

04/19/2005

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

RIGHT NUMBER: 77-10093

NAME AND ADDRESS: SHEPP RANCH LLC
HC 83 BOX 8000
CASCADE ID 83611-8000

SOURCE: SPRING TRIBUTARY: SINKS

QUANTITY: 0.150 CFS

PRIORITY DATE: 12/31/1906

POINT OF DIVERSION:
T24N R06E S12 NWSE Within IDAHO County

PURPOSE AND PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.150 CFS

PLACE OF USE: DOMESTIC Within IDAHO County

T24N R06E S12	SWNE	T24N R06E S12	SENE
T24N R06E S12	NWSE		

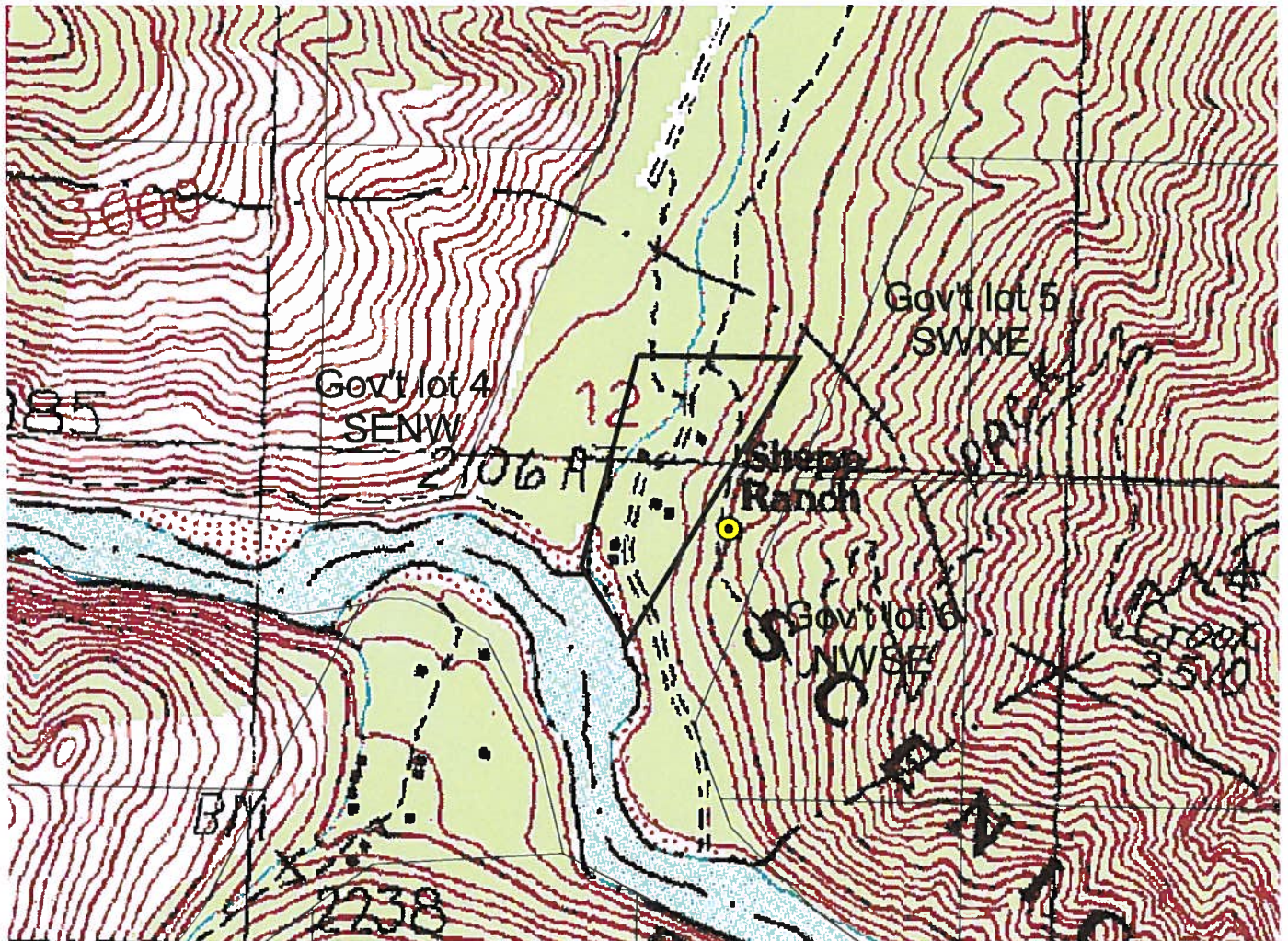
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

PROPERTY IS ~~ALS~~ KNOWN AS HOMESTEAD ENTRY SURVEY NO. 773.

