

01/07/2007

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

RIGHT NUMBER: 73-143

NAME AND ADDRESS: WHITWORTH RANCHES INC
PO BOX 167
MAY ID 83253

SOURCE: TATER CREEK

TRIBUTARY: PATTERSON CREEK

QUANTITY: 2.000 CFS

PRIORITY DATE: 06/01/1897

POINT OF DIVERSION:

T15N R22E S18 NESW Within LEMHI County

T15N R22E S18 NESE Within LEMHI County

T15N R22E S18 NWSE Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	2.000 CFS

PLACE OF USE: IRRIGATION in LEMHI County

T15N R21E S13	SWNE	31.00	T15N R21E S13	SENE	36.00
T15N R21E S13	NESE	37.00	T15N R21E S13	NWSE	37.00
T15N R21E S24	SESE	21.00	T15N R21E S25	NENE	26.00
T15N R22E S18 Lot 2 SWNW		39.00	T15N R22E S18	SENW	27.00
T15N R22E S18	NESW	4.40	T15N R22E S18 Lot 3 NWSW		38.00
T15N R22E S19 Lot 1 NWNW		39.00	T15N R22E S19 Lot 2 SWNW		40.00
T15N R22E S19 Lot 3 NWSW		37.00			

412.4 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 412.4 acres in a single irrigation season. Combined Right Nos.: 73-142, 73-143, 73-12079.

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Source is also known as Potato Creek or Spud Creek.

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

10/07/2006

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

RIGHT NUMBER: 73-143

NAME AND ADDRESS: WHITWORTH RANCHES INC
PO BOX 146
MAY ID 83253

SOURCE: TATER CREEK

TRIBUTARY: PATTERSON CREEK

QUANTITY: 2.000 CFS

PRIORITY DATE: 06/01/1897

POINT OF DIVERSION:

T15N R22E S18 NESW Within LEMHI County

T15N R22E S18 NESE Within LEMHI County

T15N R22E S18 NWSE Within LEMHI County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 10/31

2.000 CFS

PLACE OF USE: IRRIGATION Within LEMHI County

T15N R21E S13	SWNE	31.00	T15N R21E S13	SENE	36.00
T15N R21E S13	NESE	37.00	T15N R21E S13	NWSE	37.00
T15N R21E S24	SESE	21.00	T15N R21E S25	NENE	26.00
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T15N R22E S18	NESW	4.40	T15N R22E S18 Lot 3	NWSW	38.00
T15N R22E S19 Lot 1	NWNW	39.00	T15N R22E S19 Lot 2	SWNW	40.00
T15N R22E S19 Lot 3	NWSW	37.00			

412.4 ACRES TOTAL

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EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Source is also known as Potato Creek or Spud Creek.

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



Idaho Department of Water Resources

SRBA Recommendation:

73-143

(Irrigation)

