

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

RIGHT NUMBER: 67-460

NAME AND ADDRESS:

WALLACH IX LLC
PO BOX 5667
INCLINE VILLAGE NV 89450

SOURCE: Source: Tributary:
LITTLE WEISER RIVER WEISER RIVER

QUANTITY: 0.300 CFS
0.000 AFY

PRIORITY DATE: 06/01/1882

POINT OF DIVERSION:

T14N R01W S4 NESW
Within ADAMS County

~~T14N R01W S4 SESESW~~
~~Within ADAMS County~~

PURPOSE AND PERIOD OF USE:	Purpose of use	Period of use:	Quantity:
	IRRIGATION	03/15 10/31	0.300 CFS

PLACE OF USE:	IRRIGATION	within ADAMS County
	<u>T15N R01W S32 SWSE 18.0</u>	~~<u>T15N R01W S32 SWSE 9.0</u>~~
	<u>T15N R01W S32 SESE 16.0</u>	~~<u>T15N R01W S32 SESE 15.0</u>~~
	<u>34 ACRES TOTAL</u>	~~<u>24 ACRES TOTAL</u>~~

This right is limited to the irrigation of 24.0 acres within the place of use described above in a single irrigation season.

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

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

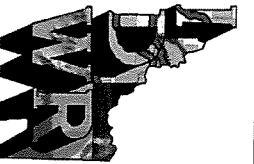
EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

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

Use of this right is combined with water from Little Weiser Irrigation District.

~~Use of this right is combined with water from Little Weiser Irrigation District.~~

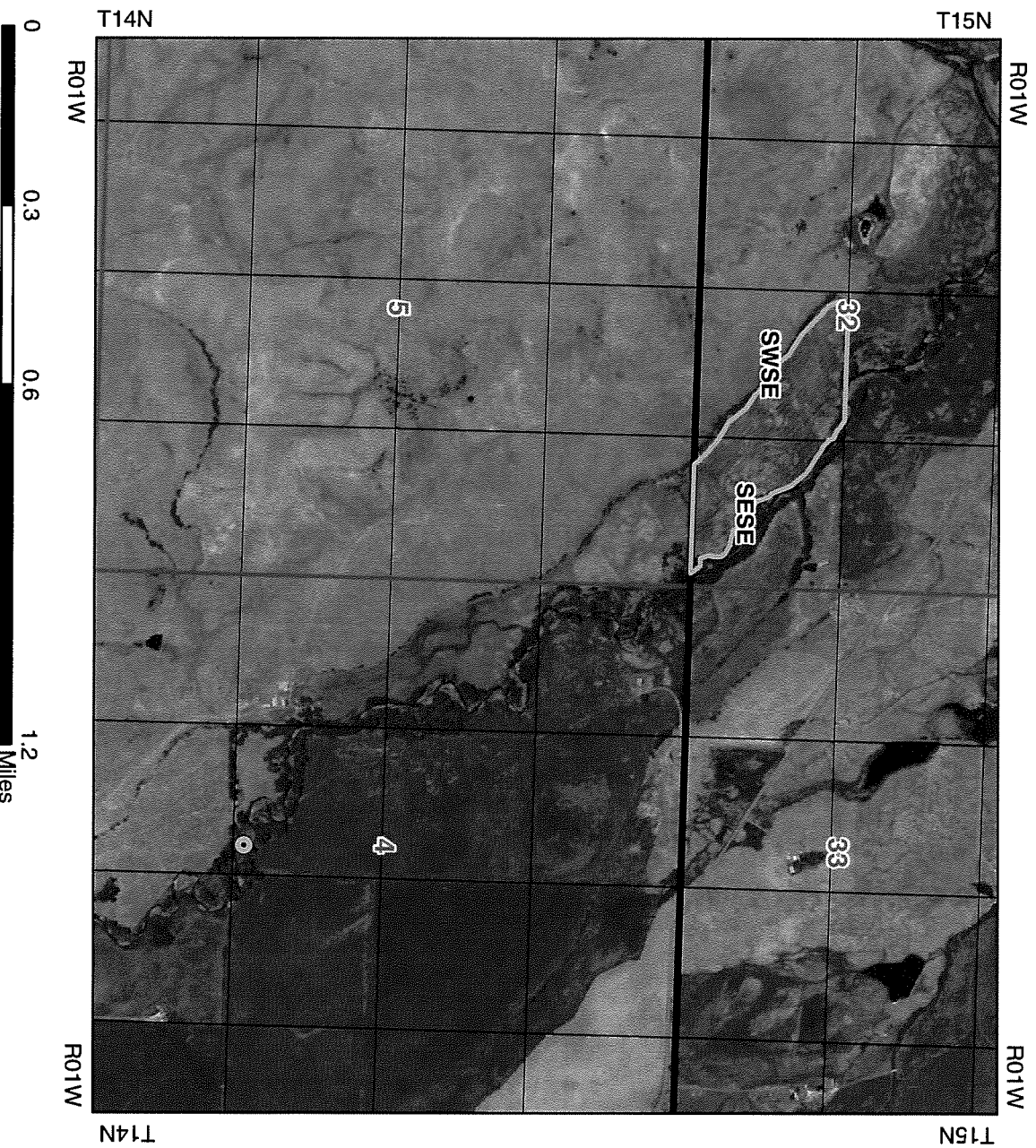
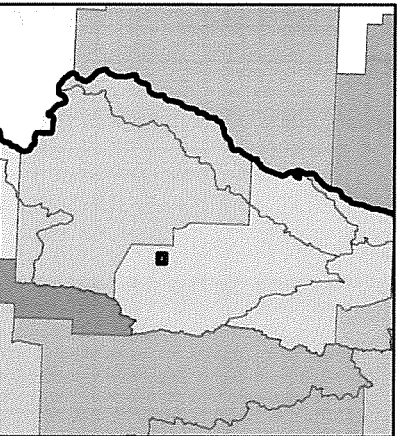
Idaho Department of Water Resources



SRBA Recommendation
67-460
(IRRIGATION)

Legend

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



Adams County
IDWR Basin 67
Prepared by Craig Saxton
On November 25, 2008
2004 Aerial Photography

RECEIVED

JUL 31 2008

DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

JUL 29 2008

By _____ Clerk

Deputy Clerk

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

In Re SRBA

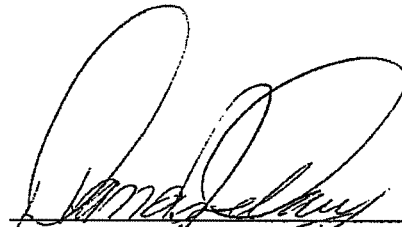
Case No. 39576

) Subcase: 67-00460 and 67-00461
)
)

) NOTICE VACATING INITIAL HEARING
)
)

NOTICE IS GIVEN THAT the Initial Hearing set for 2:30 p.m. on August 6, 2008, in the
above subcases is vacated.