EXPLANATORY MATERIAL: Beneficial Use

77-10093



0 500 1000 Feet

Section 12
T24N R6E



● Point of Diversion

□ Place of Use

Map prepared on April 19, 2005
By Kenneth Knoblock
Idaho Department of Water Resources

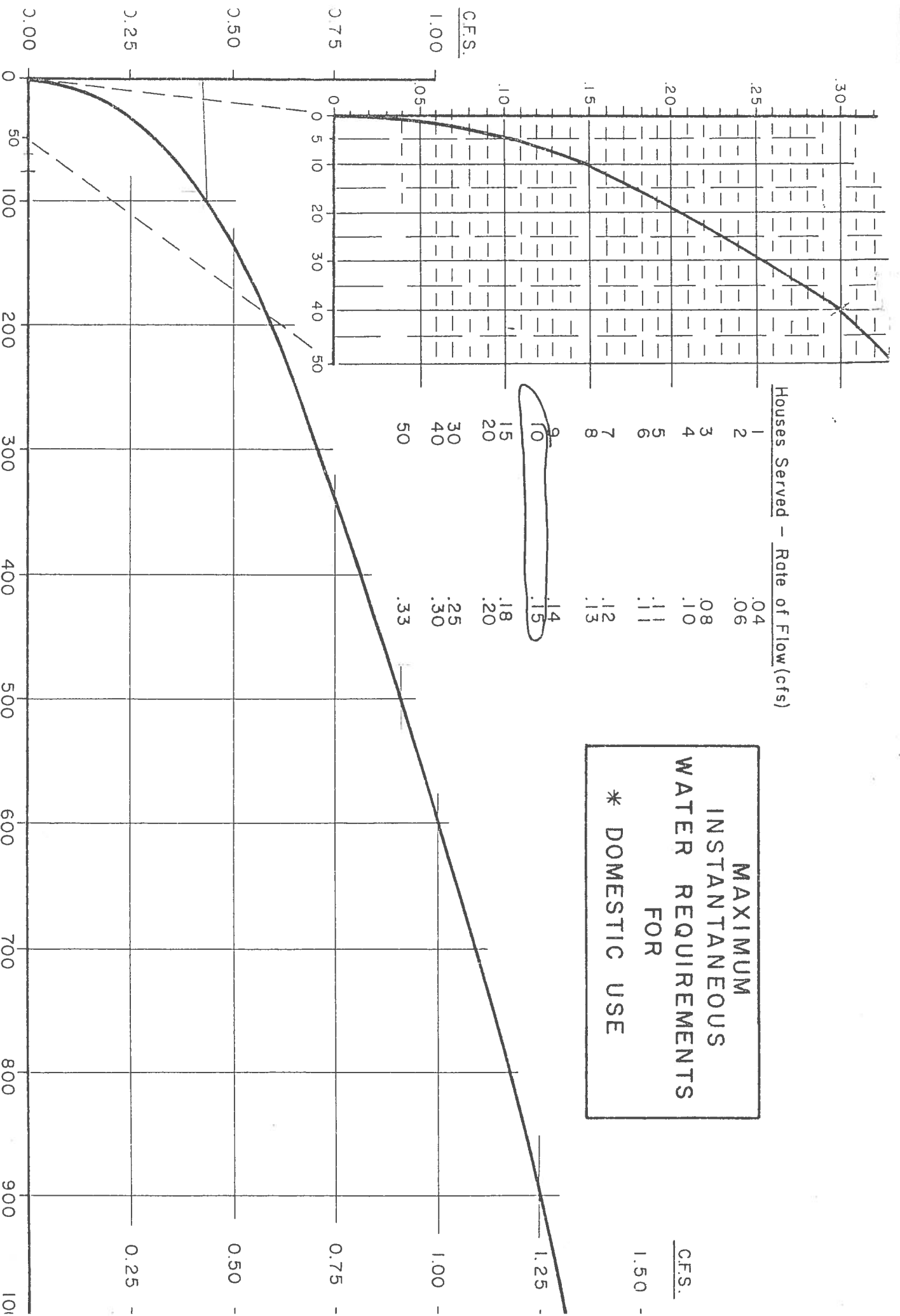


FIG. 1.

