

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: A37-07871

Date Received: 11/ 4/1988

Receipt No: S003575

Received By: *John Chang*

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: JOHN M DONOGHUE
Address: 18881 SE 42ND ST
ISSAQUAH WA

98027

425-747-5806

AND/OR

Name: PAMELA DONOGHUE
Address: 18881 SE 42ND ST
ISSAQUAH WA

98027

425-747-5806

2. Date of Priority: DEC 12, 1980

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	17E	14		SW	NE		BLAINE

5. Description of diverting works:
WELL & PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.090		
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is 7.5 Acre Feet Per Annum.

9. Non-irrigation uses:
D/ 1 HOUSEHOLD (1 HOUSE & GUEST HOUSE & BARN)

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
05N	17E	14	SW	NE	DOMEST IRR	3.0
Section Acres						3.0
Total Acres						3.0

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:
SHARES IN EAGLE CREEK SUBDIV.

14. Remarks:
Place of use is in unsurveyed area and also known as
H.E.S. 329.

11/19/99, CHANGED OWNERSHIP AS PER FORM 1409 AND DEED REC'D
10/04/99: WANKIER TO DONOGHUE. C.T.

15. Basis of Claim: LICENSE



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION
January 13, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

JOHN M DONOGHUE
PAMELA DONOGHUE
18881 SE 42ND ST
ISSAQUAH WA 98027

RE: OWNERSHIP CHANGE SRBA CLAIM A37-07871

Dear Claimant(s):

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

Sincerely,

Cheryl E. Timm
SRBA Records Clerk

Enclosure

CT:ct

RECEIVED

STATE OF IDAHO

RECEIVED

IDAHO DEPARTMENT OF WATER RESOURCES

OCT 07 1999

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

OCT 04 1999

Department of Water Resources

Southern Region

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

Department of Water Resources

1. Water Right No(s): 37-7871

Adjudication Claim No(s): _____

2. The following **REQUIRED** information must be submitted with this form:A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**

AND

B. **PLAT OF PROPERTY** or **SURVEY MAP** showing the location of the place of use of the water right(s) or claim(s).
(These are usually attached to your deed or on file with the county.)

OR

C. If your water right or adjudication claim 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

4. New Owner/Claimant(s)

JOHN AND PAMELA DONDENHEName Connector (Check one): ☒ and, ☐ or, ☐ and/or

New Mailing Address

18881 SE 42ND ST.

City, State and ZIP Code

ISSAQUAH, WA 98027

New Telephone Number

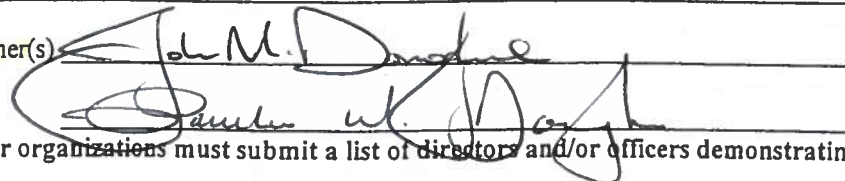
(425) 747-5806

5. Date you acquired the property

6. Did you acquire all of the former owner's property? If you did, skip this item and go to item 7. If you acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). Describe in detail your portion of each water right or adjudication claim in the spaces in the box below **only if the water right(s) or claim(s) need to be split between owners.** If necessary, attach additional pages. If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

Number of acres you irrigate with this water right _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes you acquired _____ Other uses _____

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

Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.

3. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims.

o/c 11/19/99 ct  1/3/00

WARRANTY DEED

FOR VALUE RECEIVED, and as consideration as part of an IRC § 1031 tax-deferred exchange,

WELDON WANKIER and MARILYN WANKIER, husband and wife

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

JOHN M. DONOGHUE and PAMELA W. DONOGHUE, husband and wife

the grantee, whose current address is 25 Central Way Ste 400
Kirkland WA 98033

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

See Attached Exhibit "A"

This transaction is a 1031 Exchange for the benefit of Weldon Wankier and Marilyn Wankier, as "Relinquished Property".

And

This transaction is a 1031 Exchange for the benefit of John M. Donoghue and Pamela W. Donoghue, as "Replacement Property".

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

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

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

Dated: October 14, 1998

Weldon Wankier
Weldon Wankier

Marilyn Wankier
Marilyn Wankier

State of: Idaho

County of: Blaine

On this 26th day of Oct, 1998,
before me a Notary Public in and for said State,
personally appeared Weldon Wankier and Marilyn
Wankier known or identified to me to be the persons
whose names are subscribed to the within instrument,
and acknowledged to me that they executed the same.

Carolyn Baird
Notary Public

Residing at: Idaho

Comm. Expires: 3-14-2003



COPY

EXHIBIT "A"

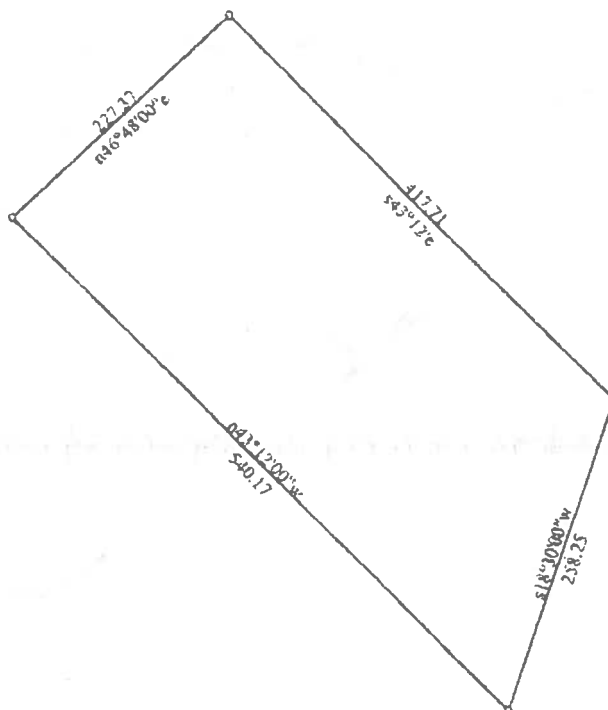
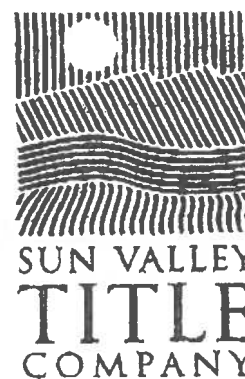
**on H.E.S. 329 in TOWNSHIP 5 NORTH, RANGE 17 EAST
MERIDIAN, BLAINE COUNTY IDAHO, more particularly**

**ss cap marking the Corner #4 of said H.E.S. 329; thence
17.98 feet to the TRUE POINT OF BEGINNING; thence
158.25 feet along the southeasterly boundary of said H.E.S.**

40.17 feet; thence

7.37 feet; thence

7.71 feet to the TRUE POINT OF BEGINNING.



Title: A parcel of land within HES 329 in Township 5 North, Range 17 East.

Date: 04-17-1998

Scale: 1 inch = 145 feet

File:

Tract 1: 2.500 Acres: 108899 Sq Feet. 10117.1 Sq Meters: Closure = s69.3718e 0.03 feet: Precision = 1/48380: Perimeter = 1444 feet

001=s18.3000w 258.25

003=n46.4800e 227.37

002=n43.1200w 540.17

004=s43.12e 417.71

KETCHUM OFFICE

271 1ST, AVENUE NORTH
POST OFFICE BOX 2355
KETCHUM, ID 83340

1-800-488-9341
(208) 726-9341
FAX (208) 726-7495

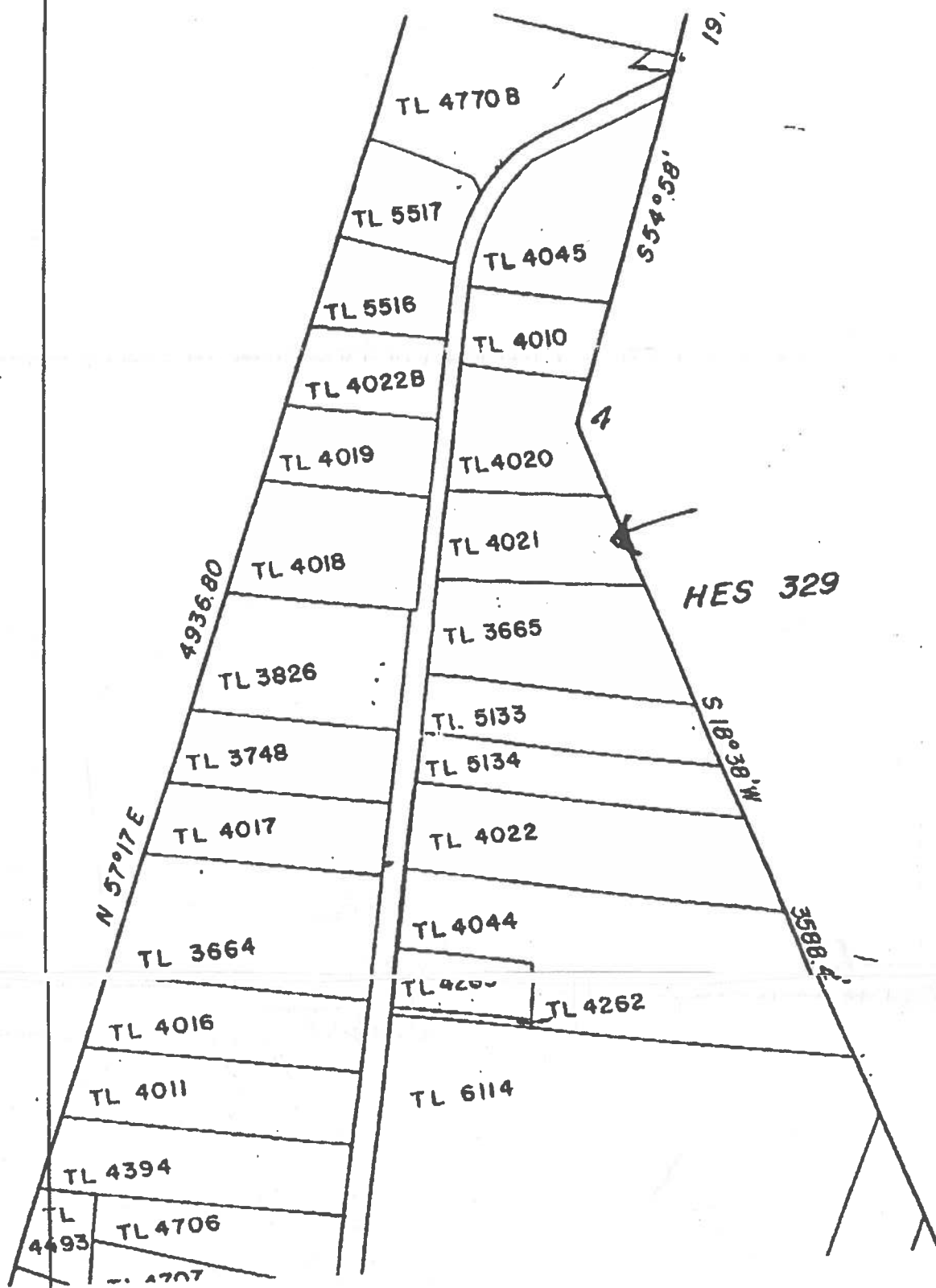
HAILEY OFFICE

13 WEST CARBONATE
POST OFFICE BOX 1237
HAILEY, IDAHO 83333

1-800-488-9341
(208) 788-4319
FAX (208) 788-9858

UNDERWRITTEN BY COMMONWEALTH LAND TITLE INSURANCE COMPANY

** TOTAL PAGE.002 **



653

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: A37-07871
Date Received: 10/19/1988
Receipt No: 5003575
Received By: Adm