DATED July 29, 2008.



Deputy Clerk
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the NOTICE VACATING INITIAL HEARING was mailed on July 30, 2008, with sufficient first-class postage to the following:

WALLACH IX LLC

Represented by:

SCOTT L CAMPBELL

101 S CAPITOL BLVD 10TH FLOOR

PO BOX 829

BOISE, ID 83701-0829

Phone: 208-345-2000

DIRECTOR OF IDWR

PO BOX 83720

BOISE, ID 83720-0098

Memo

Date: February 22, 2008

To: Chris Bromley

From: Craig L. Saxton

Subject: Objection review for 67-460 and 67-461

The claimant is represented by Scott Campbell and I wanted to discuss the possibility of soliciting a SF5

67-460 and 67-461 were both objected to by the claimant. There are 4 main points to the objections:

Point 1:

Ownership: We have fixed that. *Done*

Point 2:

Remark identified that water was combine with water from the Weiser Irrigation District. It should read the **Little** Weiser Irrigation District. I agree and this has been changed.
Done

Point 3:

They are objecting to the fact that on both rights, we have recommended less acreage than was claimed. The reason for this is that both rights were decreed in Muir v Allison and they claim and irrigate more acres that were decreed under each right.

No flood water claims were filed. If they were, the practice was to disallow these rights unless they could show the flood water didn't belong to Little Weiser Irrigation District (LWID).

Proposed solution:

67-460: I propose recommending irrigation of 24 acres within a ³⁴~~35~~ acre POU that I calculated using ArcView. The additional acreage would assume to be irrigated from LWID. Normally I would add an accomplished change in POU remark to this as well. There could be some flexibility since we haven't changed the 40 acre tracts the decree spoke about.

67-461: I propose recommending irrigation of 36.8 acres within a 48 acre POU tat I calculated using ArcView. The additional acreage would assume to be

irrigated from LWID. I would need to add an accomplished change in POU remark.

Point 4:

67-460: They objected to the POD location we recommended.

Claimed: T14N, R1W, S4, SWNESW

Recommended: T14N, R1W, S4, **SE**NESW

The recommended POD was taken using a GPS on July 11, 2005. The claimed POD location is wrong. However, I would be willing to drop the 10 acre designation completely.

67-461: We recommended the exactly what they claimed so there is no need to change anything on the POD for this right.

Additional information:

67-460: Decreed for 0.30 cfs: @ 5/8 in per acre = 24.0 acres

67-461: Decreed for 0.46 cfs: @ 5/8 in per acre = 36.8 acres

Got Evidence that POD

13 in S. 15 11-25-08

C. Smith



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

June 11, 2008

SCOTT L CAMPBELL
MOFFATT THOMAS BARRETT ROCK & FIELDS
PO BOX 829
BOISE ID 83701-0829

Re: Objection to Snake River Basin Adjudication (SRBA) claims 67-460 and 67-461
(Wallach IX, LLC)

Dear Mr. Campbell,

Initial hearings for objections filed in Basin 67 are tentatively scheduled for August 2008. I have been reviewing objections filed for SRBA recommendations in Basin 67. After reviewing the objections filed on behalf of your client to recommendations made for 67-460 and 67-461, it appears there are some initial steps that could be taken to save time at the initial hearings, if not reach an agreement that would result in resolving the objection through an SF5.

67-460:

The objection filed for 67-460 pointed out 4 main issues:

1) Name and address:

Should be: Wallach IX, LLC, Attn: Bob Elias, P.O. Box 5667, Incline Village, NV 89450

A completed change of ownership form was received on June 22, 2007 requesting the ownership to be changed to:

Wallach IX, LLC
P.O. Box 5667
Incline Village, NV 89450

IDWR processed the change and submitted an NCAP to the court. Substitution of party was processed on 8-13-2007.

2) Point(s) of Diversion:

Should be: T14N, R1W, S4, SWNESW

The recommended POD reflected a different 10 acre tract than was claimed: T14N, R1W, S4, SENESW

The point of diversion location recommended for 67-460 was recorded using a GPS on 6/11/05. This put the location of the point of diversion in the SENESW.

IDWR could remove the 10 acre designation on the recommended POD.

3) Place of Use:

Should be: *T15N, R1W, Section 32, SWSE – 18 acres*
 T15N, R1W, Section 32, SESE – 16 acres

67-460 was originally described in the Muir v. Allison decree. The Muir v. Allison decree described the duty of water to be 5/8 inch per acre.

67-460 was decreed for 0.30 cfs: 0.30 cfs @ 5/8 in per acre = 24 acres

Since this water is used in conjunction with water supplied by the Little Weiser Irrigation District, the recommended place of use could be changed to reflect the POU described in the objection, with the addition of a remark limiting the use of this right to the original 24 acres that was decreed.

4) Explanatory language on the director's report inaccurately refer to the Weiser Irrigation District. It should refer to the Little Weiser Irrigation District.

Agreed – This change can be made.

67-461:

The objection filed for 67-461 pointed out 4 main issues:

1) Name and address:

Should be: Wallach IX, LLC, Attn: Bob Elias, P.O. Box 5667, Incline Village, NV 89450

A completed change of ownership form was received on June 22, 2007 requesting the ownership to be changed to:

Wallach IX, LLC
P.O. Box 5667

Incline Village, NV 89450

IDWR processed the change and submitted an NCAP to the court. Substitution of party was processed on 8-13-2007.

2) Point(s) of Diversion:

Should be: T14N, R1W, S4, SWNWSE

IDWR records indicate that the recommended POD location is the same as requested in the objection and therefore there is no discrepancy and no need to make changes to the recommended POD.

3) Place of Use:

Should be: T15N, R1W, Section 32, SESE – 20 acres
T15N, R1W, Section 32, NESE – 20 acres
T15N, R1W, Section 33, SWSW – 20 acres

67-461 was originally described in the Muir v. Allison decree. The Muir v. Allison decree described the duty of water to be 5/8 inch per acre.

67-461 was decreed for 0.46 cfs: $0.46 \text{ cfs} @ 5/8 \text{ in per acre} = 36.8 \text{ acres}$

I reviewed the 1987 aerial photography and according to the photography I found what appears to be 53 irrigated acres within the claimed POU:

T15N, R1W, Section 32, SESE – 14 acres
T15N, R1W, Section 32, NESE – 17 acres
T15N, R1W, Section 33, SWSW – 21 acres

Without further evidence supporting additional irrigated ground, I could support amending the recommended POU to reflect 52 acres of irrigation as described above, and limiting the irrigation under this right to the 36.8 acres originally decreed to this right.