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 77-10093
Date Received: 10/24/1988
Receipt No: W001181
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

SHEPP RANCH LLC
HC 83 BOX 8000
CASCADE ID USA 83611-8000

Phone:

2. Date of Priority: 12/31/1906

3. Source: SPRING Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
24N	06E	12	NW SE	IDAHO	

5. Description of diverting works:

PIPE INTO HILLSIDE TO DRAIN SPRING INTO TANKS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
DOMESTIC	1/01	12/31	0.2	

7. Total Quantity Appropriated is:
0.2 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
24N	06E	12	SE	NW	DOMESTIC	

11. Place of use in counties: IDAHO

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

13. Other Water Rights Used:

14. Remarks:

Ownership changed by DH 12/4/2003

15. Basis of Claim: Beneficial Use

77-10092
77-10093
77-10094

modified
re cond's.
8-18-04
-AS

RECEIVED

AUG 20 2004

WATER RESOURCES
WESTERN REGION

Notice to Mailer of Correction in Address

Addressee's Account Number (All numbers, dates, and letters)

☐ No account number on mail

Lynn A. Demerse

☐ Account number illegible

Addressee's Name

Michael A. Demerse

Old Address (Include
apartment or suite number)

Shepp Ranch Hc 83

City, State, and ZIP Code

Cascade, Id 83611

New Address (Include
apartment or suite number)

Hc 83 Box 8000

City, State, and ZIP Code

Cascade, Id 83611-8000

This card is furnished: ☐ For address correction, as requested (your mailpiece was forwarded).
☐ In place of Form 3579 (see reason for nondelivery below).

The address portion of your mailpiece was not readily detachable. Reason for nondelivery:

- | | | |
|---|---|---|
| ☐ Moved, left no address | ☐ No such street | ☐ No such number |
| ☐ Refused | ☐ Attempted, not known | ☐ Unclaimed |

PS Form 3547, June 1995

SCANNED

AUG 19 2004

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 77-10093
Date Received: 10/24/1988
Receipt No: W001181
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

SHEPP RANCH LLC
PO BOX 2425
SALT LAKE CITY UT USA 84110

Phone: (801) 363-9380

2. Date of Priority: 12/31/1906

3. Source: SPRING Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
24N	06E	12	NW SE	IDAHO	

5. Description of diverting works:

PIPE INTO HILLSIDE TO DRAIN SPRING INTO TANKS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
DOMESTIC	1/01	12/31	0.2	

7. Total Quantity Appropriated is:
0.2 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
24N	06E	12	SE	NW	DOMESTIC	

11. Place of use in counties: IDAHO

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

13. Other Water Rights Used:

14. Remarks:

Ownership changed by DH 12/4/2003

15. Basis of Claim: Beneficial Use

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

RECEIVED

FEB 14 2003

WATER RESOURCES
WESTERN REGION

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

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided, if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right
77-10092			
77-10093			
77-10094			

original maps

are in file

77-10092

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) are for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) Timothy H. Turnbull
P.O. Box 2425, Salt Lake City, UT 84110
4. New Owner/Claimant(s) Shepp Ranch, LLC
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address P.O. Box 2425
- City, State and ZIP Code Salt Lake City, UT 84110
- New Telephone Number (801) 363-9380
- Date you acquired the property February 6, 2003

COPY

WARRANTY DEED

For value received, TIMOTHY H. TURNBULL (the "Grantor") does hereby grant, bargain, sell and convey unto SHEPP RANCH, LLC, an Idaho limited liability company, whose address is P.O. Box 2425, Salt Lake City, UT 84110, (the "Grantee"), all of the real property described on Exhibit A attached hereto, together with all of Grantor's rights, title, and interest in and to all improvements thereon and all rights, privileges, hereditaments, and appurtenances related or pertaining thereto, including but not limited to all irrigation fixtures, irrigation equipment, plumbing and heating fixtures, water heaters and burners, electric light fixtures, bathroom fixtures, roller shades, curtain rods and fixtures, blinds, window and door screens, storm doors and windows, linoleum, attached television antennas, all shrubs and trees, and all other fixtures attached thereto (collectively, the "Property").

SUBJECT TO those encumbrances set forth on Exhibit B, attached hereto, insofar and only to the extent the same are valid, subsisting, and enforceable and apply to and cover the Property.

TO HAVE AND TO HOLD the Property unto the Grantee, its heirs and assigns forever. Grantor will warrant and defend the same from all lawful claims whatsoever, and Grantor does hereby covenant to and with the said Grantee that he is the owner in fee simple of said Property, that said Property is free from all encumbrances except for the matters set forth on Exhibit B.

DATED this 6 day of FEBRUARY, 2003.

GRANTOR:

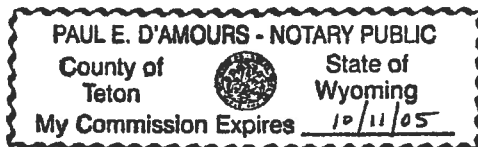
Timothy H. Turnbull
Timothy H. Turnbull

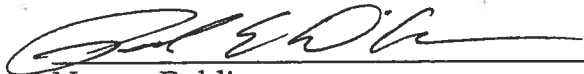
[Notary acknowledgment follows.]

