill Brennan to Robert M. Brennan)

③

K24469

QUITCLAIM DEED

For Value Received **JILL BRENNAN**

do hereby convey, release, remise and forever quit claim unto

ROBERT M. BRENNAN, a married man as his sole and separate property

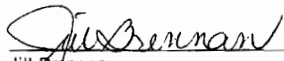
whose address is: **P.O. Box 1991, Sun Valley, ID 83353**

Hereinafter called the Grantee, the following described premises situated in Blaine County, Idaho, to-wit:

Lot 11 of River Grove Ranch Amended, May, 1977, according to the official plat thereof, recorded as Instrument No. 172626, records of Blaine County, Idaho.

together with their appurtenances.

Dated: June 19, 2001



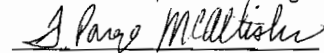
Jill Brennan

STATE OF Idaho)

)ss.

COUNTY OF Blaine)

On this 2nd day of July, in the year of 2001, before me, Paige McAllister, personally appeared Jill Brennan, known or identified to me (or proved to me), to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.



Notary Public of Idaho
Residing at: Ketchum, Idaho
Commission Expires: 02/07/07



Instrument # 453193

HAILEY, BLAINE, IDAHO

2001-07-16

04:08:00 No. of Pages: 1

Recorded for : FIRST AMERICAN TITLE

MARSHA RIEMANN

Fee: 3.00

Ex-Officio Recorder Deputy

Index to: WTT, OC, CORP DEED

Attachment 15 to Exhibit A
Deed dated 6-19-2001 (Brennan to Olivers)

①

K24198

WARRANTY DEED

For Value Received **ROBERT M. BRENNAN**, a married man as his sole and separate property

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

MORGAN DENE OLIVER and ELIZABETH HAMMAN OLIVER, husband and wife

whose address is: **983 Scott Street, San Diego, CA 92106**

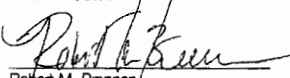
Hereinafter called the Grantee, the following described premises situated in Blaine County, Idaho, to-wit:

Lot 11 of River Grove Ranch Amended, May, 1977, according to the official plat thereof, recorded as Instrument No. 172626, records of Blaine County, Idaho..

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Dated: 06/19/01


Robert M. Brennan

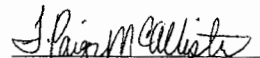
Instrument # 453194
HAILEY, BLAINE, IDAHO
2001-07-16 04:09:00 No. of Pages: 1
Recorded for: FIRST AMERICAN TITLE
MARSHA RIEMANN Fee: 3.00
Ex-Officio Recorder Deputy
Index to: RNY-OC-CORP DEED

STATE OF Idaho

COUNTY OF BLAINE

), ss.

On this 22nd day of June, 2001, before me, Paige McAllister, personally appeared Robert M. Brennan, known or identified to me (or proved to me), to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.


Notary Public of Idaho
Residing at: Ketchum, Idaho
Commission Expires: 02/07/07



Attachment 16 to Exhibit A
Deed dated 6-25-2001 (Brennan to Olivers)

K-24198

QUITCLAIM DEED

For Value Received **ROBERT M. BRENNAN**, a married man as his sole and separate property,
do hereby convey, release, remise and forever quit claim unto

MORGAN DENE OLIVER and ELIZABETH HAMMAN OLIVER, husband and wife,

whose address is: **983 Scott Street, San Diego, CA 92106**

Hereinafter called the Grantee, the following described premises situated in Blaine County, Idaho, to-wit:

Any and all water rights pertaining to the following described property:

**Lot 11 of River Grove Ranch Amended, May, 1977, according to the official plat thereof, recorded as
Instrument No. 172626, records of Blaine County, Idaho.**

together with their appurtenances.

Dated: June 25, 2001


Robert M. Brennan

Instrument # 453195

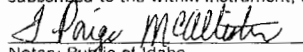
HAILEY, BLAINE, IDAHO
2001-07-16 04:10:00 No. of Pages: 1
Recorded for: FIRST AMERICAN TITLE
MARSHA RIEMANN Fee: 3.00
Ex-Officio Recorder Deputy
Issued by: RTV/OC-CORP DEED

STATE OF Idaho)

)ss.

COUNTY OF Blaine)

On this 3rd day of July, in the year of 2001, before me, Paige McAllister, personally appeared
Robert M. Brennan, known or identified to me (or proved to me), to be the person whose name is
subscribed to the within instrument, and acknowledged to me that he executed the same.


Notary Public of Idaho
Residing at: Ketchum, Idaho
Commission Expires: 02/07/07



Attachment 17 to Exhibit A
Deed dated 7-24-2001 (Olivers to Oliver Family Trust)

RECORDING REQUESTED BY

Space Used for Recorder

Instrument # 454090

HAILEY, BLAINE, IDAHO

2004-08-08 03:03:00 No. of Pages: 2

Recorded for: FIRST AMERICAN TITLE

MARSHA RIEMANN

Fee: 6.00

Ex-Officio Recorder Deputy

Index to: WTY/CIC/CRP DEED

T 360 Legal (1-94)

Quitclaim Deed

THE UNDERSIGNED GRANTOR(S) DECLARE (s)

DOCUMENTARY TRANSFER TAX IS \$ -0-

☐ _____ unincorporated area ☐ State of Idaho, County of Blaine

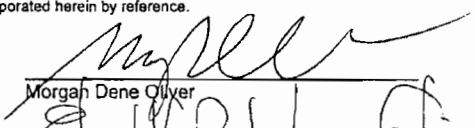
Property Location: 106 Mountain View Lane
Blaine County, ID 83333
Lot 11 River Grove Ranch
Blaine County, Idaho

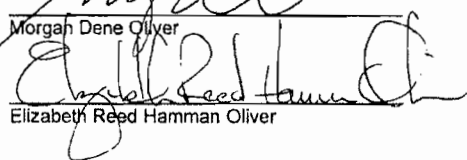
Instrument Number: 172-626

☐ computed on full value of property conveyed, or
☐ computed on full value of liens or encumbrances remaining at time of sale, and

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged, Morgan Dene Oliver and Elizabeth Reed Hamman Oliver, a married couple as their sole and separate property, hereby REMISE(S), RELEASE(S) AND FOREVER QUITCLAIM(S) to Morgan Dene Oliver and Elizabeth Reed Hamman Oliver, as Trustees of the Oliver Family Trust dated July 23, 2001, the following described real property in the County of Blaine, State of Idaho:

Please see Exhibit A attached hereto and incorporated herein by reference.


Morgan Dene Oliver


Elizabeth Reed Hamman Oliver

Dated: July 24, 2001

STATE OF CALIFORNIA)
COUNTY OF SAN DIEGO)s.s

On July ²⁴ 2001 before me, MARCELLE SAMAKOSKY a Notary Public in and for said County and State, personally appeared Elizabeth Reed Hamman Oliver and Morgan Dene Oliver, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within Instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

Signature Marcelle Samakosky



MAIL TAX STATEMENTS TO PARTY SHOWN ON FOLLOWING LINE: IF NO PARTY SHOWN, MAIL AS DIRECTED ABOVE

Morgan D Oliver 983 Scott St San Diego, CA
Name Street Address City & State 92101

Exhibit "A"

The land referred to herein is situated in the State of Idaho, County of Blaine, and is described as follows:

Lot 11 of River Grove Ranch Amended, May 1977, according to the official platt thereof, recorded as Instrument No. 172626, records of Blaine County, Idaho

Attachment 18 to Exhibit A
Deed dated 9-4-2003 (Oliver Family Trust to Olivers)

K27396

WARRANTY DEED

For Value Received Morgan Dene Oliver and Elizabeth Reed Hamman Oliver, as Trustees of the Oliver Family Trust dated July 23, 2001

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

Morgan Dene Oliver and Elizabeth Reed Hamman Oliver, husband and wife

whose address is: 983 Scott Street, San Diego, CA 92106

Hereinafter called the Grantee, the following described premises situated in Blaine County, Idaho, to-wit:

Lot 11 of RIVER GROVE RANCH AMENDED, MAY, 1977, according to the official plat thereof, recorded as Instrument No. 172626, records of Blaine County, Idaho.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Dated: September 4, 2003

Oliver Family Trust dated July 23, 2001

By: [Signature]
Morgan Dene Oliver, Trustee

By: [Signature]
Elizabeth Reed Hamman Oliver, Trustee

STATE OF CALIFORNIA

)ss.

COUNTY OF SAN DIEGO

On this 11th day of September, 2003, before me, the undersigned Notary in and for said State, personally appeared Morgan Dene Oliver and Elizabeth Reed Hamman Oliver, known or identified to me (or proved to me), to be the persons whose names are subscribed to the within instrument as Trustees of the Oliver Family Trust dated July 23, 2001, and acknowledged to me that they executed the same as such Trustees.

Marcelle Samakosky
Notary Public of: CALIFORNIA
Residing at: SAN DIEGO
Commission Expires: 8/9/05



Instrument # 491316

HAILEY, BLAINE, IDAHO
2003-09-12 03:55:00 No. of Pages: 1
Recorded for: FIRST AMERICAN TITLE
MARSHA RIEMANN Fee: 3.00
Ex-Officio Recorder Deputy
Index to: WYDOCORP DEED

Attachment 19 to Exhibit A
Deed dated 9-4-2003 (Olivers to Oliver Family Trust)

K27396

WARRANTY DEED

For Value Received Morgan Dene Oliver and Elizabeth Reed Hamman Oliver, husband and wife

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

Morgan Dene Oliver and Elizabeth Reed Hamman Oliver, as Trustees of the Oliver Family Trust dated July 23, 2001

whose address is: 983 Scott Street, San Diego, CA 92106

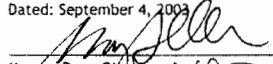
Hereinafter called the Grantee, the following described premises situated in Blaine County, Idaho, to-wit:

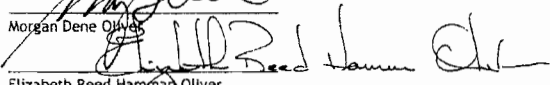
Lot 11 of RIVER GROVE RANCH AMENDED, MAY, 1977, according to the official plat thereof, recorded as Instrument No. 172626, records of Blaine County, Idaho.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Dated: September 4, 2003


Morgan Dene Oliver

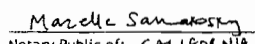

Elizabeth Reed Hamman Oliver

STATE OF CALIFORNIA

),ss.

COUNTY OF SAN DIEGO

On this 11th day of September, 2003, before me, the undersigned Notary in and for said State, personally appeared Morgan Dene Oliver and Elizabeth Reed Hamman Oliver, known or identified to me (or proved-to-me), to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.