4) Explanatory language on the director's report inaccurately refer to the Weiser Irrigation District. It should refer to the Little Weiser Irrigation District.

Agreed – This change can be made.

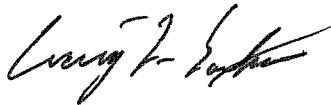
For your convenience I am enclosing draft copies of what the recommendations would look like if they were to reflect the changes discussed above.

If these changes are acceptable to your client and you are interested in pursuing settlement prior to the upcoming initial hearings, please contact me and I will prepare an SF5 for your review.

Or if there is additional information you would like me to review prior to initial hearings in August, I would be more than happy to look over anything submitted.

Please feel free to contact me with any questions.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Craig L. Saxton". The signature is fluid and cursive, with a long horizontal stroke at the end.

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

Enclosure(s)

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-460 V1

WATER RIGHT NUMBER: 67-460 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	M L HUFF BOX 100 CAMBRIDGE, ID 83610 (208)257-3421
Original Owner	A S BYERS , ZZ
Original Owner	JACK W HUFF BOX 100 CAMBRIDGE, ID 83610 (208)257-3421
Original Owner	LAURIE V BANKHEAD PO BOX 1085 FALLON, NV 89406
Original Owner	ARMAND R BANKHEAD JR PO BOX 1085 FALLON, NV 89406
Directors Report Owner	GROVER A MYERS PO BOX 573 BUFFALO, WY 82834 (307)684-5463
Directors Report Owner	PATRICIA LARKIN MYERS PO BOX 573 BUFFALO, WY 82834 (307)684-5463
Current Owner	WALLACH IX LLC PO BOX 5667 INCLINE VILLAGE, NV 89450 (775)831-3797

Priority Date: 06/01/1882

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
LITTLE WEISER RIVER	WEISER RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 10/31	0.300 CFS	
	<u>Total Diversion:</u>	0.300 CFS	

Location of Point(s) of Diversion

LITTLE WEISER RIVER	SE1/4NE1/4SW1/4	Sec. 4, Twp 14N, Rge 01W, B.M.
ADAMS County		

Place of Use

IRRIGATION

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-460 V1

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
15N	01W	32															9.0	15.0	24.0

Total Acres: 24

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. W01 Use of this right is combined with water ~~from Little Weiser Irrigation District~~

Remarks:Comments:

1. mcase 7/23/2004 POD
Comment: Updated shape

2. mcase 7/23/2004 POU
Comment: Updated Shape

3. mcase 7/23/2004 POU
Comment: Updated Shape

4. mcase 7/23/2004 POU
Comment: POU shape created using claim map. Decreed for 24 acres. Claimed 40 acres.

5. mmount 3/3/2006 comment
Comment: Water is also serviced by Weiser Irrigation District

6. mmount 3/10/2006 POD
Comment: According to Rogers data the pod is called the Underwood Ditch POD however according to claimants the ditch to which it feeds is actually called the Baily Hutchinson ditch. Monica VB took a Mannings measurement which was calculated to have a flow of 108.74 cfs.

7. mvanbussum 8/29/2007 Irrigation District
Comment: Changed name of irrigation district in recommendation from Weiser Irrigation District to Little Weiser Irrigation District.

RECEIVED

AUG 22 2007

DEPARTMENT OF
WATER RESOURCES

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

In Re SRBA)

Case No. 39576)

A. Subcase 67-460

(Insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Wallach IX, LLC Attn: Bob Elias

Address: P.O. Box 5667

Incline Village, NV 89450

Daytime Phone: 775-831-3797

Name & Address of Attorney, if any:

Scott L. Campbell

Moffatt Thomas Barrett Rock & Fields

P.O. Box 829, Boise, ID 83701-0829

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

Name: Please see Item E. - Subsequent to the issuance of the Director's

Address: Report Wallach IX, LLC filed a Notice of Change of Water Right
Ownership.

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

1. ☒ **Name and Address**
Should be: Wallach IX, LLC, Attn: Bob Elias, P.O. Box 5667, Incline Village, NV 89450
2. ☐ **Source**
Should be: _____
3. ☐ **Quantity**
Should be: _____
4. ☐ **Priority Date**
Should be: _____
5. ☒ **Point(s) of Diversion**
Should be: T14N R01W S4 SW NE SW
6. ☐ **Instream Flow Description**
Should be: _____
7. ☐ **Purpose(s) of Use**
Should be: _____
8. ☐ **Period of Year**
Should be: _____
9. ☒ **Place of Use** T15N, R1W, Section 32, SWSE - 18 acres
Should be: T15N, R1W, Section 32, SESE - 16 acres

11. **I object because:**

- ☐ This water right should not exist.
- ☐ This water right was not recommended, but should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTION(S): The Director's Report incorrectly omitted
approximately 10 acres which have been irrigated since 1921 and incorrectly described the
point of diversion. Also, explanatory language on the Director's Report inaccurately refers
to the Weiser Irrigation District. It should refer to the Little Weiser Irrigation District.
Additionally, subsequent to the issuance of the Director's Report, a Notice of Change of
Water Right Ownership was filed with IDWR on June 20, 2007.

F. VERIFICATION (Must be Completed)

State of Idaho)
)ss.
County of Ada)

Scott L. Campbell, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

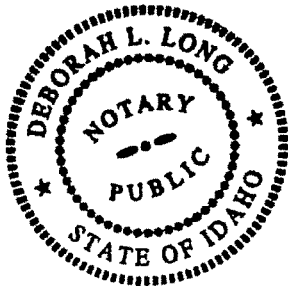
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

(Signature of person filing objection)

Scott L. Campbell

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: August 21st, 2007



Notary Public for Idaho

Residing at: Boise, Idaho

My Commission Expires: 10/10/07

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. **FAX filings will not be accepted.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on August 21, 2007, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

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

2. One copy to the claimant of the water right at the following address:

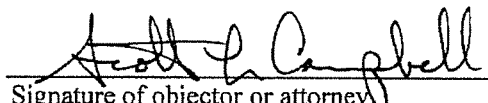
Name: Wallach IX, LLC
Address: Attn: Bob Elias, P.O. Box 5667
Incline Village, NV 89450

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

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

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724


Signature of objector or attorney
mailing on Objector's behalf

11/14/2006

NOTICE OF ERROR
REPLY

DEC 12 2006

DEPARTMENT OF
WATER RESOURCES

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

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

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: December 8, 2006

Water right number: 67-460 **67-460**

GROVER A MYERS
PO BOX 573
BUFFALO WY 82834
Telephone Number: (307)684-5463

PATRICIA LARKIN MYERS
PO BOX 573
BUFFALO WY 82834
Telephone Number: (307)684-5463