STATE OF WYOMING)
)
COUNTY OF TETON)

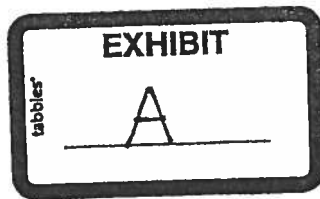
On the 6th day of FEBRUARY, 2003, before me, the undersigned, a notary public, in and for said State, personally appeared Timothy H. Turnbull, known to me to be the person who executed the within instrument and acknowledged to me that he executed the same.

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





Notary Public
Residing at: TETON COUNTY, WY.
My Commission Expires: 10/11/05



Block 2, Block 3, Lots 1, 2, 3 and 4 of Block 4, Lots 1, 2, 3 and 4 of Block 5, Lots 1, 2, 3 and 4 of Block 6, Lots 1, 2, 3 and 4 of Block 7, Lots 1, 2, 3 and 4 of Block 8, all in Shepp Ranch Subdivision of Idaho County, State of Idaho, as shown by the recorded plat thereof, recorded March 9, 1981, under Instrument No. 289844, records of Idaho County, Idaho.

**Exhibit B
to Warranty Deed**

Encumbrances

1. Easements as shown by the recorded plat of Shepp Ranch Subdivision under Instrument No. 289844, recorded March 9, 1981, records of Idaho County, Idaho.
2. Sanitary Restrictions as shown by recorded plat.
3. Restrictive Covenants, including the terms and conditions thereof, recorded December 9, 1983, under Instrument No. 310183, records of Idaho County, Idaho. Said Restrictive Covenants were partially released by Release and Coveyance recorded June 16, 1986, under Instrument No. 327500, records of Idaho County, Idaho. (a copy will be attached to the policy when issued)
4. Lack of a right of access to and from the land. Right of access to and from the land, if any, is not established of record, and assurance of such right of access is excluded from coverage of this policy.
5. Subject to the terms and conditions in Private Waterline Easement, by and between UNITED STATES OF AMERICA, acting by and through the Forest Service, Department of Agriculture, Grantor and PAUL MARTIN RESNICK, Trustee of the PAUL MARTIN RESNICK REVOCABLE TRUST, and JAVELIN PARTNERSHIP, a California limited partnership, Grantee, recorded November 25, 1998, under Instrument No. 0403357, records of Idaho County, Idaho, and shown by Record of Survey No. S-1580 recorded November 25, 1998, under Instrument No. 403358, records of Idaho County, Idaho.

NOTE: The terms provisions and conditions in above referenced Waterline Easement are applicable to the "Grantee, its permittees, contractors, assignees, and successors in interest."

6. Subject to Trail Easement, including the terms and conditions thereof, by and between PAUL MARTIN RESNICK, Trustee of the PAUL MARTIN RESNICK REVOCABLE TRUST, and JAVELIN PARTNERSHIP, a California limited partnership, Grantor and UNITED STATES OF AMERICA, Grantee, recorded November 25, 1998, under Instrument No. 0403359, and re-recorded June 17, 1999, under Instrument No. 406608, records of Idaho County, Idaho, and as shown by Record of Survey No. S-1581, recorded November 25, 1998, under Instrument No. 403360, records of Idaho County, Idaho.

7. Subject to matters as shown by Record of Survey No. S-1635A, recorded April 30, 1999, under Instrument No. 405797, records of Idaho County, Idaho.
8. National Wild and Scenic River System Easement Deed, including the terms and conditions thereof, by and between PAUL MARTIN RESNICK, Trustee of the PAUL MARTIN RESNICK REVOCABLE TRUST, as to an undivided 45% interest; and JAVELIN PARTNERSHIP, a California limited partnership, as to an undivided 55% interest, Grantor and UNITED STATES OF AMERICA, Department of Agriculture, United States, recorded April 30, 1999, under Instrument No. 0405798, records of Idaho County, Idaho.
9. Rights and easements in favor of the public for recreational uses of Crooked Creek.

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

RECEIVED

FEB 14 2003

WATER RESOURCES
WESTERN REGION

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

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided, if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
77-10092					
77-10093					
77-10094					

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) are for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) Shepp Ranch - Paul M. Resnick
116 N. Robertson Blvd. #603, Los Angeles, CA 90048
4. New Owner/Claimant(s) Timothy H. Turnbull
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address P.O. Box 2425
- City, State and ZIP Code Salt Lake City, UT 84110
- New Telephone Number (801) 363-9380
- Date you acquired the property November 25, 2002

425528

COPY

RECORDING REQUESTED BY:

After Recording Return To:

STATE of IDAHO	
County of Idaho	
Recorded at request of	
IDAHO COUNTY TITLE CO.	
at	4:30 P m on 11-25-0
ROSE E. GEHRING	
By	Anale Crosby Recorder
Fees \$	18.00 Deputy

mipu

Above Space Reserved For Recorder's Use Only

WARRANTY DEED

For value received, PAUL MARTIN RESNICK, trustee of the PAUL MARTIN RESNICK REVOCABLE TRUST, as to an undivided 45% interest, and the JAVELIN PARTNERSHIP, a California limited partnership, as to an undivided 55% interest, (collectively, the "Grantor"), does hereby grant, bargain, sell and convey unto TIMOTHY H. TURNBULL, whose address is P.O. Box 2425, Salt Lake City, UT 84110, (the "Grantee"), all of the real property described on **Exhibit A** attached hereto, together with all of Grantor's rights, title, and interest in and to all improvements thereon and all rights, privileges, hereditaments, and appurtenances related or pertaining thereto, including but not limited to all irrigation fixtures, irrigation equipment, plumbing and heating fixtures, water heaters and burners, electric light fixtures, bathroom fixtures, roller shades, curtain rods and fixtures, blinds, window and door screens, storm doors and windows, linoleum, attached television antennas, all shrubs and trees, and all other fixtures attached thereto (collectively, the "Property").

SUBJECT TO those encumbrances set forth on **Exhibit B**, attached hereto, insofar and only to the extent the same are valid, subsisting, and enforceable and apply to and cover the Property.

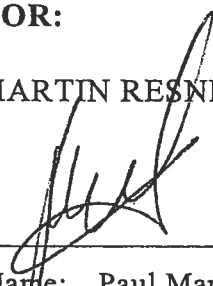
TO HAVE AND TO HOLD the Property unto the Grantee, his heirs and assigns forever. Grantor will warrant and defend the same from all lawful claims whatsoever, and Grantor does hereby covenant to and with the said Grantee that it is the owner in fee simple of said Property, that said Property is free from all encumbrances except for the matters set forth on Exhibit B.

[Rest of this page left blank.]

Dated effective as of: 11/25/02

GRANTOR:

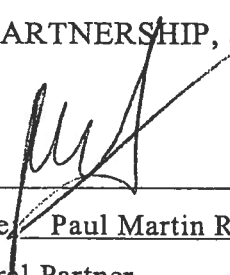
PAUL MARTIN RESNICK REVOCABLE
TRUST

By  _____

Printed Name: Paul Martin Resnick

Title: Trustee

JAVELIN PARTNERSHIP, a California limited
partnership

By  _____

Printed Name: Paul Martin Resnick

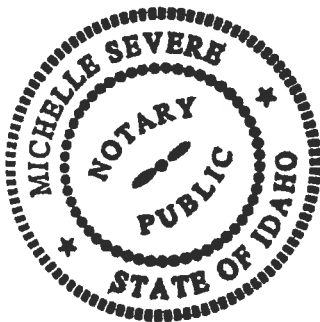
Title: General Partner

[Notary acknowledgment follows.]

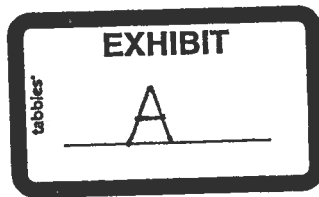
STATE OF Idaho)
) ss:
County of Ada)

On this 20th day of November, 2002, before the undersigned Notary Public, personally appeared Paul Martin Resnick, known or proved to me to be trustee of the Paul Martin Resnick Revocable Trust and the general partner of the Javelin Partnership, a California limited partnership, whose name is 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.



Michelle Severe
Notary Public
Residing at Kuna Idaho
My Commission Expires 2/7/07



Block 2, Block 3, Lots 1, 2, 3 and 4 of Block 4, Lots 1, 2, 3 and 4 of Block 5, Lots 1, 2, 3 and 4 of Block 6, Lots 1, 2, 3 and 4 of Block 7, Lots 1, 2, 3 and 4 of Block 8, all in Shepp Ranch Subdivision of Idaho County, State of Idaho, as shown by the recorded plat thereof, recorded March 9, 1981, under Instrument No. 289844, records of Idaho County, Idaho.

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9. Rights and easements in favor of the public for recreational uses of Crooked Creek.