RECEIVED

OCT 26 1988

Department of Water Resources
Southern Region Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: WELDON WANKIER 208-726-4211
Address: P.O. BOX 2562
SUN VALLEY, ID 83353-0000
AND/OR
Name: MARILYN WANKIER 208-726-4211
Address: P.O. BOX 2562
SUN VALLEY, ID 83353-0000

2. Date of Priority: DEC 12, 1980

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
05N	17E	14	SW	NE			BLAINE

5. Description of diverting works:
WELL & PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.090		
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is 7.5 Acre Feet Per Annum.

9. Non-irrigation uses:
D/ 1 HOUSEHOLD (1 HOUSE & GUEST HOUSE & BARN)

A37-07871

Page 1

Date: 10/19/88

MICROFILMED
FEB 24 1993

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
05N	17E	14	SW	NE	DOMEST IRR	3.0
Section Acres						3.0
Total Acres						3.0

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:
SHARES IN EAGLE CREEK SUBDIV.

14. Remarks:
Place of use is in unsurveyed area and also known as
H.E.S. 329.

15. Basis of Claim: LICENSE

MICROFILMED
FEB 24 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): Marilyn Wankier Date: 10/21/88
_____ Date: _____

State of Idaho)
County of Blaine) SS.

Subscribed and sworn (or affirmed) before me this 21st day
of October 19 21 _____
Notary Public Kathleen

Seal

Residing at Hailey
My Commission Expires 6-22-93

MICROFILMED
FEB 24 1993

10/16/2006

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

RIGHT NUMBER: 37-7871

NAME AND ADDRESS: JOHN M DONOGHUE
18881 SE 42ND ST
ISSAQUAH WA 98027

PAMELA DONOGHUE
18881 SE 42ND ST
ISSAQUAH WA 98027

DIANE COLEE
225 108TH AVENUE NE
BELLEVIEW WA 98004

PATRICK COLEE
225 108TH AVENUE NE
BELLEVIEW WA 98004

SOURCE: GROUND WATER

QUANTITY: 0.130 CFS
10.200 AFY

PRIORITY DATE: 12/12/1980

POINT OF DIVERSION:

T05N R17E S14 SWNE Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 11/01	0.090 CFS 9.00 AFY
DOMESTIC	01/01 12/31	0.040 CFS 1.20 AFY

PLACE OF USE: IRRIGATION Within BLAINE County

T05N R17E S14 SWNE 3.00

DOMESTIC Within BLAINE County

T05N R17E S14

3 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 - License

Place of use is in un-surveyed area and also known as H.E.S. 329.

***** 11/19/99, CHANGED
OWNERSHIP AS PER FORM 1409 AND DEED REC'D 10/04/99: WANKIER TO
DONOGHUE. C.T.

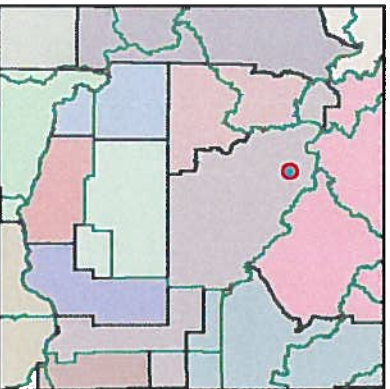
Idaho Department of Water Resources



SRBA Recommendation:
37-7871
(Irrigation)

Legend

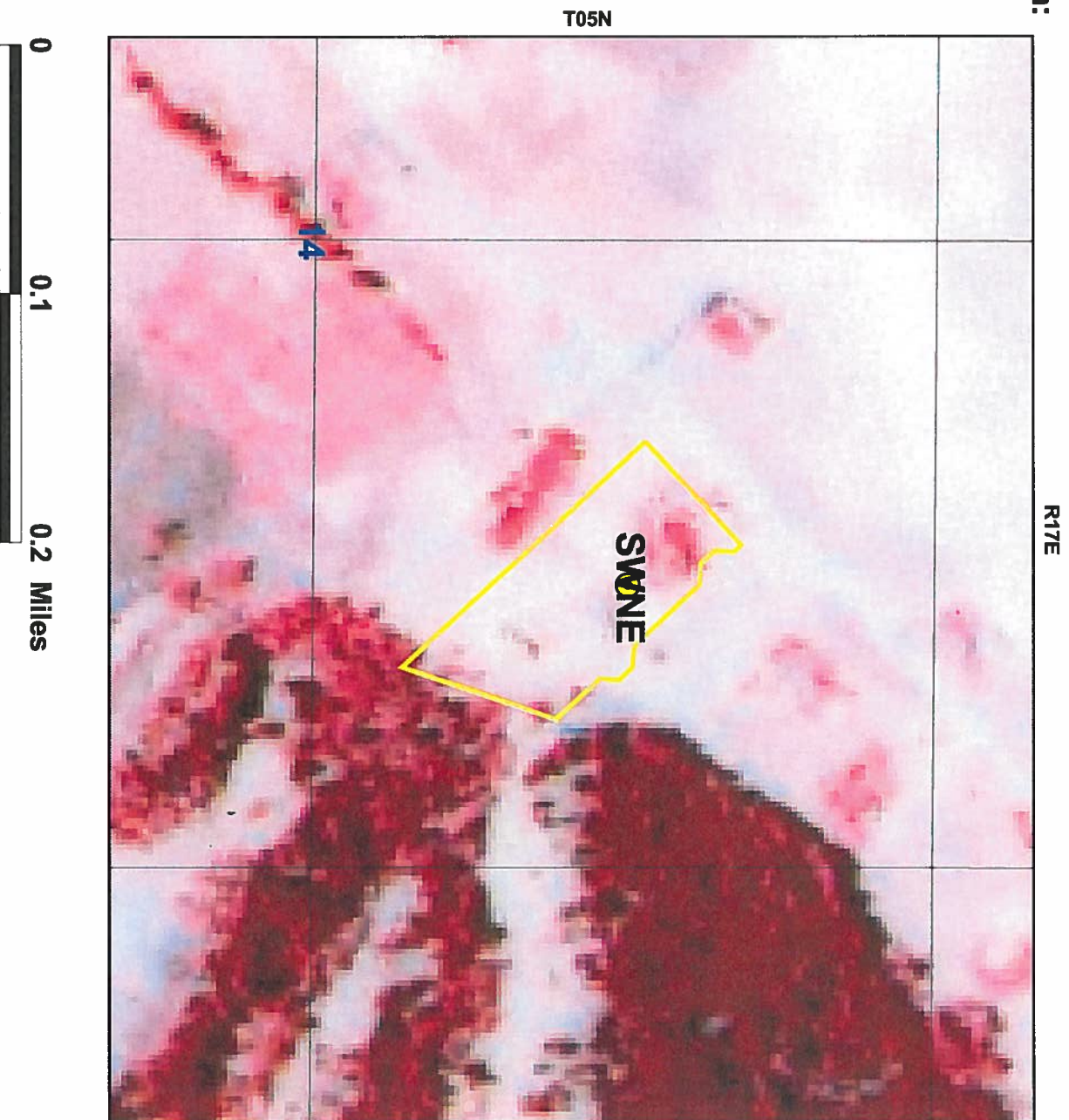
- Point of Diversion
- Place of Use
- Townships
- PLS Sections
- Quarter Quarters



Blaine County
IDWR Basin 37



Prepared by E. NORQUES
On Tuesday, October 17, 2006
1987/88 Aerial Photography



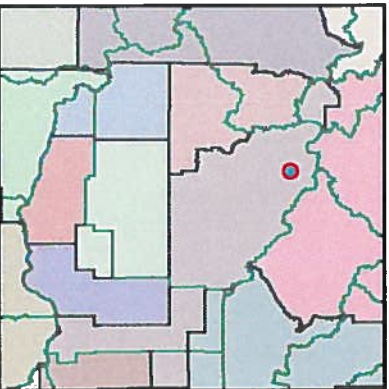
Idaho Department of Water Resources



SRBA Recommendation:
37-7871
(Irrigation)