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):
2. Describe the changes you wish to make in the proposed recommendation:
3. Give a brief explanation as to why you disagree with these portions:

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

DATE: 12-4-06

SIGNATURE: Grover Myers Patricia Larkin Myers

Please print your name: GROVER A. MYERS PATRICIA LARKIN MYERS

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

SCANNED
DEC 13 2006

11/14/2006

NOTICE OF ERROR
REPLY

DEC 14 2006
DEPARTMENT OF
WATER RESOURCES

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

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

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: December 8, 2006

Water right number: 67-11423

GROVER A MYERS
PO BOX 573
BUFFALO WY 82834
Telephone Number: (307) 684-5463

PATRICIA LARKIN MYERS
PO BOX 573
BUFFALO WY 82834
Telephone Number: (307) 684-5463

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

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

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

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

DATE: 12-4-06

SIGNATURE:

Grover A Myers Patricia Larkin Myers

Please print your name: GROVER A MYERS PATRICIA LARKIN MYERS

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

SCANNED

DEC 13 2006

11/21/2006

**NOTICE OF ERROR
REPLY**

RECEIVED

DEC 12 2006

DEPARTMENT OF
WATER RESOURCES

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

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

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: 12/13/2006

Water right number: 37-20359

CONNIE CHESNEL

PO BOX 4023

KETCHUM ID 83340

Telephone Number: (208)720-0878

JEAN-PIERRE CHESNEL

PO BOX 4023

KETCHUM ID 83340

Telephone Number: (208)720-0878

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

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

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

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

DATE:

12/7/06

SIGNATURE:

Connie Chesnel

Please print your name: _____

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

SCANNED

DEC 13 2006

07/30/2007

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

RIGHT NUMBER: 67-460

NAME AND ADDRESS: WALLACH IX LLC
PO BOX 5667
INCLINE VILLAGE NV 89450

SOURCE: LITTLE WEISER RIVER

TRIBUTARY: WEISER RIVER

QUANTITY: 0.300 CFS

PRIORITY DATE: 06/01/1882

POINT OF
DIVERSION:

T14N R01W S4 SENESW Within ADAMS County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	03/15 10/31	0.300 CFS
PLACE OF USE:	<u>IRRIGATION in ADAMS County</u>		
	T15N R01W S32 SWSE 9.00	T15N R01W S32 SESE	15.00

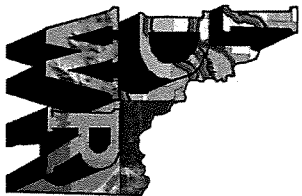
24 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Use of this right is combined with water from Weiser Irrigation District.



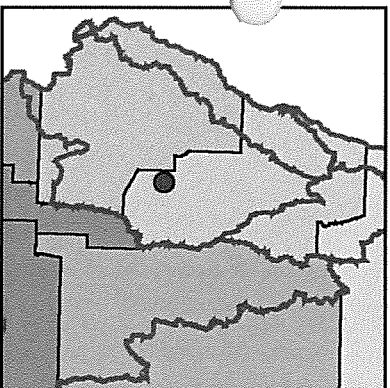
Idaho Department of Water Resources

Adjudication Claim Number: **67-460**

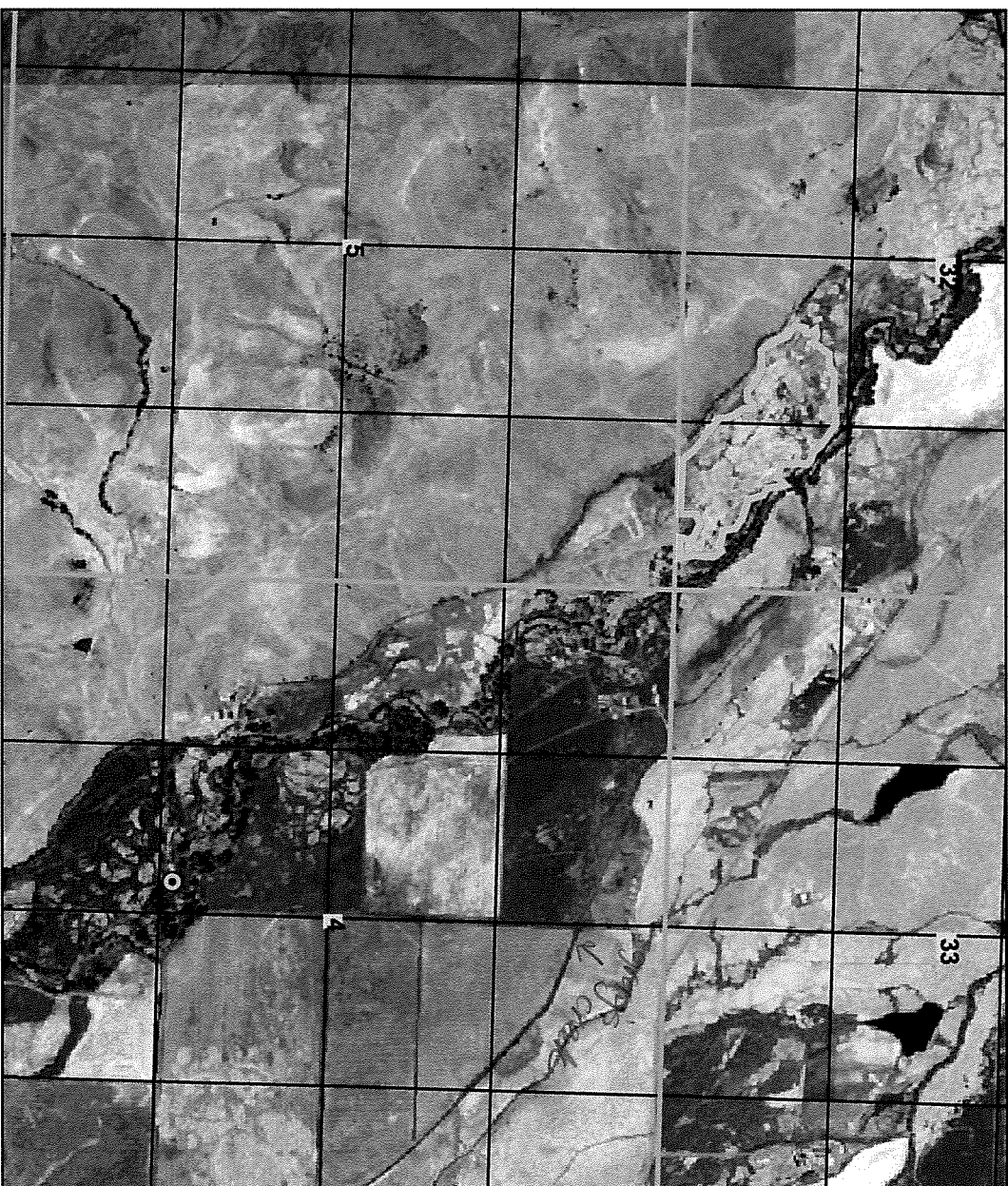
T14N R01W
T15N R01W

Legend

-  67_460_recpod.shp
-  67_460_recpo.shp
-  Section Lines
-  Quarter Lines



Washington County
IDWR Basin 67



Prepared by M. Mount
On Friday, March 10, 2006
1987 Aerial Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-460 V1