Notary Public of: CALIFORNIA
Residing at: SAN DIEGO
Commission Expires: 8/9/05



Instrument # 491318

HAILEY, BLAINE, IDAHO

2003-09-12 03:57:00 No. of Pages: 1

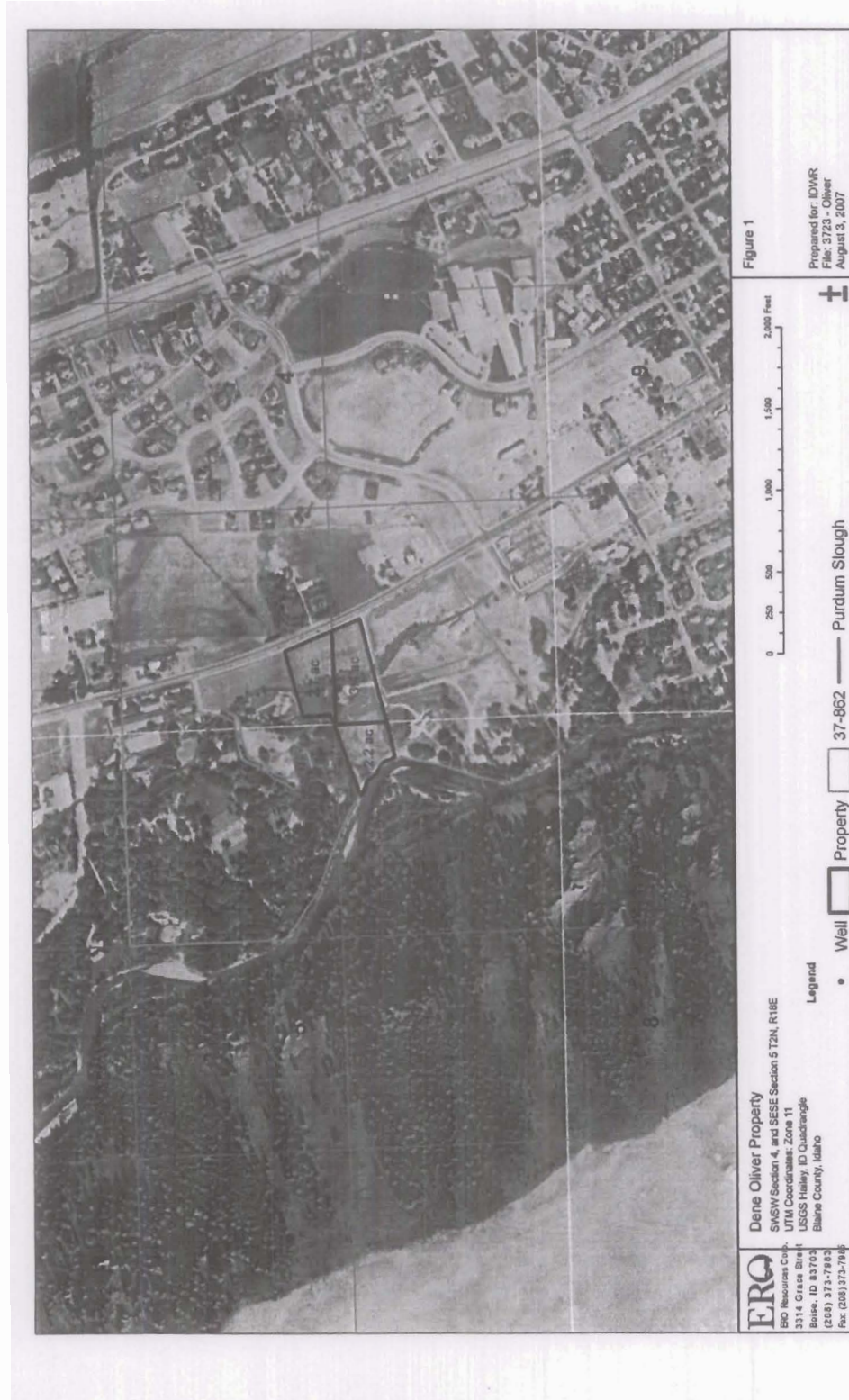
Recorded for: FIRST AMERICAN TITLE

MARSHA RIEMANN Fee: 3.00

Ex-Office Recorder Deputy

Index to: WITNOCORP DEED

Exhibit B To Notice of Change in Water Right Ownership
Map Showing Irrigated Acreage Held by Oliver Family Trust



SCANNED
 MAR 09 2009

=====

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
		DATABASE EXAMINER	DATABASE EXAMINER	DATABASE EXAMINER
IRRIGATION		3.200 _____		0.0 _____
DOMESTIC		_____	_____	_____
TOTAL FOR THIS RIGHT		3.200		

REVIEWED BY: _____ DATE: _____

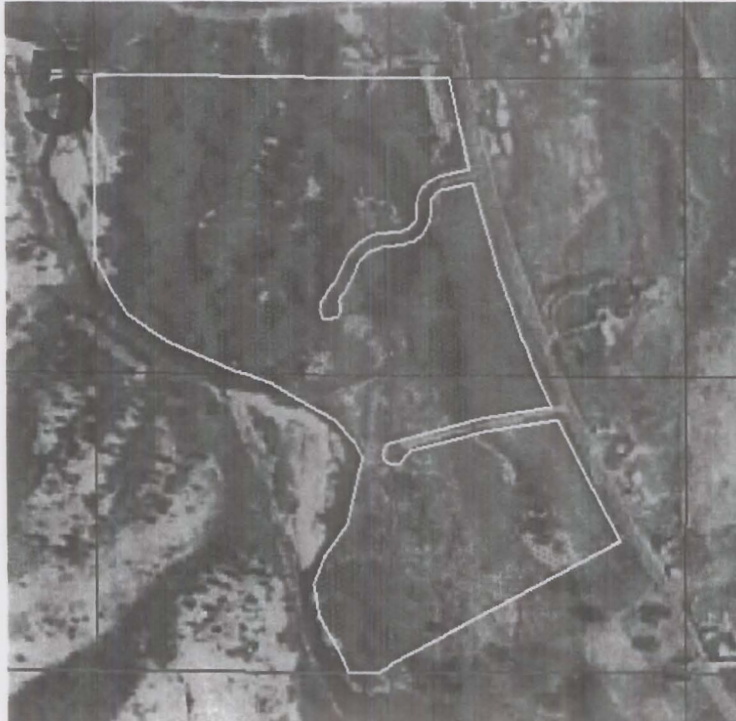
=====

MICROFILMED
OCT 26 1994

Exhibit C To Notice of Change in Water Right Ownership

Map Showing Recommended Place of Use for Water Right No. 37-862

Recommended place of use for 37-862.



SCANNED
MAR 09 2003

Exhibit D To Notice of Change in Water Right Ownership

Copy of Power of Attorney (Original on File at IDWR)

SPECIAL POWER OF ATTORNEY FOR WATER RIGHTS

Morgan Dene Oliver and Elizabeth Reed Hamman Oliver, as Trustees of the Oliver Family Trust, hereby appoint the attorneys of Givens Pursley LLP, 601 West Bannock Street, P.O. Box 2720, Boise, Idaho, 83701 as their true and lawful attorneys for the purpose of signing on their behalf the following forms for submission to the Idaho Department of Water Resources and/or the Snake River Basin Adjudication:

1. Notice of Claim to a Water Right;
2. Application for Amendment of Permit to Appropriate the Waters of the State of Idaho;
3. Notice of Change of Water Right Ownership;
4. Request for Extension of Time to Provide Additional Time in Which to Submit Proof of Beneficial Use for a Water Right Permit;
5. Notice of Protest;
6. Application for Transfer of a Water Right;
7. Proof of Beneficial Use;
8. Application for Exchange of Water;
9. Application for Extension of Time to Avoid Forfeiture of a Water Right;
10. Application to Sell or Lease a Water Right to the Water Supply Bank;
11. Application for Temporary Approval of a Water Application;
12. Application for Permit to Appropriate the Waters of the State of Idaho;
13. Pleadings submitted to the Snake River Basin Adjudication in connection with water rights of the Oliver Family Trust; and
14. Any other document in support or furtherance of any of the above.

All may rely on such authority. This Special Power of Attorney shall be effective until revoked in writing by either Morgan Dene Oliver or Elizabeth Reed Hamman Oliver.

For purposes of the exercise of the powers herein granted, the facsimile signature of said attorneys shall be lawful and binding and any person may rely upon such facsimile signature as if it were an original.

[End of text]

IN WITNESS WHEREOF, we have executed this Special Power of Attorney effective as of the last date noted.

Dated: 12-20-06

Dated: 12-20-06

Morgan Dene Oliver
Morgan Dene Oliver, Trustee

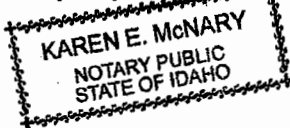
Elizabeth Reed Hamman Oliver
Elizabeth Reed Hamman Oliver, Trustee

ACKNOWLEDGMENTS

State of Idaho)
) ss.
County of Blaine)

On this 20 day of DECEMBER 2006, before me, a Notary Public, in and for said County and State, personally appeared Morgan Dene Oliver, known or identified to me to be the person whose name is subscribed to the within instrument as Trustee of the Oliver Family Trust and acknowledged to me that he executed the same as Trustee of the Oliver Family Trust.

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

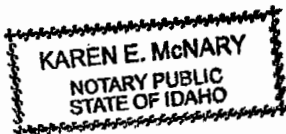


Karen E. McNary
Notary Public for Idaho
Residing at Hailey, ID
My Commission expires 2-28-10

State of Idaho)
) ss.
County of Blaine)

On this 20 day of DECEMBER 2006, before me, a Notary Public, in and for said County and State, personally appeared Elizabeth Reed Hamman Oliver, known or identified to me to be the person whose name is subscribed to the within instrument as Trustee of the Oliver Family Trust and acknowledged to me that she executed the same as Trustee of the Oliver Family Trust.

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



Karen E. McNary
Notary Public for Idaho
Residing at Hailey, ID
My Commission expires 2-28-10

Exhibit E To Notice of Change in Water Right Ownership
Email From Craig L. Saxton (October 29, 2007)

Filters Used:

1 Tagged Record

Email Report

Form Format

Date Printed: 11/10/2007

Time Printed: 11:57AM

Printed By: CHM

Date	10/29/2007	Time	11:15AM	11:15AM	Duration	0.00 (hours)	Code							
Subject	FW: Change of Ownership for 37-862						Staff	Christopher H Meyer						
Client	Oliver, Dene	MatRef	Oliver - Water Rights	MatNo	8784-1w									
From	Christopher H Meyer													
To	'Allen.Merritt@idwr.idaho.gov'													
CC To	'craig.saxton@idwr.idaho.gov'; 'leebrown@cox.net'													
Bcc To														
Reminders	(days before)	Follow	N	Done	N	Notify	N	Hide	N	Trigger	N	Private	N	Status
Email Topic							User3							
User2							User4							

Allen,
Here the the email I rec'd from Craig Saxton.
-Chris

Craig, thanks for the speedy response!
-Chris

cc: Lee Brown

(Reply from chrimeyer@givenspursley.com)

From: Saxton, Craig [mailto:Craig.Saxton@idwr.idaho.gov]
Sent: Monday, October 29, 2007 11:05 AM
To: Christopher H Meyer
Subject: Change of Ownership for 37-862

Dear Mr. Meyer,

I looked into the location of file 37-862 and it is currently at the southern region office in Twin Falls. The SRBA court summary report for 37-862 does not indicate that they have received a NCAP showing that there has been a change in the water right record, so as far as I can tell, the change of ownership is still at Southern waiting to be completed. You will have to contact Southern Region to find out the status on that (208-736-3033). Sorry I don't know more there.

As far as how to split the right:

You said that your client owns 8.3 acres of the recommended place of use for 37-862. In most cases,

Filters Used:
1 Tagged Record

Email Report

Form Format

Date Printed: 11/10/2007
Time Printed: 11:57AM
Printed By: CHM

when a water right is split due to a change of ownership, it is split proportionally.

37-862 was recommended for 3.2 cfs on 75.4 acres or 0.0424 cfs per acre. So the proportionate diversion rate for 8.3 acres (I found 8.2 acres) would be $(8.3 \text{ acres})(0.0424) = 0.35 \text{ cfs}$.

Hope this helps.

Have a good Monday!

Craig L. Saxton



RECEIVED

NOV 13 2007

DEPT. OF WATER RESOURCES
SOUTHERN REGION

LAW OFFICES
601 W. Bannock Street
PO Box 2720, Boise, Idaho 83701
TELEPHONE: 208 388-1200
FACSIMILE: 208 388-1300
WEBSITE: www.givenspursley.com

CHRISTOPHER H. MEYER
DIRECT DIAL: 208 388-1236
CELL: 208 407-2792
EMAIL: chrismeyer@givenspursley.com

Gary G. Allen	Jeremy G. Ladle	G. Andrew Page
Peter G. Barton	Michael P. Lawrence	Angela M. Reed
Christopher J. Beeson	Franklin G. Lee	Scott A. Tschirgi, LL.M.
Clint R. Bolinder	David R. Lombardi	J. Will Varin
Erik J. Bolinder	John M. Marshall	Conley E. Ward
William C. Cole	Kenneth R. McClure	Robert B. White
Michael C. Creamer	Kelly Greene McConnell	Terri R. Yost
Amber N. Dina	Cynthia A. Melillo	
Kristin Bjorkman Dunn	Christopher H. Meyer	RETIRED
Thomas E. Dvorak	L. Edward Miller	Kenneth L. Pursley
Jeffrey C. Fereday	Patrick J. Miller	Raymond D. Givens
Martin C. Hendrickson	Judson B. Montgomery	James A. McClure
Steven J. Hippler	Deborah E. Nelson	
Debora K. Kristensen	W. Hugh O'Riordan, LL.M.	
Anne C. Kunkel		

November 12, 2007

Federal Express

Allen Merritt

Douglas Jones

Idaho Department of Water Resources

Southern Region

1341 Fillmore Street, Ste. 200

Twin Falls, Idaho 83301-3380

Re: Notice of Change in Water Right Ownership – Water Right No. 37-862

Gentlemen:

Enclosed for filing is the original and one copy of the Notice of Change in Water Right Ownership for Water Right No. 37-862. For your reference I have also enclosed copies of the two Standard Form 1 Objections for 37-862 and 37-22120 that are being filed today with the SRBA Court.