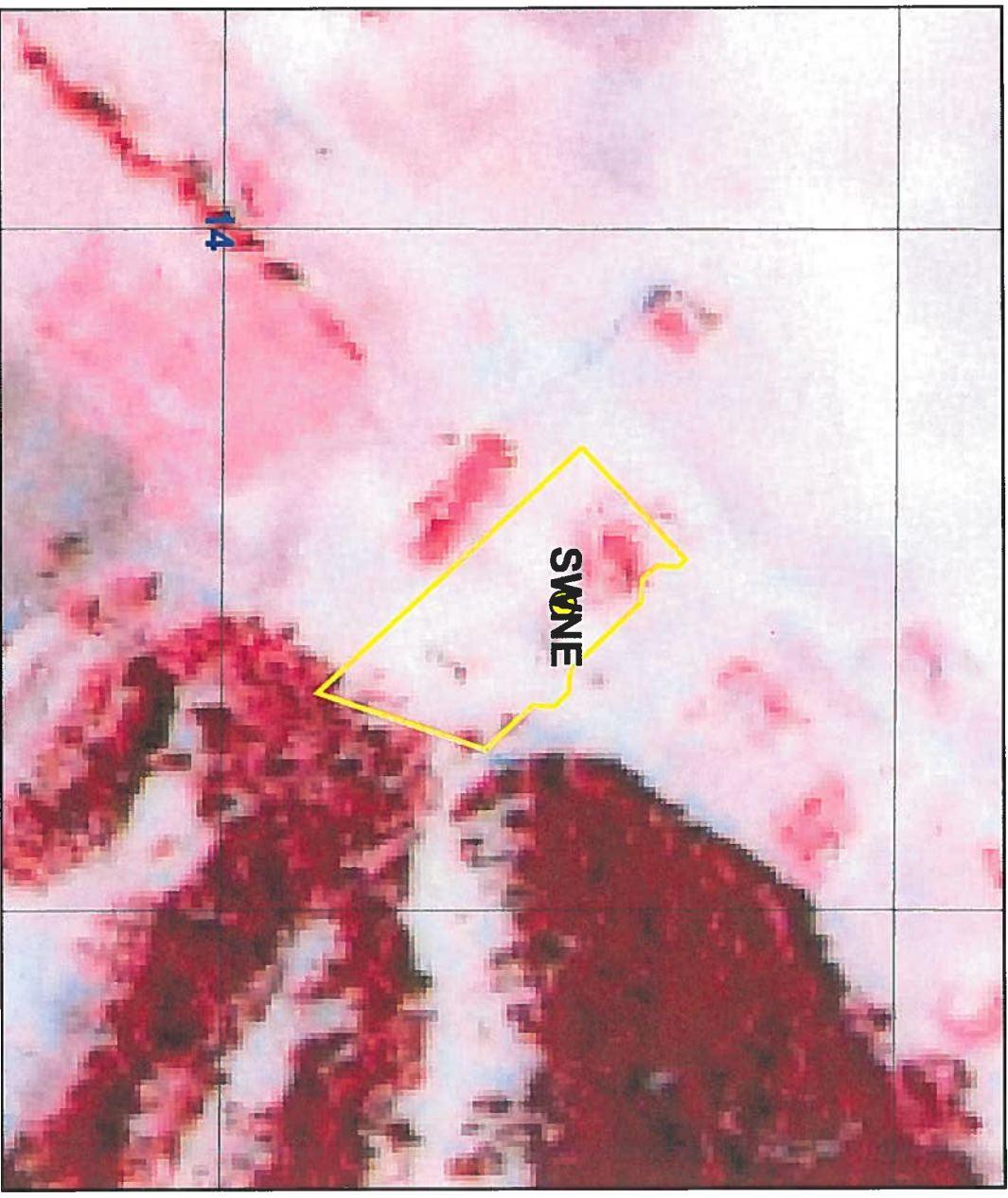
Legend

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



T05N

R17E



Prepared by E. NORQUES
On Tuesday, October 17, 2006
1987/88 Aerial Photography

New Address:

Patrizk + Diane Colee
225 108 Avenue NE
Bellevue, WA 98004

10/16/06



PITNEY BOWES

RECEIVED

OCT 13 2005

Department of Water Resources
Southern Region

U.S. POSTAGE

PB3524253

1420 3301 \$00.60 OCT 06 2005

6003 MAILED FROM ZIP CODE 83301

980 N1 1 405 C 01 10/10/05

RETURN TO SENDER

: NOBLE HOUSE
225 108TH AVE NE STE 300
BELLEVUE WA 98004-5793

RETURN TO SENDER

98004-5793





**State of Idaho
DEPARTMENT OF WATER RESOURCES**

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037 DEPT INTERNET WEB SITE: www.idwr.idaho.gov

SOUTHERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

October 5, 2005

Diane and Patrick Colee
570 Kirkland Way
Kirkland, WA 98033

RE: SNAKE RIVER BASIN ADJUDICATION (SRBA) CLAIM(S): 37-7871

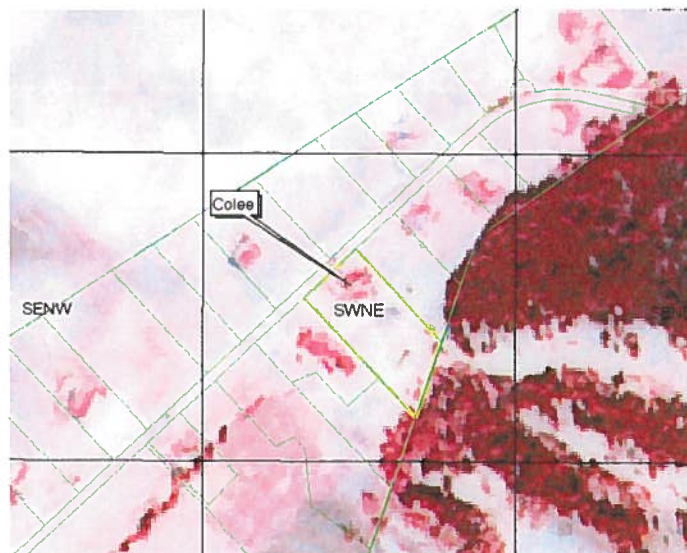
Dear Mr. and Mrs. Colee

The Idaho Department of Water Resources (IDWR) is presently investigating water right claims in the Upper Big Wood Basin in preparation for submittal of Director's Report recommendations to the SRBA Court later this year.

Water right 37-7871 is a licensed water right of 0.13 cfs for both irrigation and domestic purposes. The specified place of use of this water right is 3.0 acres. The legal description of this water right is Twp 05N Rng 17E Section 14 SWNE of Blaine County, Idaho. This licensed water right is currently issued to John and Pamela Donoghue. However, according to the Blaine County tax lots, it appears that you are now the owner of this property.

If you are the current owner of the above-mentioned property (refer to map), please comply with the following instructions:

- Read and complete all necessary information of the enclosed form "Notice of Change in Water Right Ownership".
- Provide a warranty deed or legal document indicating your legal ownership of the above-mentioned property.
- Return all the necessary documents and forms to the Idaho Department of Water Resources at the address above.



We appreciate your promptness in this important adjudication process. Feel free to call me at the number above with any questions that may arise.

Sincerely



Nick Treasure

Water Resource Agent

E-mail address: nick.treasure@idwr.idaho.gov

Enclosures

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

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

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided, 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 _____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____

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) _____

4. New Owner/Claimant(s) _____
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address _____
 City, State and ZIP Code _____
 New Telephone Number () _____
5. Date you acquired the property _____

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

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	

7. Signature of New Owner(s) or Claimant(s) _____
 (include title if applicable) _____

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by _____	Date _____	Fee _____
Receipted by _____	Date _____	Receipt No. _____
Processed by _____ AJ	Date _____	WR _____ Date _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

**INSTRUCTIONS FOR FILING
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP**

This form has been prepared to assist all claimants and owners of water rights to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. All claimants and owners of water rights are required to notify the Department of Water Resources (IDWR) of any change in mailing address or change in ownership of all or part of a water right. In addition, all purchasers of water rights within a pending general adjudication area must inquire whether a notice of claim has been filed and, if not, shall file a notice of claim if necessary.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. Please contact your nearest IDWR office, or call 1-800-451-4129, if you would like more information or need help completing this form. Please attach additional sheets to the form if you require additional space to describe or explain any of the items on the form.

1. If there are water rights associated with the property, **the seller should be able to provide you with the water right or adjudication claim number(s)**. Please enter the number(s) at **Item 1**. Corresponding water right and adjudication claim numbers should be listed next to each other on the form. You may have purchased only a portion of the water right(s) held by the seller. If so, the water right(s) held by the seller may need to be "split" to provide you your share of each right. Indicate if a split is required by checking in the space provided next to each water right.

If you receive water from a municipal provider, an irrigation district or other water delivery organization, where the water rights are held by the organization, please do not use this form to record a change. You may need to contact the water delivery organization to determine if any action is necessary.

If you or the seller believes there are water rights for the property but the numbers are unknown, you may wish to contact IDWR for assistance in identifying the water rights for the property in question. If adjudication claims for the rights are required and have not been filed, IDWR will so advise you.

2. The information described at **Item 2** is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.
3. Please provide the name and address of the former owner/claimant(s) of the water right(s) at **Item 3**.
4. The name, mailing address, and telephone numbers of the new owner/claimant(s) is entered at **Item 4**. Please indicate the relationship between multiple owners by using the connector "and", "or", or "and/or." If an "and" is used, all parties must sign this form. If an "and/or" or "or" is used, all parties may sign; however, only one of the named parties is required to sign.
5. At **Item 5**, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.
6. You may have purchased only a portion of the water right(s) held by the seller. If this 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. For each water right requiring a split between owners, fill in the appropriate spaces in the box(es) at **Item 6**. Copy the page as many times as necessary to fully describe each water right after the change. Include documentation as necessary to describe nonstandard agreements or arrangements regarding division of the water right(s). **If the water right(s) will not be split, skip Item 6 and go to Item 7.**
7. The new owner(s) must sign the form in the space(s) provided at **Item 7**. If an "and" connector is used at Item 4, all parties must sign this form. If an "and/or" or "or" connector is used, all parties may sign; however, only one of the named parties is required to sign. If someone other than the owner signs the notice, evidence of authority to sign for the owner must be attached. If the new owner is a corporation or other organization, the person signing the notice must be an officer of the corporation or otherwise have authority to sign for the organization and must include their title with the signature.
8. The filing fee is \$25 per water right, except for those water rights which will be divided as a result of the change in ownership. The filing fee for division of a water right is \$100 per water right to be divided. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:

IDWR Northern Region
1910 Northwest Blvd., Suite 210
Coeur d'Alene, ID 83814-2615
(208) 769-1450

IDWR Eastern Region
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718
(208) 525-7161

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

IDWR Southern Region
1341 Fillmore St., Suite 200
Twin Falls, ID 83301-3380
(208) 736-3033



State of Idaho
DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037 DEPT INTERNET WEB SITE: www.idwr.idaho.gov

SOUTHERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

October 5, 2005

Diane and Patrick Colee
570 Kirkland Way
Kirkland, WA 98033

RE: SNAKE RIVER BASIN ADJUDICATION (SRBA) CLAIM(S): 37-7871

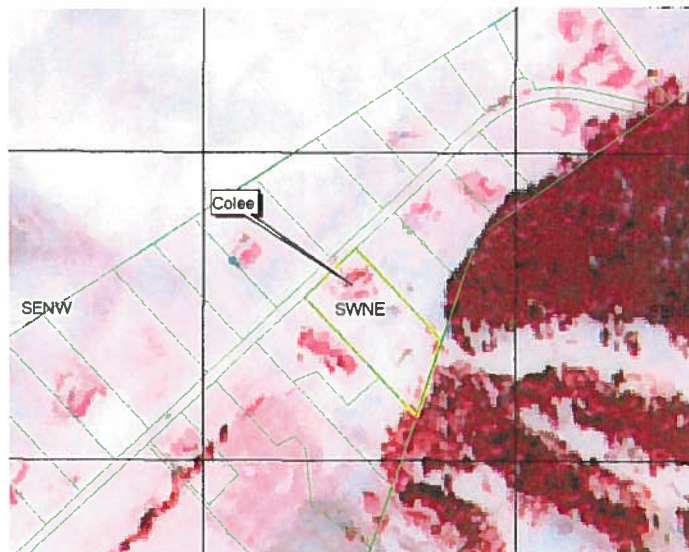
Dear Mr. and Mrs. Colee

The Idaho Department of Water Resources (IDWR) is presently investigating water right claims in the Upper Big Wood Basin in preparation for submittal of Director's Report recommendations to the SRBA Court later this year.