WATER RIGHT NUMBER: 67-460 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	M L HUFF BOX 100 CAMBRIDGE, ID 83610 (208)257-3421
Original Owner	A S BYERS , ZZ
Original Owner	JACK W HUFF BOX 100 CAMBRIDGE, ID 83610 (208)257-3421
Original Owner	LAURIE V BANKHEAD PO BOX 1085 FALLON, NV 89406
Original Owner	ARMAND R BANKHEAD JR PO BOX 1085 FALLON, NV 89406
Directors Report Owner	GROVER A MYERS PO BOX 573 BUFFALO, WY 82834 (307)684-5463
Directors Report Owner	PATRICIA LARKIN MYERS PO BOX 573 BUFFALO, WY 82834 (307)684-5463
Current Owner	WALLACH IX LLC PO BOX 5667 INCLINE VILLAGE, NV 89450 (775)831-3797

Priority Date: 06/01/1882

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
LITTLE WEISER RIVER	WEISER RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 10/31	0.300 CFS	
	<u>Total Diversion:</u>	0.300 CFS	

Location of Point(s) of Diversion

LITTLE WEISER RIVER	SE1/4NE1/4SW1/4	Sec. 4, Twp 14N, Rge 01W, B.M.
ADAMS County		

Place of Use

IRRIGATION

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-460 V1

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
15N	01W	32															9.0	15.0	24.0

Total Acres: 24

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. W01 Use of this right is combined with water from Weiser Irrigation District.

Remarks:Comments:

1. mcase 7/23/2004 POD

Comment: Updated shape

2. mcase 7/23/2004 POU

Comment: Updated Shape

3. mcase 7/23/2004 POU

Comment: Updated Shape

4. mcase 7/23/2004 POU

Comment: POU shape created using claim map. Decreed for 24 acres. Claimed 40 acres.

5. mmount 3/3/2006 comment

Comment: Water is also serviced by Weiser Irrigation District

6. mmount 3/10/2006 POD

Comment: According to Rogers data the pod is called the Underwood Ditch POD however according to claimants the ditch to which it feeds is actually called the Baily Hutchinson ditch. Monica VB took a Mannings measurement which was calculated to have a flow of 108.74 cfs.

Water Supply Bank:



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

July 17, 2002

GROVER A MYERS
PATRICIA LARKIN MYERS
PO BOX 573
BUFFALO WY 82834

Re: Notice of Claim to a Water Right No. 67-460, 67-461 & 67-11423

Dear Claimant(s):

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

The Department will contact you in the future concerning any requirements that may be needed in order to process this claim for final court decree.

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

Sincerely,

Denise Hatfield
Office Specialist 1
Adjudication Section
Western Region Office

DH: dh

Enclosure

SCANNED
APR 06 2004



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

December 30, 1993

RE: Notice of Claims to Water Right Nos. A67-00460, A67-00461 and
A67-11423

Armand R. Bankhead, Jr. and
Laurie V. Bankhead
P.O. Box 1085
Fallon, NV 89406

Dear Mr. and Mrs. Bankhead:

Enclosed are copies of the above referenced claims which reflect the change in ownership of the lands and appurtenant water rights covered under the original filings, which were claimed by Jack and M. L. Huff.

While reviewing the Notice of Change of Ownership form, I found that there is an error on the place of use description on Claim No. A67-11423. In order to correct this error, I have enclosed an "Amended" Notice of Claim to a Water Right No. A67-11423. Once you sign this form in the presence of a notary public and return it to my attention, I can correct the township description on the place of use within Section 5 of this claim.

The Department will contact you in the future concerning any other requirements that may be needed in order to process these claims for final court decree. If you have any questions concerning the enclosed claims, please feel free to contact me.

Sincerely,

KAY WALKER
Sr. Water Resource Agent
Adjudication Bureau

KW:k
Enclosures

MICROFILMED
AUG 05 1994

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 67-460
Date Received: 1/3/1990
Receipt No: W007362
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

WALLACH IX LLC Phone: (775)831-3797

PO BOX 5667
INCLINE VILLAGE NV USA 89450

2. Date of Priority: 06/01/1882

3. Source: LITTLE WEISER RIVER Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot			County	Type
14N	01W	4	SW	NE	SW	ADAMS	

5. Description of diverting works:

HEADGATE AND LATERALS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	10/15	0.3	

7. Total Quantity Appropriated is:
0.3 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
15N	01W	32	SW	SE	IRRIGATION	20
			SE	SE	IRRIGATION	20
					Section Acres	40
					Total Acres	40

11. Place of use in counties: ADAMS

12. Do you own the property listed above as place of use? No

13. Other Water Rights Used:

14. Remarks:

Ownership changed by DH 7/16/2002

THIS WATER CARRIED IN THE UNDERWOOD DITCH (AKA MONDAY GULCH?) OWNERSHIP CHANGED BY KW 12/30/1993.

15. Basis of Claim: Decreed

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.

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

RECEIVED

JUN 22 2007

**DEPARTMENT OF
WATER RESOURCES**

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

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case 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
67-460	67-460	☒			
67-461	67-461	☒			
67-471	67-471				
67-11423	67-11423	☒			

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**.

