

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: A37-00144A
Date Received: 9/16/1988
Receipt No: S002225
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: M.E. TAYLOR 208-823-4469
Address: BOX 143
CAREY, ID 83320
OR
Name: MAE C. TAYLOR 208-823-4469
Address: BOX 143
CAREY, ID 83320

2. Date of Priority: APR 15, 1894

3. Source: LITTLE WOOD RIVER Trib. to: MALAD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
01N	21E	30	NW	SW	SE		BLAINE

5. Description of diverting works:
EAST CANAL AND HEADGATE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.300		

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

8. Total consumptive use is 162.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	21E	15	SW	SW		IRR	10.0
			SE	SW		IRR	7.0
					Section Acres		17.0
		22	NE	NW		IRR	10.0
			NW	NW		IRR	38.0
					Section Acres		48.0
					Total Acres		65.0

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:
FISH CREEK RES. SHARES

14. Remarks:
THIS IS A PORTION OF WR 37-0144 OF 2.5 CFS.

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date: 12/13/1909

S.C. FROST, ET.AL.
Decree Plaintiff

vs

ALTURAS WATER CO., ET.AL.
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 X 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): M. B. Taylor Date: 16 Sept 1988
Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 16th day

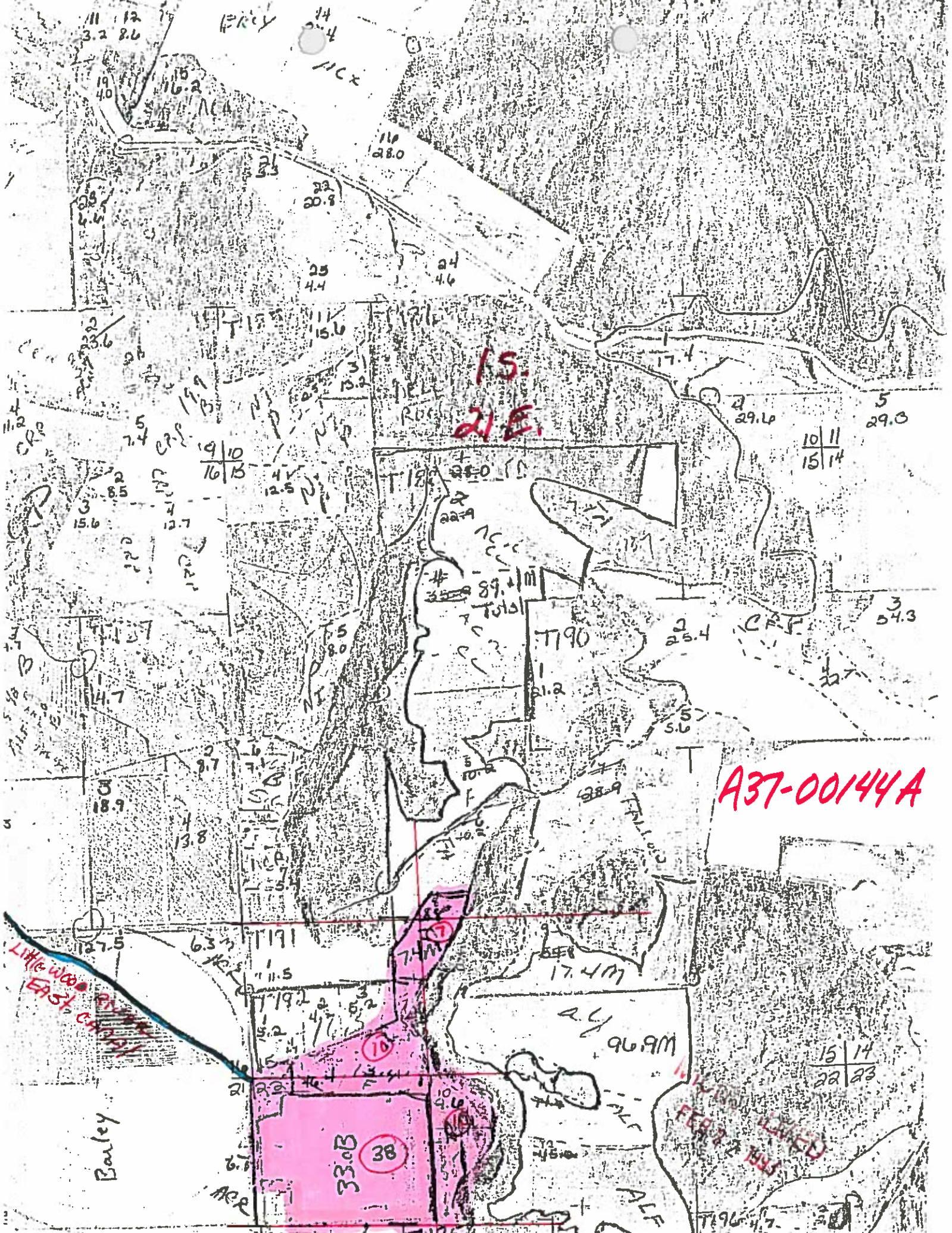
of September 19 88

Roxanne Storey
Notary Public

Seal

Residing at Buhl, Id

My Commission Expires 6-30-94



15.
21E.

A37-00144A

Little Wood
East Camp

Barley

ARE

33.0B
38

RED LINED
FEB 2 1955

T196

Records

5
FEB 22 1993



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

May 4, 2006

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

DEER CREEK PARTNERS LLC
PO BOX 1970
KETCHUM ID 83340-1970

RE: SRBA Claim(s) 37-144A

Dear Claimant:

Please find the enclosed copy of the Notice of Completed Administrative Proceeding, which the department has filed with the SRBA Court regarding the above referenced claims. You have received this notice pursuant to SRBA Court Administrative Order 11 requiring IDWR to report to the court and interested parties any pending changes to adjudication claims in basins for which a Director's Report has been filed with the court.

Please contact this office if you have any questions about the notice or the administrative process.

