

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

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

CIVIL CASE NUMBER: 39576

Ident. Number 37-4332
Date Received: 10/3/1988
Receipt No: S002671
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

KETCHUM CENTRAL PARK LLC Phone: (208)726-4830
PO BOX 5500
KETCHUM ID 83340

2. Date of Priority: 04/04/1962

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
04N	17E	13	SE SE	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	4/01	11/01	0.03	
DOMESTIC	1/01	12/31	0.04	

7. Total Quantity Appropriated is:

0.07 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
04N	17E	13	SE	SE	IRRIGATION	1
					Section Acres	1
					Total Acres	1

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: Statutory Claim



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

June 28, 2002

**DIRK KEMPTHORNE
GOVERNOR**

**KARL J. DREHER
DIRECTOR**

**KETCHUM CENTRAL PARK LLC
PO BOX 5500
KETCHUM ID 83340**

Re: SRBA Claim(s) 37-4332

Dear Mr. Dean:

Pursuant to the change in ownership request that has been submitted to the Department, we have changed the record of current ownership to you. Please find the enclosed copies of the computer records of the claim(s) noting the change in claimant. Also enclosed herein is your check 1277 in the amount of \$25.00. The Idaho legislature waived the filing fee for water rights involved in an active adjudication. Review these records and if there is an error, or you have any questions, please contact this office.

Sincerely,

A handwritten signature in dark ink, appearing to read 'Trish Fawcett', is written over a horizontal line.

**Trish Fawcett
Technical Records Specialist**

Enc.

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 28 2002
 Department of Water Resources
 Southern 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
<u>37.4332</u>	_____	___	_____	_____	___
_____	_____	___	_____	_____	___
_____	_____	___	_____	_____	___
_____	_____	___	_____	_____	___
_____	_____	___	_____	_____	___

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

- ☒ A. The appropriate **FILING FEE**. See instructions for fee amounts. **\$25**
- ☒ 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) Iris F. Jankow
4. New Owner/Claimant(s) 1008 Gridley Drive Hagerman, ID 83332
Ketchum Central Park LLC
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address P.O. Box 5500
- City, State and ZIP Code Ketchum, ID 83340
- New Telephone Number 208 726-4830
5. Date you acquired the property 2-1-00

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) [Signature] 6/27/02
(include title if applicable) managing member

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 [Signature] Date 10/28/02 Fee NA
 Received by [Signature] Date 10/28/02 Receipt No. _____
 Processed by [Signature] AJ Date 10/28/02 WR _____ Date _____

WARRANTY DEED

For Value Received Iris F. Jankow, a widow

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

Kelchum Central Park, L.L.C., an Idaho limited liability

whose address is: P.O. Box 6330, Kelchum, ID 83340

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

Township 4 North, Range 17 East, Boise Meridian, Blaine County, Idaho.

Section 13. Two parcels of land located in Lot 4, more particularly described as follows:

Beginning at the Northwest Corner of Lot 4 then South 645.00 feet and then East 255.00 feet, thence

S. 36° 11' E., 200.00 feet to the point of beginning, thence

S. 36° 11' E., 110.00 feet, thence

N. 53° 49' E., 160.00 feet, thence

N. 29° 28' W., 110.90 feet, thence

S. 53° 49' W., 174.40 feet to the point of beginning.

AND

Beginning at the Northwest Corner of Lot 4 then South 645.00 feet and then East 255.00 feet, thence

S. 36° 11' E., 200.00 feet, thence

N. 53° 49' E., 174.40 feet, thence

N. 29° 29' W., 43.70 feet, thence

N. 12° 43' W., 20.70 feet, thence

West 232.90 feet to the point of beginning.

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

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

Dated, January 28, 2000

Iris F. Jankow
Iris F. Jankow

STATE OF Idaho

COUNTY OF Blaine

ON 31st JANUARY

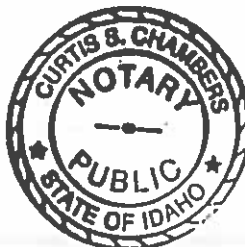
On this 31st day of February, 2000, before me, a Notary Public in and for said State, personally appeared Iris F. Jankow, a widow, known or identified to me to be the person(s) whose name(s) is subscribed to the within instrument, and acknowledged to me that she executed the same.

Dustin S. Jankow

Notary Public of Idaho

Residing at: Hailey, ID

Commission Expires: 05/15/04



5715

100

TL 556

10

TL 613

61

VALLEY RUN

TL 555

10

TL 559

12

WESTWOOD

TL 5508

6

TL 5618

6

TL 5617

EVERGREEN

TL 5616 1,000,000 - 1996

9 CENTRAL-PARK

TL 5603

CPT

TL 5600

GLASS WALK OWNED

TL 5603

7 740,000

TOWNHOMES
RIVER RUN

MEADOWBROOK
CONDO

ASSOCIATION
CONDO

THURSDAY

TL 5385

59

1,000,000

RIVER RUN
LODGE
CONDO

TL 6496

121

KURSTEIN
BAVARIAN
CONDO

3,160,000

WICK STUBBS
1.4 acres

TL 5612

TL 5601

AUTUMN WOODS

TL 5602

TL 5613

33

CENTRAL
PARK - WEST

TL 5614

WARD

TL 3204

TL 2881

SESE 13-411-17E

04N17E

[illegible]

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: A37-04332
Date Received: 10/03/1988
Receipt No: S002671
Received By: TW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: IRIS F. JANKOW 208-726-5589
Address: P. O. BOX 541
KETCHUM, ID 83340

2. Date of Priority: APR 04, 1962

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	17E	13	SE	SE			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	0.030		
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 HOUSE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	17E	13	SE	SE		IRR	1.0
Section Acres							1.0

A37-04332

Page 1

Date: 10/03/88

MICROFILMED
FEB 24 1993

Total Acres 1.0

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

14. Remarks:

16. Signature(s)

Number of attachments: 0

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

Signature of Claimant(s): Miss J. Jankow Date: 10/3/58
Date: _____

State of Idaho)
County of TC) SS.

Subscribed and sworn (or affirmed) before me this 3 day
of Oct 19 88 Lon W. Winters
Notary Public

Residing at VF

My Commission Expires 5/95

MICROFILMED
FEB 24 1993

06/03/2005

**NOTICE OF ERROR
REPLY**

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:

Water right number: 37-4332

KETCHUM CENTRAL PARK LLC

PO BOX 5500

KETCHUM ID 83340

Telephone Number: (208)726-4830

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: _____ SIGNATURE: _____

Please print your name: _____

IDWR Regional Office,

06/03/2005

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

RIGHT NUMBER: 37-4332

NAME AND ADDRESS: KETCHUM CENTRAL PARK LLC
PO BOX 5500
KETCHUM ID 83340

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.070 CFS
7.00 AFY

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 04/04/1962

POINT OF DIVERSION:
T04N R17E S13 SESE Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.040 CFS
IRRIGATION	04/01 11/01	0.030 CFS 7.00 AFY

PLACE OF USE: IRRIGATION Within BLAINE County
T04N R17E S13 Lot 4 SESE 1.0
DOMESTIC same as IRRIGATION
1 ACRES TOTAL

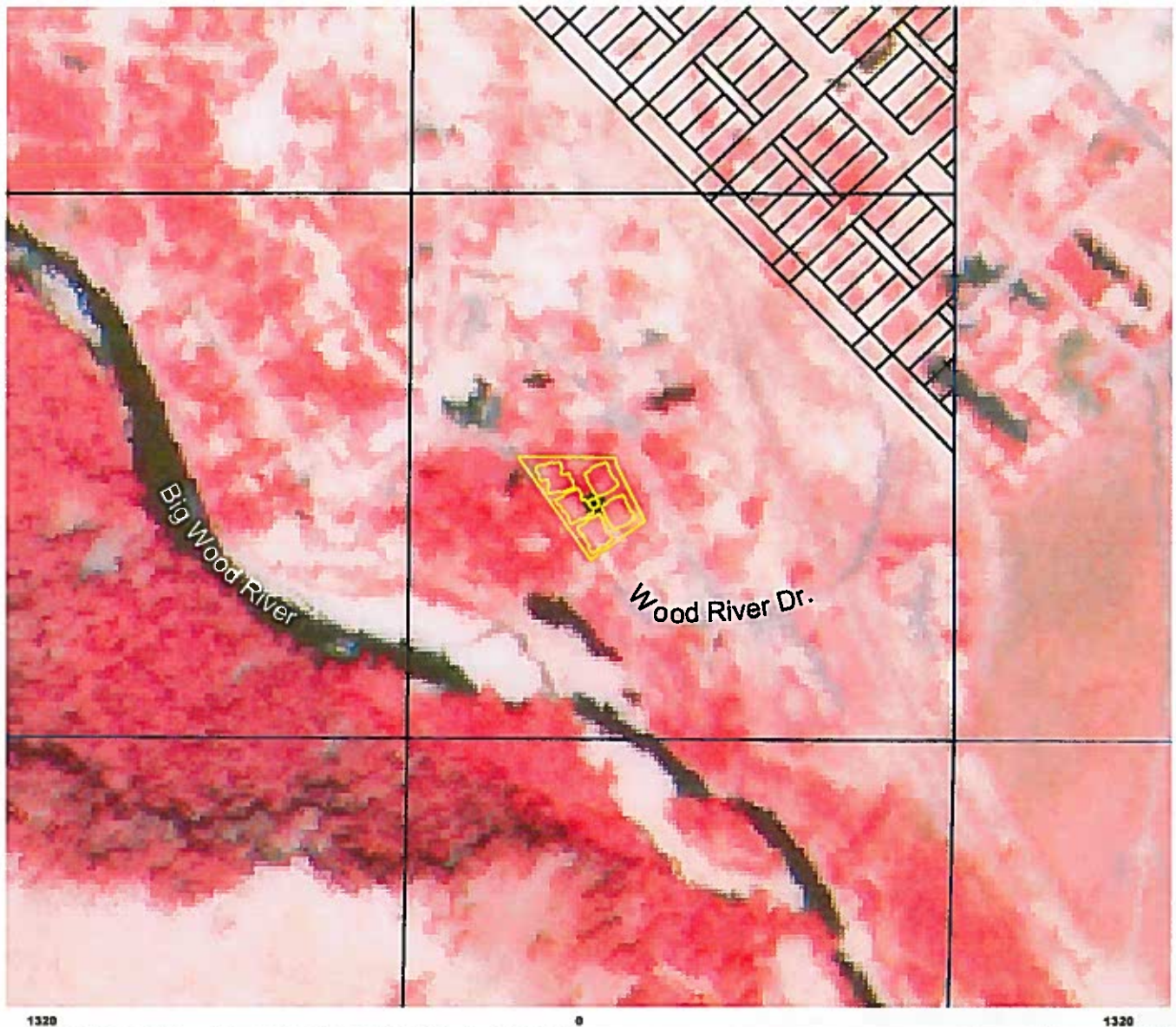
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

RECOMMENDED PLACE OF USE FOR 37-4332



1320

0

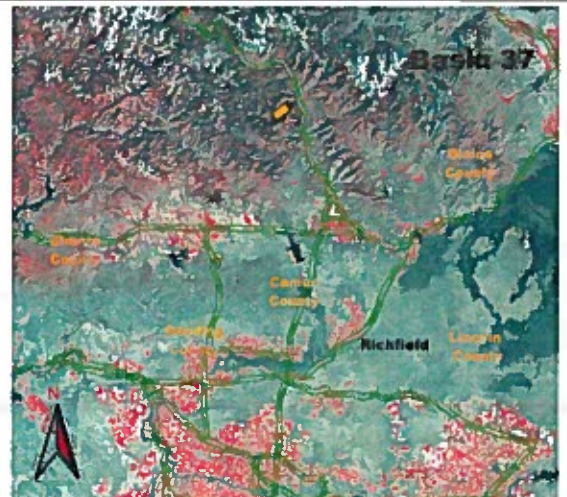
1320

PLACE OF USE
TWP 04N, RNG 17E, SEC 13
Data entry on June 03, 2005

-  **RECOMMENDED POINT OF DIVERSION**
-  **RECOMMENDED PLACE OF USE**
-  **TOWNSHIP LINES**
-  **SECTION LINES**
-  **QUARTER/QUARTER LINES**

 **LOCATION IN BASIN**

GIS PLACE OF USE PRESENTATION
1987/1988 NAPP AERIAL PHOTOGRAPHY
DATA ENTRY BY NICK TREASURE



11/21/2006

RECEIVED
DEC 12 2006
DEPARTMENT OF
WATER RESOURCES

NOTICE OF ERROR
REPLY

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: 37-4332

KETCHUM CENTRAL PARK LLC

PO BOX 5500

KETCHUM ID 83340

Telephone Number: (208)726-4830

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:

Please print your name:

Henry Dean

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

SCANNED
DEC 13 2006

DATA ENTRY
COMPLETED
12/13/06 LBE

11/21/2006

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

RIGHT NUMBER: 37-4332

NAME AND ADDRESS: KETCHUM CENTRAL PARK LLC
PO BOX 5500
KETCHUM ID 83340

c/o Henry Dean

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.070 CFS
7.00 AFY

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 04/04/1962

POINT OF DIVERSION: T04N R17E S13 SESE Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.040 CFS
IRRIGATION	04/01 11/01	0.030 CFS 7.00 AFY

PLACE OF USE: IRRIGATION in BLAINE County

T04N R17E S13 Lot 4 SESE 1.00

DOMESTIC same as IRRIGATION

1 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.

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

SCANNED
DEC 13 2006

06/03/2005

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

RIGHT NUMBER: 37-4332

NAME AND ADDRESS: KETCHUM CENTRAL PARK LLC
PO BOX 5500
KETCHUM ID 83340

VERIFIED BY NT

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.070 CFS
7.000 AFY

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 04/04/1962

POINT OF DIVERSION:

T04N R17E S13 SESE Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.040 CFS
IRRIGATION	04/01 11/01	0.030 CFS 7.00 AFY

PLACE OF USE: IRRIGATION Within BLAINE County

T04N R17E S13 Lot 4 SESE 1.0

DOMESTIC same as IRRIGATION

1 ACRES TOTAL

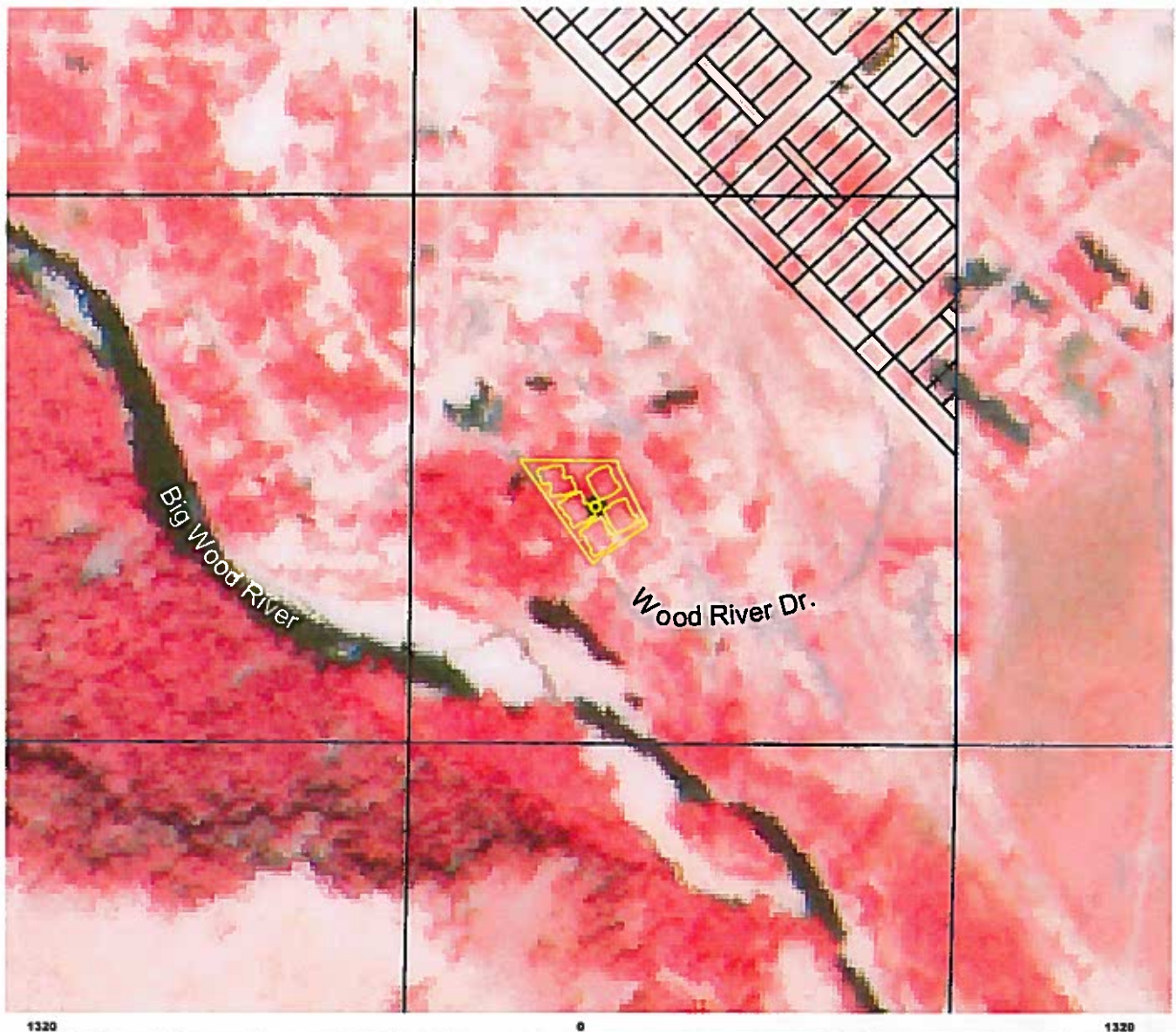
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The quantity of water decreed for this water right for domestic use is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: Beneficial Use

RECOMMENDED PLACE OF USE FOR 37-4332



PLACE OF USE
TWP 04N, RNG 17E, SEC 13
Data entry on June 03, 2005

- | | | | |
|--|--------------------------------|--|-------------------|
| | RECOMMENDED POINT OF DIVERSION | | LOCATION IN BASIN |
| | RECOMMENDED PLACE OF USE | | |
| | TOWNSHIP LINES | | |
| | SECTION LINES | | |
| | QUARTER/QUARTER LINES | | |

GIS PLACE OF USE PRESENTATION
1987/1988 NAPP AERIAL PHOTOGRAPHY
DATA ENTRY BY NICK TREASURE



Notes

05/26/05

Ketchum Central Park LLC

37-4332

RE: Response to Letter Requesting Evidence of Priority
Received a letter from Henry Dean of Ketchum Central Park LLC concerning WR 37-4332. The letter included a statement by previous owner of the property Iris F. Jankow. Iris indicated that she has already submitted Evidence of Priority which included a written statement from herself as well as a well driller's report. I looked and found the well driller receipt from 1962. The only statement I see from Iris is one from 2001 where it is indicated that the new owners do not use the well anymore.

I called Ketchum Central Park LLC and talked with Rebecca the secretary. She was not sure of the situation, Henry Dean will call as soon as possible.

NT

5/27/05

2003 put water into water Bank, that is why there is a statement by previous owner saying the water is no longer in use. Nothing is in the files making mention of any water bank. The secretary will fax over some information to try to clarify the matter.

5/27/05

Received Application to sell or lease water Right to Water Supply Bank. Also received letter from Iris Jankow confirming 1962 priority date of well being drilled

NT

5-10-05

TO WHOM IT MAY CONCERN:

The well was drilled in 1962 by Martin Drilling Co. for our domestic use for irrigating an acre of ground and water for our horses.

The acre consisted of lawn and horse pasture.

Chris F. Jankow
1008 Midway Ave
Hagerman, Id. 83332

RECEIVED
MAY 10 2005
Department of Water Resources
Southern Region

Form 42-1761
01/03

Water Supply Bank No. _____

Water Right No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESAPPLICATION TO SELL OR LEASE A WATER RIGHT
TO THE WATER SUPPLY BANKRECEIVED
MAY 27 2005
Department of Water Resources
Southern RegionName of Seller/Lessor Ketchum Gntal Park LLC Phone 208.726.4830
Post office address P.O. Box 5500, Ketchum, ID 83340

1. DESCRIPTION OF WATER RIGHT:

Right evidenced by:

a. Decree No. _____ Decreed to _____
(Name)
in case of _____ vs _____
dated _____ in _____ county of _____
(Name of court)b. Ident. No. 37.4332 issued by the Idaho Department of Water
License No. Statutory Claim - CIVIL CASE #39576 (See attached
Resources. Notice of Claim)
c. Permit No. _____ issued by the Idaho Department of Water
Resources.2. DESCRIPTION OF PORTION OF RIGHT FOR SALE OR LEASE: (If the entire right is for sale or lease,
show "all" on line a. below and skip the remainder of part 2.)a. Amount of water under right: All cubic feet per second &/or
_____ acre-feet per annumb. Point of diversion: _____ % of _____ % of Section _____ Township _____ Range
_____, B.M. In _____ County.

Additional points _____

2

- c. If the right is from a surface water source, describe the period of the year that water is typically available to satisfy the right.

Grand Water - Per Claim
Irrigation: 4/01 - 4/01 - Domestic year round

- d. Describe any other water rights with the same purpose and place of use as the right, or portion thereof, offered for lease. Will the present place of use continue to receive water from any source? If so, describe.

City Connected Water

- e. If the water right is a permit, describe the work accomplished toward developing the right.

N/A

- f. If the right to the use of the water or the use of the diversion works or irrigation system is represented by shares of stock in a company or corporation, or if such works or system is owned or managed by an irrigation district, a written consent of the sale or lease must be attached.

N/A

4. REMARKS:

5. SALE/LEASE AGREEMENT

1. The water right, or portion thereof, described above is offered to the Idaho Water Resource Board;

_____ For sale;

☒ For lease for a period from 12.01.03 to 12.31.08
(Day, month, year) (Day, month, year)

(The lease period may be shown as "indefinite", if the total duration of lease is unknown); or

_____ As a gift to the state of Idaho.

2. Show the minimum payment acceptable to the Seller/Lessor. Include the method of determining the minimum payment. The minimum payment may be shown as the "current rental rate".

Current Rental Rate.

I hereby assert that the information contained in this application is true to the best of my knowledge, and that I have the authorities necessary to offer this right for sale or lease to the Idaho Water Resource Board.

The owner/lessor acknowledges the following

1. Payment to the owner/lessor is contingent upon the sale or rental of the right from the bank.
2. While a right is in the bank, the owner of the right may not use the right even if the right is not rented.
3. A right accepted into the bank stays in the bank until the Board releases it or until the lease term expires.
4. While a water right is in the bank, forfeiture provisions are stayed.
5. Acceptance of a right into the bank does not, in itself, confirm the validity of the right or any elements of the water right.

11.5.03
Date

[Signature]
Signature

FOR DEPARTMENT USE ONLY

Received by _____ Date _____ Preliminary check by _____

Watermaster recommendation requested on _____ Received _____

Recommended for _____ approval _____ denial by _____

K23006

WARRANTY DEED

For Value Received Iris F. Jankow, a widow

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

Keldrum Central Park, L.L.C., an Idaho limited liability

whose address is: P.O. Box 6330, Keldrum, ID 83340

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

Township 4 North, Range 17 East, Boise Meridian, Blaine County, Idaho

Section 13. Two parcels of land located in Lot 4, more particularly described as follows:

Beginning at the Northwest Corner of Lot 4 then South 645.00 feet and then East 255.00 feet, thence

S. 36° 11' E., 200.00 feet to the point of beginning, thence

S. 36° 11' E., 110.00 feet, thence

N. 53° 49' E., 160.00 feet, thence

N. 29° 28' W., 110.80 feet, thence

S. 53° 49' W., 174.40 feet to the point of beginning.

AND

Beginning at the Northwest Corner of Lot 4 then South 645.00 feet and then East 255.00 feet, thence

S. 36° 11' E., 200.00 feet, thence

N. 53° 49' E., 174.40 feet, thence

N. 29° 28' W., 43.70 feet, thence

N. 12° 43' W., 20.70 feet, thence

West 232.90 feet to the point of beginning.

RECEIVED
MAY 27 2005
Department of Water Resources
Southern Region

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

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

Dated January 20, 2000

Iris F. Jankow
Iris F. Jankow

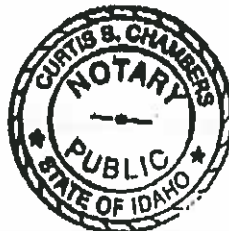
STATE OF Idaho

COUNTY OF Blaine

ON 31st JANUARY

On this 31st day of January, 2000, before me, a Notary Public in and for said State, personally appeared Iris F. Jankow, a widow, known or identified to me to be the person(s) whose name(s) is subscribed to the within instrument, and acknowledged to me that she executed the same.

Paula S. Young
Notary Public of Idaho
Residing at: Haley, ID
Commission Expires 05/15/04



Henry W. Dean

RECEIVED

MAY 25 2005

Department of Water Resources
Southern Region

May 24, 2005

Idaho Department of Water Resources
1341 Fillmore Street, Suite #200
Twin Falls, ID 83301-3380

RE: Claim #37-4332

Enclosed is a copy of the letter I received from Iris Jankow showing that she has provided directly to your office the proof required for the aforementioned statutory water claim.

Please let me know if you need any additional information from me or Iris regarding this claim.

Sincerely,



Henry W. Dean
Ketchum Central Park LLC

May 20, 2005

RECEIVED

MAY 25 2005

Department of Water Resources
Southern Region

Mr. Henry Dean
580 N. Leadville Avenue
P. O. Box 5500
Ketchum, Idaho 83340

Dear Mr. Dean:

Re: Water Right #37-4332
469 Wood River Drive
Ketchum, Idaho 83340

Upon receipt of your letter regarding the above water right, I went in to the Water Resources offices in Twin Falls and asked them what was needed by them for proof of use of the water right.

I gave them a statement regarding the use of the water for domestic and irrigation purposes starting in 1962 when the well was drilled. I also gave them a copy of the well driller's bill for drilling the well which also had the date on it.

You can check with their office to be sure the papers are in your file. I hope this takes care of the matter for you.

Regards,



Iris F. Jankow
1008 Gridley Drive
Hagerman, Idaho 83332

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 37-4332

WATER RIGHT NUMBER: 37-4332

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	KETCHUM CENTRAL PARK LLC PO BOX 5500 KETCHUM, ID 83340 (208)726-4830
Original Owner	IRIS F JANKOW 1008 GRIDLEY DR HAGERMAN, ID 83332-5622 (208)837-9105

Priority Date: 04/04/1962

Basis: Statutory Claim

Status: Active

SourceTributary

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	1/01 to 12/31	0.040 CFS	
IRRIGATION	4/01 to 11/01	0.030 CFS	
	<u>Total Diversion:</u>	0.070 CFS	

Location of Point(s) of Diversion

GROUND WATER

SE1/4SE1/4

Sec. 13, Twp 04N, Rge 17E, B.M.

BLAINE County

Place of UseIRRIGATION Within BLAINE County

T04N R17E S13 SESE 1.0

Total Acres: 1

DOMESTIC same as IRRIGATIONConditions of Approval:Remarks:Comments:



SERVICE

Martin Drilling Co.

BILL MARTIN, Driller

P.O. BOX 684

Telephone 139

HAILEY, IDAHO

4-24 1962

6 Months After date for value received, I, We or either of us, promise to pay to the order of- MARTIN DRILLING COMPANY at its office in Hailey, Idaho One Hundred Twenty Five DOLLARS in lawful money of the United States of America, with interest Thereon, in like money at the rate of 6% per annum, payable 10-24-62 From 4-24-62 until maturity, And thereafter at the highest legal rate per annum until paid, And if not paid at maturity and this note be placed with an Attorney for collection, or if suit be instituted for its collection, I, We or either of us, agree to pay in either case reasonable Attorney's fees. The Makers, Sureties, Guarantors and Endorsers hereof severally waive presentment for payment, protest, notice of protest and of non-payment of this note. If the interest on this note is not paid at the time it becomes due the holder of this note, at its option, may declare the whole due and payable.

DE 10-24-62

Bill F. Jankow
Master Jankow

10/23/62
Bill F. Jankow



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

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 15, 2005

X
X
X
X

Re: Evidence of Priority

RESPONSE DEADLINE
JUNE 17, 2005

Dear Claimant:

The Notice of Claim identified with the number shown above your name on the mailing label has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates your water usage is based on "Beneficial Use" or a "Statutory Claim." Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed. The date of first use, known as the priority date, has not been confirmed by a License, Decree or Permit. The Department will, in the coming year, conduct reviews and/or field exams for the claims in your area. Since the priority date of a beneficial use water right cannot be confirmed by field examination, **proof must be provided by the claimant** supporting the priority date claimed.

If you no longer own the property to which the claim is appurtenant please forward this correspondence to the present owner, or return it to the Department. If you have received this correspondence from the previous owner of the property it is required that you file a Change of Ownership form with the Department in order to receive future mailings and to continue to be a party in the adjudication.

Enclosed you will find a computer printout of your Notice of Claim and the pamphlet entitled "Evidence of Priority." The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement.

PLEASE NOTE: The Department will not recommend the court decree the notice **as claimed** if no evidence of a priority date is submitted – it may be disallowed. It will be to your advantage to provide clear and convincing evidence. If you choose to submit statements from individuals as evidence, the statement does **not** need to be in the form of a notarized affidavit as described in the brochure, but must relate first hand knowledge of the water right in question and include dates, quantities of water and extent of water use.

Submit the required evidence supporting the priority date by the date shown above, referencing all documents with the corresponding Notice of Claim number (i.e. 37-____). If you have questions not covered by this letter or the enclosed pamphlet, please contact this office.

Sincerely,

Douglas Jones, P.E.
Water Rights Supervisor

Enclosures

SEP 28 2001



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

September 11, 2001

RECEIVED

NOV 05 2001

Department of Water Resources
Southern Region

IRIS F JANKOW
1008 GRIDLEY DR
HAGERMAN ID 83332-5622

RE: Snake River Basin Adjudication (SRBA)
Water Rights #36-55Y and 37-4332

Dear Water Right Holder:

Records Modified 10-2-01

Mail sent to you by the SRBA Court was returned to the SRBA Court by the Postal Service. The Postal Service advised us your address has changed to the above address. We have enclosed the returned mail.

Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary before returning this letter, list any other water rights you have, and return this letter by October 28, 2001. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records. Be sure to list your water right numbers.

If there has been a change in ownership of the property connected with the water rights referenced above, please call this office toll-free at 1/800-451-4129 to obtain a form to make this required change to the water right records.

Sincerely,

Sally Sherman
Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region
Enclosure:

Returned Mail

#####

The address is correct as shown above or as otherwise changed.

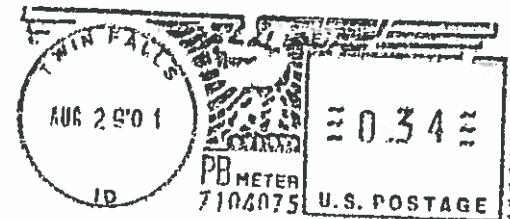
Water Right Holder's Signature

Iris F. Jankow

Telephone No.

208-837-9105

STATE OF IDAHO
District Court
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303-2707



36-554
37-4332

IRIS F JANKOW
PO BOX 541
KETCHUM, ID 83340

JANK541 633402002 1600 08 09/02/01
FORWARD TIME EXP RTN TO SEND
JANKOW IRIS F
1008 GRIDLEY DR
HAGERMAN ID 83332-5622

RETURN TO SENDER

83303/2707 

Dept. of Water Resources
State of Idaho
1301 North Orchard Street
P.O. Box 83720
Boise, Idaho 83706-0098

Attn: Sally Sherman
Technical Records Specialist
Adjudication Bureau

Re: Snake River Basin Adjudication
Water Rights #36-55Y and 37-4332

claim
(43,01)

I have received your letter regarding the above water rights. I purchased property on the Snake River in May, 2000 and this property has the water right #36-55Y.

I applied in the mid 80's for a water right for my property in Ketchum on Wood River and that appears to be #37-4332. I have since sold that property in Feb. 2000. Upon checking with the new owner of that property they have advised me that they are not using the water right for that property and have connected to the City water system and that they will not be using the water right at all. I had not included the water right in the sale as I had not had any notification it had been approved. The water right can, therefore, be cancelled.

I do not have any decrees for this water right here in Hagerman although the water right was transferred with the property. Do I need any documents from your office showing the water right as it exists now after the adjudication?

My address is correct as you have it in your last letter to me. Thank you for your help in this matter.

new owner:
126-4930
Mr. Henry Dean
Ketchum Central Park
in 139 Bird Dr.

to 10/1/01 w/ Iris
Jankow.
Henry Dean
POB 5500
Ketchum
83340

Iris F. Jankow

Iris F. Jankow
1008 Gridley Drive
Hagerman, Idaho 83332
208-837-9105

also built Central Park
Down times
across street

Margo Lunsford - Rec'd to r - gave me Henry's ph. #. 10/2/01
208/725-5257 - FAX
208/725-0775 hwn

Don & Delinguisman form
10-16-01