SEE ATTACHMENT A

C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

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

3. Name and Address of Former Owner/Claimant(s) Grover A. Myers and Patricia Larkin Myers
P.O. Box 573, Buffalo, WY 82834
4. New Owner/Claimant(s) Wallach IX, LLC
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
 New Mailing Address P.O. Box 5667
 City, State and ZIP Code Incline Village, NV 86450
 New Telephone Number (775) 831-3797
5. Date you acquired the property April 9, 2007

RECEIVED

JUN 20 2007

**WATER RESOURCES
WESTERN REGION**

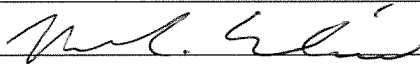
SCANNED

JUN 22 2007

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) Robert C. Elias, Manager, Wallach IX, LLC

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 _____
 Received by _____ Date _____ Receipt No. _____
 Processed by SH AJ Date 7-30-07 WR _____ Date _____

NCAP prepared 8-08-07

SCANNED

AUG - 8 2007

SCANNED

JUN 7 2 2007



IDWD
Order No. 100-07-207

Instrument # 114101
COUNCIL, ADAMS, IDAHO
2007-04-13 02:44:05 No. of Pages: 2
Recorded for : TIMBERLINE TITLE & ESCROW
SHERRY WARD Fee: 6.00
Ex-Officio Recorder Deputy *[Signature]*
Index to DEED

WARRANTY DEED

For Value Received,

Grover A. Myers and Patricia Larkin Myers, husband and wife

GRANTOR(s), do(es) hereby GRANT, BARGAIN, SELL and CONVEY unto

Wallach IX LLC, a Nevada Limited Liability Company

GRANTEE(s), whose address is: **PO Box 5667, Incline Village, NV 89450**

the following described real property, to-wit:

See Attached Schedule A

TO HAVE AND TO HOLD the premises with its 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 said premises are free from all encumbrances except the current year's taxes and assessments, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record and that they will warrant and defend the same from all lawful claims whatsoever.

DATED this 9th day of April, 2007.

Grover A. Myers
Grover A. Myers

Patricia Larkin Myers
Patricia Larkin Myers

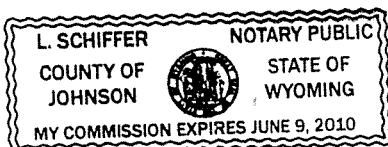
State of Wyo)

ss

County of Johnson

On this 9 day of April, 2007 before me Rain Schiffer a notary public in and for said State, personally appeared Grover A. Myers and Patricia Larkin Myers 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.

R. Schiffer
Notary Public
Residing at: 995 Main Buffalo Wyo 82834
Commission Expires: June 9, 2010



SCANNED

JUN 22 2007

Order # 100-07-201

Schedule A

Township 14 North, Range 1 West, Boise Meridian, Adams County, Idaho

Section 5: Lots 2, 3, 4, SW1/4NE1/4, S1/2NW1/4

Section 6: S1/2NE1/4, NE1/4SE1/4

Township 15 North, Range 1 West, Boise Meridian, Adams County, Idaho

Section 32: S1/2SE1/4, SW1/4SW1/4, all that part of the SE1/4NE1/4, NE1/4SE1/4 lying South of West Indian Valley Road

Section 33: All that part of the W1/2SW1/4 lying South of West Indian Valley Road

Actual receipt
Deed

SCANNED

JUN 22 2007

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 67-460
Date Received: 1/3/1990
Receipt No: W007362
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

GROVER A MYERS
PO BOX 573
BUFFALO WY USA 82834

Phone: (307) 684-5463

PATRICIA LARKIN MYERS
PO BOX 573
BUFFALO WY USA 82834

Phone: (307) 684-5463

2. Date of Priority: 06/01/1882

3. Source: LITTLE WEISER RIVER Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot			County	Type
14N	01W	4	SW	NE	SW	ADAMS	

5. Description of diverting works:

HEADGATE AND LATERALS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	10/15	0.3	

7. Total Quantity Appropriated is:
0.3 C.F.S.

8. Total consumptive use:

SCANNED
APR 06 2004

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
15N	01W	32	SW	SE	IRRIGATION	20
			SE	SE	IRRIGATION	20
					Section Acres	40
					Total Acres	40

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:

14. Remarks:

Ownership changed by DH 7/16/2002

THIS WATER CARRIED IN THE UNDERWOOD DITCH (AKA MONDAY GULCH?) OWNERSHIP CHANGED BY KW 12/30/1993.

15. Basis of Claim: Decreed

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

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

RECEIVED
JUN 20 2002
WATER RESOURCES
WESTERN REGION

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

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
	A67-00460	<u>NO</u>			
	A67-00461	<u>NO</u>			
	A67-11423	<u>NO</u>			

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts. N/A
- 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) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) Laurie V. Bankhead or Armand R. Bankhead Jr.
P.O. Box 1085, Fallon, NV 89406
4. New Owner/Claimant(s) Grover A Myers or Patricia Larkin Myers
Name Connector (Check one): ☐ and ☒ or, ☐ and/or
- New Mailing Address P.O. Box 573
- City, State and ZIP Code Buffalo, WY 82834
- New Telephone Number (307) 684-5463
5. Date you acquired the property June 10, 2002

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) *X* Gordon A. Myers
(include title if applicable) *X* Patricia Larkin Myers

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 <u>DA</u>	Date <u>6/20/02</u>	Fee _____
Receipted by _____	Date _____	Receipt No. _____
Processed by _____	AJ Date _____	WR _____ Date _____

For Value Received, LAURIE V. BANKHEAD, a widow

the grantor, does hereby grant, bargain, sell and convey unto
GROVER A. MYERS and PATRICIA LARKIN MYERS, husband and wife

the grantees, whose current address is P.O. Box 573, Buffalo, WY 82834

the following described premises, in Adams County, Idaho, to-wit:..

Township 14 North, Range 1 West, Boise Meridian, Adams County, Idaho

Section 5: Lots 2, 3, 4, SW1/4NE1/4, S1/2NW1/4

Section 6: S1/2NE1/4, NE1/4SE1/4

Township 15 North, Range 1 West, Boise Meridian, Adams County, Idaho

Section 32: S1/2SE1/4, SW1/4SW1/4, all that part of the

SE1/4NE1/4, NE1/4SE1/4 lying South of West Indian Valley Road

Section 33: All that part of the W1/2SW1/4 lying South of West
Indian Valley Road

TOGETHER WITH eighty-eight (88) shares of Little Weiser Irrigation District
water and all other appurtenant water rights.

TO HAVE AND TO HOLD THE said premises, with their appurtenances unto the said Grantees,
their heirs and assigns forever. And the said Grantor does hereby covenant to and with the
said Grantees, that she is the owner in fee simple of said premises; that they are free
from all encumbrances excepting for all easements of record, rights of way, matters
visible, and all matters of record and title and that she will warrant and defend the same
from all lawful claims whatsoever.

Date: June 7, 2002

Laurie V. Bankhead

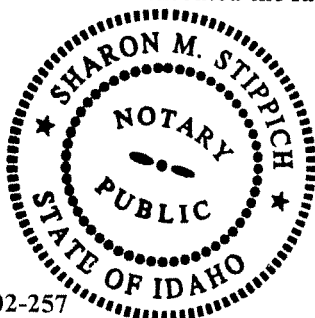
LAURIE V. BANKHEAD

STATE OF Idaho)
COUNTY OF Adams : ss)

On this 7th day of June in the year of 2002, before me, a Notary Public in and for said State, personally appeared

LAURIE V. BANKHEAD

known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged
to me that she executed the same.