Water right 37-7871 is a licensed water right of 0.13 cfs for both irrigation and domestic purposes. The specified place of use of this water right is 3.0 acres. The legal description of this water right is Twp 05N Rng 17E Section 14 SWNE of Blaine County, Idaho. This licensed water right is currently issued to John and Pamela Donoghue. However, according to the Blaine County tax lots, it appears that you are now the owner of this property.

If you are the current owner of the above-mentioned property (refer to map), please comply with the following instructions:

- Read and complete all necessary information of the enclosed form "Notice of Change in Water Right Ownership".
- Provide a warranty deed or legal document indicating your legal ownership of the above-mentioned property.
- Return all the necessary documents and forms to the Idaho Department of Water Resources at the address above.



We appreciate your promptness in this important adjudication process. Feel free to call me at the number above with any questions that may arise.

Sincerely



Nick Treasure

Water Resource Agent

E-mail address: nick.treasure@idwr.idaho.gov

Enclosures

File No.
A37-07871

John . Donoghue [SOLD] 9/14/05
Funke-Riehle, Felicitas Truste {NEW OWNER} #52
Patrick & Diane Colee {NEW OWNERS[# 50 206-618-0137 Work 425-827-8737
Eagle Creek Rd. {Property]
Ketchum

I met with Joan Rasor the house keeper for Diane Colee 788-3372 and she called Diane and talked to her about what I was in need of regarding their water rights and to GPS the well . Diane advised me of the land which they owned # 50 and the land Funke-Riehle owned # 52. While walking around the property with Joan I observed that almost all the property owned by the Colee's are ponds, rock streams ,wetlands and ect. The land East of them # 52 is dry and a vacant lot only a horse barn on this property. The Colee property has a home and guest house. The well is on Colee property see GPS

Description	GPS Name & No.	Position No.	USR No.	Plate No.	Photo No.
Donoghue-Colee	Patrk 1	2468281	1396485	A0013555	107724

Lee R. Peterson

37-7871



Well house in front yard

Tag # A001355

9/13/05

PMO100 - PARCEL MASTER INQUIRY

10:19:55

PARCEL: RP 05N170140180

F1=SL

F9=MS

F17=DD

LEGAL DESCRIPTION

~~FUNKER RIEHLE, FELICITAS TRUSTE~~

EAGLE CREEK HES 329

~~FYNN JAKOB FUNKER TRUST~~

TL 7989, SEC 14

5N 17E SURVEY 524465

ProVal Area Number 1

BOX 2881

CODE AREA 65-0000 OWNER CD

PARC TYPE RI LOC CODE 1400

EFFDATE 3012003 EXPDATE

PREV PARCEL RP05N170140180T

KETCHUM ID 83340

~~50~~ EAGLE CREEK RD 80000

CAT	RY	QUANTITY	UN	VALUE	HO MRKT	HO EXMP	CB MRKT	OTHER
12	2003	2500	AC	1600000				
32	2003			10490				

TOTALS

2500

1610490

ENTER NEXT PARCEL NUMBER RP _____ A

FKeys: F2=TX F3=Exit F5=SS F6=NM F7=LG
 F8=CT F13=TM F18=HS F20=SrcH F22=EU

HOUSE KET PRV

Joan Rasor
 208-788-3372
 cell- 481-1573
 1655. Hiawatha

9/13/05

PMO100 - PARCEL MASTER INQUIRY

10:18:43

PARCEL: RP 05N170140180 T

F9=MS

F17=DD

LEGAL DESCRIPTION

EAGLE CREEK HES 329

TL 4021, SEC 14

5N 17E

ProVal Area Number 1

CODE AREA 65-0000 OWNER CD

PARC TYPE RI LOC CODE 1400

EFFDATE 11261980 EXPDATE 3012003

PREV PARCEL

~~DONOGHUE, JOHN M & PAMELA W~~

John Trust

18881 SE 42ND ST

ISSAQUAH WA 98027

52

EAGLE CREEK

RD 80000

CAT	RY	QUANTITY	UN	VALUE	HO MRKT	HO EXMP	CB MRKT	OTHER
12	2002	2500	AC	750000				
32	2002			18845				

TOTALS

2500

768845

ENTER NEXT PARCEL NUMBER RP _____ A

FKeys: F2=TX F3=Exit F5=SS F6=Nm F7=LG
F8=CT F13=TM F18=HS F20=SrcH F22=EU

Deane Collier

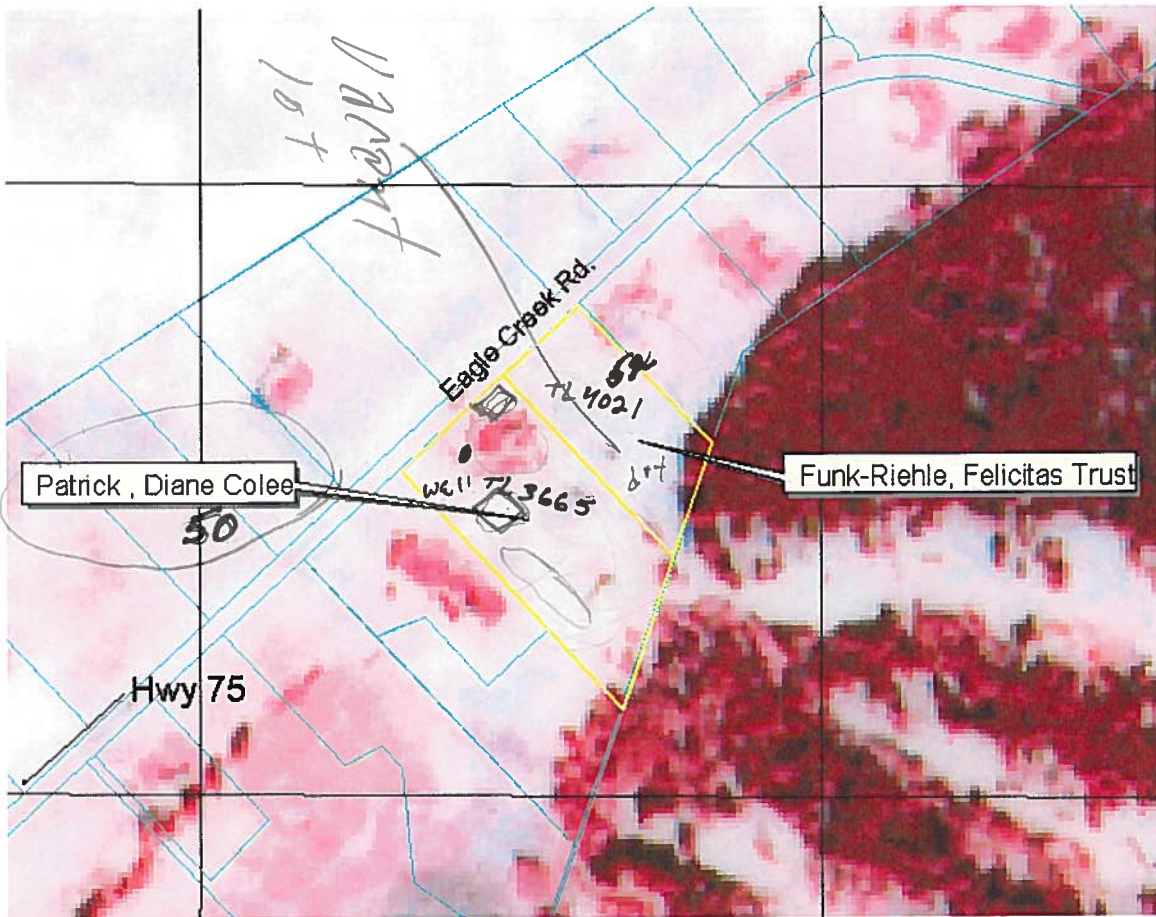
206-618-0137

Work-425-827-8737

Field Examination

Examiner: _____

Date: _____



1987 aerial photography

P address: 52 Eagle Creek Rd.

Twp 05N Rng17E Sec14 SWNE

This is a licensed water right for 3 acres. The purpose of use is both irrigation and domestic. A change of ownership was completed in 1999 from Wankier to Donoghue. Currently the Blaine county tax lots show that Donoghue is no longer a landowner in this area. The claim indicates that TL 4021 is what this license is referring to. However there is no house (domestic) on TL 4021 as the license shows. I am wondering if the license is referring to TL 3665 that does have the indicated house, guesthouse and barn.

Place of Use- Please verify where in the outlined area above is what this license is referring to. Outline the exact irrigation system being used on the property.

Examiner notes:

Points of Diversion – Please GPS the exact location of the well being used for irrigation and domestic purposes.

Examiner notes:

Change of Ownership – There is some confusion to which lot this license pertains to. Find out who may be the new owner of this license. John and Pamela Donoghue are the previous owners and one of the two owners names listed on the map above is the new owner. This may require an appointment with homeowners in TL 3665 since that is the lot that has a house on it.

Examiner notes:



Note: Also not that claimants may make reference to surface water Rights. It appears there is a WR 37-11769 on this lot, this water Right is being analyzed also as surface water separate from domestic well.

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 37-7871

Priority: December 12, 1980 Amount: .13 CFS 10.2 AFA

This is to certify, that WELDON WANKIER
P.O. BOX 2562

SUN VALLEY, ID 83353 has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated December 12, 1980, and has submitted proof to the Department of Water Resources on October 20, 1981, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of .16 cfs of water from a GROUNDWATER source and that a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
Irrigation	04/01 to 11/01	.09 cfs	9.0 afa
Domestic	01/01 to 12/31	.04 cfs	1.2 afa
Totals		.13 CFS	10.2 AFA

LOCATION OF POINT OF DIVERSION(S): SWNE , Sec. 14, Township 5N, Range 17E
Blaine County

PLACE OF USE: Irrigation

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
5N	17E	14	SWNE	3			3

Total number of acres irrigated: 3

PLACE OF USE: Domestic, same as Irrigation use

CONDITIONS/REMARKS:

1. The right to the use of the water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. Place of use is in unsurveyed area and also known as H.E.S. 329.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 15th day of March, 19 88.