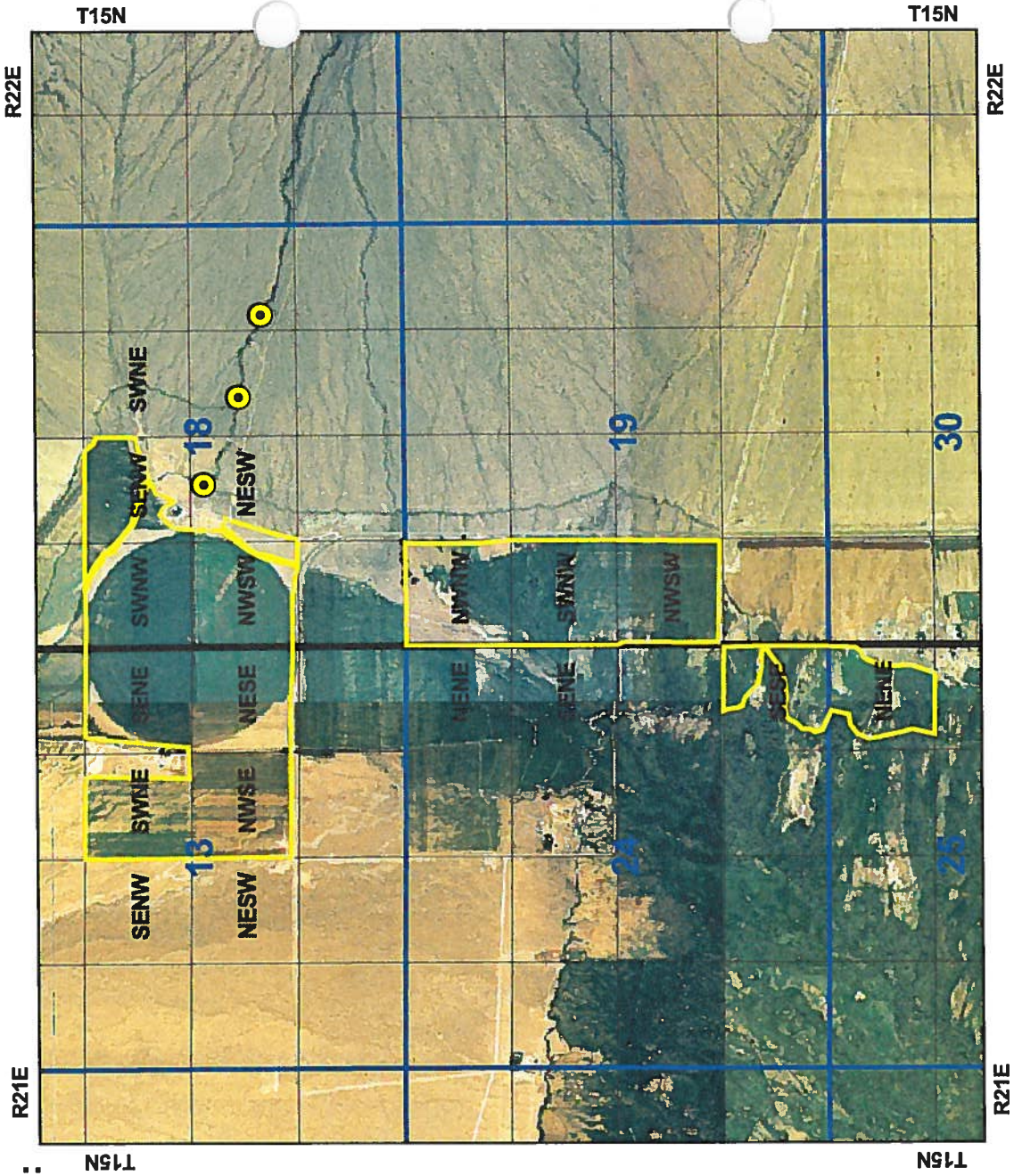
Legend

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



Lemhi County
IDWR Basin 73

Prepared by D. Favreau
On Friday, October 6, 2006
1987/88 Aerial Photography



1.8 Miles

0.9

0



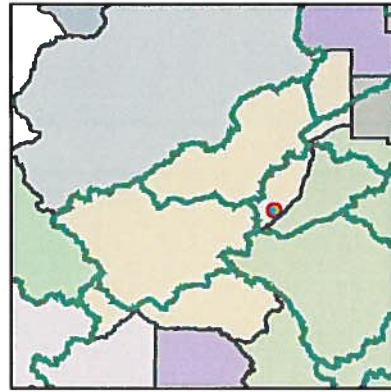
Idaho Department of Water Resources

SRBA Recommendation:

73-142, 73-143

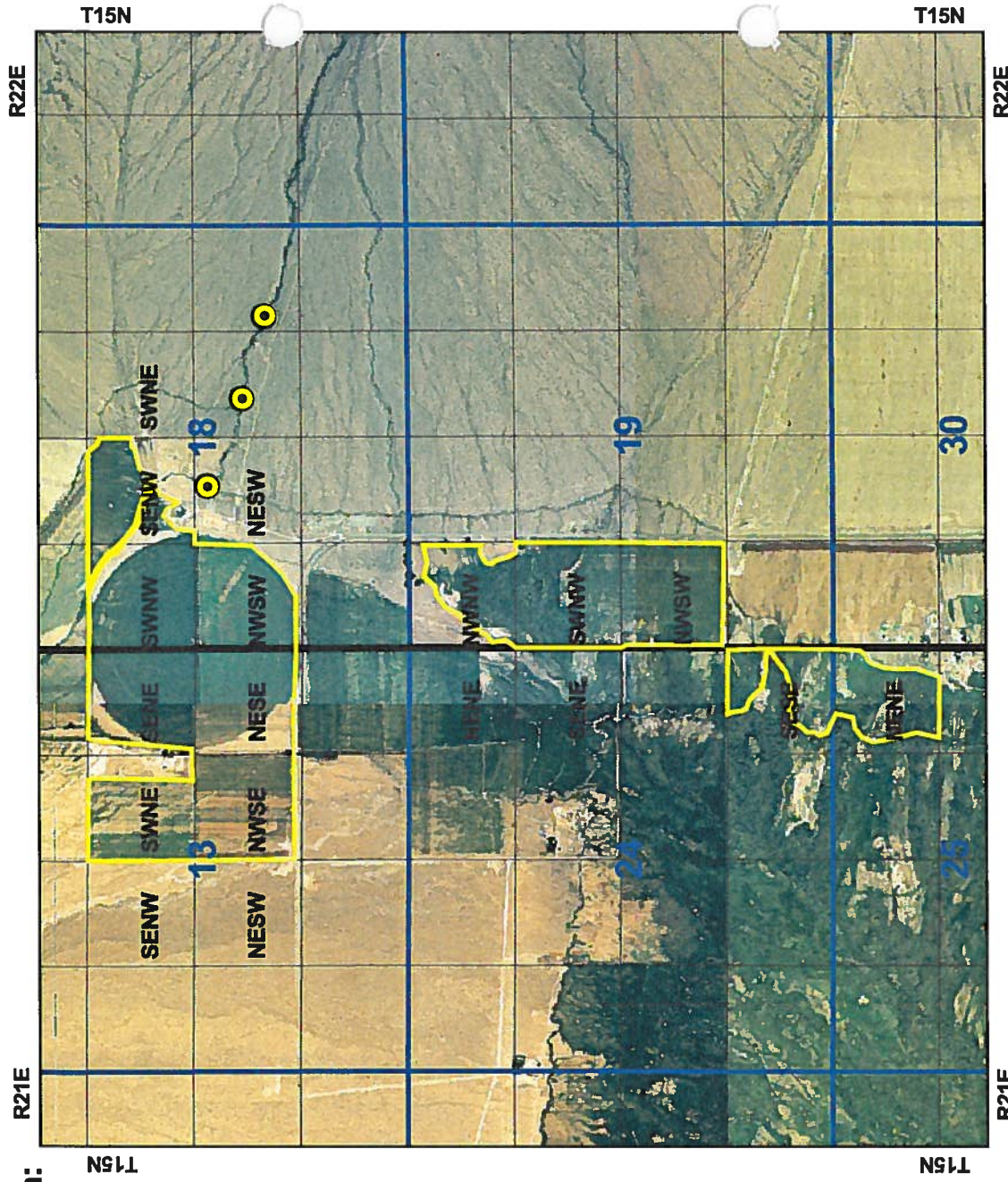
Legend

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



Lemhi County
IDWR Basin 73

Prepared by R. Brown
On Thursday, May 11, 2006
1987/88 Aerial Photography



1.8 Miles

0.9

0

05/11/2006

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

RIGHT NUMBER: 73-143

NAME AND ADDRESS: WHITWORTH RANCHES INC
PO BOX 146
MAY ID 83253

SOURCE: TATER CREEK

TRIBUTARY: PATTERSON CREEK

QUANTITY: 2.000 CFS

PRIORITY DATE: 06/01/1897

POINT OF DIVERSION:

T15N R22E S18 NESW Within LEMHI County

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PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 10/31

2.000 CFS

PLACE OF USE: IRRIGATION Within LEMHI County

T15N R21E S13	SWNE	31.00	T15N R21E S13	SENE	36.00
T15N R21E S13	NESE	37.00	T15N R21E S13	NWSE	37.00
T15N R21E S24	SESE	21.00	T15N R21E S25	NENE	26.00
T15N R22E S18 Lot 2	SWNW	39.00	T15N R22E S18	SENE	26.00
T15N R22E S18 Lot 3	NWSW	34.00	T15N R22E S19 Lot 1	NWNW	23.00
T15N R22E S19 Lot 2	SWNW	40.00	T15N R22E S19 Lot 3	NWSW	37.00

387 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 613.4 acres in a single irrigation season. Combined Right Nos.: 73-128, 73-133, 73-137, 73-138, 73-142, 73-143, 73-2166.

Right Nos. 73-142, 73-143 and 73-2166 are limited to the irrigation of a combined total of 387 acres in a single irrigation season.

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Source is also known as Potato Creek or Spud Creek.

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

DRAFT



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

June 7, 2002

WESTERN AG CREDIT FLCA
C/O DAVID BROWN, ASST VICE PRESIDENT
406 W SOUTH JORDAN PARKWAY STE 500
PO BOX 95850
SOUTH JORDAN UT 84095-0850

RE: NOTICE(S) OF CHANGE OF WATER RIGHT OWNERSHIP
NOTICE(S) OF CLAIM TO A WATER RIGHT 73-13, 73-14, 73-
24A, 73-128, 73-133, 73-137, 73-138, 73-142, 73-143, 73-162, 73-163,
73-164, 73-166, 73-2057, 73-2166, 73-10078, 73-10079

Dear Mr. Brown:

The request for Change of Water Right Ownership concerning the above-referenced Notice(s) of Claim has been processed and the Department's records updated to reflect you as the security interest holder.