Sharon M. Stippich
Notary Public
Residing at: Indian Valley
Commission expires: 7-5-07

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: **A67-00460**
Date Received: 1/ 3/1990
Receipt No: W007362
Received By: _____

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

1. Name: ARMAND R BANKHEAD JR
Address: PO BOX 1085
FALLON NV 89406

AND

Name: LAURIE V BANKHEAD
Address: PO BOX 1085
FALLON NV 89406

2. Date of Priority: JUN 1, 1882

3. Source: LITTLE WEISER RIVER Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
14N	01W	4	SW	NE	SW		ADAMS

5. Description of diverting works:
HEADGATE AND LATERALS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	10/15	0.300		

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

8. Total consumptive use is 120.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NA

MICROFILMED
AUG 05 1994

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
15N	01W	32	SW	SE		IRR	20.0
			SE	SE		IRR	20.0
Section Acres							40.0
Total Acres							40.0

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:
LITTLE WEISER IRR. SHARES 50

14. Remarks:
THIS WATER CARRIED IN THE UNDERWOOD DITCH (AKA MONDAY GULCH?)
OWNERSHIP CHANGED BY KW 12/30/1993.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

JOHN T. MUIR

Decree Plaintiff

WILLIAM ALLISON

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

Signature of Claimant(s): _____ Date: _____

Date: _____

MICROFILMED

AUG 05 1994

State of Idaho)
) SS.
County of _____)

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

MICROFILMED
AUG 05 1994



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED

MAR 9 1993

Department of Water Resources

DATE OF CLOSING: 2/22/93

LEGAL DESCRIPTION OF PROPERTY: Township 14+15 Range 1W
Section 5+6, 32+33 1/4 of 1/4 of 1/4 Govt. Lot , BM
Lot , Block , Subdivision/Townsite .
If you have additional legal descriptions, please attach separate sheet.

RECEIVED
MAR 11 1993

- [] Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis) Department of Water Resources
Western Regional Office

[] Water Right Number(s)
Assigned by IDWR: A67-11423

[] Name and Address of Former Owner/Claimant(s)(Seller): Jack W. Huff + M. L. Huff
P.O. Box 100
Cambridge, ID 83610

[] New Owner/Claimant (Purchaser): Armand R. Bankhead, Jr. + Laurie V. Bankhead

[] New Mailing Address: P.O. Box 1085
Fallon, NV 89406

[] New Telephone Number: () -

- [] Does the change in ownership result in a splitting of the water right owned/claimed? yes no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

[] Attach proof of ownership, describe proof attached: Recorded Copy of Warranty Deed

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

[] Signature of New Owner/Claimant(s) Armand R. Bankhead Date 2-23-93
Laurie V. Bankhead Date 2-23-93

[] Signature of Former Owner/Claimant(s): Date
 Date

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 12-30-93 By: KW

Further Action Needed:

amend p/u on A67-11423

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: By:

Claim Numbers of Split, if any:

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AUG 05 1994

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

WARRANTY DEED

83627
INSTRUMENT NO

For Value Received JACK W. HUFF and M.L. HUFF, husband and wife

the grantors , do hereby grant, bargain, sell and convey unto
ARMAND R. BANKHEAD, JR. and LAURIE V. BANKHEAD, husband and wife

the grantees, whose current address is, P.O. Box 1085, Fallon, NV 89406

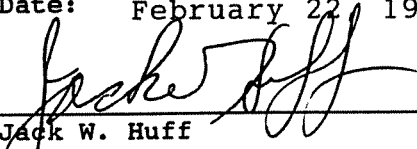
the following described premises, in Adams County, Idaho, to-wit:

SEE ATTACHED EXHIBIT "A" MADE A PART HEREOF.

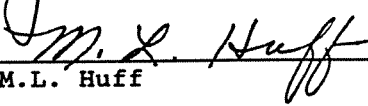
TO HAVE AND TO HOLD THE said premises, with their appurtenances unto the said Grantees,
their heirs and assigns forever. And the said Grantors do hereby covenant to and with
the said Grantees , that they are the owner in fee simple of said premises; that
they are free from all incumbrances
excepting for all easements of record, rights of way, matters visible, and all matters of
record and title.

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

Date: February 22, 1993



Jack W. Huff



M.L. Huff

STATE OF IDAHO)
) ss
COUNTY OF ADAMS)

STATE OF IDAHO, COUNTY OF ADAMS
I hereby certify that this instrument was filed for record
at the request of Timberline Title & Escrow

On this ^{22nd} day of Feb, in the year of 1993, before me
a Notary Public, personally appeared
JACK W. HUFF & M.L. HUFF

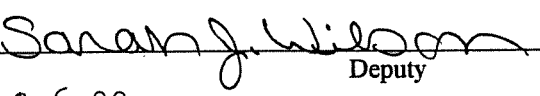
at 35 minutes past 1 o'clock P.M.
this 26 day of February, 1993, in my
office, and duly recorded in Book----

known or identified to me to be the persons whose name are
subscribed to the within instrument, and acknowledged to me
that they executed the same

of Deeds at page ----

Michael Fisk

Ex-Officio Recorder

By: 

Deputy

Fees \$ 6.00
Mail to:

Indexed

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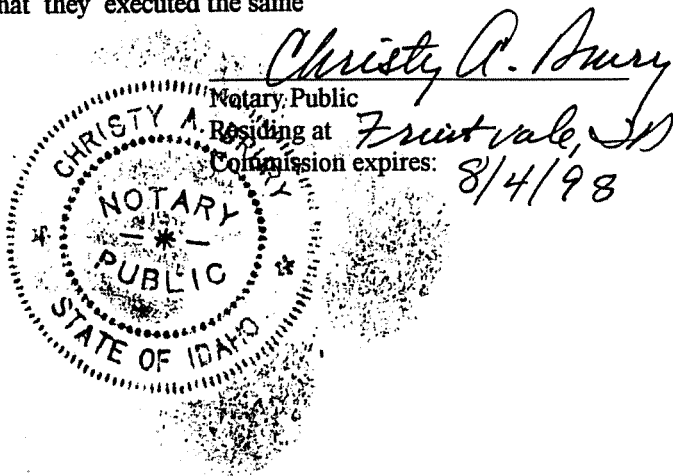


EXHIBIT "A"

Township 14 North, Range 1 West, Boise, Meridian, Adams County, Idaho.
Section 5: Lot 2, 3, 4, SW1/4NE1/4, S1/2NW1/4
Section 6: S1/2NE1/4, NE1/4SE1/4

Township 15 North, Range 1 West, Boise Meridian, Adams County, Idaho.
Section 32: S1/2SE1/4, SW1/4SW1/4

Township 15 North, Range 1 West, Boise Meridian, Adams County, Idaho.
Section 32: SE1/4NE1/4, NE1/4SE1/4
Section 33: W1/2SW1/4

TOGETHER with all existing water rights and shares.