MAILED

APR 04 1988

Director

Nick

RECEIVED
SEP 20 2004

Department of Water Resources
Southern Region

DONOGHUE
18881 SE 42ND ST
ISSAQUAH WA 98027

2272332
101/3206



U.S. POSTAGE

1220 PB3524253
3371 \$00.370 SEP 10 2004
2257 MAILED FROM ZIP CODE 83301

RECORDING REQUESTED BY AND
WHEN RECORDED RETURN TO:

Benchmark Associates
P.O. Box 733
Ketchum, ID 83340

Instrument # 624467

HAMLEY, BLAINE, IDAHO

2005-08-12 02:17:00 No. of Pages: 4

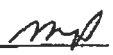
Recorded for : BENCHMARK ASSOC

MARSHA RIEMANN

Fee: 12.00

Ex-Officio Recorder Deputy

Index to: WTYQCICORP DEED



(SPACE ABOVE THIS LINE FOR RECORDER'S USE)

QUITCLAIM DEED

FOR VALUABLE CONSIDERATION, receipt of which is hereby acknowledged, Grantor, the FYNN JAKOB FUNKE TRUST - 2005, Felicitas Funke-Riehle as trustee, whose address is P.O. Box 2881, Ketchum, Idaho, 83340, hereby bargains, sells, remises, releases, conveys and forever quitclaims to Grantee, the COLEE FAMILY TRUST established pursuant to that certain Colee Family Trust dated December 30, 1997, Patrick R. Colee and Diane F. Colee as trustees, whose address is 570 Kirkland Way, Kirkland, WA 98033, all of Grantor's right, title and interest which Grantor has, if any, in the real property located in the State of Idaho, County of Blaine described as:

See EXHIBITS "A" & "B" attached hereto and made a part hereof.

Owner: FYNN JAKOB FUNKE TRUST - 2005
FYNN JAKOB FUNKE TRUST - 2005

By: Felicitas Funke-Riehle
FELICITAS FUNKE-RIEHLE, Trustee

Dated: 5-23-05

STATE OF IDAHO)
)ss
COUNTY OF BLAINE)

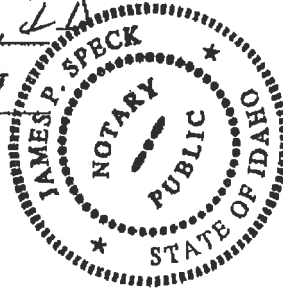
On this 23rd day of May, 2005, before me, the undersigned, a Notary Public in and for said state, personally appeared FELICITAS FUNKE-RIEHLE, known to me or proved to me upon satisfactory evidence to be the person whose name is subscribed to the within instrument as Trustee of the FYNN JAKOB FUNKE TRUST and acknowledged to me that she and said trust executed the same.

WITNESS my hand and official seal.

Notary Public: J. P. Speck

Residing at: Blaine County, ID

Commission expires: 1/29/2009



**LEGAL DESCRIPTION
FUNKE-RIEHLE TO COLEE**

Located within: HES 329, TOWNSHIP 5 NORTH, RANGE 17 EAST, BOISE
MERIDIAN, BLAINE COUNTY, IDAHO

Commencing at a Brass Cap marking HES 329, Corner 4, said point lying
3,578.53 feet N 18°30'00" E of HES 329, Corner 5; thence S 18°30'00" W a
distance of 466.51 feet; thence N 43°12'46" W a distance of 124.25 feet to the
True Point of Beginning.

Thence N 43°12'46" W, 101.47 feet;
thence S 85°42'28" E, 45.60 feet;
thence S 43°12'46" E, 39.20 feet;
thence S 03°51'30" W, 42.07 feet to the True Point of Beginning.

EXHIBIT "A"

SHOWING TWO LOT LINE SHIFTS BETWEEN SAID LOTS,
LOCATED WITHIN: HES 329, T5N, R17E, 8M., BLAINE COUNTY, IDAHO

0	60	120	180
---	----	-----	-----



LEGEND

_____	PROPERTY LINE
_____	LOT LINE ELIMINATED
_____	FLOORSIDE PER ITLA
_____	FLOORSIDE PER ITLA
_____	FOOTCUTS BEARING & DISTANCE
_____	BEARING BEARING & DISTANCE

① ROUND 1/2" BEAM
② SET 1/2" BEAM
③ ROUND BEAM CAP
④ ROUND & BEAM PILE

PAPER 1

Convergence of a Route Cap marking HES 329. Corner A, gold point lying 5,912.63 feet N 18°50'00" E of HES 329. Corner B, blunns 518.25 N 0° W at distance of 207.57 feet to the First Point of Beginning.

[illegible]

1

Located within: TOWNSHIP 3 NORTH, RANGE 17 EAST, BOISE
MEMORIAL, BLAKE COUNTY, IDAHO

Commencing at a Brass Cap marking HES 529, Corner 4, said point being 3,578.53 feet N 19°34'00" E of HES 526, Corner 2; thence 518°30'00" W a distance of 488.51 feet to the True Point of Beginning.

Thence S 15°00'00" W, 139.12' feet;
 thence N 42°21'27" W, 700.40' feet to a point on the south-
 ern boundary of Eagle Creek tract;
 thence along said boundary N 48°46'57" E, 300.23' feet;
 thence S 01°59'48" E, 149.72' feet;
 thence S 01°59'48" E, 32.22' feet;
 thence S 85°42'38" E, 45.60' feet;
 thence S 43°13'46" E, 180.43' feet;
 thence S 69°42'39" E, 45.60' feet;
 thence S 43°12'46" E, 33.20' feet;
 thence S 03°39'40" W, 127.65' feet;
 thence S 03°39'40" W, 62.04' feet to the True Point of Beginning.

STATE OF NEW YORK

COUNTY OF BLADE has RESTORED & _____
THIS IS TO CERTIFY THAT THE FOLLOWING RETURN OF SURVEY
WAS FILED IN THE OFFICE OF THE RECORDER OF BLADE COUNTY,
BLADE ON THE _____ DAY OF _____
2004, AT _____ H., AND FULLY RECORDED IN
RECORD OF SURVEY, _____

1. Write clearly and legibly.

THE STATE OF IOWA AND THAT THIS MAP IS A TRUE AND
ACCURATE MAP OF THE LAND SURVEYED UNDER MY CORRECT
SUPERVISION AND THAT IT IS IN CONFORMANCE WITH THE IOWA
STATE CODE.

SHAW-WALKER **IS** **6365**

PREPARED BY: BUDCHMAN ASSOCIATES, P.A.
P.O. BOX 773 - 600 MILL DRIVE
METCHUM, MAINE, 05450
PHONE (208)772-8512 FAX (208)772-8514
E-MAIL: info@budchman.com
Copyright © 2003 by Budchman Associates.



RECORD OF SURVEY FOR
TAX LOTS 3665 & 4021

MES 129, TOWNSHIP 5 NORTH, RANGE 17 EAST,
B.N. BLAINE COUNTY, MONT.

PREPARED FOR: PAT COLLE

RECORDING REQUESTED BY AND
WHEN RECORDED RETURN TO:

Benchmark Associates
P.O. Box 733
Ketchum, ID 83340

Instrument # 524486

HAILEY, BLAINE, IDAHO

2005-08-12

02:16:00 No. of Pages: 4

Recorded for : BENCHMARK ASSOC

MARSHA RIEMANN

Fee: 12.00

Ex-Officio Recorder Deputy

Index to: WTYQCICORP DEED

mp

(SPACE ABOVE THIS LINE FOR RECORDER'S USE)

QUITCLAIM DEED

FOR VALUABLE CONSIDERATION, receipt of which is hereby acknowledged, Grantor, the COLEE FAMILY TRUST, established pursuant to that certain Colee Family Trust dated December 30, 1997, Patrick R. Colee and Diane F. Colee as trustees, whose address is 570 Kirkland Way, Kirkland, WA 98033, hereby bargains, sells, remises, releases, conveys and forever quitclaims to Grantee, the FYNN JAKOB FUNKE TRUST - 2005, Felicitas Funke-Riehle as trustee, whose address is P.O. Box 2881, Ketchum, Idaho, 83340, all of Grantor's right, title and interest which Grantor has, if any, in the real property located in the State of Idaho, County of Blaine described as:

See EXHIBITS "A" & "B" attached hereto and made a part hereof.

Owner: COLEE FAMILY TRUST
COLEE FAMILY TRUST

By: *Patrick R. Colee*
PATRICK R. COLEE, Trustee

Dated: 7-29-05

By: *Diane F. Colee*
DIANE F. COLEE, Trustee

Dated: 7-29-05

STATE OF WASHINGTON)
COUNTY OF KING)ss

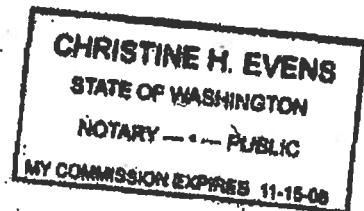
On this 29th day of July, 2005, before me, the undersigned, a Notary Public in and for said state, personally appeared PATRICK R. COLEE and DIANE F. COLEE, known to me or proved to me upon satisfactory evidence to be the persons whose names are subscribed to the within instrument as Trustees of the COLEE FAMILY TRUST established pursuant to that certain Colee Family Trust dated December 30, 1997 and acknowledged to me that they and said trust executed the same.

WITNESS my hand and official seal.

Notary Public: Christine Evens

Residing at: Bothell, WA

Commission expires: 11/15/08



**LEGAL DESCRIPTION
COLEE TO FUNKE-RIEHLE**

Located within: HES 329, TOWNSHIP 5 NORTH, RANGE 17 EAST, BOISE
MERIDIAN, BLAINE COUNTY, IDAHO

Commencing at a Brass Cap marking HES 329, Corner 4, said point lying
3,578.53 feet N 18°30'00" E of HES 329, Corner 5; thence S 18°30'00" W a
distance of 466.51 feet; thence N 43°12'46" W a distance of 415.42 feet to the
True Point of Beginning.

Thence N 85°42'28" W, 45.60 feet;
thence N 43°12'46" W, 39.20 feet;
thence N 03°51'30" E, 42.07 feet;
thence S 43°12'46" E, 101.47 feet to the True Point of Beginning.