Sincerely,

Trish Fawcett
Technical Records Specialist

cc: M.E. Taylor
Mae C. Taylor
PO Box 1970
Carey ID 83320

**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
FEB 13 2006
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>37-144A</u>	<u> </u>	☐	<u> </u>	<u> </u>	☐
<u> </u>	<u> </u>	☐	<u> </u>	<u> </u>	☐
<u> </u>	<u> </u>	☐	<u> </u>	<u> </u>	☐
<u> </u>	<u> </u>	☐	<u> </u>	<u> </u>	☐
<u> </u>	<u> </u>	☐	<u> </u>	<u> </u>	☐

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) 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 PROPERTY or SURVEY MAP.

3. Name and Address of Former Owner/Claimant(s): Merrill Eugene Taylor & Mae Christina Taylor
P.O. Box 143, Carey, ID 83320-0143
4. New Owner/Claimant(s): Deer Creek Partners, LLC
New Mailing Address: P.O. Box 1970
City, State, Zip Code: Ketchum, ID 83340-1970
New Telephone Number: (415) 289-0152
5. Date you acquired the property: September 3, 2004

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 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: _____

<u>Water Use</u>	<u>Diversion Rate or Volume</u> (cubic feet per second or acre-feet annum)	<u>Description</u> (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: _____

<u>Water Use</u>	<u>Diversion Rate or Volume</u> (cubic feet per second or acre-feet annum)	<u>Description</u> (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)

Jim Rumba, MANASINS member
Deer Creek Partners

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]*
Received by: *[Signature]*
Processed by: _____ AJ

Date: *2/14/06*
Date: _____
Date: _____

Fee: _____
Receipt No: _____
WR: _____ Date: _____

QUITCLAIM DEED

For Value Received

MERRILL EUGENE TAYLOR and MAE CHRISTINA TAYLOR, as Trustees of the
Taylor Family Trust dated November 3, 1995

Do hereby convey, release, remise and forever quitclaim unto

DEER CREEK PARTNERS, LLC, an Idaho Limited Liability Company

Whose current address is PO Box 1970
Ketchum ID 83340

the following described premises, to-wit:

The following water rights located at the property shown on Exhibit "A":

300 Acre feet of new water

6.5 canal shares

65 inches of 1894 decree # 37-0144A

Instrument # 509454

HAILEY, BLAINE, IDAHO

2004-09-03

03:46:00 No. of Pages: 2

Recorded for: SUN VALLEY TITLE

MARSHA RIEMANN

Fee: 6.00

Ex-Officio Recorder Deputy *mp*

Index to: WTYQICORP DEED

Together with their appurtenances.