It is my understanding that there is no filing fee for this Notice. Please advise if that is not the case.

Thank you for your help in this. If I can provide you with any further information, please call me.

Sincerely,

Christopher H. Meyer

Enclosures: Notice of Change in Water Right Ownership (original) and a copy to conform
Self-addressed, Stamped envelope
Standard Form 1 Objection for Water Right No. 37-862
Standard Form 1 Objection for Water Right No. 37-22120

cc: Dene Oliver

CHM:cc ltr to Merritt and Jones re Change in Water right Ownership

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 37-862
Date Received: 1/5/1989
Receipt No: C004931
Received By:

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

1. Name of Claimant(s)

PETER TRUST Phone: (208) 622-4987
DBA RIVER GROVE FARM
C/O E PARRY THOMAS
PO BOX 642
SUN VALLEY ID 83353

2. Date of Priority: 05/01/1883

3. Source: PURDUM SLOUGH Trib. to: BIG WOOD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
02N	18E	5	NW SE NE	BLAINE	

5. Description of diverting works:

Flow is diverted from a pond which retains water of Purdum Slough. Pond outlet is an overflow section. Discharge flows through ditch along natural channel through a 3 ft Parshall measuring flume to River Grove Subd. Capacity of the ditch is approximately 6 cfs.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	3.2	

7. Total Quantity Appropriated is:
3.2 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	4	NW	SW		IRRIGATION	9.4
			SW	SW		IRRIGATION	18
						Section Acres	27.4
02N	18E	5	NE	SE		IRRIGATION	36
			SE	SE		IRRIGATION	12
						Section Acres	48
						Total Acres	75.4

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: Decreed

AMENDEDIN 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 SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number _____

Date Received _____

Receipt Number _____

**NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW****RECEIVED**
DEC 19 2006
DEPT. OF WATER RESOURCES
SOUTHERN REGION

Please type or print clearly

1. Name of Claimant (s) Peter Trust, dba: River Grove Farms Phone (208) 622-4987Mailing Address C/O: Parry Thomas P.O. Box 642 Sun Valley, ID Zip 833532. Date of Priority (Only one (1) per claim) 5/1/18833. Source of water supply (a) Big Wood River / Purdum Sloughwhich is tributary to (b) Malad River4. a. Location of existing point of diversion is: Township 2N Range 18E Section 5,
NW 1/4 of SE 1/4 of NE 1/4, Govt. Lot, B.M., County of Blaine

Additional points of diversion if any: _____

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

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

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

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

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

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc.),
-
- Including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed
-
- and as enlarged and the depth of each well.
- Flow is diverted from a pond which retains water of
-
- Purdum Slough. Pond outlet is an overflow section. Discharge flows through ditch
-
- along natural channel through a 3' Parshall measuring flume to River Grove Subd.
-
- Capacity of the ditch is approximately 6 cfs.

COPY

JAN 6 2007

SCANNED

6. Water is claimed for the following purposes:

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

For Irrigation purposes from 4/1 to 11/1 amount 3.2 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 3.2 (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: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

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 together 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	
2N	18E	4										9.4	18						27.4
		5													36			12	48

Total number of acres irrigated 75.4

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

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

13. Describe any other water rights used at the same place and for the same purposes as described above.
_____ Or None ☐

14. Remarks:

SCANNED

JAN 4 2007

COPY

Last Name _____ Ident. No. _____

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit _____
Decree X
If applicable provide IDWR Water Right Number 37-862
Court _____ Case Number _____ Decree Date 6/22/1920
Plaintiff vs Defendant A. W. Warr vs. W.G. Swendsen

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 1

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

Signature of Claimant (s) Chris E. Bratton Date 12/19/12

Date _____

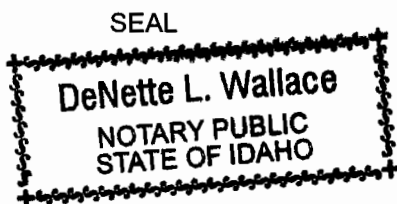
For Organizations: I do solemnly swear or affirm that I am _____ Title _____
Of _____, that I have signed the foregoing
Organization
Document in the space below as _____ of _____
Title Organization
And that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____
Title and Organization _____ Date _____

State of Idaho / or _____)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this

19th day of September, 2006
Notary Public DeNette L. Wallace
Residing at Twin Falls Idaho
My Commission Expires 8/16/2012



Please Print Name

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

Signature _____

Address _____

Date _____

Last Name _____ Ident. Number _____

SCANNED
JAN 04 2007
COPY

River Grove Farm Subdivision (TWP. 2N., RNG. 18E.)



NAIP 2006 Aerial photo



River Grove Irrigation POU (37-862)

-  37-862 A (Lot 4: Fairman)
-  37-862 B (All Other Lots)

 Point of Diversion

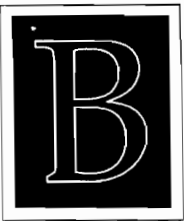
 Purdum Slough

 40's

SCANNED
JAN 04 2007



SCANNED
MAR 09 2003



BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

December 19, 2006

Mr. Doug Jones
Idaho Department of Water Resources
1341 Filmore, Suite 200
Twin Falls, ID. 83301

Subject: Peter Trust / River Grove Farms Subdivision

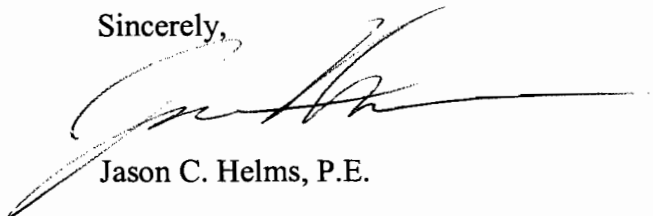
Dear Doug:

Please process the two enclosed amended claims relating to surface water irrigation used jointly by the homeowners of the River Grove Farms and the beneficial use claim related to the existing pond located on Lot 1B.

Research of historical aerials shows the pond has existed prior to the date of the included USGS photo overlay which was taken in August of 1969.

Please let me know if you have any questions or need additional information.

Sincerely,



Jason C. Helms, P.E.

Enc.

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

SCANNED

12/19/06

AMENDEDIN 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 SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number _____

Date Received _____

Receipt Number _____

**NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW****RECEIVED**
DEC 19 2006
DEPT. OF WATER RESOURCES
SOUTHERN REGION

Please type or print clearly

1. Name of Claimant (s) Peter Trust, dba: River Grove Farms Phone (208) 622-4987Mailing Address C/O: Parry Thomas P.O. Box 642 Sun Valley, ID Zip 833532. Date of Priority (Only one (1) per claim) 5/1/18833. Source of water supply (a) Big Wood River / Purdum Sloughwhich is tributary to (b) Malad River4. a. Location of existing point of diversion is: Township 2N Range 18E Section 5,NW 1/4 of SE 1/4 of NE 1/4, Govt. Lot, B.M., County of Blaine

Additional points of diversion if any: _____

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

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

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

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

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

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc.), Including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. Flow is diverted from a pond which retains water of Purdum Slough. Pond outlet is an overflow section. Discharge flows through ditch along natural channel through a 3' Parshall measuring flume to River Grove Subd. Capacity of the ditch is approximately 6 cfs.
- _____
- _____
- _____
- _____

6. Water is claimed for the following purposes:

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

For Irrigation purposes from 4/1 to 11/1 amount 3.2 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 3.2 (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: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

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 together 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	
2N	18E	4										9.4	18						27.4
		5													36			12	48

Total number of acres irrigated 75.4

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

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

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

_____ Or None ☐

14. Remarks:

Last Name _____ Ident. No. _____

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit _____
Decree X
If applicable provide IDWR Water Right Number 37-862
Court _____ Case Number _____ Decree Date 6/22/1920
Plaintiff vs Defendant A. W. Warr vs. W.G. Swendsen

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 1

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

Signature of Claimant (s) Chris E. Braken Date 12/19/12

Date _____

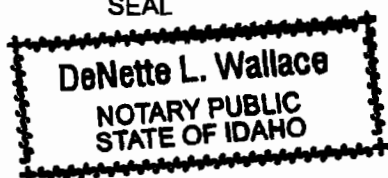
For Organizations: I do solemnly swear or affirm that I am _____ Title _____
Of _____, that I have signed the foregoing
Organization
Document in the space below as _____ of _____
Title Organization

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

Signature of Authorized Agent _____
Title and Organization _____ Date _____

State of Idaho / or _____)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 19th day of September, 2006
Notary Public DeNette L. Wallace
Residing at Twin Falls Idaho
My Commission Expires 8/16/2012



Please Print Name

17. Notice of Appearance:

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

Signature _____

Address _____

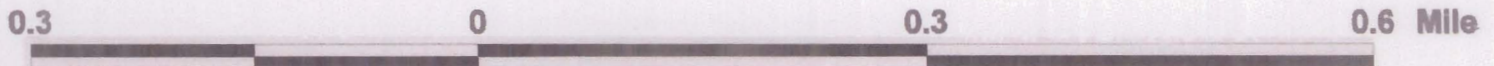
Date _____

Last Name _____ Ident. Number _____

River Grove Farm Subdivision (TWP. 2N., RNG. 18E.)



NAIP 2006 Aerial photo



River Grove Irrigation POU (37-862)

 37-862 A (Lot 4: Fairman)

 37-862 B (All Other Lots)

● Point of Diversion

 Purdum Slough

 40's





BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

December 19, 2006

Mr. Doug Jones
Idaho Department of Water Resources
1341 Filmore, Suite 200
Twin Falls, ID. 83301

Subject: Peter Trust / River Grove Farms Subdivision

Dear Doug:

Please process the two enclosed amended claims relating to surface water irrigation used jointly by the homeowners of the River Grove Farms and the beneficial use claim related to the existing pond located on Lot 1B.

Research of historical aerials shows the pond has existed prior to the date of the included USGS photo overlay which was taken in August of 1969.

Please let me know if you have any questions or need additional information.

Sincerely,

Jason C. Helms, P.E.

Enc.