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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: A77-10093
Date Received: 7/26/1988
Receipt No: W001181
Received By: DE JAL

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: SHEPP RANCH/PAUL M. RESNICK 213-659-6302
Address: 116 N. ROBERTSON BLVD. #603
LOS ANGELES, CA 90048

2. Date of Priority: DEC 31, 1906

3. Source: UNNAMED SPRING Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
24N	06E	12	NW	SE			IDAHO

5. Description of diverting works:
PIPE INTO HILLSIDE TO DRAIN SPRING INTO TANKS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.200		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/10 HOUSEHOLDS

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
24N	06E	12	SE	NW		DOMEST	

11. Place of use in counties: IDAHO

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

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

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____
My Commission Expires _____

MICROFILMED
OCT 05 1992

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

Date Received

Receipt Number

77-10093

07/26/88

wood 1181

RECEIVED
AUG 3 1988

Department of Water Resources NOTICE OF CLAIM

TO A

WATER RIGHT

ACQUIRED UNDER STATE LAW

RECEIVED
JUL 26 1988

**Department of Water Resources
Western Regional Office**

Department of Water Resources

Please type or print clearly

1. Name of Claimant (s) Shepp Ranch/Paul M. Resnick Phone (213) 659-6302
Mailing Address 116 N. Robertson Blvd., #603, Los Angeles, CA Zip 90048
2. Date of Priority (Only one (1) per claim) 1906
3. Source of water supply (a) Unnamed Spring
which is tributary to (b) Underground Sinks
4. a. Location of existing point of diversion is: Township 24N Range 6E Section 12 ,
NW 1/4 of SE 1/4 of _____ 1/4 , Govt. Lot, _____ B.M., County of Idaho
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. Pipe into hillside to drain spring into
one 500 gallon tank and two 1,000 gallon tanks.

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Domestic purposes from Jan. 1 to Dec. 31 amount ~~XXXXXX~~ .20 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) ~~XXXXXX~~ .20 (cfs) and/or (b) _____ (acre feet)

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

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Number of households served: 10

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.

NOTE: Point of diversion is in NW $\frac{1}{4}$ of SE $\frac{1}{4}$. Dwelling served are in SE $\frac{1}{4}$ of NW $\frac{1}{4}$.

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	
24N	6E	12								D									

Total number of acres irrigated _____

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

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 (X)

14. Remarks:

Last Name Shepp Ranch
Resnick Ident No. _____

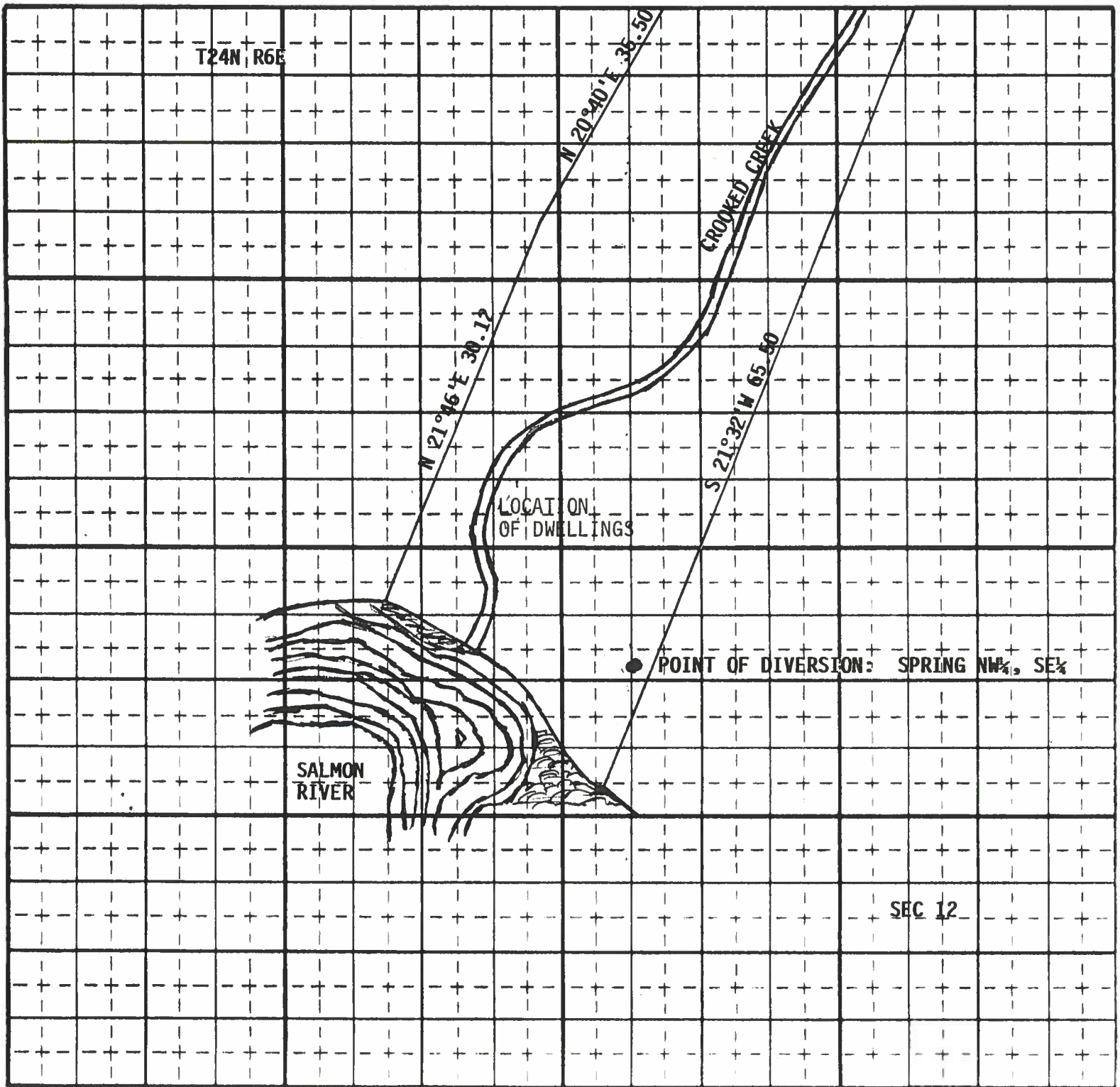
MICROFILMED
Original White State Yellow-Claimant