SUBJECT TO THE FOLLOWING:

AN EASEMENT for the purpose of public utilities and rights incidental thereto as set forth in a document granted to Idaho Power Company, a corporation (no representation is made as to the present ownership of said easement), recorded June 13, 1947 as Instrument No. 31104 in Book 4 M of Misc., at page 504. Affects S1/2SE1/4 Section 32, T 15 N, R 1 W.

AN EASEMENT for the purpose of public utilities and rights incidental thereto as set forth in a document granted to Idaho Power Company, a corporation (no representation is made as to the present ownership of said easement), recorded January 27, 1981 as Instrument No. 61860 in Book 10 M of Misc., at page 365. Affects the SW1/4 of Section 33, Township 15 North, Range 1 West.

AN EASEMENT with terms and conditions granted to the State of Idaho, acting by and through the Board of Highway Directors, recorded June 6, 1973 as Instrument No. 51621 in Book 7 M of Misc., at page 474. Affects SE1/4NE1/4 of Section 32, Township 15 North, Range 1 West.

SUBJECT TO ANY AND ALL EASEMENTS, both visible or of record and in particular any roadways traversing said property.

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AUG 05 1994

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: A67-00460
Date Received: 1/03/1990
Receipt No: W007362
Received By: RAI

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JACK W. HUFF 208-257-3421
Address: BOX 100
CAMBRIDGE, ID 83610

OR
Name: M. L. HUFF 208-257-3421
Address: BOX 100
CAMBRIDGE, ID 83610

2. Date of Priority: JUN 01, 1882

3. Source: LITTLE WEISER RIVER Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
14N	01W	4	SW	NE	SW		ADAMS

5. Description of diverting works:
HEADGATE AND LATERALS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	10/15	0.300		

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

8. Total consumptive use is 120.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NA

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
15N	01W	32	SW	SE		IRR	20.0
			SE	SE		IRR	20.0
Section Acres							40.0
Total Acres							40.0

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:
LITTLE WEISER IRR. SHARES 50

14. Remarks:
THIS WATER CARRIED IN THE UNDERWOOD DITCH (AKA MONDAY GULCH?)

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

JOHN T. MUIR
Decree Plaintiff

vs

WILLIAM ALLISON
Decree 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: 1

For Individuals:

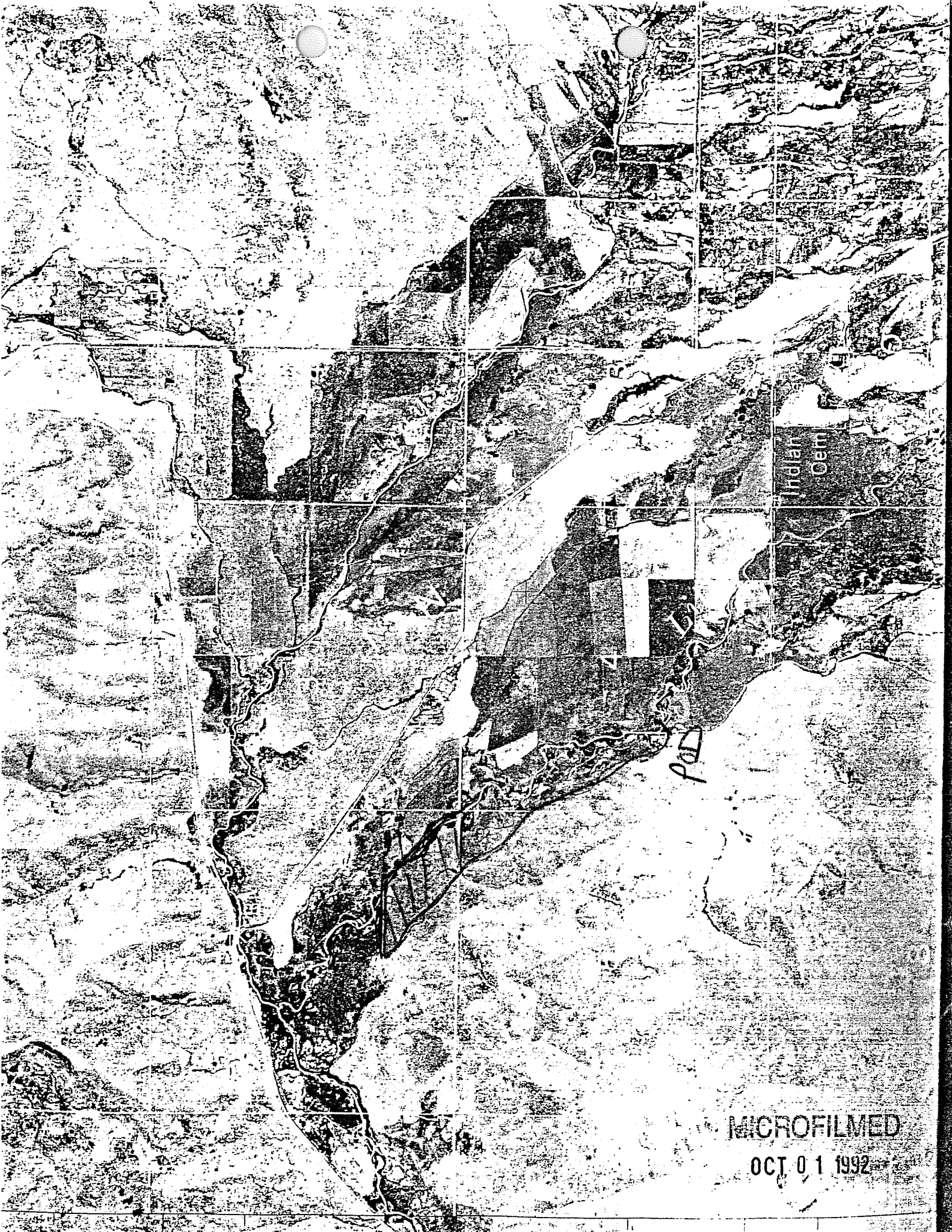
I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): *[Signature]* Date: Jan 3 1990
Date:

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 3 day
of January 19 89 *[Signature]*
Notary Public
Seal

Residing at BRUCE A. SCHULD, NOTARY PUBLIC
RESIDING AT LOISE, IDAHO
My Commission Expires MY COMMISSION EXPIRES APRIL 11, 1995



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OCT 01 1992