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

SCANNED

JAN 04 2007

Receipt Details for ID C004956

Status	Adjustment Type	Version
	Adjusted Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
1/5/1989 3:54:16 PM	1/5/1989	State	\$1,060.80	Check
Payer		BROCKWAY, CHARLES E.		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
2812			
Card Expiration Date	Credit Card Transaction #		

Comment PENDING ADJUDICATION FEES

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$370.27	ADJUDICATION FEE FOR PETER TRUST	410162	9337	0 0		6490
\$690.53	PENDING ADJUDICATION FEES	410162	9337	0 0		6490

Refund(s):

Amount	Payee	Date	Document Number
--------	-------	------	-----------------

Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
37	8249		\$58.80	Claim
37	862		\$210.00	Claim
37	12353		\$25.00	Claim
37	12354		\$25.00	Claim
37	4420		\$50.47	Claim

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: A37-00862
Date Received: 1/05/1989
Receipt No: C004931
Received By: VOIDED

SEE: C004956

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: PETER TRUST, JEROME D. MACK, TRUSTEE 208-622-4987
Address: DBA RIVER GROVE FARM
C/O E. PARRY THOMAS
P.O. BOX 642
SUN VALLEY, ID 83353

2. Date of Priority: MAY 01, 1883

3. Source: BIG WOOD RIVER Trib. to: MALAD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02N	18E	5	NW	SE	NE		BLAINE

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION			3.200		
DOMESTIC					

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	A.
02N	18E	4	NW	SW		IRR	40.0

A37-00862

Page

1

Date: 01/12/90

NOTIFIED

MAR 01 1993

claim ~~not~~ copy

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02N	18E	4	SW	SW		IRR	40.0
						Section Acres	80.0
		5	NE	SE		IRR	40.0
			SW	SE		IRR	40.0
						Section Acres	80.0
						Total Acres	160.0

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:

14. Remarks:

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

WARR

Decree Plaintiff

vs

W. G. SWENDSEN

Decree Defendant

MICROFILMED
MAR 01 1993

16. Signature(s)

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

Number of attachments: _____

For 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 _____

RECORDED

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

37A0862

Date Received

10-26-88

Receipt Number

0004931

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

OCT. 26 1988

Department of Water Resources
Southern Region Office

Please type or print clearly

- Name of Claimant (s) Peter Trust, Jerome D. Mack Trustee Phone (208) 622-4987
Mailing Address dba River Grove Farm c/o E. Parry Thomas P.O. Box 642
Sun Valley, Idaho 83353 Zip 83353
- Date of Priority (Only one (1) per claim) May 1, 1883
- Source of water supply (a) a)Purdum Slough b) Big Wood River
which is tributary to (b) Big Wood River
- a. Location of existing point of diversion is: Township 2N Range 18E Section 5,
NW 1/4 of SE 1/4 of NE 1/4, Govt. Lot, B.M., County of Blaine
Additional points of diversion if any: _____
b. If instream flow, beginning point of claimed instream flow is:
Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,
Govt. Lot _____ B.M., County of _____
ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____
_____ 1/4, Govt. Lot _____ B.M., County of _____
- 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. Flow is diverted from a pond which retains
water of Purdum Slough. Pond outlet is an overflow section. Discharge flows through ditch
along natural channel through a 3 ft. Parshall measuring flume to the property. Capacity
of the ditch is approximately 6 cfs.

MAR 01 1993

Copies: White-State, Yellow-Claimant

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from April 1 to Nov. 1 amount 3.2 or _____

For Recreation purposes from Jan 1 to Dec 31 amount 3.2 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 3.2 cfs 160 inches(cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 400 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Recreation: All flow passes through 3.1 af lined pond

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

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

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
2N	18E	4										40	40						80
2N	18E	5													40		40		80

Total number of acres irrigated 160

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 part No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right. All flow passes through River Grove Subdivision and is used on the subdivision and adjacent lands.

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

14. Remarks:

Last Name Peter Trust Ident No. _____

W200 - Decree

MAR 01 1993

Copies: White - State, Yellow - Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit _____
Decree X Warr Decree Blaine Co. June 21, 1920
If applicable provide IDWR Water Right Number 37-0862
Court District-Blaine Case Number _____ Decree Date June 22, 1920
Plaintiff vs Defendant A. W. Warr vs. W. G. Swendsen

16. Signature (s)

(a.) By signing below (1) 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 X
wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments 2

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

Signature of Claimant (s)

Chris E. Brashley
Attorney

Date 10/26/88

Date _____

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

Title

of _____, that I have signed the foregoing

Organization

document in the space below as _____

Title

of _____

Organization

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

Signature of Authorized Agent _____

Title and Organization _____

Date _____

State of Idaho/or _____)

County of Blaine Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this

26th

day of

Oct.

19

88

SEAL

Notary Public

Will D. Mendenhall

Residing at

Kimberly, Id.

My Commission Expires

6/30/88

Please Print Name

17. Notice of Appearance:

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

Signature _____

Address _____

Date _____

Last Name

Peter - Trust

Ident. Number

W200 - Decree

MAR 11 1993

Copies White-State, Yellow-Claimant

Deer Creek Ranch

Deer

Creek

R18E

Peter Trust
d/b/a River Grove Farm
37-0862

Radio
Tower
(KSKI)

Barite

Springs

Substation

Gravel
Pit

Point of
Diversion

Place of
Use

T3N

Prospects

Carbonate
Mountain

Spring

Vorberg
Gulch

TRAIL

Spring

Lamb's
Gulch

Spring

Mine

Mine

BM

Wood

Mile 85

Gaging
Sta

Gaging
Sta

JUSTUS

MAR 01 1993

Democrat

COPY

FILED
2008 FEB 8 PM 12 04

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. 37-862 (Split)
37-22255 & 37-22256

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING

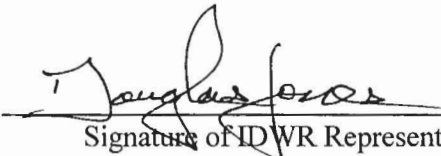
IDWR has completed the following Administrative proceeding: **SUBSTITUTION OF PARTY**

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: 1/22/08


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 2/6, 2008, 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

Christopher Meyer
Givens Pursley LLP
PO Box 2720
Boise ID 83701

Charles E Brockway
Brockway Engineering
2016 N Washington St #4
Twin Falls ID 83301



Signature of person or attorney mailing the form

01/18/2008

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>
37-862	PETER M THOMAS TRUST JEROME D MACK TRUSTEE C/O E PARRY THOMAS PO BOX 642 SUN VALLEY ID 83353	Disallowed	Recommended as 37-22255 & 37-22256

01/22/2008

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

RIGHT NUMBER: 37-22255

NAME AND ADDRESS: PETER M THOMAS TRUST
JEROME D MACK TRUSTEE
C/O E PARRY THOMAS
PO BOX 642
SUN VALLEY ID 83353

SOURCE: BIG WOOD RIVER TRIBUTARY: MALAD RIVER

QUANTITY: 2.850 CFS

The quantity of water under this right and 37-22256 for domestic use shall not exceed 13,000 gallons per day.

PRIORITY DATE: 05/01/1883

POINT OF
DIVERSION:

T02N R18E S5 NWSENE Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.040 CFS
IRRIGATION	04/01 11/01	2.850 CFS

PLACE OF USE: IRRIGATION in BLAINE County

T02N R18E S04	NWSW	9.30	T02N R18E S04	SWSW	15.70
T02N R18E S05	NESE	36.00	T02N R18E S05	SESE	6.20

DOMESTIC same as IRRIGATION

67.2 ACRES TOTAL

Right Nos. 37-22255, 37-22256 and 37-4312 are limited to the irrigation of a combined total of 19 acres within Section 4 SWSW 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.

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Property is also known as River Grove Farm Subd., less Lots 7 & 11.

This right is a split from former right 37-862.

01/22/2008

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

RIGHT NUMBER: 37-22256

NAME AND ADDRESS: OLIVER FAMILY TRUST
C/O OLIVER MCMILLAN
733 8TH AVE
SAN DIEGO CA 92101

SOURCE: BIG WOOD RIVER TRIBUTARY: MALAD RIVER

QUANTITY: 0.350 CFS

The quantity of water under this right and 37-22255 for domestic use shall not exceed 13,000 gallons per day.

PRIORITY DATE: 05/01/1883

POINT OF
DIVERSION:

T02N R18E S5 NWSENE Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.020 CFS
IRRIGATION	04/01 11/01	0.350 CFS

PLACE OF USE: IRRIGATION in BLAINE County

T02N R18E S04	NWSW	3.10	T02N R18E S04	SWSW	3.30
T02N R18E S05	SESE	1.80			
<u>DOMESTIC same as IRRIGATION</u>					

8.2 ACRES TOTAL

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

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

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

Property is also known as Lots 7 & 11, River Grove Farm Subd.

This right is a split from former right 37-862.



Idaho Department of Water Resources

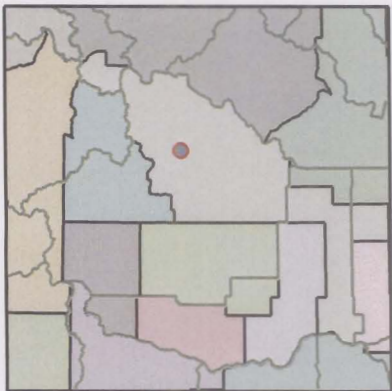
SRBA Recommendation:

37-22255

(Irrigation)

Legend

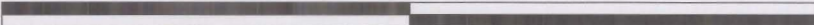
-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Blaine County
IDWR Basin 37



0 0.3 0.6 Miles



Prepared by T. Fawcett
On Friday, January 18, 2008
1987/88 Aerial Photography

01/18/2007

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

RIGHT NUMBER: 37-862

NAME AND ADDRESS: PETER M THOMAS TRUST
JEROME D MACK TRUSTEE
C/O E PARRY THOMAS
PO BOX 642
SUN VALLEY ID 83353

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 3.200 CFS

PRIORITY DATE: 05/01/1883

POINT OF DIVERSION:

T02N R18E S5 NWSENE Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.040 CFS
IRRIGATION	04/01 11/01	3.200 CFS

PLACE OF USE: IRRIGATION in BLAINE County

T02N R18E S04	NWSW	12.40	T02N R18E S04	SWSW	19.00
T02N R18E S05	NESE	36.00	T02N R18E S05	SESE	8.00

DOMESTIC same as IRRIGATION

75.4 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 - Decreed



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

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

February 5, 2008

CHRISTOPHER MEYER
GIVENS PURSLEY LLP
PO BOX 2720
BOISE ID 83701

RE: SRBA Claim(s) 37-862

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



Idaho Department of Water Resources

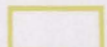
SRBA Recommendation:

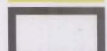
37-862

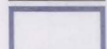
(Irrigation)