EXHIBIT "A"

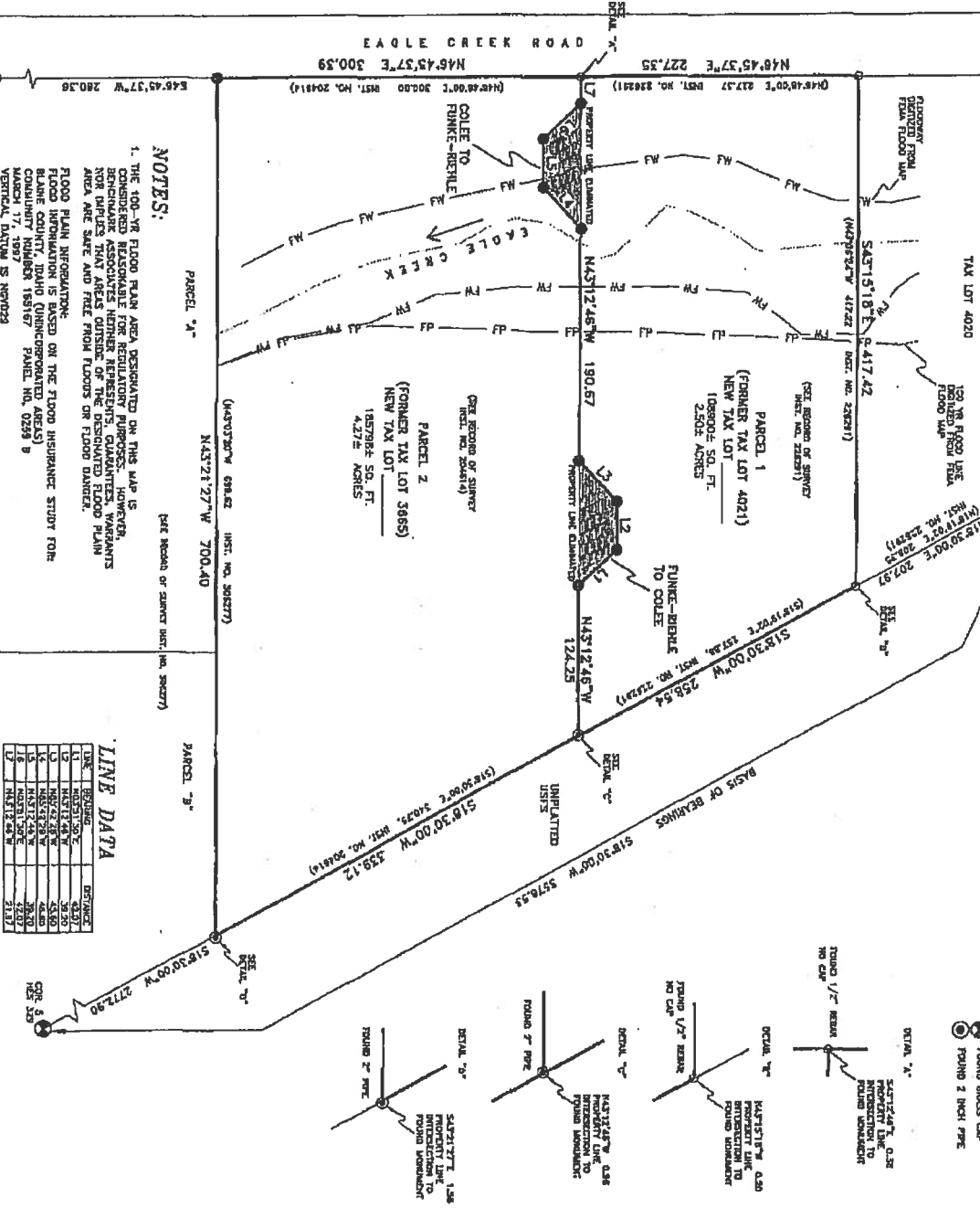
Record of Survey for: TAX LOTS 3665 & 4021

SHOWING TWO LOT LINE SHIFTS BETWEEN SAID LOTS.
LOCATED WITHIN: HES 329, TEN. R17E, B.M., BLAINE COUNTY, IDAHO

APRIL 2005

LEGEND

- PROPERTY LINE
- LOT LINE ESTABLISHED
- FLOODPLAIN PER FEMA
- FLOODPLAIN FOR FEMA
- 100.00
- RECORD BEARING & DISTANCE
- FOUND 1/2" REBAR
- FOUND 1/2" REBAR
- FOUND BRASS CAP
- FOUND 2 INCH PIPE



NOTES:
1. THE 100-YR FLOOD PLAIN AREA DESIGNATED ON THIS MAP IS CONSIDERED REASONABLE FOR REGULATORY PURPOSES. HOWEVER, BENCHMARK ASSOCIATES HEREBY REPRESENTS, GUARANTEES, WARRANTS, AND AGREES THAT AREAS OUTSIDE OF THE DESIGNATED FLOOD PLAIN AREA ARE SAFE AND FREE FROM FLOODS OR FLOOD DANGER.

FLOOD PLAIN INFORMATION:
FLOOD INFORMATION IS BASED ON THE FLOOD INSURANCE STUDY FOR BLAINE COUNTY, IDAHO (UNINCORPORATED AREAS)
COMMUNITY NUMBER 18167 PARCEL NO. 0259 B
VERTICAL DATUM IS NAD83

LEGAL DESCRIPTION

PARCEL 1

Located within: HES 329, TOWNSHIP 3 NORTH, RANGE 17 EAST, BOISE MERIDIAN, BLAINE COUNTY, IDAHO
Containing of a Brass Cap marking HES 329, Corner 4, said point being 3,578.33 feet N 18°30'00" E of HES 329, Corner 5; thence S 18°30'00" W a distance of 207.97 feet to the True Point of Beginning.

Thence S 18°30'00" W, 258.54 feet;
Thence N 43°12'46" E, 42.07 feet;
Thence N 03°51'50" W, 124.25 feet;
Thence N 43°12'46" W, 38.20 feet;
Thence N 43°12'46" W, 190.67 feet;
Thence N 43°12'46" W, 45.80 feet;
Thence N 43°12'46" W, 39.20 feet;
Thence N 03°51'50" E, 42.07 feet;
Thence N 43°12'46" W, 21.97 feet to a point on the southerly boundary of Eagle Creek Road, S 43°12'46" E, 227.35 feet;
Thence bearing said southerly, S 43°12'46" E, 417.42 feet to the True Point of Beginning.

LEGAL DESCRIPTION

PARCEL 2

Located within: HES 329, TOWNSHIP 3 NORTH, RANGE 17 EAST, BOISE MERIDIAN, BLAINE COUNTY, IDAHO
Containing of a Brass Cap marking HES 329, Corner 4, said point being 3,578.33 feet N 18°30'00" E of HES 329, Corner 5; thence S 18°30'00" W a distance of 458.51 feet to the True Point of Beginning.

Thence S 18°30'00" W, 338.17 feet;
Thence N 43°12'46" W, 709.40 feet to a point on the southerly boundary of Eagle Creek Road;
Thence bearing said southerly, S 43°12'46" E, 31.97 feet;
Thence S 03°51'50" W, 42.07 feet;
Thence S 43°12'46" E, 38.20 feet;
Thence S 43°12'46" E, 190.67 feet;
Thence S 43°12'46" E, 45.80 feet;
Thence S 43°12'46" E, 39.20 feet;
Thence S 03°51'50" W, 42.07 feet;
Thence S 43°12'46" E, 124.25 feet to the True Point of Beginning.

COUNTY RECORDER'S CERTIFICATE:

STATE OF IDAHO
COUNTY OF BLAINE
I, _____, CLERK OF SAID COUNTY, DO HEREBY CERTIFY THAT THE FOREGOING RECORD OF SURVEY WAS FILED IN THE OFFICE OF THE RECORDER OF BLAINE COUNTY, IDAHO, ON THIS _____ DAY OF _____, 2005, AT _____ HOURS, AND WAS RECORDED IN BOOK _____, PAGE _____.

DEED RECORDER'S CERTIFICATE:

I, _____, CLERK OF SAID COUNTY, DO HEREBY CERTIFY THAT I AM A RECORDED LAND SURVEYOR IN THE STATE OF IDAHO AND THAT THIS MAP IS A TRUE AND CORRECT REPRESENTATION OF THE SURVEY AND THAT IT IS IN CONFORMANCE WITH THE IDAHO STATE CODE.

SURVEYOR
L.S. KAYS

PREPARED BY: BENCHMARK ASSOCIATES, P.A.
BENCHMARK ASSOCIATES, P.A.
1000 N. 10TH ST., SUITE 200
BOISE, IDAHO 83702-4512 FAX (208)216-9514
Copyright © 2005 by Benchmark Associates.

RECORD OF SURVEY FOR:

TAX LOTS 3665 & 4021

LOCATED WITHIN:
HES 329, TOWNSHIP 3 NORTH, RANGE 17 EAST,
B.M., BLAINE COUNTY, IDAHO

PREPARED FOR: PAT COLE

PROJECT NO. 04385 DATE: 04/27/05 DWG FILE: 04385R.DWG

SHEET 1 OF 1

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 37-7871

Priority: December 12, 1980 Amount: .13 CFS 10.2 AFA

This is to certify, that WELDON WANKIER

P.O. BOX 2562

SUN VALLEY, ID 83353

has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated December 12, 1980, and has submitted proof to the Department of Water Resources on October 20, 1981, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of .16 cfs of water from a GROUNDWATER source and that a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
Irrigation	04/01 to 11/01	.09 cfs	9.0 afa
Domestic	01/01 to 12/31	.04 cfs	1.2 afa
	Totals	.13 CFS	10.2 AFA

LOCATION OF POINT OF DIVERSION(S):

SWNE , Sec. 14, Township 5N, Range 17E
Blaine County

PLACE OF USE: Irrigation

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
5N	17E	14	SWNE	3			3

Total number of acres irrigated:

3

PLACE OF USE: Domestic, same as Irrigation use

CONDITIONS/REMARKS:

1. The right to the use of the water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. Place of use is in unsurveyed area and also known as H.E.S. 329.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 15th day of March, 19 88.

NOT FILMED

APR 04 1988

Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

Ident. No. 32-787

DEC 28 1980
APPROVED
Department of Water Resources
Southern District Office

1. Name of applicant Weldon Wankier Phone 714-752-111
% Boender/Zitterkopf
Post office address P. O. Box 126 Ketchum, Idaho 83340

2. Source of water supply Groundwater which is a tributary of _____
(unsurveyed)

3. Location of point of diversion is SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 14 Township 5N
Range 17E B.M. Blaine County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .04 for Domestic purposes from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount .10 for irrigation purposes from Apr 1 to Nov 1 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. .14 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. well & pump

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is 6 inches; proposed depth of well is 93 feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 years (minimum 1 year - maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 14 Township 5N
Range 17E B.M.