OCT 05 1992

[Handwritten signature]

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

Scale: 2 inches equals 1 mile



Last Name Shepp Ranch
Resnick

Ident No. _____

Copies: White: 100, Yellow: 100, Green: 100

MICROFILMED

OCT 05 1992



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

Decree _____

If applicable provide IDWR Water Right Number _____

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant _____

16. Signature (s)

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

Number of attachments _____

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

Signature of Claimant (s) [Signature] Date July 25, 1988

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 _____

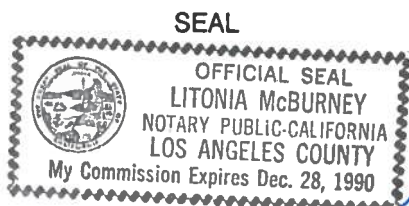
Title and Organization _____ Date _____

State of Idaho/or California)

) SS.

County of Los Angeles)

Subscribed and sworn (or affirmed) before me this 25th day of July 19 88



Notary Public Litonia McBurney

Residing at Los Angeles, California

My Commission Expires 12/28/90

Please Print Name Litonia McBurney

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 Shepp Ranch
Resnick Ident. Number _____

MICROFILMED

Copies White State, Yellow-Claimant

OCT 05 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

December 5, 2003

SHEPP RANCH LLC
PO BOX 2425
SALT LAKE CITY UT 84110

Re: Notice of Claim to a Water Right No. 77-10092, 77-10093 & 77-10094

Dear Claimant(s):

Enclosed is a copy of the above referenced claim(s), which reflects the change in ownership of the land and appurtenant water rights, covered under the original filing.

Please note that the enclosed Notice of Claim to a Water Right is not a determination of your water right. This claim was filed during claims taking in the Snake River Basin Adjudication (SRBA) and has not yet been verified by this Department. Water rights are established and maintained by beneficial use of water for the uses designated on this claim form dating back to the priority date listed. This claim will be investigated, verified and recommended to the SRBA Court for court decree sometime in the near future. You will be notified prior to the beginning of any verification of this water right.

Thank you again for your patience and cooperation, as we have had several water right changes to process. If you have any questions concerning the enclosed claim(s), please feel free to contact this office.

Sincerely,

Denise Hatfield
Office Specialist 1
Adjudication Section
Western Region Office

DH: dh

Enclosure

cc: Paul E D'Amours, attorney

Frank Hess*
Leonard R. Carlman*
Paul E. D'Amours**

HESS CARLMAN & D'AMOURS, LLC
ATTORNEYS AT LAW
30 East Simpson St.
P.O. Box 449
Jackson, Wyoming 83001

(307) 733-7881 Phone
(307) 733-7882 Fax

pauldamours@yahoo.com

* Admitted in WY
** Admitted in WY, ID & CO

December 2, 2003

IDWR Western Region
Attn: Denise Hattfield
2735 Airport Way
Boise, ID 83702-5082

RECEIVED

DEC 04 2003

**WATER RESOURCES
WESTERN REGION**

Re: Notice of Change of Water Right Ownership
No. 77-10092, 77-10093 and 77-10094.

Dear Denise,

I received the enclosed letter from you requesting more information regarding the legal description of the Shepp Ranch.

The plat that established the Shepp Ranch Subdivision was filed in the office of the Idaho County Recorder in March, 1981. Upon filing the plat, the legal description of the Shepp Ranch legally changed from a metes and bounds description to a Lot, Block, Plat description. I have enclosed a copy of the plat. Page one of the plat indicates what sections, township, etc. the ranch is located in, namely Sections 1 and 12, T.24N., R.6 E, B.M. and Section 6, T.24N., R.7 E., B.M.