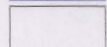
Legend

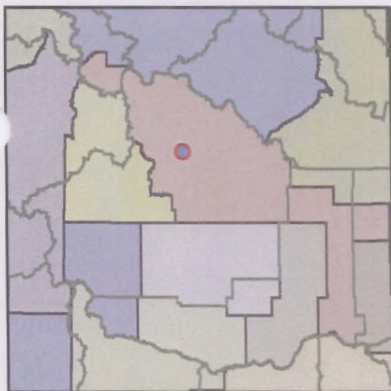
 **Point of Diversion**

 **Place of Use**

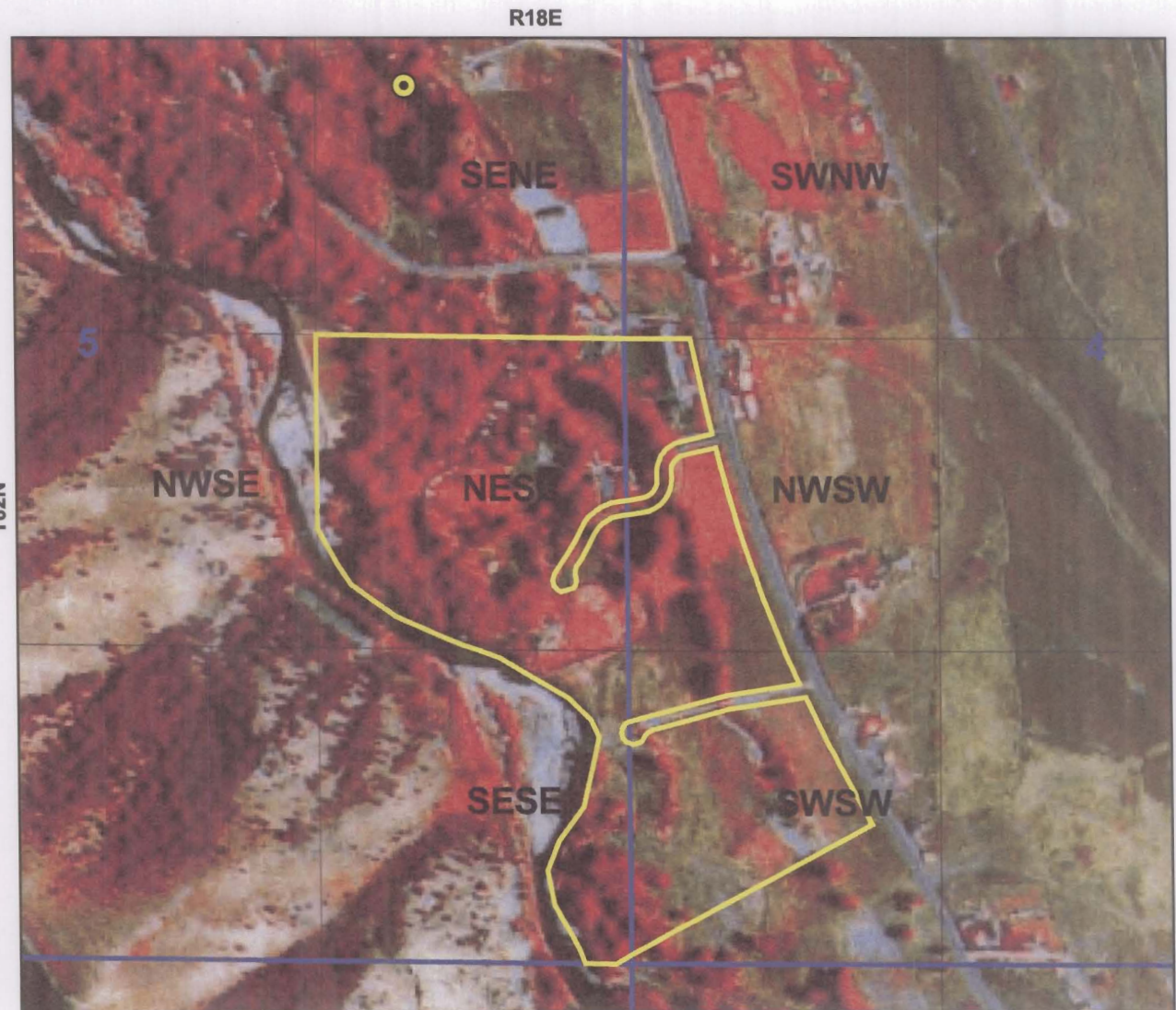
 **Townships**

 **PLS Sections**

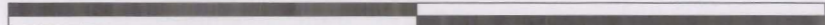
 **Quarter Quarters**



Blaine County
IDWR Basin 37



0 0.3 0.6 Miles



Prepared by C. Saxton
On Thursday, January 18, 2007
1987/88 Aerial Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-862 V1

WATER RIGHT NUMBER: 37-862 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	PETER M THOMAS TRUST JEROME D MACK TRUSTEE C/O E PARRY THOMAS PO BOX 642 SUN VALLEY, ID 83353 (208)622-4987
Representative	CHARLES E BROCKWAY 2016 N WASHINGTON ST #4 TWIN FALLS, ID 83301 (208)736-8543

Priority Date: 05/01/1883

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
BIG WOOD RIVER	MALAD RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	01/01 to 12/31	0.040 CFS	
IRRIGATION	04/01 to 11/01	3.200 CFS	
	<u>Total Diversion:</u>	3.200 CFS	

Location of Point(s) of Diversion

BIG WOOD RIVER	NW1/4SE1/4NE1/4	Sec. 5,	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	4											12.4	19.0					31.4
02N	18E	5													36.0		8.0		44.0

Total Acres: 75.4

DOMESTIC same as IRRIGATIONConditions of Approval:

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.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 37-862 V1

Remarks:Comments:

1. csaxton 1/18/2007 From Claim

Comment: ***DWR NOTE*** DIVERSION MEANS NOT GIVEN.
THIS CLAIM APPEARS TO BE FOR A PORTION OF WR 37-00862.

2. csaxton 1/18/2007 Delivery Records

Comment: Water master delivery records show delivery of this right in full to the claimant.

3. csaxton 1/18/2007 Competing Claims

Comment: There are two competing claims filed against this one, 37-862A and 37-22120. These were recommended as disallowed because the water claimed under them is recommended under this right.

Dates and Other Information:

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Defendant:

Plaintiff:

Civil Case Number:

Judicial District:

Notice of Error Flag: NONE RECEIVED

State or Federal: S

Owner Name Connector: OR

Water District Number: 37

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Summary			01/18/2007	csaxton	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
----------------	------------------------	-----------------	-----------------

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-862 V1

Summary	1/18/2007 11:29:08 AM	csaxton	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (No) 5. Does this right have any combined use limits with other rights? (Yes) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (Yes) 8. Is this a split or combined right? (Yes) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
POU	1/18/2007 10:53:40 AM	csaxton	Updated shape for Active POU
POU	1/18/2007 10:53:49 AM	csaxton	Updated PLS for Active POU

Water Supply Bank:

Saxton, Craig

From: Saxton, Craig
Sent: Thursday, January 18, 2007 9:47 AM
To: Christopher H. Meyer (E-mail); 'jason.helms@brockwayeng.com'
Subject: Recommendations for SRBA claims of 37-862

Hello Chris and Jason,

I have reviewed the SRBA claims filed for water right 37-862 which has resulted in the following.

There are three claims filed for decreed right 37-862

37-862	Peter Trust	3.2 cfs
37-862A	Dan S Fairman MD	0.04 cfs
37-22120	Oliver Family Trust	3.2 cfs

Since the original right 37-862 was decreed for 3.2 cfs, this right has been over claimed.

All three of the claims filed claim the place of use within the original decreed place of use. None of the claim files contain any evidence such as a deed or other means of conveyance verifying that any portion of original water right 37-862 is applicable to a particular parcel or person.

So at this, time the best evidence I have of water right ownership is the water master delivery records. I have access to water master records dated February of 2005 and November of 2006. Both sets of records show delivery of water right 37-862 in full to E Perry Thomas (Peter Trust, dba: River Grove Farms).

At this time I plan to recommend water right 37-862 in full to Peter Trust or SRBA claim 37-862.

SRBA claims 37-862A and 37-22120 will be recommended as disallowed with the condition stating, "Recommended as 37-862".

This is consistent with what the water master delivery records show. In addition, despite SRBA claims 37-862A and 37-22120 being recommended as disallowed, the water right 37-862 is still applicable to the property owned by Oliver and Fairman so there is still water on the property. How your clients split that out in the future could be through some sort of an agreement, or even through a change of ownership which will split SRBA recommendation 37-862.

Please feel free to contact me if you have any questions.

Respectfully submitted,

Craig L. Saxton
Water Right Supervisor
Adjudication Bureau
208.287.4916
craig.saxton@idwr.idaho.gov

PS: Note I will be sending a copy of this information to Dan Fairman through normal mail as I do not have an e-mail address for him.



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

January 18, 2007

JAMES E. RISCH
Governor

KARL J. DREHER
Director

DAN S FAIRMAN MD
MELYNDA KIM STANDLEE FAIRMAN
PO BOX 2499
HAILEY ID 83333

RE: Recommendation for Snake River Basin Adjudication (SRBA) claim 37-862A

Dear Mr. and Ms. Fairman,

Through the Notice of Error process I have re-reviewed the recommendations for the splits of water right 37-862. The result of this review has returned the following:

There are three claims filed for decreed right 37-862

37-862	Peter Trust	3.2 cfs
37-862A	Dan S Fairman MD	0.04 cfs
37-22120	Oliver Family Trust	3.2 cfs

Since the original right 37-862 was decreed for 3.2 cfs, this right has been over claimed.

All three of the claims filed claim the place of use within the original decreed place of use. None of the claim files contain any evidence such as a deed or other means of conveyance verifying that any portion of original water right 37-862 is applicable to a particular parcel or person.

So at this, time the best evidence I have of water right ownership is the water master delivery records. I have access to water master records dated February of 2005 and November of 2006. Both sets of records show delivery of water right 37-862 in full in the name of E Perry Thomas (Peter Trust, dba: River Grove Farms).

Based on this, IDWR has recommended water right 37-862 in full to Peter Trust or SRBA claim 37-862.

The recommendation for your SRBA claim 37-862A has been changed and recommended as disallowed with the condition stating, "Recommended as 37-862". The same recommendation has been made for claim 37-22120.

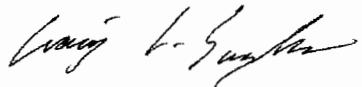
This is consistent with the water master delivery records. In addition, despite SRBA claims 37-862A and 37-22120 being recommended as disallowed, the water right 37-862 is still applicable to the property described under these claims so the water claimed is still applicable to the property.

I have contacted both representatives of claimants for 37-862 and 37-22120 and informed them of these recommendations. Without speaking for them, my understanding is that there is not a dispute that a portion of water right 37-862 is applicable to the property described in claim 37-

862A. I encourage you to work with them to come to an agreement regarding delivery of the water right to your property.

Please feel free to contact me if you have any questions.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Craig L. Saxton". The signature is fluid and cursive, with the first name "Craig" being more prominent.

Craig L. Saxton
Water Right Supervisor
Adjudication Bureau

Cc: GIVENS PURSLEY LLP
C/O CHRISTOPHER H MEYER
601 W BANNOCK ST
BOISE ID 83701

BROCKWAY ENGINEERING
C/O JASON C HELMS
2016 N WASHINGTON ST SUITE 4
TWIN FALLS ID 83301

Tuthill, Dave

To: Christopher Meyer
Cc: Jill Eshman; Charles (father) Brockway
Subject: RE: Followup questions re Dene Oliver

Chris, sorry to not return your telephone call earlier today -- it appears that in this email you have restated the question on your call, plus you have asked some additional questions below. I will respond below...

Regards, Dave

-----Original Message-----

From: Christopher Meyer [mailto:ChrisMeyer@GivensPursley.com]
Sent: Friday, December 01, 2006 11:16 AM
To: Tuthill, Dave
Cc: Jill Eshman; Charles (father) Brockway
Subject: Followup questions re Dene Oliver

Dave,

Follow up questions on Water Right No. 37-862:

- (1) Why isn't the notice of claim dated 10-26-88 (signed by Chuck Brockway) valid? Is there a problem with the power of attorney?[Tuthill, Dave] We do have a copy of the power of attorney. What we don't have is an original claim. It appears to me that the original claim was returned to Chuck Brockway, accompanied by a version of the claim that did not include the "recreation" use that Chuck appears to have added by hand to the original typewritten claim. It appears that the fee was paid -- we were merely soliciting a claim that did not include this additional use. Under the circumstances, if we receive the signed claim I think that we can honor the date of original receipt relative to forfeiture concerns (10/26/1988).
- (2) Why is there a separate computer-generated notice of claim dated 1-5-1989? And why is it marked "VOIDED"?[Tuthill, Dave] The receipt number C004931 is marked "Voided", as it was replaced by receipt number C004956. /the computer generated claim is the version that did not include the extra use of "recreation", for which we were seeking a signed version.
- (3) If Parry Thomas (i.e., Peter Trust) doesn't have a valid claim, can he submit an affidavit, power of attorney, or other explanation to correct the problem, thus validating the original 1988 claim?[Tuthill, Dave] He could merely submit an original claim now.
- (4) If for some reason the answer to question #3 is "no", can Mr. Thomas simply submit a new claim now? [Tuthill, Dave] Yes.

Thanks much, Dave.

-Chris

cc: Jill Eshman (co-counsel for Dene Oliver); Chuck Brockway (representing Mr. Thomas)

Contact information for sender:

Christopher H. Meyer
Givens Pursley LLP
601 West Bannock Street
P.O. Box 2720
Boise, ID 83701
Direct: 208-388-1236
Fax: 208-388-1300
Cell: 208-407-2792
Email: chrismeyer@givenspursley.com
Firm Website: www.givenspursley.com

Tuthill, Dave

To: Christopher Meyer; Jill Eshman; Charles (father) Brockway
Subject: RE: Question about Water Right No. 37-862 (Parry Thomas right)

Chris,

Three of the four claims filed in the name of the Peter Trust have problems. I can't tell from your email if you are representing the Trust, or if it is Chuck or Jill or someone else, but in my initial review I have found the following that I am sending to all three of you as a step toward sorting this out:

- 37-862
 - No signed claim in the file
 - Watermaster shows delivery of the right so this part is ok
 - Will not recommend in Director's Report if valid claim is not filed
- 37-4420
 - No evidence of priority
 - May 14, 1886 claimed as a priority date for recreation storage and fish propagation
 - Right not included in Frost decree
 - It is very unusual for uses like this to have old priorities
 - Must recommend for disallowal unless priority date information is provided
 - Volume claimed of 3.1 af is ok (see 37-8249)
- 37-577CH
 - This is a split of the W.T. Riley right
 - Bill of Sale appears to have potentially conveyed this right to Bruce Willis (attached)
 - Appears to be delivered to Bruce Willis per Watermaster Records
- 37-8249
 - This one appears to be ok (see draft recommendation attached)

Thanks for the inquiry -- please advise...