(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water one.

(5) Water is to be used for other purposes describe: _____

REPROFILED

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
5N	17E	14			5														5

Total number of acres to be irrigated 5

c. Describe any other water rights used for the same purposes as described above. none

9. a. Who owns the property at the point of diversion applicant

b. Who owns the land to be irrigated or place of use applicant

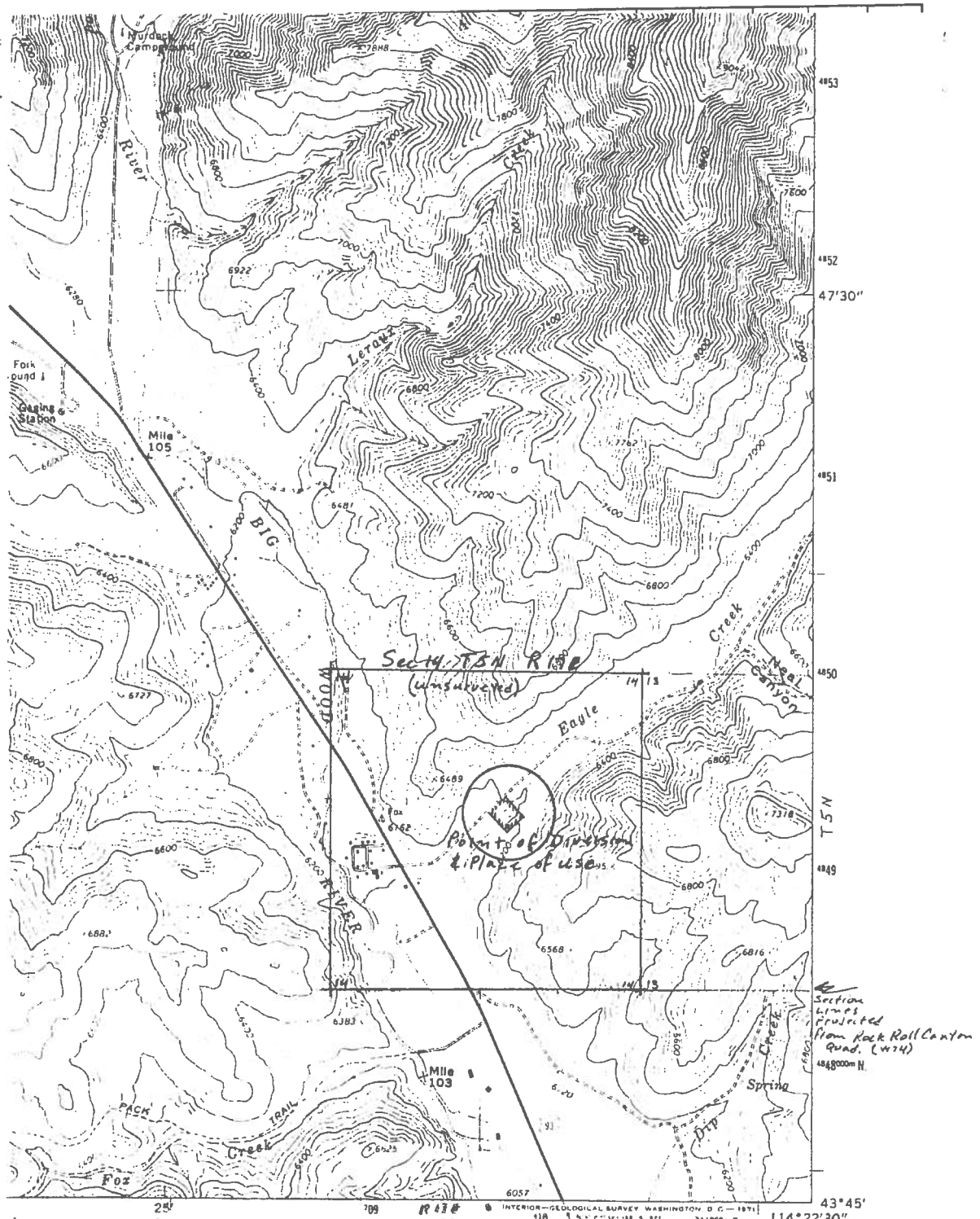
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

10. Remarks point of diversion and place of use are within

H.F.S. 329, T5N, R17E - actual acreage = 4.5

RECEIVED

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



BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Weldon Washburn

(Applicant)

MICROFILMED

Proposed Priority 12/12/80
Received by maupa Date 12/14/80 Time 2:00 pm
Preliminary check by JF Fee \$ 30.00 # 16725
Receipted by maupa Date 12/17/80
Publication prepared by maupa Date 1/16/81
Published in Wood River Journal
Publication dates 1/29 + 3/5/81
Publication approved maupa Date 2/9/81
Protests filed by: none

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by JF PH

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 37-7871, and said application is hereby approved.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before April 1, 19 82.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other: _____

Witness my hand this 3rd day of March, 19 81.

A. Glen Saxon

AFFIDAVIT of PUBLICATION

State of Idaho, }
County of Blaine } SS.

GORDON O. GLASMAN

, being first duly sworn, deposes and says that he is the printer (publisher) of the Wood River Journal, a newspaper published every week in Halley, County of Blaine, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once

each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 29 day of January, 1981, and the date of the last publication was on the 5 day of February, 1981.

Subscribed and sworn to before me this 6th

day of February, 1981.
(SEAL)

[Signature]
NOTARY PUBLIC

WOOD RIVER JOURNAL

Halley, Idaho

COST OF PUBLICATION

Number of Picas per Line 13

Number of Lines in Notice 37

Number of Insertions 2

Lines tabular at _____ 4¢ / Pica

37 Lines straight at 14.43 3¢ / Pica

37 Subsequent lines at 9.62 2¢ / Pica

TOTAL COST 24.05

COPY OF NOTICE (Paste Here)

Permit 37-7871

TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept of Water Resources
1041 Blue Lakes Blvd N
Twin Falls

PUBLICATION RATES

(Idaho Code, Rev. Statutes 1980)

7-8 pt. per line, straight	3¢ / Pica
7-8 pt. per line, tabular	4¢ / Pica
7-8 pt. per line successive insertions	2¢ / Pica

RECEIVED

No 353
FEB 9 1981

Department of Water Resources
Southern District Office

March 15, 1988

WELDON WANKIER
P.O. BOX 2562
SUN VALLEY, ID 83353

RE: Permit No. 37-7871

Dear Permit Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED
APR 04 1988

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

RECEIVED

JUN 30 1986

37-7871

Permit No.

Department of Water Resources

1. Measurement Calculations

a) Field Measurement Calculations (Include theoretical capacities and system capacity)

Pressure gage Readings = 0.16 cfs. Irrigation at low - 0.09 cfs.
Domestic - 0.04 cfs. 1.2 A.F.A.

b) Volume Calculations for Irrigation:

$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 3 \times 3 = 9$
 $V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = (0.09 \text{ cfs}) (215) (1.9835) = 38.3$
 $V = \text{Smaller of } V_{IR} \text{ and } V_{DR} = 9 \text{ AFA}$

c) Volume Calculations for Other Uses:

Domestic - 1.2 A.F.A.

2. Overlap Review

a) Other water rights with same place of use: _____

b) Other water rights with same point of diversion: _____

c) Analysis:

MICROFILMED

APR 04 1988

10-day

- Date 2-1-1988

February 23, 1988

WELDON WANKIER
P.O. BOX 2562
SUN VALLEY, ID 83353

RE: Permit No. 37-7871

Dear Permit Holder(s):

Enclosed is a draft copy of the license proposed to be issued on the above referenced water right.

This right is currently being reviewed by this office for licensing. The enclosed preliminary copy is subject to change upon further administrative review.

We ask that you review the proposed license and if you do not concur with the information, please let us know within 10 days.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MAKROFILMED

APR 04 1988

JUN 5 1936

Department of Water Resources

Permit No. 37-7871

Phone No. _____

1. Owner: Wankier, Weldon Permit No. 87-1017
Current Address: P.O. Box 2562 ; Sun Valley, Ida No Phone No. _____
2. Accompanied by: Mrs Wankier EXAM. DATE: 8-6-1985
Address: _____ Phone No. _____
Relationship to Permit Holder: _____
3. Source: groundwater tributary to _____

Well/Diversion* No.	Motor Make	HP	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	STA-RITE	1	M-DH2-50-E		

*Code with points of diversion, system diagram & photos on reverse side. Disregard if only one.

5. System Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)
6" DIAM. Well w/ Sub. MOTOR & Pump. Water from Well is used for (1) Guest home w/ lawn, (1) Residence w/ lawn & (3) Acres of pasture. The pasture is watered also from Surface water of Dens from Eagle Cr.

6.	Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

7. Measurements ☐ Additional data/computation sheets attached

3 Nozzles at Pasture - 7/37 Nozzles at 40 psi # 70E
15 Hds at Landscaping (Lawns, Shrubs) Rain birds pop-ups
21-50 psi $(8.8 \text{ gpm} \times 3) + (3.2 \text{ gpm} \times 15 \text{ Hds}) = \frac{75.6}{75.6} \times 445.8 = 0.16 \text{ GFS}$