The plat also refers to HES #733, of which I have enclosed a copy. HES 733 shows that all portions of the Shepp Ranch owed by Shepp Ranch, LLC are located in Sections 1 and 12. The only block not owned by Shepp Ranch, LLC is Block 1, a portion of which is located in Section 6; Block 1 is now owned by the federal government.

Additionally, I have enclosed copies of a survey prepared by Daryl Mullinix for the Forest Service, and a topo map that I printed off the internet showing the Shepp Ranch, to assist you in locating the property.

Unfortunately, none of the photos that we ordered through the USDA Aerial Photography Field Office indicate any legal description by 1/4, 1/4, Section, Township and Range. I hope that the maps I have provided will be sufficient to so identify the Shepp Ranch.

If you have any questions or need additional information, please don't hesitate to call. Thank you.

Sincerely,



Paul E. D'Amours

77-10092

-10093

-10094

2/14/03

Called Idaho County Assessor -
to obtain legal description for
the Subdivision listed on attached
documents.

They do not show any sub by the name
of "Shepp Ranch Subdivision".

They only have individual owners.

- Possible that the lot #'s listed
are gov't lots - but it doesn't
appear to match up that way either.
- Maps attached
- Need to contact owners to get legal desc.
by Twp - Rge - Section, etc ...

Letter sent to attorney on cover
letter 10/22/03.

DH 10/22/03

* maps rec'd 12.4.03



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

October 22, 2003

HESS & CARLMAN LLC
PAUL E. D' AMOURS
30 E SIMPSON ST
PO BOX 449
JACKSON WY 83001

RE: Notice of Change of Water Right Ownership No. 77-10092, 77-10093 and 77-10094

Dear Claimants:

Enclosed is a copy of the Notices of Change of Water Right Ownership form that were submitted to our office for Timothy Turnbull and Shepp Ranch LLC. However, we cannot continue to process the ownership change without additional information regarding the legal description of the property. The deeds submitted show the legal description as certain lot numbers in Shepp Ranch Subdivision. In addition, the aerial photo attached does not indicate a legal description by $\frac{1}{4}$ $\frac{1}{4}$, Section, Township and Range.

In order to further review this ownership change, we need to have sufficient documentation referencing the property description by $\frac{1}{4}$ $\frac{1}{4}$, Section, Township and Range, as that is how they are filed in our records. Our files do not indicate the referenced lot numbers and/or subdivision name.

Please submit this additional information, and we will be able to further review this ownership change.

Thank you for your patience and cooperation, as we have had several ownership changes to process. Feel free to contact our office if you have any questions concerning this letter.

Sincerely,

Adjudication Section
Western Region
(208) 334-2190

DH: dh

Enclosures

Frank Hess
Leonard R. Carlman

(307) 733-7881 Voice
(307) 733-7882 Fax

HESS & CARLMAN, LLC
ATTORNEYS AT LAW
30 East Simpson Street
P.O. Box 449
Jackson, Wyoming 83001

Paul E. D'Amours
Associate, admitted in WY, CO and ID

Angela K. Twitchell, Jill Oja-Johnson
Legal Assistants

February 11, 2003

IDWR Western Region
2735 Airport Way
Boise, ID 83702-5082

RECEIVED

FEB 14 2003

**WATER RESOURCES
WESTERN REGION**

Re: Notice of Change in Water Right Ownership
of Shepp Ranch

To Whom It May Concern:

Please find enclosed two (2) Notice of Change in Water Right Ownership forms. The first provides notice of change in ownership from Paul Resnick to Timothy Turnbull. The second provides notice of change in ownership from Timothy Turnbull to Shepp Ranch, LLC, an Idaho limited liability company. I have also enclosed Warranty Deeds for the respective transfers of the real property. However, I have only enclosed one USDA aerial photo, together with an enlarged color copy to better show the irrigated lands. I hope that the one photo is enough.

If you have any questions, please don't hesitate to call and leave a message that I will return. I will be out of the office until March 5, 2003, but will return any calls when I get back.

Thank you.

Sincerely,



Paul E. D'Amours

AJ5856NP

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

DATE: FEB-13-1998
PAGE: A-24

RIGHT NUMBER: 77-10093

NAME & ADDRESS: SHEPP RANCH/PAUL M RESNICK
116 N ROBERTSON BLVD #603
LOS ANGELES CA 90048

SOURCE: UNNAMED SPRING TRIBUTARY: SINKS

QUANTITY: 0.2 CFS

PRIORITY DATE: 12/31/1906

POINT OF DIVERSION: T24N R06E S12 NWSE Within IDAHO County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC D/10 HOUSEHOLDS	01-01 12-31	0.2 CFS

PLACE OF USE: DOMESTIC Within IDAHO County
T24N R06E S12 SENW

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

Hold - Non-Deminimus

10 Homes Receipt - WOOD 181 - \$70

ps 03-16-98