Regards, Dave

-----Original Message-----

From: Christopher Meyer [mailto:ChrisMeyer@GivensPursley.com]
Sent: Friday, November 17, 2006 2:00 PM
To: Tuthill, Dave; Jill Eshman; Charles (father) Brockway
Subject: Question about Water Right No. 37-862 (Parry Thomas right)

To: David Tuthill
From: Chris Meyer

Dave,

11/26/2006

This follows our prior conversation about Water Right No. 37-862, the right held by a trust controlled by Parry Thomas in Hailey, ID.

You said that you would like to see a settlement agreement worked out among the various neighbors in the subdivision.

I have initiated efforts aimed that that.

My question today has to do with the SRBA claim by the Peter Trust (for Mr. Parry).

The computerized claim form has written on it "VOIDED" and "No Signed Copy 1-26-90".

Do we have a problem here?

If there really is no proper SRBA claim, can we fix that so that it relates back to the original filing of the SRBA claim in 1988?

-Chris

cc:

Chuck Brockway (representing Mr. Thomas, the neighbor)

Jill Eshman (also representing Mr. Oliver, my client)

Contact information for sender:

Christopher H. Meyer

Givens Pursley LLP

601 West Bannock Street

P.O. Box 2720

Boise, ID 83701

Direct: 208-388-1236

Fax: 208-388-1300

Cell: 208-407-2792

Email: chrismeyer@givenspursley.com

Firm Website: www.givenspursley.com

BILL OF SALE

KNOW ALL MEN BY THESE PRESENTS that the PETER TRUST, in consideration of the sum of TWELVE THOUSAND DOLLARS (\$12,000.00), in hand paid, by BRUCE WILLIS, the receipt of which is hereby acknowledged, have granted, bargained, sold, conveyed, transferred, and delivered and by these presents to bargain, sell, grant, convey, transfer, and deliver unto BRUCE WILLIS, those non-consumptive water rights as set forth in Right No. 37-00577AH, with all rights appurtenant thereto.

To have and to hold the same unto BRUCE WILLIS, his executors, administrators, and assigns, forever;

I do for myself, my executors, administrators, and assigns, covenant and agree to warrant exclusive right and title to said water right hereby sold unto BRUCE WILLIS, his executors, administrators, and assigns, against all and every person and persons whomsoever;

I do for myself, my executors, administrators and assigns, warrant and represent to BRUCE WILLIS that the Title conveyed is good, its transfer is rightful; and that said water has been, or shall be, delivered from any security interest or other lien or encumbrance thereon.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 6th day of December, 1991.

PETER TRUST

By: [Signature]
James P. [unclear]

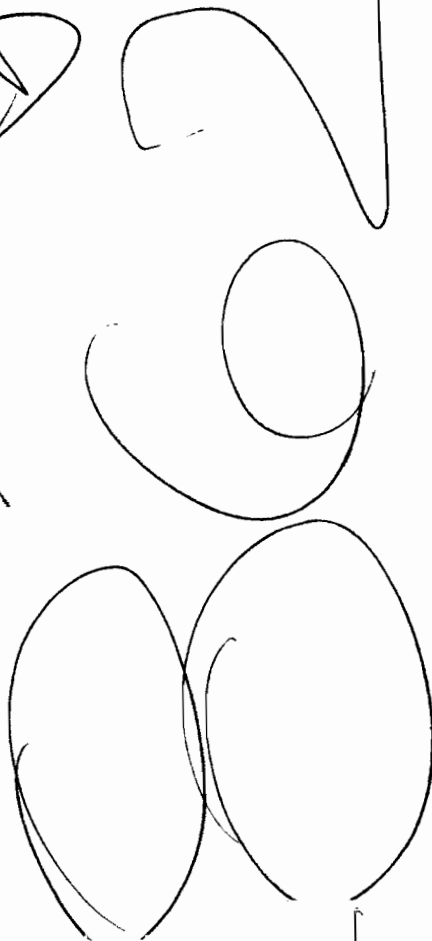
STATE OF IDAHO)
) ss.
County of Blaine)

On this the 6th day of December, 1991, before me the undersigned Notary Public, personally appeared Peter Thomas, being first duly sworn and known to me to be the person whose name is subscribed to the within and foregoing instrument, and acknowledged to me that he/she executed the same for the purpose contained therein.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal.

[Signature]
Notary Public for Idaho
Residing at: Ketchikan, Alaska

NO
SIGNED
COPY



Peter Trust

A37-00862 NO SIGNED

(New Lic.) -8200 NO SIGNED
* No A of ownership
To Patricia Hansing

(New Lic.) 8249 - No signed

To C. Brockway
Date 5-16-90 Time 3:30 pm

~~WHILE YOU WERE OUT~~

* Phone Conversation

of _____

Phone 423-4691

Telephoned		Please call	
Called to see you		Will call again	

...

NOT FILMED

MAR 11 1993

RECEIPT IS FROM THE STATE FILE

SD-01 IDAHO DEPARTMENT OF WATER RESOURCES
RECEIPT ENTRY SCREEN

DATE 05/16/90
TIME 14:52:16

REC/NO - C004956 AR/NO - _____
FROM: - BROCKWAY, CHARLES E.

RECEIPT TYPE - CK DOC/NO - 2812
REMARKS - APPLY TO NEW CLAIMS

TYPE OF PAYMENT
ADJUDICATION FEE FOR PETER TRUST
PENDING ADJUDICATION FEES

PROGRAM	ACCT	CLASS	FEE
410162	9337	6490	370.27
410162	9337	6490	690.53

TOTAL DUE - 1060.80

WR/NO	WR FEE	WR/NO
A3708249	58.80	A3700862
A3712354	25.00	A3704420

WR FEE	WR/NO	WR FEE
210.00	A3712353	25.00
50.47		

(ENTER=INQUIRE) (GOLD1=ADD/PRINT REC) (GOLD2=CHANGE) (GOLD3=VOID)
(GOLD6=2ND/COPY REC) (GOLD7=LASER/COPY REC) (MENU _____)

MAR 01 1993

RECEIPT IS FROM THE STATE FILE

SD-01 IDAHO DEPARTMENT OF WATER RESOURCES
RECEIPT ENTRY SCREEN

DATE 05/16/90
TIME 14:54:58

REC/NO - C004931 AR/NO -
FROM: - BROCKWAY, CHARLES E.
VOIDED RECEIPT

RECEIPT TYPE - CK DOC/NO - 2812
REMARKS - VOIDED - SEE C004956

TYPE OF PAYMENT
ADJUDICATION FEE PETER TRUST
PENDING ADJUDICATION FEES

PROGRAM	ACCT	CLASS	FEE
410162	9337	6490	370.27
410162	9337	6490	689.73

TOTAL DUE - 1060.00

WR/NO	WR FEE	WR/NO
A3708249	59.80	A3700862
A3712354	25.00	A3704420

WR FEE	WR/NO	WR FEE
210.00	A3712353	25.00
50.47		

(ENTER=INQUIRE)
(GOLD6=2ND/COPY REC)

(GOLD1=ADD/PRINT REC)
(GOLD7=LASER/COPY REC)

(GOLD2=CHANGE)

(GOLD3=VOID)
(MENU _____)

MICROFILMED
MAR 01 1993

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A37-00862	02N	18E	5	NW	SE	NE		BLAINE

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A37-00862A NONE
A37-04420
A37-07767

WR RECORDS IN SAME 40 ACRE TRACT

37-08444
37-08446
37-08561

SOURCE: BIG WOOD RIVER
PURDUM SLOUGH

TRIB: MALAD RIVER
BIG WOOD RIVER

B. WR POINT OF DIVERSION AND SOURCE:

3700862 THERE IS NO POD ASSOCIATED WITH THIS WATER RIGHT NUMBER

SOURCE: BIG WOOD RIVER

TRIB: MALAD RIVER

C. FIELD EXAM REQUIRED?

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

REMARKS:

RECEIVED
MAR 01 1993

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

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

SOURCE: _____ TRIB: _____

REVIEWED BY: _____ DATE: _____

RECEIVED
MAR 11 1993

Water Right Number - 37-00862 Adj. Flag Translation: Standard Water Right Number Old (D) Number -

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

*** C - CURRENT OWNER ***
WARR A. W. 1 -
2 -
3 -
City- State- Zip-
Phone -

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
05/01/1883 17 D - DECREED

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
BIG WOOD RIVER MALAD RIVER

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

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

01 - IRRIGATION 3.200
43 - DOMESTIC

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
3.200

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

02N 18E 4 NW SW 01 IRRIGATION (13) BLAINE
02N 18E 4 SW SW 01 IRRIGATION (13) BLAINE
02N 18E 5 NE SE 01 IRRIGATION (13) BLAINE
02N 18E 5 SE SE 01 IRRIGATION (13) BLAINE

Total Acres:

+ - - Diversion Means -
+ - - Non-Irrigation Use -
+ - - Other Rights for Same Use -

+ - - - - Remarks - - - - - +
RT. DECREED FROM PURDUM SLOUGH (SIDE CHANNEL OF BIG WOOD R.)
RT. NOT USED FOR AT LEAST 17 YEARS ACCORDING TO WATERMASTER.

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

MAR 01 1993

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

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

FIELD REPORT LOGCLAIM NUMBER: A37-00862

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT RECEIVED	COMPLETED REVIEW	COMPLETED DATA ENTRY
PRIORITY DATE	N		see 6-11-90	
POINT OF DIV.	N			
SOURCE	(YES)	NAME?		
PLACE OF USE	(YES)			
DIV. AMOUNT	N			
CONSUMPTIVE USE	N			
USES	N			
PERIOD OF USE	N			
BASIS OF CLAIM	N			

REMARKS:

MICROFILMED

MAR 01 1993

GENERAL INFORMATION

Claim number: A37-00862

LAST: Peter Trust

FIRST: _____

ADDRESS: P.O. box 642

CITY: Sun Valley

STATE: ID ZIP: 83353

PHONE: (____) 622-4987

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: _____

MAR 01 1993

PRIORITY DATE REVIEW SHEET

CLAIM NUMBER: A37-00862

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

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

REMARKS:

RECOMMENDED PRIORITY DATE: 5/1/1983

REVIEWED BY SC DATE 6-11-90

MAR 01 1993

POINT OF DIVERSION AND SOURCE REVIEW SHEET

CLAIM # A37-00862

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>5</u>	<u>NW</u>	<u>SE</u>	<u>NE</u>	<u> </u>	<u>13</u>

SOURCE: BIG WOOD R. TRIB: MALAD RIVER

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: BIG WOOD RIVER TRIB: MALAD RIVERC. REVIEW - FIELD EXAM NEEDED? Y() N(☒)

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

REMARKS: Source AKA Purdum Slough

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
<u>2N</u>	<u>18E</u>	<u>5</u>	<u>NW</u>	<u>SE</u>	<u>NE</u>	<u> </u>	<u>13</u>

SOURCE: OWN/PRMED STREAM TRIB: BIG WOOD RIVERREVIEWED BY guc DATE 6-11-90

MAR 01 1993

PLACE OF USE REVIEW SHEET (IRRIGATION)

CLAIM # A37-00862FIELD EXAM REQUIRED: Y(~~X~~) N()PRESUMPTION FLAG: Y(~~X~~) N()ROOT WATER RIGHT NUMBERS 37-00862

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: NOT ALL ACRES GIVEN ARE IRRIGATED.
SW SE S.5 MAY BE IN ERROR.