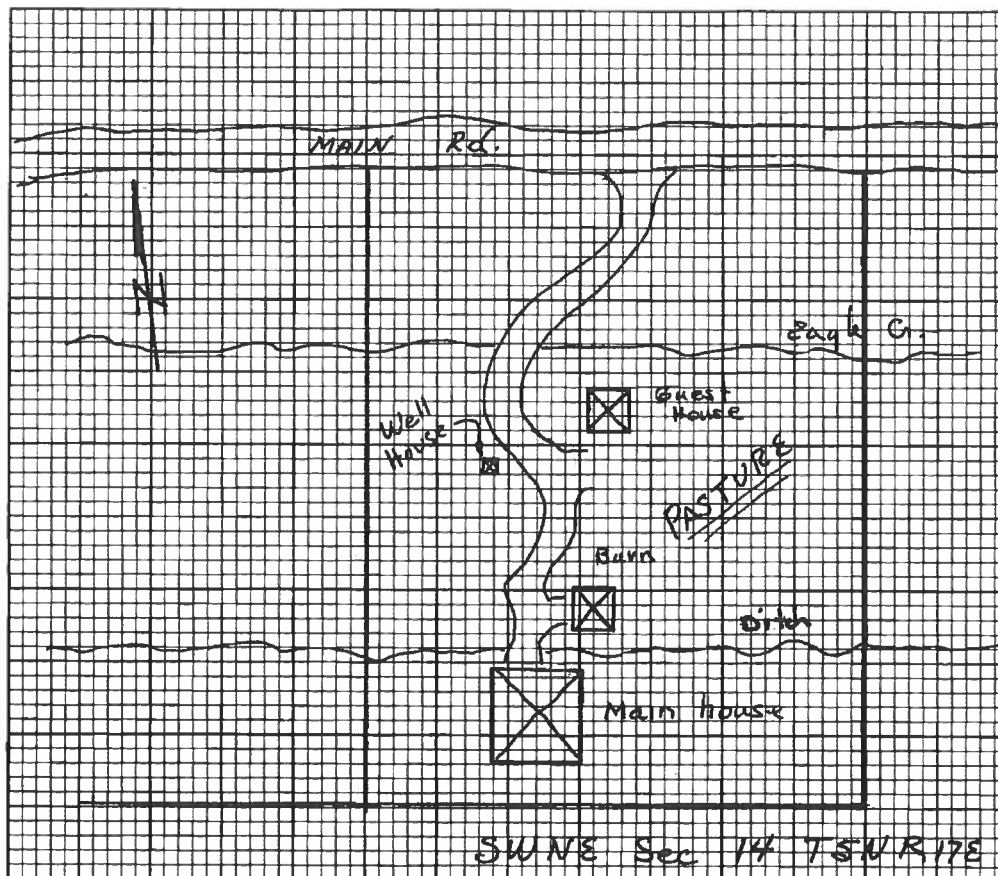
- | 8. Point(s) of Diversion: | Indicate Method of Determination |
|---------------------------|----------------------------------|
|---------------------------|----------------------------------|

[illegible]

- | | | |
|----|------------------|---|
| 9. | Place(s) of Use: | Irrigation - give acres served by system at time of exam.
Indicate Method of Determination |
|----|------------------|---|

[illegible]

10. Other water rights on these lands _____
11. Other water right diverted from same p.d. _____
12. **Diversion and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.



13. ☐ Photo of Diversion & System Attached

☐ Aerial Photo of Place of Use Attached
or Map of Irrigated Acreage Attached

14. Remarks _____

15. Recommended Amendments

☐ Change P.D. as reflected above

☐ Add P.D. as reflected above

☒ None

☐ Change P.U. as reflected above

☐ Add P.U. as reflected above

☐ Other

16. Examiner's/Consultant's Signature Ray J. Leebury

Date 12-26-85

Consultant's License Number _____

IDWR Director's Authorization to Conduct

Beneficial Use Examination _____

Date

MICROFILMED
CONSULTANT SEAL
APR 04 1988

TO: STATE OFFICE -- WATER ALLOCATION
FROM: SOUTHERN REGION

RECEIVED

OCT 08 1985

Department of Water Resources

FIELD EXAMINATION NOTICE

A field examination has been made on the following permit:

Permit No: 37-7871 Owner: Wankier, Weldon

Examiner: R.F.

Date completed: Field work completed - oct 16-1985

RECEIVED

APR 04 1988



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

1041 Blue Lakes Blvd. North
Twin Falls, Idaho 83301
(208) 734-3578

November 25, 1981

Weldon Wankier
P. O. Box 2562
Sun Valley, Idaho 83353

Re: Permit No. 37-7871

Dear Mr. Wankier:

We acknowledge receipt of the affidavit submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

Field examinations must be done while the system is in operation. For this reason we concentrate on irrigation permits during the summer months and do examinations on permits for other uses during the non-irrigating months.

If you have any questions regarding the field examination, please contact our office.

Sincerely,

Gary L. Funderburg
Senior Water Resource Agent

GLF:marya

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DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 37-7871

Name(s) of Permit Holder: WELDON WANKLER

Post Office Address: P.O. Box 2562

SUN VALLEY, IDAHO Tel. No. (214) 752-1111

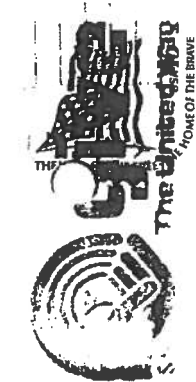
Source of Water: WELL
 Extent: ☒ Domestic 1 (number of households)
☐ Stockwater _____
☒ Irrigation 5 (number and type of stock)
☐ Other _____

Mechanical Device: Required? ☐ Yes ☒ No Installed? ☐ Yes ☐ No
 Appliance: Required? ☐ Yes ☒ No Installed? ☐ Yes ☐ No

The above information is a true statement of the extent to which the above numbered permit has been developed.

10-15-81 Date
[Signature] Signature of Permit Holder

MACROFILMED



WATER RESOURCES
P.O. Box 2542
SUN VALLEY, IDAHO
OCT 15 1981



RECEIVED

OCT 20 1981

Department of Water Resources

MILK

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

S T A E O F I D A H O
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

WANKIER, WELDON
C/O BOENDER/ZITTERKOPF
P. O. BOX 126
KETCHUM, ID 83340

MARCH 10, 1981

RE: PERMIT NO. 37-7871

DEAR PERMIT HOLDER:

ENCLOSED IS A COPY OF YOUR APPROVED APPLICATION FOR PERMIT. WE DIRECT YOUR ATTENTION TO THE CONDITIONS OF APPROVAL ON THE FOURTH PAGE.

WE HAVE ENCLOSED A FORM ENTITLED "MAKING PROOF OF BENEFICIAL USE". PLEASE READ THE INSTRUCTIONS CAREFULLY SINCE YOU MUST TAKE FURTHER ACTION TO DEVELOP THIS PERMIT INTO A LICENSE.

SINCERELY,

DAVID R. TUTHILL, JR., P.E.
SUPERVISOR, WATER ALLOCATION SECTION

ENCLOSURE

MICROFILMED

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: J. G. Stanton APPLICATION NUMBER: WANKIER, Weldon
37-7871

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Quantity of water and period of use.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.

Field check by: _____
Date: _____
Comments: _____

- ☐ Yes ☒ No
☐ Yes ☒ No
☒ Yes ☐ No*

Field check required.
Critical groundwater area.
Request dam safety information. Sent by: _____ Date: _____
In form to receipt.

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☐ Idaho State Health Department. Copies sent by: _____ Date: _____
☐ Idaho Fish and Game Department. _____
☐ Idaho Department of Lands. _____
☐ U.S. Bureau of Land Management. _____
☐ U.S. Forest Service. _____
☐ Other _____

PROCESSING:

- ☐ Yes ☒ No Platted by: JG Map No. W-73
☐ Yes ☒ No Other rights on same place of use. _____
☒ Yes ☐ No* In form for advertising. _____
Final date for protests: 2/16/81 ✓
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 2/1/81 ✓
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application.
☒ Publication dates and paper, recorded on application.
☒ Protests, dates, withdrawal, etc., recorded on application.
☒ Recommendation & initial, recorded on application.
☐ Yes ☒ No Measuring device required.
☐ Yes ☒ No Access port required.
☐ Yes ☒ No Will water be delivered by watermaster? If yes, what district? _____
12-12-80 Date of priority recommended.
Special conditions of approval or cover letter. _____

By: Loren D. Hulme Date: 2-18-81

STATE OFFICE REVIEW:

SW/6 cord

☐ See attached sheet for more information.

By: [Signature] Date: 3/2/81

MICROFILMED

S T A T E O F I D A H O

DEPARTMENT OF WATER RESOURCES
Southern Region

1041 Blue Lakes Blvd N.
Twin Falls, Idaho 83301
(208) 734-3578

JANUARY 16, 1981

Wood River Journal
P.O.Box 988
Hailer ID 83333

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billings to this office before FEBRUARY 16, 1981.

Yours truly,

Mary A. Hill
Secretary

Encl.

MICROFILMED

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

32-7871

WANKIER, WELDON

C/O BOENDER/ZITTERKOPF, P. O. BOX 126, KETCHUM, ID 83340

Source: GROUNDWATER

Date Filed: 12/12/1980

Amount: 0.14 CFS

Diversion Point: SWNE Sec 14 T 05N R 17E, BLAINE Co.

Use: IRRIGATION (0.10 CFS) from 04/01 to 11/01
DOMESTIC (0.04 CFS) from 01/01 to 12/31

Place of Use: SWNE Sec 14 T 05N R 17E FOR 5 ACRES

Diversion Means: WELL & PUMP

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301 and received on or before FEBRUARY 16, 1981.

C. STEPHEN ALLRED

Director

Published 1/29 & 2/5/1981.

MICROFILMED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

1041 Blue Lakes Blvd. North
Twin Falls, Idaho 83301
(208) 734-3578

January 15, 1981

Weldon Wankier
% Boender/Zitterkopf
P. O. Box 126
Ketchum, Idaho 83340

Re: Application for Permit No. 37-7871

Dear Mr. Wankier:

Enclosed is your receipt No. 16725 for check No. 90-3262 in the amount of \$30.00 for the above referenced Application for Permit which was received in this office December 18, 1980.

If you have any questions concerning this matter, please feel free to contact this office.

Sincerely,

Mary A. Hill
Secretary

for Loren O. Holmes
Southern Region Supervisor

Encl:

MICROFILMED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

1041 Blue Lakes Blvd. North
Twin Falls, Idaho 83301
(208) 734-3578

December 2, 1980

Weldon Wankier
% Boender/Zitterkopf
P. O. Box 126
Ketchum, Idaho 83340

Dear Mr. Wankier:

Enclosed is a completed application for permit, which was prepared using information given by you.

The legal description was determined by projecting section lines from surveyed land shown on the Rock Roll Canyon quadrangle immediately to the east of the Amber Lakes quad. The H. E. S. description is shown in the remarks section of the application.

Please inspect the application and if it meets with your satisfaction, sign it and return it to this office with a filing fee of \$30.00 for processing.

If you have any questions please contact me.

Very truly yours,

LOREN O. HOLMES
Southern Region Supervisor

LOH:marya

Encl:

RECEIVED
DEC 10 1980



RECEIVED
NOV 21 1980
Department of Water Resources
State of Idaho

November 19, 1980

Mr. Lorne Holmes
Idaho Department of Water Resources
1041 Blue Lakes Boulevard North
Twin Falls, Idaho 83301

Re: WATER PERMIT

Dear Mr. Holmes:

It was a pleasure talking with you last Monday and as suggested I am forwarding my application for a water permit, with a U.S.G.S. map, as requested.

Please review and let me know how I should proceed.

Thanks,

A handwritten signature in dark ink, appearing to read 'Weldon Wankier'.

Weldon Wankier

WW:jm

MICROFILMED

3/79

IDENT. NO. 37-7871

I D A H O D E P A R T M E N T O F W A T E R R E S O U R C E S

WATER RIGHT
DATA ENTRY LOG

[illegible]