The enclosed report shows this change along with listing the elements of the water right being claimed. Please review this report and contact this office if there are corrections or questions.

Respectfully yours,

Jennifer Crabtree
Technical Records Specialist

Enclosures

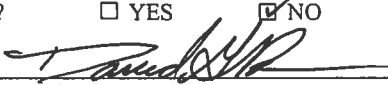
cc: Whitworth Ranches Inc.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Security Interest in a Water Right

And Request for Notification of a Change in Ownership or Any Proposed
Or Final Action to Amend, Transfer, or Otherwise Modify a Water Right

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

1. Water Right No(s): 73-0013, 73-0014, 73-0024A, 73-0028, 73-0033, 73-0037, 73-0038,
~~Adjudication Claim~~ ^{Water Right} No(s): 73-0042, 73-0043, 73-0061, 73-0062, 73-0064, 73-02057,
73-02166, 73-10078, 73-10079, 73-00163 p. d.
2. The following **REQUIRED** information must be submitted with this form:
 - A) Evidence of the security interest. This may be a copy of a **DEED of TRUST, MORTGAGE, CONTRACT OF SALE** or other legal document indicating your interest in the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**
 - B) A **FEE** of \$25.00 per water right or adjudication claim.
3. Name and Mailing Address of Person or Company holding Security Interest
Western Ag Credit, FLCA
% David Brown, Assistant Vice President
P.O. Box 95850, 406 W. South Jordan Pkwy. Suite 500
South Jordan, Utah 84095-0850
4. Name of Water Right Owner/Claimant(s)
Whitworth Ranches, Inc., an Idaho Corporation
5. Expiration Date of Notification Period January 1, 2032
6. Is this a Renewal of Request for Notification? ☐ YES ☒ NO
7. Signature(s) (and title if applicable)

Assistant Vice President

For Office Use Only

Received by <u>UC</u>	Date <u>5-31-02</u>	Fee <u>\$ 425-</u>
Receipted by <u>UC</u>	Date <u>5-31-02</u>	Receipt No. <u>E027866</u>
Processed by _____	AJ Date _____	WR _____ Date _____

RECEIVED

MAY 31 2002

Department of Water Resources
Eastern Region

SCANNED

AUG 29 2001



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

June 27, 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

KENNETH L WRIGHT
WESTERN AGCREDIT FLCA
PO BOX 95850
SOUTH JORDAN UT 84095

RE: NOTICE OF PLEDGE FOR WATER RIGHTS 73-13, 73-14, 73-24A, 73-128, 73-133, 73-137, 73-138, 73-142, 73-143, 73-161, 73-162, 73-163, 73-164, 73-2057, 73-2166, 73-10078, 73-10079

Dear Mr. Wright:

I understand you have spoken with our attorney, Candice McHugh, about the enclosed "Notice of Pledge" and your intention to be added as a party with security interest to the above referenced rights.

Please fill out the enclosed "Notice of Security Interest" and attach a check made payable to Idaho Department of Water Resources in the amount of \$425 (\$25 per water right). Send it back to our office and we will process this request as soon as possible.

Sincerely,

A handwritten signature in cursive script that reads "Jennifer Crabtree". The signature is written in dark ink and is positioned above the printed name and title.

Jennifer Crabtree
Technical Records Specialist

Enclosure



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

April 9, 1999

UTAH PRODUCTION CREDIT ASSN
406 W SOUTH JORDAN PARKWAY STE 500
SOUTH JORDAN UT 84095

RE: ADDITION OF LIEN HOLDER FOR WATER RIGHTS A73-00013,
A73-00014, A73-00024A, A73-00128, A73-00133,
A73-00137, A73-00138, A73-00142, A73-00143,
A73-00161, A73-00162, A73-00163, A73-00164,
A73-02057, A73-02166, A73-10078, A73-10079

Dear Sirs:

The Department's records have been modified to reflect Utah Production Credit Association as a lien holder.

If you have any questions regarding this matter, please feel free to call 525-7161.