REVIEWED BY SWDATE 6-11-90

MAR 01 1993

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

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

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

PURPOSES	MONTH/DAY	RATE
FOR <u>IRRIGATION</u>	FROM <u>✓</u> - <u>✓</u> TO <u>✓</u> - <u>✓</u>	<u>3.2</u> CFS
FOR <u>DOMESTIC</u>	FROM <u>✓</u> - <u>✓</u> TO <u>✓</u> - <u>✓</u>	<u>✓</u> CFS
FOR _____	FROM ____ TO ____	____ CFS

PRESUMPTION FLAG: D

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(~~X~~) N()

REMARKS:

=====

RECOMMENDED USES:

PURPOSES	MONTH/DAY	RATE
FOR <u>IRRIGATION</u>	FROM <u>4-1</u> TO <u>11-1</u>	<u>3.2</u> CFS
FOR _____	FROM ____ TO ____	____ CFS
FOR _____	FROM ____ TO ____	____ CFS

REVIEWED BY gcu

DATE 6-11-90

=====

RECORDED
MAR 01 1993

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

SRBA CLAIMED RATE: 3.2 CFS IDWR ROOT RIGHT RATE: 3.2 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 160 X 0.02 CFS/ACRE = 3.2 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 160 X CONSUMPTIVE RATE FOR AREA 2.5 A.F./ACRE =

TOTAL CONSUMPTIVE USE 400 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: 3.2 CFS

RECOMMENDED CONSUMPTIVE USE: 400 AF/ANNUM

RECOMMENDED FIELD HEADGATE APPLICATION: _____ AF/ANNUM

REVIEWED BY SC

DATE 6-11-90

MAR 01 1993

A. CHECK ONLY THE FOLLOWING THAT APPLY:

ACCEPTED AS CLAIMED	NEEDS REVIEW
------------------------	-----------------

OWNERSHIP	(/)	()
FORFEIT/ABANDON	(/)	()
EXCESSIVE AMOUNT	(/)	()

THIS SRBA CLAIM CFS/ACRE

0.02

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: _____

MAR 01 1993

ADDITIONAL ACREAGE FORM

Claim number: A37-00862

[illegible]

TOTAL NUMBER OF ACRES _____

REMARKS:

REVIEWED BY

DATE _____

MAR 01 1993







State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 334-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

January 17, 1989

Mr. Charles E. Brockway
706 Sunrise Blvd., North
Twin Falls, ID 83301

BLAINE

RE: Peter Trust, Jerome D. Mack, Trustee
ABA River Grove Farm

Dear Chuck:

During the staff review of the above referenced claims, several problems were encountered which may require additional action on your part in order to claim all the water rights which you were attempting to claim for your client.

There are three claims which are acceptable as submitted. You will find copies of these attached. They are:

A37-12353 with a fee of	\$25.00
A37-12354 with a fee of	\$25.00
A37-04420 with a fee of	\$50.47

There are three additional claims which will be dealt with individually. First, Claim A37-08200 is based on a permit which has not yet had Proof of Beneficial Use submitted to the Department. According to the Rules and Regulations, if Proof of Beneficial Use was not filed by November 19, 1987, you are not required to file a claim, however, you may file this claim if you want. You are given this opportunity to withdraw the claim. Therefore, I am returning this claim with no action taken.

If you wish to submit a claim for #37-08200, please return it with a copy of this letter and we will apply funds from the outstanding balance. If this claim is re-submitted please be aware that the priority date on the permit is 11/07/1984. Also, a signature is needed on page 4.

RECORDED

MAR 11 1989

Mr. Charles E. Brockway
January 17, 1989
Page 2

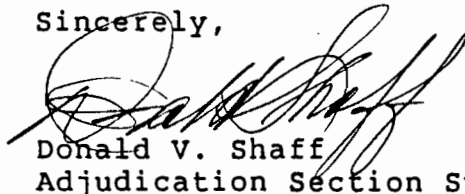
Claim No. A37-00862 is based on a decreed right which does not include recreation use. If you wish to claim a water right for recreation use, you must file a separate claim. This claim has been partially accepted for the decreed amount of water for irrigation with a fee of \$210. A copy of the acceptable claim is attached.

Claim No. A37-08249 is based on a permit for Fish Propagation. The claim you submitted added irrigation and domestic uses. We have partially accepted the permitted amount of water for fish propagation and rejected the other uses and applied a fee of \$59.80. A copy is attached. You may claim the expanded uses under the "presumption" statute §42-1416, Idaho Code, on a separate claim, however, you should be aware that these additional uses are in violation of the mandatory permit requirements. The possibility does exist that the expansion claim you file may be protested or disallowed. You might file an application for permit which would begin the permit process for your client to acquire a valid water right which is not in violation of the mandatory permit requirements.

Please also find a receipt in the amount of \$1060.80 which was submitted with the claims. The balance of 690.53 is being held pending your action. You may request a refund of this balance at any time or you may apply it to fees for additional claims which you may submit.

Feel free to contact this office if you have any questions or need assistance.

Sincerely,



Donald V. Shaff
Adjudication Section Supervisor

DVS:HH:db
Enclosures

Long Claim Form Completed (3)
A37-08200, A37-00862, A37-08249
Receipt #C004956
Long Claim Form w/Instructions (4)

RECORDED
MAR 01 1993

LIMITED POWER OF ATTORNEY

DATE OF EXECUTION Aug 15, 1988 DATE OF EXPIRATION: August 15, 1989

JEROME D. MACK, Trustee of the PETER TRUST, residing at 300 South Fourth Street, Suite #400, Las Vegas, Nevada 89101, hereby do constitute and appoint CHARLES E. BROCKWAY, residing at 706 Sunrise Blvd. North, Twin Falls, Idaho 83301, my attorney in fact, and in my name and place to:

Effect any and all matters, including but not limited to, execution of documents regarding water rights at the River Grove Farm, Hailey, Idaho, including any and all lots owned or controlled by grantor individually or jointly with others in the Flying Heart Subdivision and/or River Grove Subdivision and for no other purpose.

Given at Las Vegas, Nev the day and year first above written.
(City and State)

WITNESSES:

[Signature]
Alous J. Metcalf

[Signature]
JEROME D. MACK, Trustee

STATE OF Nevada)
: SS.
COUNTY OF Clark)

Before me, a Notary Public, in and for said County and State, personally appeared JEROME D. MACK, Trustee of the PETER TRUST, who acknowledged that he/she did sign the foregoing instrument and that the same is his/her free act and deed.

In testimony whereof, I have hereunto subscribed my name at Las Vegas, Nevada, this 15th day of August, 1988.



NOTARY PUBLIC
STATE OF NEVADA
County of Clark
KAREN A. GIGAR
Appointment Expires Mar. 30, 1991

[Signature]
NOTARY PUBLIC

RECEIVED
MAR 01 1993

Water Right Number - 37-00862

Adj. Flag Translation: Standard Water Right Number

Old (D) Number -

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

*** C - CURRENT OWNER ***
WARR

A. W.

1 -

2 -

3 -

City-

State-

Zip-

Phone -

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
05/01/1883 17 D - DECREED+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
BIG WOOD RIVER MALAD RIVER+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County Stream Index (Blank if no Index Code)+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION

3.200

43 - DOMESTIC

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

02N 18E 4 NW SW 01 IRRIGATION (13) BLAINE

02N 18E 4 SW SW 01 IRRIGATION (13) BLAINE

02N 18E 5 NE SE 01 IRRIGATION (13) BLAINE

02N 18E 5 SE SE 01 IRRIGATION (13) BLAINE

Total Acres:

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

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

RT. DECREED FROM PURDUM SLOUGH (SIDE CHANNEL OF BIG WOOD R.)

RT. NOT USED FOR AT LEAST 17 YEARS ACCORDING TO WATERMASTER.

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

MAR 01 1993

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT CLAIMS PROOF READING REPORT

Proof Due Date	- 00/00/0000	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 00/00/0000	Protested Date	- 00/00/0000	Swan Falls	-
Proof Made Date	- 00/00/0000	Hearing Date	- 00/00/0000	Temporary Right	- P
Start Work Date	- 00/00/0000	Verified Date	- 12/30/1986	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	- 37
Licensed Date	- 00/00/0000	Appl Received	- 00/00/0000	Transfer/Amended	-
Decree Date	- 06/21/1920				

Date
 1920
 MAR 11 1953

0/27/1988

SRBA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME Peter Tru CLAIM INT. NO. A37-C 0862DATE RECEIVED 26 Oct 1988 CK # 2812 AMOUNT \$ 1060.001. 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. YES ☒ NO ☐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 ☐

MAR 01 1993

Claim checked by: RBWComments: Item #12 Applicant states ownership of P/n as "Part"

R PROOF

CVR

MAPS

PHOTOS

MISC

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:00:47
05/28/90

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A37-00362

LAST: BROCKWAY FIRST: CHARLES E.
ADDRESS: 706 SUNRISE BLVD., NORTH
CITY: TWIN FALLS STATE: ID ZIP: 83301
PHONE NUMBER: 208-000-0000

OWNER CODE: R

LAST: WARR FIRST: A. W.
ADDRESS:
CITY: K STATE: ID ZIP: 0
PHONE NUMBER: 208-000-0000

OWNER CODE: O

LAST: PETER TRUST, JEROME D. MACK, TRUSTEE FIRST:
ADDRESS: DBA RIVER GROVE FARM
C/O E. PARRY THOMAS
P.O. BOX 642
CITY: SUN VALLEY STATE: ID ZIP: 83353
PHONE NUMBER: 208-622-4987

OWNER CODE: C

FIELD EXAM REQUIRED? FIELD
VERIFICATION REQUIRED DUE TO REMARKS? DATABASE EXAMINER
N
NO REMARKS IN CLAIM

MICROFILMED
OCT 26 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:

MICROFILMED
OCT 26 1994

A. AJ CLAIM: # A37-00862 PRIORITY DATE: 05-01-1883 STAGE: D
B. WR RECORD: # 37-00862 PRIORITY DATE: 05-01-1883 STAGE: D

C. FIELD EXAM REQUIRED?
DUE TO PRIORITY DATE DISCREPANCY? (Y/N) DATABASE FIELD EXAMINER
N

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

REMARKS:

RECOMMENDED PRIORITY DATE:
05-01-1883

REVIEWED BY DATE

MICROFILMED
OCT 26 1954

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A37-00862	02N	18E	5	NW	SE	NE		BLAINE

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX	R PREFIX
A37-00862A	R37-00862A
A37-07767	R37-04420
A37-04420	R37-07767

WR RECORDS IN SAME 40 ACRE TRACT

37-03444
37-08446
37-03561

SOURCE: BIG WOOD RIVER
PURDUM SLOUGH

TRIB: MALAD RIVER
BIG WOOD RIVER

OTHER WR RECORDS WITH SAME WR POD

NONE

AJ CLAIMS IN SAME 40 ACRE TRACT

A PREFIX	R PREFIX
----------	----------

NONE	NONE
------	------

SOURCE: BIG WOOD RIVER

TRIB: MALAD RIVER

C. FIELD EXAM REQUIRED?

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

REMARKS:

MICROFILMED
OCT 26 1994

=====

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

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

SOURCE: _____ TRIB: _____

REVIEWED BY: _____ DATE: _____

=====

MICROFILMED
OCT 26 1994

A. ROOT WATER RIGHT NUMBERS: A37-00862
A37-00862A

R37-00862

R37-00862A

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #ACRES	WR #ACRES	LANDSAT DATA	FIELD EXAM.	RECONN. ACRES
02N	18E	4	NW	SW		BROCKWAY , CHARLES E.	A37-00862 /40.0	37-00862 /			
						CROPPER , DAVID L.	A37-02725 /19.0	37-02725 /19.0			
						NYE , GEORGE H.	A37-11983 /	- /			
						PETER TRUST, JEROME D. MACK, TA37-08249		37-08249 /			
						HANSING , PATRICIA P.	A37-00862A / 0.6	- /			
						HANSING , PATRICIA P.	A37-08200 / 1.0	37-08200 / 1.0			
						HANSING , PATRICIA P.	A37-08217 / 0.6	37-08217 / 0.6			
						CROPPER , DAVID L.	A37-00577BS /19.0	- /			
						MC DONALD , ROBERT G.	A37-12354 /	- /			
						CROPPER , DAVID L.	A37-13018 /	- /			
						BROCKWAY , CHARLES E.	R37-00862 /40.0	- /			
						HANSING , PATRICIA P.	R37-00862A / 0.6	- /			
						CROPPER , DAVID L.	R37-02725 /19.0	- /			
						HANSING , PATRICIA P.	R37-08200 / 1.0	- /			
						HANSING , PATRICIA P.	R37-08217 / 0.6	- /			
						PETER TRUST, JEROME D. MACK, TR37-08249		- /			
						NYE , GEORGE H.	R37-11983 /	- /			
						MC DONALD , ROBERT G.	R37-12354 /	- /			
						CROPPER , DAVID L.	R37-13018 /	- /			
						SHARP , ARTHUR		37-00915 /			
						THOMAS , E. PARRY		37-08102 /			
02N	18E	4	SW	SW		BROCKWAY , CHARLES E.	A37-00862 /40.0	37-00862 /			
						CROPPER , DAVID L.	A37-02725 / 4.0	37-02725 / 4.0			
						CROPPER , DAVID L.	A37-00577BS / 4.0	- /			
						HAILEY , CITY OF	R37-00296 /	- /			
						FERIS , JAY C.	A37-12637 /	- /			
						BROCKWAY , CHARLES E.	R37-00862 /40.0	- /			
						CROPPER , DAVID L.	R37-02725 / 4.0	- /			
						FERIS , JAY C.	R37-12637 /	- /			
						CITY OF HAILEY	A37-00296 /	- /			
						CLARK , WAYNE		37-00900 /			
						SHARP , ARTHUR		37-00915 /			
						WEAVER , THOMAS N.		37-04312 / 8.0			
						WEAVER , PATRICIA A.		37-08079 / 8.0			
02N	18E	5	NE	SE		BROCKWAY , CHARLES E.	A37-00862 /40.0	37-00862 /			
						HANSING , PATRICIA P.	A37-12188 /	- /			
						HANSING , PATRICIA P.	A37-00862A / 1.4	- /			
						HANSING , PATRICIA P.	A37-08199 /	37-08199 /			
						HANSING , PATRICIA P.	A37-08200 / 2.0	37-08200 / 2.0			
						HANSING , PATRICIA P.	A37-08217 / 1.4	37-08217 / 1.4			
						BROCKWAY , CHARLES E.	A37-04420 /	37-04420 /			

MICROFILMED
OCT 26 1994

BROCKWAY , CHARLES E.	R37-00862	/40.0	-	/
HANSING , PATRICIA P.	R37-00862A	/ 1.4	-	/
BROCKWAY , CHARLES E.	R37-04420	/	-	/
HANSING , PATRICIA P.	R37-08199	/	-	/
HANSING , PATRICIA P.	R37-08200	/ 2.0	-	/
HANSING , PATRICIA P.	R37-08217	/ 1.4	-	/
HANSING , PATRICIA P.	R37-12188	/	-	/
THOMAS , E. PARRY			37-08102	/

02N 18E	5	SW	SE	BROCKWAY , CHARLES E.	A37-00862	/40.0	-	/
				BROCKWAY , CHARLES E.	R37-00862	/40.0	-	/

TOTAL ACRES	A37-00862	160.00
-------------	-----------	--------

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

PRESUMPTION FLAG:

REMARKS:

RECOMMENDATIONS:

TOTAL ACRES: _____

REVIEWED BY: _____

DATE: _____

MICROFILMED
OCT 26 1994

A. AJ CLAIMED USES:

	PURPOSES	FROM	MONTH/DAY	TO	DIVERSION QUANTITY
A37-00862	IRRIGATION	FROM	TO		3.200 CFS
A37-00862	DOMESTIC	FROM	TO		
TOTAL DIVERSION RATE/VOLUME CLAIMED					3.200 CFS

B. WR RECORDED USES:

	PURPOSES	FROM	MONTH/DAY	TO	DIVERSION QUANTITY
37-00862	IRRIGATION	FROM	TO		3.200 CFS
37-00862	DOMESTIC	FROM	TO		3.200 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED					3.200 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

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

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y(____) N(____)

RECOMMEND TO WR STANDARDS OR OTHER?

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

REMARKS:

MICROFILMED
OCT 26 1994

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

AJ TOTAL CLAIMED DIVERSION RATE: 3.200 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 3.200 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? FIELD
DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N) 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:

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A37-00862	BIG WOOD RIVER	BROCKWAY , CHARLES E.	3.200	0.020		
	PURDUM SLOUGH					
A37-02725	GROUNDWATER	CROPPER , DAVID L.	1.500	0.065		
A37-08217	GROUNDWATER	HANSING , PATRICIA P.	0.260	0.130	0.50	0.25
A37-00577BS	BIG WOOD RIVER	CROPPER , DAVID L.	0.898	0.039		
R37-00862	BIG WOOD RIVER	BROCKWAY , CHARLES E.	3.200	0.020		
R37-00862A	BIG WOOD RIVER	HANSING , PATRICIA P.	0.040	0.020		
R37-02725	GROUNDWATER	CROPPER , DAVID L.	1.500	0.065		
R37-08200	GROUNDWATER	HANSING , PATRICIA P.	0.110	0.036		
R37-08217	GROUNDWATER	HANSING , PATRICIA P.	0.260	0.130	0.50	0.25
A37-12188	PURDOM SLOUGH	HANSING , PATRICIA P.	0.100			

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A37-00862	DOMESTIC	BROCKWAY , CHARLES E.	FROM TO		
A37-02725	STOCKWATER	CROPPER , DAVID L.	FROM 01-01 TO 12-31	.020 CFS	
A37-02725	DOMESTIC	CROPPER , DAVID L.	FROM 01-01 TO 12-31	.080 CFS	
A37-11983	DOMESTIC	NYE , GEORGE H.	FROM 01-01 TO 12-31	.040 CFS	
A37-08249	FISH PROPAGATION	PETER TRUST, JEROME D. MACK,	TFROM 07-01 TO 09-30	.980 CFS	
A37-12354	DOMESTIC	MC DONALD , ROBERT G.	FROM 01-01 TO 12-31	.040 CFS	
A37-13018	DOMESTIC	CROPPER , DAVID L.	FROM 01-01 TO 12-31	.020 CFS	

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R37-03249	FISH PROPAGATION	PETER TRUST, JEROME D. MACK, T	FROM 07-01	TO 09-30	.980 CFS	
R37-11983	DOMESTIC	NYE, GEORGE H.	FROM 01-01	TO 12-31	.040 CFS	
R37-12354	DOMESTIC	MC DONALD, ROBERT G.	FROM 01-01	TO 12-31	.040 CFS	
R37-13018	DOMESTIC	CROPPER, DAVID L.	FROM 01-01	TO 12-31	.020 CFS	
R37-00296	MUNICIPAL	HAILEY, CITY OF	FROM 01-01	TO 12-31	2.620 CFS	
A37-12637	DOMESTIC	FERIS, JAY C.	FROM 01-01	TO 12-31	.040 CFS	
A37-12637	STOCKWATER	FERIS, JAY C.	FROM 01-01	TO 12-31	.020 CFS	
R37-12637	DOMESTIC	FERIS, JAY C.	FROM 01-01	TO 12-31	.040 CFS	
R37-12637	STOCKWATER	FERIS, JAY C.	FROM 01-01	TO 12-31	.020 CFS	
A37-00296	MUNICIPAL	CITY OF HAILEY	FROM 01-01	TO 12-31	2.620 CFS	
A37-12188	DOMESTIC	HANSING, PATRICIA P.	FROM 01-01	TO 12-31	.060 CFS	
A37-08199	RECREATION	HANSING, PATRICIA P.	FROM 01-01	TO 12-31	.200 CFS	
A37-08199	RECREATION STORAGE	HANSING, PATRICIA P.	FROM 01-01	TO 12-31		.30 AF/A
A37-08199	AESTHETIC	HANSING, PATRICIA P.	FROM 01-01	TO 12-31	.200 CFS	
A37-08199	AESTHETIC STORAGE	HANSING, PATRICIA P.	FROM 01-01	TO 12-31		.30 AF/A
A37-08200	STOCKWATER	HANSING, PATRICIA P.	FROM 01-01	TO 12-31	.010 CFS	
A37-08200	DOMESTIC	HANSING, PATRICIA P.	FROM 01-01	TO 12-31	.040 CFS	
A37-08217	RECREATION	HANSING, PATRICIA P.	FROM 01-01	TO 12-31	.200 CFS	
A37-08217	AESTHETIC	HANSING, PATRICIA P.	FROM 01-01	TO 12-31	.200 CFS	
A37-08217	RECREATION STORAGE	HANSING, PATRICIA P.	FROM 01-01	TO 12-31		.50 AF/A
A37-08217	AESTHETIC STORAGE	HANSING, PATRICIA P.	FROM 01-01	TO 12-31		.50 AF/A
A37-04420	RECREATION STORAGE	BROCKWAY, CHARLES E.	FROM 01-01	TO 12-31		3.10 AF/A
A37-04420	FISH PROP. STORAGE	BROCKWAY, CHARLES E.	FROM 01-01	TO 12-31		3.10 AF/A
R37-04420	RECREATION STORAGE	BROCKWAY, CHARLES E.	FROM 01-01	TO 12-31		3.10 AF/A
R37-04420	FISH PROP. STORAGE	BROCKWAY, CHARLES E.	FROM 01-01	TO 12-31		3.10 AF/A
R37-03199	RECREATION	HANSING, PATRICIA P.	FROM 01-01	TO 12-31	.200 CFS	
R37-03199	RECREATION STORAGE	HANSING, PATRICIA P.	FROM 01-01	TO 12-31		.30 AF/A
R37-08199	AESTHETIC	HANSING, PATRICIA P.	FROM 01-01	TO 12-31	.200 CFS	
R37-08199	AESTHETIC STORAGE	HANSING, PATRICIA P.	FROM 01-01	TO 12-31		.30 AF/A
R37-08200	STOCKWATER	HANSING, PATRICIA P.	FROM 01-01	TO 12-31	.010 CFS	
R37-08200	DOMESTIC	HANSING, PATRICIA P.	FROM 01-01	TO 12-31	.040 CFS	
R37-08217	RECREATION	HANSING, PATRICIA P.	FROM 01-01	TO 12-31	.200 CFS	
R37-08217	AESTHETIC	HANSING, PATRICIA P.	FROM 01-01	TO 12-31	.200 CFS	
R37-08217	RECREATION STORAGE	HANSING, PATRICIA P.	FROM 01-01	TO 12-31		.50 AF/A
R37-08217	AESTHETIC STORAGE	HANSING, PATRICIA P.	FROM 01-01	TO 12-31		.50 AF/A
R37-12138	DOMESTIC	HANSING, PATRICIA P.	FROM 01-01	TO 12-31	.060 CFS	

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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 = _____ AF/A

ACRES _____ x CONSUMPTIVE VOL. AF/A FOR AREA _____ =

TOTAL CONSUMPTIVE USE _____ AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = _____ 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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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: 37-00862

TOTAL DIVERSION RATE OF WR SPLITS	DATABASE 3.200	EXAMINER _____	CFS
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SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT R CLAIM NUM.	WR DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A37-00862	3.200	R37-00862	3.200	37-00862	3.200
-	A37-00862A	0.040	R37-00862A	0.040	-	-
A37-00862	R37-00862	3.200	R37-00862	3.200	37-00862	3.200
A37-00862	R37-00862A	0.040	R37-00862A	0.040	37-00862	3.200
TOTAL CFS		6.480	6.480		3.200	

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
N

FIELD
EXAMINER

REMARKS:

AUTHENTICATION:

SIGNATURE: _____

DATE: _____

NAME OF FIELD EXAMINER: _____

TITLE: _____

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:00:47
05/28/90

PAGE: 14
QUICKLOOK INFORMATION

CLAIM NUMBER: A37-00862

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								
POINT OF DIV	Y							
SOURCE	Y							
PLACE OF USE	Y							
DIV. AMOUNT CFS/VOLUME								
CONSUMPTIVE USE								
PURPOSES								
PERIOD OF USE								
BASIS OF CLAIM	Y							
REMARKS								

"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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