Dated: August 31, 2004

Merrill Eugene Taylor
Merrill Eugene Taylor, Trustee

Mae Christina Taylor
Mae Christina Taylor, Trustee

State of: Idaho
County of: Blaine

On this 3rd day of Sept., 2004, Before me a Notary Public in and
for said State, personally appeared **MERRILL EUGENE TAYLOR and MAE
CHRISTINA TAYLOR**, as Trustees of the Taylor Family Trust dated November 3,
1995 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 in their capacity
as trustee

Karen Tackett
Notary Public

Residing at: Hailey, Id

Comm. Expires: 04/10/06

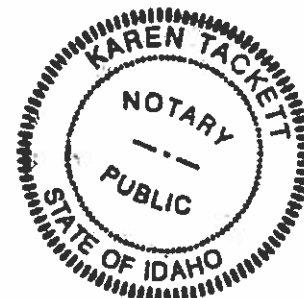


Exhibit 'A'

PARCEL I:

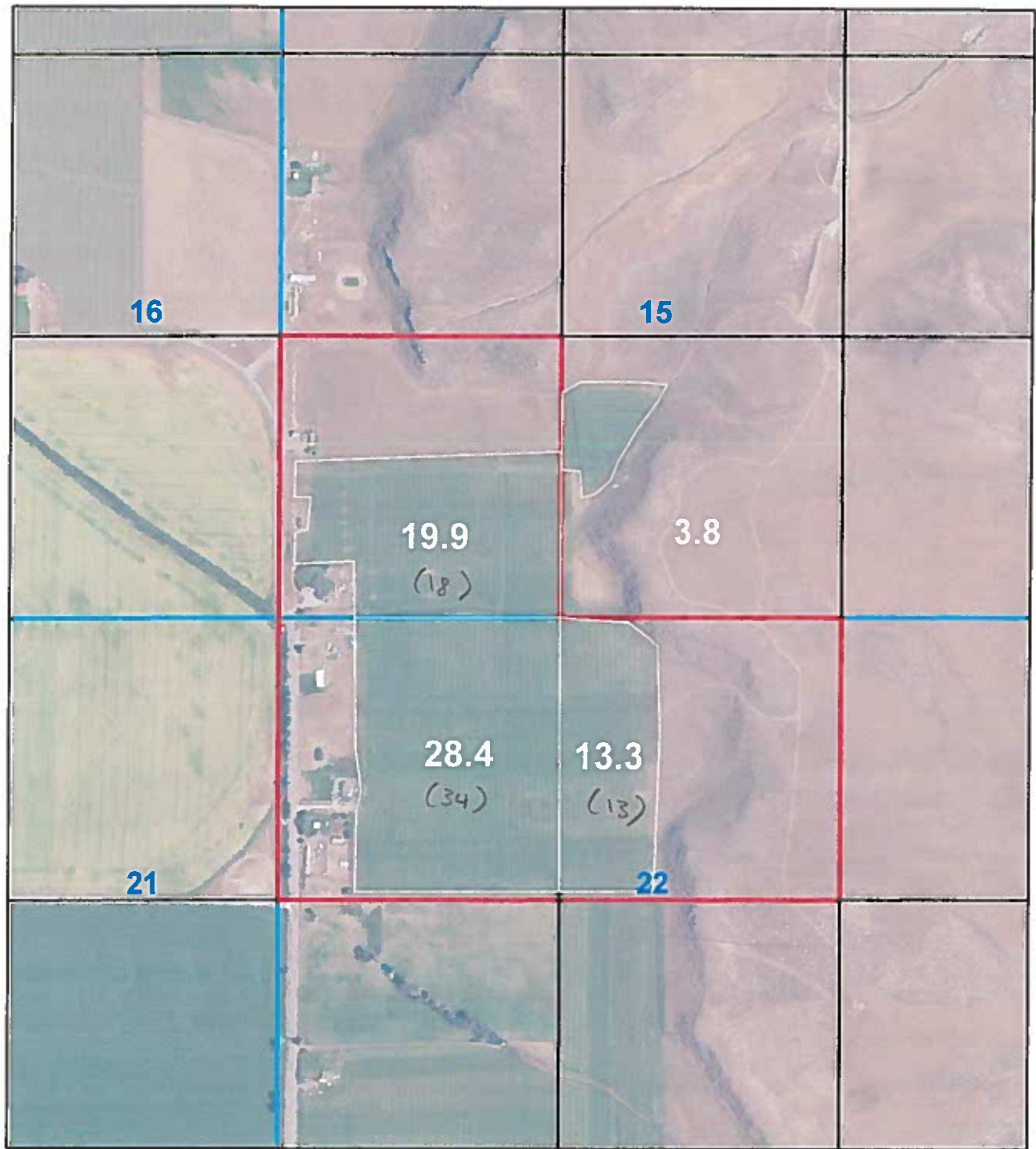
RANGE 1 SOUTH, TOWNSHIP 21 EAST, BOISE MERIDIAN, BLAINE COUNTY, IDAHO:

SECTION 15: SESW, NESW, W ½ SE, E ½ NW, NWNE

SECTION 22: NENW, W ½ NE

PARCEL II:

Lot 4 of M & M SUBDIVISION, BLAINE COUNTY, IDAHO, according to the official plat thereof, on file in the office of the County Recorder, recorded April 14, 1998, as Instrument No. 413016, records of Blaine County, Idaho.



**DEER CREEK PARTNERS, LLC.
WATER RIGHT 37-144A
T.01 S., R. 21 E., BLAINE CNTY**

Legend

- POU WR 37-144A
- 04 IRR QQ
- Sections
- t01s21e





BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

February 10, 2006

Idaho Department of Water Resources
1341 Fillmore, Suite 200
Twin Falls, ID 83301

RECEIVED
FEB 13 2006
Department of Water Resources
Southern Region

RE: Notice of Change in Water Right Ownership

To Whom It May Concern:

Enclosed, please find a Notice of Change in Water Right Ownership for Merrill Eugene Talyor and Mae Christina Taylor, changing the ownership to Deer Creek Parnters, LLC.

Please feel free to call should you have any questions regarding this matter.

Sincerely,


Jill Davidson
Administrative Assistant

Enc

cc: Jim Rumer

CHARLES E.
BROCKWAY,
PH.D., P.E.

CHARLES G.
BROCKWAY,
PH.D., P.E.

2016 NORTH
WASHINGTON
STREET • SUITE 4

TWIN FALLS,
IDAHO 83301

208•736•8543

FAX: 736•8506

06/09/2004

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

RIGHT NUMBER: 37-144A
NAME AND ADDRESS: M E TAYLOR
BOX 143
CAREY ID 83320

MAE C TAYLOR
BOX 143
CAREY ID 83320

SOURCE: LITTLE WOOD RIVER TRIBUTARY: MALAD RIVER
QUANTITY: 1.300 CFS
PRIORITY DATE: 04/15/1894
POINT OF DIVERSION:

T01N R21E S30 NWSWSE Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	1.300 CFS

PLACE OF USE: IRRIGATION Within BLAINE County

T01S R21E S15	SWSW	18.0	T01S R21E S22	NENW	13.0
T01S R21E S22	NWNW	34.0			

65 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.