Respectfully submitted,

Autumn Jones
Records Clerk

cc: Whitworth Ranches

NOTICE OF PLEDGE

RECEIVED

MAR 29 1999

STATE OF IDAHO
Department of Water Resources
Statehouse
Boise, Idaho 83720

Customer No. 30575851

Department of Water Resources

RECEIVED

APR 01 1999

Attention: Reclamation Engineer

Please be notified that the undersigned have this date executed Mortgages in favor of UTAH PRODUCTION CREDIT ASSOCIATION, covering certain land in LEMHI and CUSTER Counties, State of Idaho, together with all of the Mortgagor's right to use the following:

<u>ADJUDICATION</u> <u>CLAIM #:</u>	<u>SOURCE:</u>	<u>PRIORITY DATE:</u>	<u>RATE:</u>	<u>ACRES</u> <u>FOR USE:</u>
A73-00013	BIG CREEK	5-01-1917	3.00 CFS	611
A73-00014	BIG CREEK	5-01-1917	2.40 CFS	611
A73-00024A	BIG CREEK	5-01-1911	3.40 CFS	611
A73-00128	MORGAN CREEK	3-01-1898	1.60 CFS	699
A73-00133	MORGAN CREEK	6-01-1883	3.20 CFS	699
A73-00137	MORGAN CREEK	5-01-1891	3.20 CFS	699
A73-00138	MORGAN CREEK	6-01-1895	1.60 CFS	699
A73-00142	TATER CREEK	6-01-1886	1.20 CFS	421
A73-00143	TATER CREEK	6-01-1897	2.00 CFS	421
A73-00161	BIG CREEK	11-20-1885	4.80 CFS	611
A73-00162	BIG CREEK	3-27-1888	3.20 CFS	611
A73-00163	BIG CREEK	3-01-1890	4.80 CFS	611
A73-00164	BURNT CREEK	10-29-1903	3.20 CFS	160
A73-02057	BIG CREEK	3-13-1910	3.40 CFS	170
A73-02166	GROUNDWATER	10-06-1966	1.00 CFS	100
A73-10078	SPRING	5-01-1950	1.00 CFS	27
A73-10079	SPRING	11-20-1885	0.15 CFS	
R73-10079	SPRING	11-20-1885	0.15 CFS	

The said Mortgages, given to secure promissory notes of even date, were recorded FEBRUARY 26, 1999 (LEMHI) and MARCH 01, 1999 (CUSTER), in the office of the County Recorders of the above referenced Counties, as Instrument No. 239810 (LEMHI) and 0217600 (CUSTER).

Please file this notice with your records of the above referenced and direct notice of any intended change of the place of use or other change which materially affects the beneficiary's security interest in the said rights to UTAH PRODUCTION CREDIT ASSOCIATION, 406 West South Jordan Parkway (Suite 500), South Jordan, Utah 84095

Dated: FEBRUARY 08, 1999

WHITWORTH RANCHES, INC., an Idaho Corporation

BY: Emma Lu Z. Whitworth
EMMA LU Z. WHITWORTH, President

BY: Judd Whitworth
JUDD WHITWORTH, Secretary

Please sign your names
EXACTLY as they appear
under the signature lines.

Whitworth Ranches Inc.

Filing Fees - Lemhi County - 1

Water Right Number	Regular Fee	Acreage Fee-1 ⁰⁰ P/A.	Remarks	Total Fee
73-00161	50 ⁰⁰	611 ⁰⁰	—	\$661 ⁰⁰
73-00162	50 ⁰⁰	—	AC. Covered on-00161	50
73-00163	50 ⁰⁰	—	↓	50
73-00024	50 ⁰⁰	—	↓	50
73-00013	50 ⁰⁰	—	↓	50
73-00014	50 ⁰⁰	—	↓	50
73-02057	50 ⁰⁰	—	↓	50
73-00133	50 ⁰⁰	699 ⁰⁰	—	\$749 ⁰⁰
73-00137	50 ⁰⁰	—	AC. Covered on-00133	50
73-00138	50 ⁰⁰	—	↓	50
73-00128	50 ⁰⁰	—	↓	50
73-00142	50 ⁰⁰	27 ⁰⁰	394 AC. Covered on 00133	77
73-00143	50 ⁰⁰	—	AC. Covered on 00133 & 00142	50
73-02166	50 ⁰⁰	—	AC. Covered on 00133 & 00142	50
73-10078 New Claim to Number	50 ⁰⁰	27 ⁰⁰	New claim-27 AC	77

A²³ 10079.

25⁰⁰ Total Amount due = \$2114⁰⁰

25

\$2139

MICROFILMED

DEC 14 1992