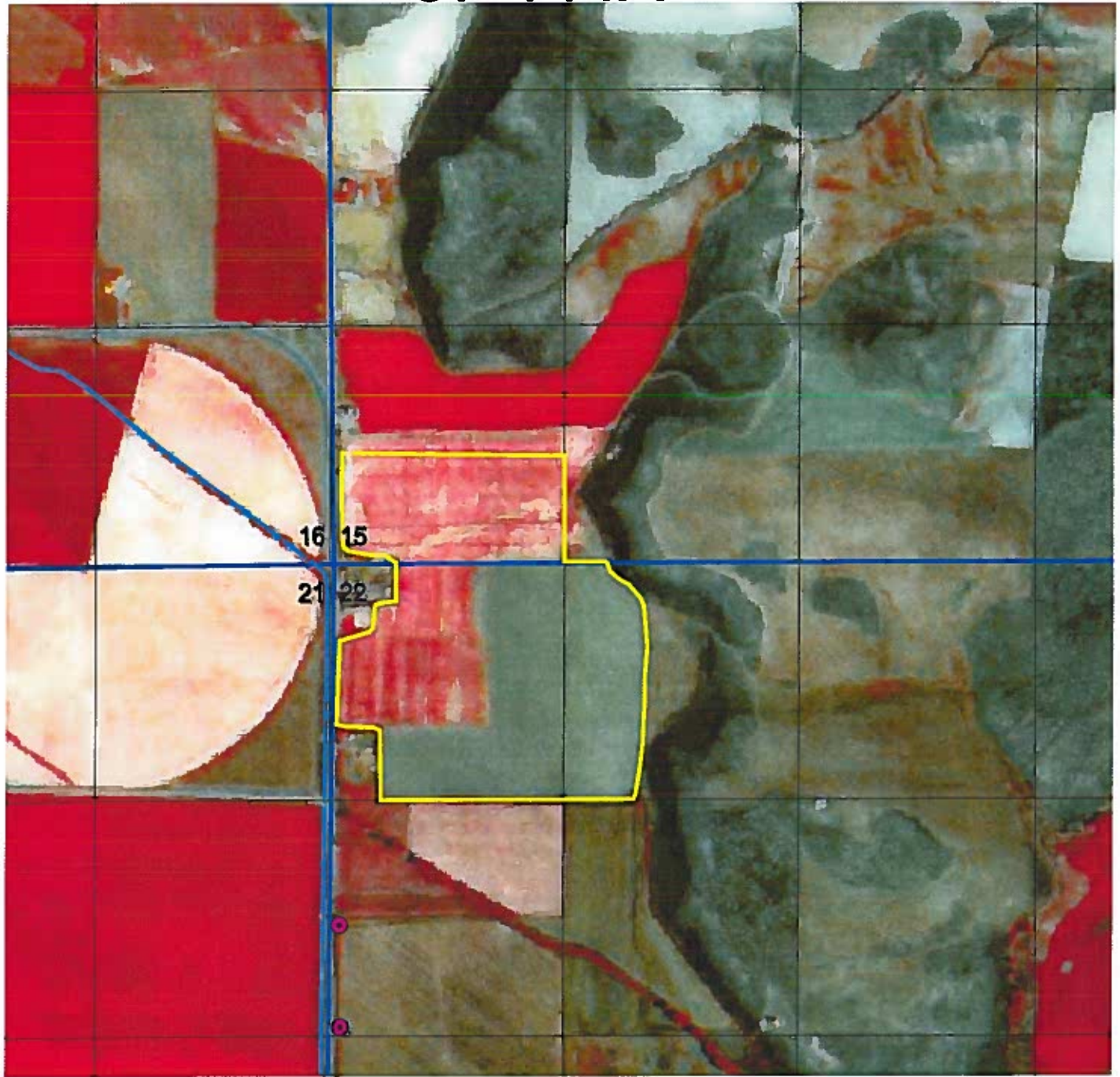
EXPLANATORY MATERIAL: Decreed

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

WATER IS DELIVERED THROUGH EAST CANAL.

USE OF THIS RIGHT IS COMBINED WITH WATER FROM LITTLE WOOD RIVER IRRIGATION DIST.

37-144A



1320 0 1320 Feet



-  Basin 37 part 1-POU
-  Basin 37 part 1-POD
-  Ownership FED-Private
-  Streams
-  Section Lines
-  Quarter - Quarter lines

TWN: 1S
RNG: 21E
SEC. 15 & 22



GIS Place of Use Presentation

NAPP Aerial Photo 1987/1988

By Steve Clelland

Date: JUNE 9, 2004

37-144 A

TAYLOR

1/5/04
SLC

POD via EAST CANAL.

Created shape file including all lands irrigated by the system (ie NESW) GIS = 79.8 AC includes land in section 15 not covered by the decree. Also exceeds the claimed acreage of 65 Acres. Re draw shape to 65 Acres to match Q at 1" per acre.

6/9/04, SLC

Not within the Fish Creek Res system as shown on claim. (REMARKS)

NESW

Not
CLAIMED

GIS = 79.8 AC
limited by Claim?

OUT

~~71.3 AC~~

65 AC.

16 15

21 22

TIS
RZIE

1/5/04
see

37-144A

Water Right Report 37-144

CLZim SPLIT:

A

1.30

B

0.80

65 AC.

52.8

18.0

135.8 AC

C

0.40

2.50 cts

OKZY

MALAD RIVER

Diversion Rate

Annual Volume

From	To
------	----

2.500 CFS

/ to /

Total Diversion:

2.500 CFS

- split acreage is within decreed limits.

LITTLE WOOD RIVER

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	
01S	21E	22					X	X	X	X									

Conditions of Approval:

Remarks:

1. General AC. IRRIG. NOT SPECIFIED. FARM = 160 AC.

Comments:

Dates and Other Information: