

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 37-20450
Date Received: 8/9/2001
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

MITCHELL T GUTCHES Phone: (208) 578-0211

206 BAYHORSE RD
BELLEVUE ID USA 83313

CAROLYN L GUTCHES Phone: (208) 578-0211

206 BAYHORSE RD
BELLEVUE ID USA 83313

2. Date of Priority: 06/22/1978

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
02N	19E	31	SW SW 4	BLAINE	

5. Description of diverting works:

WELL, 10 INCHES, 132 FEET DEEP; PUMP, 5 HP, DOMESTIC PUMP, 3/4 HP.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	0.13	33
DOMESTIC	01/01	12/31	0.04	1.2

7. Total Quantity Appropriated is:
0.13 C.F.S. and/or 34.2 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:
Number of homes: 1

10. Place of use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02N	19E	31	SW	SW	4	IRRIGATION	5
			SW	SW	4	DOMESTIC	
						Section Acres	5
						Total Acres	5

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: License

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

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

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (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
	37- 7720	(renumbered 20450)			
	37- 57737				

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) 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)

Kirk Torres

4. New Owner/Claimant(s)

Carolyn L. Gutches or Mitchell T. Gutch

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

206 Bayhorse Rd.

City, State and ZIP Code

Bellevue, ID 83313

New Telephone Number

208) 578-0211

5. Date you acquired the property

09/2001

RECEIVED

JUN 25 2002

Department of Water Resources
Southern Region

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) Carolyn J. Mutchers
(include title if applicable) _____

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

For Office Use Only

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

WARRANTY DEED

For Value Received **Kirk Torres and Heidi Torres, husband and wife**

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

Mitchell T. Gutches and Carolyn L. Gutches, HUSBAND AND WIFE

whose address is: **P.O. Box 311, Bellevue, ID 83313**

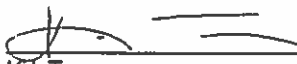
Hereinafter called the Grantee, the following described premises situated in Blaine County, Idaho, to-wit:

Lot 21A of MULDOON RANCH SUBDIVISION NO. 2, Lot 21A and Lot 21B AMENDED MAY 1980, according to the official plat thereof, recorded as Instrument No. 205759, records of Blaine County, Idaho.

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: September 6, 2001


Kirk Torres

Heidi Torres

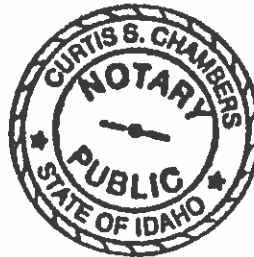
STATE OF Idaho

ss.

COUNTY OF BLAINE

On this 6th day of September, 2001, before me, the undersigned, personally appeared Kirk Torres and Heidi Torres, known or identified to me (or proved to me), to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.


Notary Public of Idaho
Residing at: Bellevue, Idaho **HAILEY, ID.**
Commission Expires: **5-15-04**



Instrument # 455274

HAILEY, BLAINE, IDAHO

2001-09-07

03:57:00 No. of Pages: 1

Recorded for: FIRST AMERICAN TITLE

MARSHA RIEMANN

Fee: 3.00

Ex-Officio Recorder Deputy

Index to: WTYGICORP DEED

QUITCLAIM DEED

For Value Received Kirk Torres and Heidi Torres, husband and wife

do hereby convey, release, renise and forever quit claim unto

Mitchell T. Gutches and Carolyn L. Gutches, husband and wife

whose address is P.O. Box 311, Bellevue, ID 83313

Here naffer called the Grantee, the following described premises situated in Blaine County, Idaho, to-wit:

Any Water Rights pertaining to the following described property:

Lot 21A of MULDOON RANCH SUBDIVISION NO. 2, Lot 21A and Lot 21B
AMENDED MAY 1980, according to the official plat thereof, recorded as
Instrument No. 205759, records of Blaine County, Idaho.

together with their appurtenances

Dated: September 6 2001


Kirk Torres

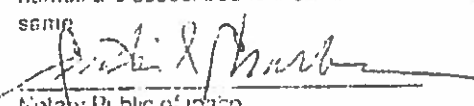

Heidi Torres

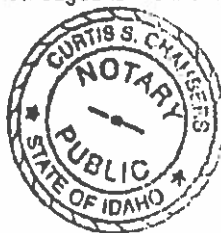
STATE OF Idaho)

)ss.

COUNTY OF Blaine)

On this 6th day of September, in the year of 2001 before me, the undersigned, personally appeared Kirk Torres and Heidi Torres, known or identified to me (or proved to me), to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.


Notary Public of Idaho
Residing at: Blaine County, Idaho
Commission Expires: 5-15-04



RECEIVED

JUN 25 2002

Department of Water Resources
Southern Region

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 37-20450

Date Received: 8/9/2001

Receipt No:

Received By: *OWN chg &
Renumbered
DA*

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

KIRK TORRES Phone: (208)788-7744

PO BOX 834
BELLEVUE ID USA 83313

HEIDI TORRES Phone: (208)788-7744

PO BOX 834
BELLEVUE ID USA 83313

2. Date of Priority: 06/22/1978

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
02N	19E	31	SW SW 4	BLAINE	

5. Description of diverting works:

WELL, 10 INCHES, 132 FEET DEEP; PUMP, 5 HP, DOMESTIC PUMP, 3/4 HP.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	0.13	33
DOMESTIC	01/01	12/31	0.04	1.2

7. Total Quantity Appropriated is:
0.13 C.F.S. and/or 34.2 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:
Number of homes: 1

10. Place of use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
02N	19E	31	SW	SW	4	IRRIGATION	5
			SW	SW	4	DOMESTIC	
						Section Acres	5
						Total Acres	5

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:

THIS CLAIM IS BASED ON LICENSE 37-7720 AND IS RENUMBERED FROM AJ CLAIM 37-7720. ORIGINAL 1988 CLAIMED ELEMENTS BASED UPON THE PERMIT HAVE BEEN AMENDED TO MATCH LICENSED ELEMENTS WITH THE EXCEPTION OF THE NUMBER OF ACRES. THE 11 ACRES LICENSED INCLUDED 5 ACRES IN LOT 21A AND 6 ACRES IN LOT 21B MULDOON RANCH SUBD NO.2 ~~(AMENDED)~~. THIS CLAIM IS ONLY FOR 5 ACRES IN LOT 21A. SEE CORRESPONDENCE AND OTHER DOCUMENTATION IN FILE.

15. Basis of Claim: License

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

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AUG 06 2001
 Department of Water Resources
 Southern Region

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

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided, if the change in ownership is limited to a portion of 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
	A37-07720	← RENUMBERED			
	A37-00577BY		37-20450	UA	8-9-2001

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

- A. The appropriate **FILING FEE**. See Instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions): **PLAT OF PROPERTY** or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) are for ten or more acres of irrigation, you must submit 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) Bruce Buchanan
PO Box 498, Bellevue, ID 83313
4. New Owner/Claimant(s) Heidi and/or Kirk Torres
 Name Connector (Check one): ☐ and, ☐ or ☒ and/or
- New Mailing Address PO Box 834
- City, State and Zip Code Bellevue, ID 83313
- New Telephone Number (208) 788-7744
5. Date you acquired the property 10/11/95

6. **IF THE CHANGE IN OWNERSHIP AFFECTS THE ENTIRE WATER RIGHTS FOR EACH WATER RIGHT OR ADJUDICATION CLAIM NUMBER LISTED IN ITEM 1, THEN SKIP THIS ITEM AND GO TO ITEM 7.** If the change of ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

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

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

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



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

For Office Use only

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

**RECORDING REQUESTED BY AND
WHEN RECORDED MAIL TO:**

**James P. Speck, Esq.
SPECK & AANESTAD
A Professional Corporation
P. O. Box 987
Ketchum, Idaho 83340**

(space above line for Recorder's use)

QUITCLAIM DEED

FOR VALUE RECEIVED, I, BRUCE BUCHANAN ("Grantor"), do hereby convey, release, remise and forever quitclaim to KIRK TORRES and HEIDI TORRES, husband and wife (collectively "Grantees"), Post Office Box 834, Bellevue, Idaho 83313, all of my right, title and interest in and to all water rights appurtenant to the following described premises, situated in Blaine County, Idaho, to wit:

Lot 21-A of MULDOON RANCH SUBDIVISION NO. 2, LOT 21-A
and LOT 21-B, AMENDED MAY 1980, BLAINE COUNTY,
IDAHO, according to the official plat thereof, records Instrument No.
205759, records of Blaine County, Idaho.

Including, but not limited to, those water rights claimed in the Snake River Basin
Adjudication as A37-07720 and A37-00577BY.

DATED this 25 day of July, 2001.

GRANTOR:


BRUCE BUCHANAN

STATE OF IDAHO)
) ss.
County of Blaine)

On this 25th day of July, 2001, before me, the undersigned, a notary public in and for said state, personally appeared BRUCE BUCHANAN, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal the day and year first above written



Heather Abrams
Notary Public for Idaho
Residing at: Blaine Co.
Comm. Expires: 2/15/2000

RECEIVED

MAR 29 2001

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

Department of Water Resources
 Southern Region

Please print or type. Attach pages with additional information. Instructions are included at the end of this form
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1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided, if the change in ownership is limited to a portion of 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>37-07720</u>		☐			☐
	<u>37-577 BY</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) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
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OR

If your water right(s) and/or adjudication claim(s) are for ten or more acres of irrigation, you must submit 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) Jerry W. Dauby and Larry J. Dauby
PO Box 438, Bellevue, ID 83313
4. New Owner/Claimant(s) Heidi and/or Kirk Torres
 Name Connector (Check one): ☐ and, ☐ or ☒ and/or
- New Mailing Address PO Box 834
- City, State and Zip Code Bellevue, ID 83313
- New Telephone Number (208) 788-7744
5. Date you acquired the property 10/11/95

6. **IF THE CHANGE IN OWNERSHIP AFFECTS THE ENTIRE WATER RIGHTS FOR EACH WATER RIGHT OR ADJUDICATION CLAIM NUMBER LISTED IN ITEM 1, THEN SKIP THIS ITEM AND GO TO ITEM 7.** If the change of ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

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

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

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

 _____

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

For Office Use only

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

5-12-87 fo
22-8377

WARRANTY DEED

For Value Received

GERALD W. DAUBY and LINDA DAUBY, husband and wife

The grantor do hereby grant, bargain, sell and convey unto
STEVEN ALAN BUCHANAN and LORITA P. BUCHANAN, husband and wife and
BURTON J. STANLEY, a single man,
the grantees, whose current address is 411 34th Street, Sacramento, CA 95816
the following described premises, in Blaine County Idaho, to-wit:

Lot 21-A, of MILDON RANCH SUBDIVISION NO. 2, LOT 21-A and
LOT 21-B, AMENDED MAY 1980, BLAINE COUNTY, IDAHO, according
to the official plat thereof, recorded as Instrument No.
205759, records of Blaine County, Idaho.

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

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

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

Dated: May 5, 1987

X Gerald W. Dauby

X Linda Dauby

STATE OF IDAHO, COUNTY OF Blaine

On this 11th day of May, 1987,
before me, a notary public in and for the said State, personally
appeared
Gerald W. Dauby and Linda Dauby



3-14-91

Notary Public

Sun Valley Title Co.
BLAINE CO.
PREVEST OF
87 MAY 13 PM 4 30
Linda

INSTRUMENT NO.

284345

JUL-29-92 WED 15:48

BLAINE COUNTY TITLE

FAX NO. 208 726 8408

P.02



BCT #19924202

This form furnished by
Blaine County Title, Inc.

WARRANTY DEED

For Value Received STEVEN ALAN BUCHANAN AND LORITA P. BUCHANAN, HUSBAND
AND WIFE, and BURTON J. STANLEY, A SINGLE MAN

the Grantor hereby grants, bargains, sells, conveys and warrants unto EDWARD KAUDER AND
MARYLU KAUDER, HUSBAND AND WIFE,

the Grantee whose current address is: P.O. BOX 1356, SUN VALLEY, ID 83353
the following described premises, to-wit:

Lot 21-A of MULDOON RANCH SUBDIVISION NO. 2, Lot 21-A and 21-B,
AMENDED MAY 1980, Blaine County, Idaho, according to the
official plat thereof, recorded as Instrument No. 205759,
records of Blaine County, Idaho.

BLAINE COUNTY REQUEST

BLAINE COUNTY TITLE

R02 AUG-3 P 3:50

343314

CLERK

6:00 MP

Deed

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee their heirs and assigns
forever. And the said Grantor does hereby covenant to and with the said Grantee, that it is the owner in fee simple of
said premises; that said premises are free from all incumbrances and that he will warrant and defend the same from all
lawful claims whatsoever.

Dated:

July 27, 1992

Steven A. Buchanan
STEVEN ALAN BUCHANAN

Lorita P. Buchanan
LORITA P. BUCHANAN

Burton J. Stanley
BURTON J. STANLEY

STATE OF IDAHO, COUNTY OF
BLAINE

On this 31st day of July, 1992
before me, a Notary Public in and for said State, personally appeared

STEVEN ALAN BUCHANAN AND LORITA
BUCHANAN

Identified to me on the basis of satisfactory evidence as known to me
the person whose name is subscribed to the within instrument, and
advised to me that they executed the same.

Mary A. Duncan
Notary Public,

Residing at Bliss, California 91706
Comm. Expires March 31, 1995

STATE OF IDAHO, COUNTY OF

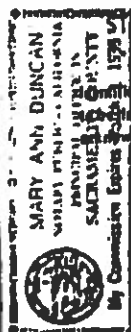
I HEREBY CERTIFY That this instrument was filed for record at the
request of

at _____ minutes past _____ o'clock M.,
this _____ day of _____
19 _____, in my office and duly recorded in Book
of Mortgages at page _____

Ex-Officio Recorder.

By _____ Deputy

Pres. &
Mort. Co.



STATE OF CaliforniaCOUNTY OF Sacramento

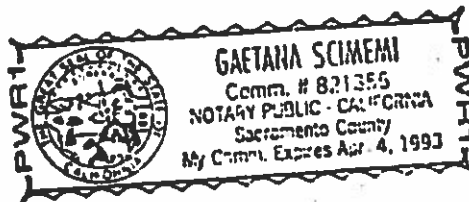
On this 28th day of July, 1992, before me,
the undersigned, a Notary Public, in and for said State, personally
appeared Burton J. Stanley

known to me and/or identified to me on the basis of satisfactory
evidence to be the person(s) whose name is/are subscribed to the
within instrument and acknowledged to me that he executed
the same.

Gaetana Scimemi
NOTARY PUBLIC

Residing at: SacramentoCommission Expires: Apr 4, 1993

(SEAL)



INDIVIDUAL NOTARY ACKNOWLEDGEMENT



BCT #19924202

This form furnished by
Blaine County Title, Inc.

QUITCLAIM DEED

THIS INDENTURE, Made this 27th day of July

in the year of our Lord one thousand nine hundred and ninety two

between

EDWARD KAUDER, A MARRIED MAN

as Grantor and

MARYLU KAUDER, A MARRIED WOMAN AS HER SOLE AND SEPARATE
 whose current address is P.O. BOX 1356, SUN VALLEY, ID 83353

as Grantee
PROPERTY

WITNESSETH That said Grantor for and in consideration in lawful money of the United States of America,
 in hand paid by the Grantee, the receipt whereof is hereby acknowledged, does by these premises remise, release and
 forever QUITCLAIM, unto the said Grantee and to its heirs and assigns all that certain lot, piece or parcel of land,
 situate, lying and being in, County of Blaine, State of Idaho, bounded and particularly described as follows, to-wit:

Lot 21-A of MULDOON RANCH SUBDIVISION NO. 2, Lot 21-A and 21-B,
 AMENDED MAY 1980, Blaine County, Idaho, according to the
 official plat thereof, recorded as Instrument No. 205759,
 records of Blaine County, Idaho.

BLAINE CO. REQUEST

BLAINE COUNTY TITLE

1992 AUG -3 P 351

343316

J. GREEN, CLERK

300

MP

Deed

TOGETHER With all and singular the tenements, hereditaments and appurtenances thereunto belonging or in
 anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD, All and singular the said premises, together with the appurtenances, unto the Grantee
 and to its heirs and assigns forever.

IN WITNESS WHEREOF, The said Grantor has hereunto set its hand and seal the day and year first above written.

EDWARD KAUDER

STATE OF IDAHO, COUNTY OF

On this 30th day of July, 1992,
 before me, a Notary Public in and for said State, personally appeared

EDWARD KAUDER

Identified to me on the basis of satisfactory evidence or known to me
 to be the person whose name is subscribed to the within instrument, and
 acknowledged to me that he executed the same.

Notary Public,

Idaho.

Residing at Ketchum

Commission Expires 12-3-97

STATE OF IDAHO, COUNTY OF

I HEREBY CERTIFY That this instrument was filed for record at the
 request of

at _____ minutes past _____ o'clock P.M.,
 this _____ day of _____,
 19 _____, in my office and duly recorded in Book _____
 of Mortgages at page _____

Ex-Officio Recorder.

By _____ Deputy

Fees: \$

Mail to:



Order No. 19924202
This form furnished by
Blaine County Title Associates

QUITCLAIM DEED

THIS INDENTURE, Made this 10th day of October

in the year of our Lord one thousand nine hundred and ninety five
MARYLU KAUDER, A MARRIED WOMAN AS HER SOLE AND SEPARATE
PROPERTY,

between

as Grantor and

KIRK TORRES, A MARRIED MAN,

as Grantee

whose current address is P.O. BOX 1356, SUN VALLEY, IDAHO 83353

WITNESSETH That said Grantor for and in consideration in lawful money of the United States of America, in hand paid by the Grantee, the receipt whereof is hereby acknowledged, does by these premises remise, release and forever QUITCLAIM, unto the said Grantee and to his heirs and assigns all that certain lot, piece or parcel of land, situate, lying and being in, County of Blaine, State of Idaho, bounded and particularly described as follows, to-wit:

Lot 21-A of MULDOON RANCH SUBDIVISION NO. 2, Lot 21-A and 21-B,
AMENDED MAY 1980, Blaine County, Idaho, according to the
official plat thereof, recorded as Instrument No. 205759,
records of Blaine County, Idaho.

95 OCT 12 PM 3 09
MARY GREEN, CLERK
FEES \$ 30
BLAINE CO. REQUEST
OF: BLAINE COUNTY TITLE

383180

TOGETHER With all and singular the tenements, hereditaments and appurtenances therunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD, All and singular the said premises, together with the appurtenances, unto the Grantee and to his heirs and assigns forever.

IN WITNESS WHEREOF, The said Grantor has hereunto set its hand and seal the day and year first above written.

Marylu Kauder
MARYLU KAUDER

State of IDAHO

County of BLAINE

On this 11th day of October, 1995, before me, the undersigned, a Notary Public, in and for said State, personally appeared MARYLU KAUDER

known to me, and/or identified to me on the basis of satisfactory evidence, to be the person(s) whose name is/are subscribed to, the within instrument and acknowledged to me that she executed the same.

WITNESS MY HAND AND OFFICIAL SEAL.

Mario O. Meyer
Notary Public
Residing at: KETCHUM, ID
Commission Expires: 12/03/97



Order No. 18568

QUITCLAIM DEED

For Value Received Kirk Torres, a married man

do hereby convey, release, remise and forever quit claim unto

Kirk Torres and Heidi Torres, husband and wife; AND Edward Kauder and Marylu Kauder, husband and wife.

whose address is: 206 Bayhorse Road, Bellevue, ID 83313

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

Lot 21A of MULDOON RANCH SUBDIVISION NO. 2, Lot 21A and Lot 21B AMENDED MAY 1980, according to the official plat thereof, recorded as Instrument No. 205759, records of Blaine County, Idaho.

together with their appurtenances.

Dated: January 12, 1996



 Kirk Torres

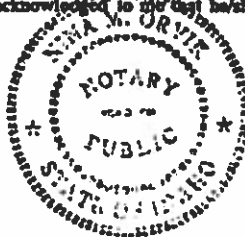
State of IDAHO

County of BLAINE

On January 16, 1996 before me, the undersigned, a Notary Public in and for said State, personally appeared Kirk Torres personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same.

WITNESS my hand and official seal.

Signature Nina M. Orvik
Rosalee Orvik
 Commission Expires 2-21-99



306362
 BLAINE CO. REQUEST
 OF FIRST AMERICAN TITLE CO.
 96 JUN 22 PM 3 52
 MARY ORVIG, CLERK
 FEES \$ 3.00

431554

Deed

BLAINE CO. REQUEST

FIRST-AMERICAN-TITLE

Order No. 22676

QUITCLAIM DEED

'99 SEP 15 PM 3 51

MARION S. ORVIE, CLERK

FEES \$32

For Value Received

Edward Kauder and Marylu Kauder, husband and wife

do hereby convey, release, remise and forever quit claim unto

Kirk Torres and Heidi Torres, husband and wife

whose address is: Box 834, Bellevue, ID 83313

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

Lot 21A of MULDOON RANCH SUBDIVISION NO. 2, Lot 21A and Lot 21B AMENDED
MAY 1980, according to the official plat thereof, recorded as
Instrument No. 205759, records of Blaine County, Idaho.

together with their appurtenances.

Dated:

Edward Kauder
Edward Kauder

Marylou Kauder
Marylu Kauder

State of Idaho

County of Blaine

On September 15, 1999, before me, the undersigned, a Notary Public in and for said State, personally appeared Edward Kauder personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is subscribed to the within instrument and acknowledged to me that he executed the same.

WITNESS my hand and official seal.

Signature Nina M. Orvie
Residing Boise, Id.
Commission Expires 2-21-2003

State of Idaho
County of Blaine



On September 15, 1999, before me, the undersigned, a Notary Public in and for said State, personally appeared Marylu Kauder personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is subscribed to the within instrument and acknowledged to me that he/she/they executed the same.

WITNESS my hand and official seal.

Signature Nina M. Orvie
Residing Boise, Id.
Commission Expires 2-21-2003



MULDOON RANCH (BDIVISION NO. 2

SEC. 31, T2N, R19E, B.M.

BLAINE COUNTY

IDAHO

LOT 21A AND 21B AMENDED MAY, 1980

SCALE: 1"=200'

This map is a photographic reproduction of that on file in either the Recorder's or Surveyor's Office. The company assumes no liability for variation, if any, with another or re-survey.

Courtesy of:
First American Title Co.
Box 758
Ketchum, Idaho 83340

CURVE DATA

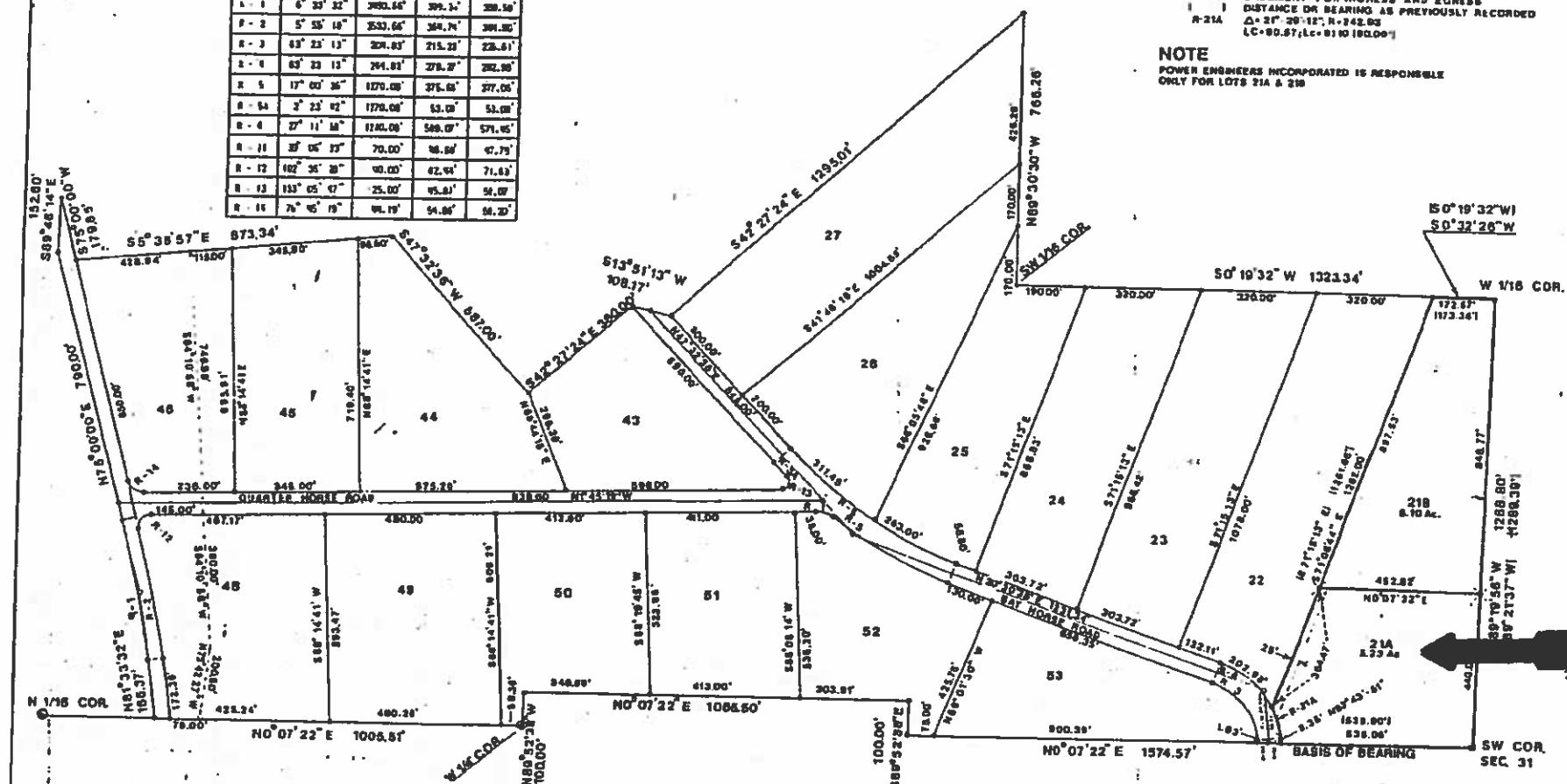
CURVE	Δ	R	LC	Lc
1 - 1	6° 33' 32"	2890.64'	399.1'	399.10'
2 - 2	5° 55' 10"	3533.65'	304.7'	304.80'
3 - 3	65° 23' 13"	324.83'	215.23'	228.61'
4 - 4	65° 23' 13"	294.81'	278.2'	282.98'
5 - 5	17° 00' 36"	1279.08'	275.85'	277.05'
6 - 6	2° 25' 12"	1770.08'	53.08'	53.08'
7 - 7	27° 11' 18"	1245.08'	588.07'	571.95'
8 - 8	35° 05' 33"	70.00'	46.84'	47.73'
9 - 9	102° 35' 28"	40.00'	42.94'	71.63'
10 - 10	133° 05' 47"	25.00'	45.81'	58.07'
11 - 11	76° 45' 19"	94.19'	54.86'	58.20'

LEGEND FOR LOTS 21A & 21B ONLY

- 1/2" x 3/4" REBAR FOUND
- BRASS CAP FOUND
- 1/2" x 3/4" REBAR SET
- EASEMENT FOR INGRESS AND EGRESS
- DISTANCE OR BEARING AS PREVIOUSLY RECORDED
- R-21A Δ=21° 20' 12", R=242.03
- LC=80.57', Lc=81.01' (80.00')

NOTE

POWER ENGINEERS INCORPORATED IS RESPONSIBLE ONLY FOR LOTS 21A & 21B



GARY HARTY, IDAHO
SHEET 1 OF 2

205759

8/13/80

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: A37-07720
Date Received: 10/19/1988
Receipt No: C004280 *ent.*
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BRUCE BUCHANAN
Address: P.O. BOX 498
BELLEVUE, ID 83313
208-788-4960

2. Date of Priority: JUN 22, 1978

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
02N	19E	31	SW	SW	SW	4	BLAINE

5. Description of diverting works:
WELL, 10", 132' DEEP; PUMP, 5 HP, DOMESTIC PUMP, 3/4 HP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.150		
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is 12.5 Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 HOUSE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
02N	19E	31	SW	NW		IRR	5.0
Section Acres							5.0

A37-07720

Page 1

Date: 01/09/89

MICROFILMED

FEB 24 1989

10. Place of Use: Continued

Total Acres 5.0

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:
A3700577BY

14. Remarks:

15. Basis of Claim: PERMIT

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: _____

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

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 A37-07720Date Received 10-19-88Receipt Number 0004280

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

OCT 19 1988

Department of Water Resources
Southern Region Office

Please type or print clearly

1. Name of Claimant (s) Bruce Buchanan Phone (208) 88-4960Mailing Address P.O. Box 498, Bellevue, Id. Zip 833132. Date of Priority (Only one (1) per claim) 6-22-783. Source of water supply (a) Groundwater
which is tributary to (b) _____4. a. Location of existing point of diversion is: Township 2N Range 19E Section 31,
Lot 4 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot, _____ B.M., County of Blaine

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well.Well - 10" diameter,
depth = 132'. Pump = 5 hp - 20 gal. per min. for
irrigation (Sprinkling System)
Also - Domestic pump - 3/4 hp to single family homeReplaced old five horse pump w/ new one (10 gal more
per minute) June - 1987

MICROFILMED

FEB 24 1993

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from Apr. 1 to Nov. 1 amount 0.15 or _____

For Domestic purposes from Jan. 1 to Dec. 31 amount 0.04 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.15 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 2.585 = 12.5 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) 3/4 hp pump for domestic - single family home

10. Description of place of use:

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

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
<u>2N</u>	<u>19E</u>	<u>31</u>						<u>5</u>											<u>5</u>

Total number of acres irrigated 5

11. In which county (ies) are lands listed above as place of use located? Blaine

12. Do you own the property listed above as place of use? Yes ☒ No ☐
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
5" - 3-24-1883 Big Wood decreed right or None ()

14. Remarks: State ID NO - 37-0577
Enclosed are copies of original application and
approved permits. I purchased this land
from Jerry Dauby on May 17, 1987 All water
rights were transferred at that time.

MICROFILMED

FEB 24 1993

Last Name _____ Ident No. _____

Copies: White - State, Yellow - Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit ☒

Decree _____

If applicable provide IDWR Water Right Number _____

Court _____ Case Number _____ Decree Date _____

Plaintiff vs 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 4

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Bruce Buchanan Date Oct. 15, 1988

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

Title

of _____, that I have signed the foregoing

Organization

document in the space below as _____ of _____

Title

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or _____)

County of Blaine) SS.

Subscribed and sworn (or affirmed) before me this 18th day of October 1988

SEAL

Notary Public John W. Baker

Residing at Lansley ID

My Commission Expires 12/4/91

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name _____ Ident. Number _____

MICROFILMED
FEB 24 1993

Copies White-State, Yellow-Claimant

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from Apr. 1 to Nov. 1 amount 0.15 or _____

For Domestic purposes from Jan. 1 to Dec. 31 amount 0.04 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.15 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 2.5 x 5 = 12.5 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) 3/4 hp pump for domestic - single family home

10. Description of place of use:

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

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
2N	19E	31							5										5

Total number of acres irrigated 5

11. In which county (ies) are lands listed above as place of use located? Blaine

12. Do you own the property listed above as place of use? Yes ☒ No ☐
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
5" - 3-24-1883 Big Wood decreed right or None ()

14. Remarks:
State ID NO - 37-0577
Enclosed are copies of original application and
approved permits. I purchased this land
from Jerry Dauby on May 17, 1987. All water
rights were transferred at that time.

MICROFILMED

FEB 24 1993

Last Name _____ Ident No. _____

Copies: White - State, Yellow - Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit ☒
 Decree _____
 If applicable provide IDWR Water Right Number _____
 Court _____ Case Number _____ Decree Date _____
 Plaintiff vs 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 4

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Bruce Buchanan Date Oct. 15, 1988
 _____ Date _____

For Organizations: I do solemnly swear or affirm that I am _____ Title _____
 of _____, that I have signed the foregoing
 Organization
 document in the space below as _____ of _____
 Title Organization
 and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____
 Title and Organization _____ Date _____

State of Idaho/or _____)
 County of Blaine) SS.

Subscribed and sworn (or affirmed) before me this 18th day of October 1988

SEAL

Notary Public Robert W. Belter

Residing at Merley ID

My Commission Expires 10/4/91

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

MICROFILMED
 FEB 24 1993

Last Name _____ Ident. Number _____

Copies White-State, Yellow-Claimant



Idaho Department of Water Resources

SRBA Recommendation:

37-20450

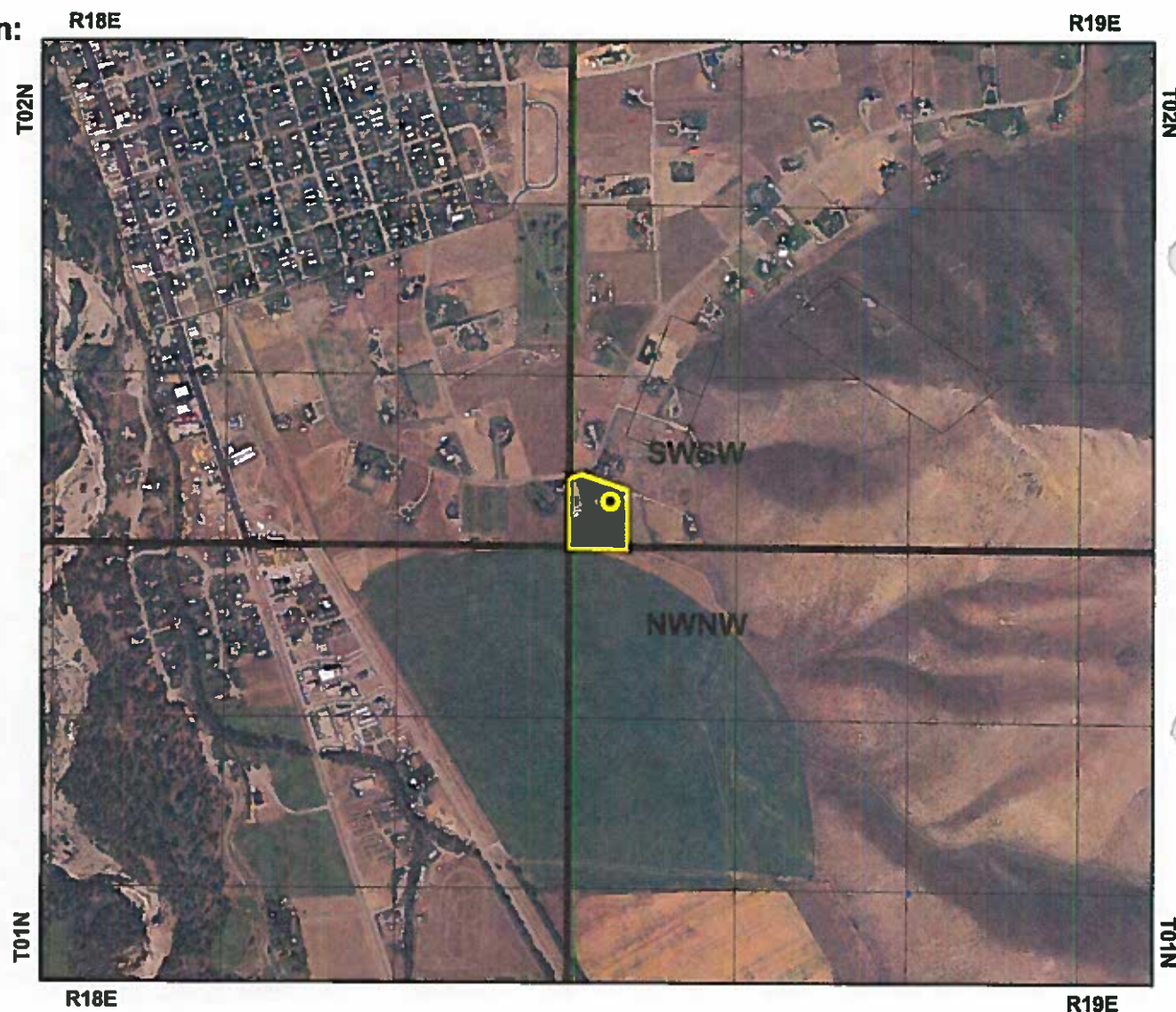
(Irrigation)

Legend

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



Blaine County
IDWR Basin 37



Prepared by J. Peppers
On Saturday, December 2, 2006
2004 Aerial Photography

COMMUNICATION DOCUMENTATION

From: Vikie Hancock

September 25, 2002

Regarding:

Customer:

37-20450

Mitch Gutches

Mr. Gutches immediately called in response to my letter to him dated July 1, 2002. We again discussed the possibility that Buchanan had sold lot 21B with a silent deed prior to selling lot 21A and therefore it may be difficult legally to show that Gutches' lot 21A had the entire water right. I also mentioned that the entire diversion rate may not be allowed for his portion of the acreage.

He informed me that there was a deed that specified that lot 21B was sold without water rights and that lot 21A retained the entire water right and he could get it from the courthouse. I told him that if so it would be good to send a copy to me so that I could include it in the file for the Department's future review.

Gutches also wondered if, even though he owned all the water, he could allow some of the water to be used by the neighbor who lived on 21B, as the neighbor had a use for it on pasture. I told him that that was how the water right had been licensed.

As of this date, no deeds associated with lot 21B have been received at the office. It is possible Gutches has elected to keep them until they are needed.

*see claim 37-21965 - other portion
of 37-7720 JF 12/2/06*



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

July 1, 2002

Mitchell T. or Carolyn L. Gutches
206 Bayhorse Rd
Bellevue, Idaho 83313

RE: Snake River Basin Adjudication (SRBA)
Claim Numbers: 37-20450 and 37-577BY
Change of Ownership Notification

Dear Claimant:

With the receipt of proper documentation showing that you are current owner of lands associated with the above referenced Snake River Basin Adjudication claim(s), our records have been updated. The enclosed copies are for your records, please review these documents for accuracy in all respects

The SRBA is an ongoing process; in the future, you may be notified with more information concerning your water right claim. You also may be asked to provide more information to assist us in correctly recommending your water right to the SRBA Court. It is important that IDWR in kept informed of changes in ownership and address, and we thank you for your continued cooperation in the Adjudication.

For your information I have enclosed a copy of a letter from our files to Mr. Jim Speck that speaks to a possible future modification to your water right 37-20450 as claimed in the Adjudication.

Sincerely,

Vikie Hancock
Sr. Water Resource Agent
Southern Regional Office, Twin Falls

Copy of letter to Speck
enclosed
VH
August 9, 2001



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

August 9, 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

Kirk and Heidi Torres
PO Box 834
Bellevue, Idaho 83313

RE: Snake River Basin Adjudication (SRBA)
Claim Numbers: 37-577BY and 37-7720 renumbered 37-20450
Change of Ownership Notification

Dear Claimants:

We have been notified that you have purchased property with the above referenced Snake River Basin Adjudication claim(s), and our records have been changed, accordingly. **The enclosed copies are for your records**, please review these documents for accuracy in all respects. Also enclosed is a copy of a letter sent to Jim Speck regarding water right 37-20450. If you have any questions, please contact me at this office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Vikie Hancock'.

Vikie Hancock
Water Resource Agent



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

August 9, 2001

James P. Speck, Esq.
Speck and Aanestad
P.O. Box 987
Ketchum, Idaho 83340

RE: Snake River Basin Adjudication (SRBA)
Claims of Kirk and Heidi Torres
37-577BY
37-7720 renumbered 37-20450

Dear Mr. Speck:

I am in receipt of your letter of August 3, 2001 with an attached Ownership Change form and Quit Claim Deed conveying the above water rights from Buchanan to Torres.

As you know, ground water license 37-7720 - basis of renumbered Adjudication claim 37-20450 - is appurtenant to both lots 21A and 21B, Muldoon Ranch Subdivision No. 2 (amended). The licensing field exam was conducted in September of 1985 and the license was issued May of 1989. I believe the original permittee sold lots 21A and 21B to Mr. Buchanan in May 1987.

A question arises as to when Mr. Buchanan sold lot 21B to an unknown purchaser, and whether that deed specifically retained the entire licensed water right for use exclusively upon the 5 acres of lot 21A as claimed in the SRBA. If the deed did not specify that no water right was conveyed, it is possible that the current owner of lot 21B may assert a claim to a portion of license 37-7720 in the Adjudication.

Although the ownership of claim 37-20450 has been updated and will be changed into the names of any subsequent purchasers, the Quit Claim Deed from Buchanan to Torres dated 2001 does not guarantee to any subsequent purchaser of the Torres property that a valid claim to a portion of this water right could not exist for lot 21B. A more in-depth review of the use of this water right will be needed before any determination can be reached. The Department would appreciate any documentation that lot 21B was sold without ground water rights and that the entire water right was transferred onto lot 21A pursuant to IC 42-1425. This would assist us in accurately recommending claim 37-20450. If this change occurred after 1987, it is possible that an Administrative Transfer of place of use of a water right should be filed.

Please find enclosed updated copies of both claims referenced above. Copies are also being sent to Kirk and Heidi Torres.

Sincerely,

A handwritten signature in black ink, appearing to read "Vikie Hancock". The signature is fluid and cursive, with the first name "Vikie" being more prominent than the last name "Hancock".

Vikie Hancock
Sr. Water Resource Agent
Southern Regional Office, Twin Falls

SPECK & AANESTAD

A PROFESSIONAL CORPORATION
ATTORNEYS

120 EAST AVENUE
POST OFFICE BOX 987
KETCHUM, IDAHO 83340

TELEPHONE
(208) 726-4421
FACSIMILE
(208) 726-0752

JAMES P. SPECK
DOUGLAS J. AANESTAD
BENJAMIN W. WORST

August 3, 2001

RECEIVED

AUG 06 2001

**Department of Water Resources
Southern Region**

Mr. Allen Merritt
Idaho Department of Water Resources
1341 Fillmore, Suite 200
Twin Falls ID 83301

**Re: Notice of Change in Water Right Ownership - A37-07720 and A37-00577BY
Heidi and/or Kirk Torres
Our File No.: 010008**

Dear Allen:

Enclosed you will find the Notice of Change in Water Right Ownership for the above-referenced claims filed in the SRBA. This follows up my letter to you of March 28, 2001 which enclosed the Notice of Change in Water Right Ownership for water right No. 37-07720, a copy of which I have enclosed for your easy reference.

Please receipt date stamp the enclosed copy of the Notice and return it to me in the postage prepaid and self-addressed envelope I have included for that purpose. Please call me right away if you have any questions. Thank you for your continuing cooperation and assistance on these matters.

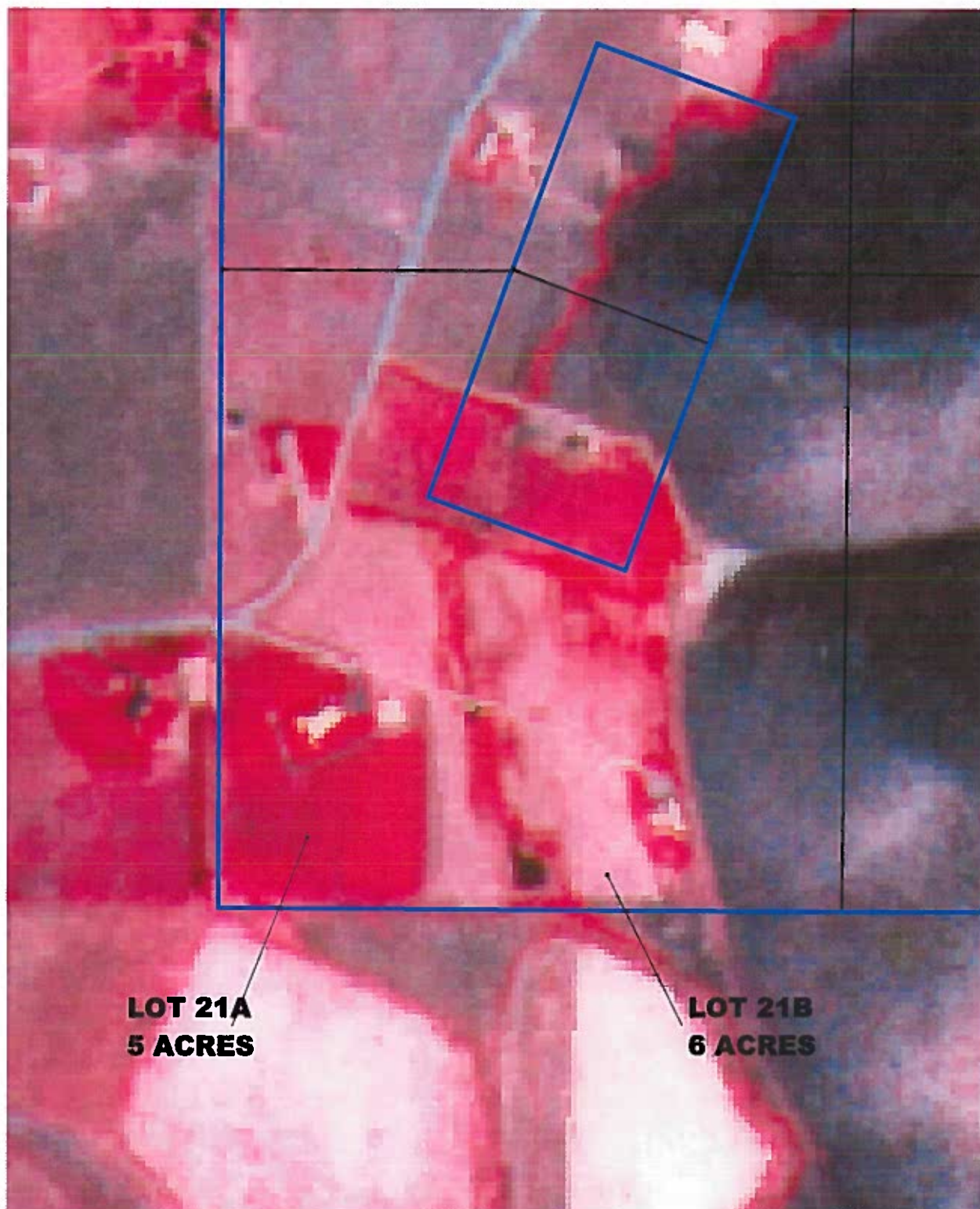
Sincerely yours,

SPECK & AANESTAD
A Professional Corporation

By: 
James P. Speck

JPS:adc
Enclosures
cc: Client (w/encls.)
Cynthia Wooley (w/encl.)
Brad DuFur (w/encl.)

37-7720



**LOT 21A
5 ACRES**

**LOT 21B
6 ACRES**

SEE PLAT OF LOTS WITH CLAIM.

1987 NAPP AERIAL PHOTO

Ux
7-26-01

37-7720

7-26-01 Ux

1978 Appl for permit Dauby
26 ac 0.13 cfs

Sept 1985 FE by G. Funderburg
found 11 ac irr, dom, $\rightarrow$ 0.13 cfs REC

May 1987 Dauby to Buchanan all 11 ac
(per Mitch Gutches) lots 21A & 21B

Oct 1989 License Issued for 0.13 cfs on 11 ac
which is lots 21A & 21B on plat

? Buchanan sells Lot 21B to _____
(retaining water rights?)

1992 Buchanan sells Lot 21A to Kauder

1995 Kauder sells Lot 21A to Torres

2001 Inquiry by Mitch Gutches RE: water
right 37-7720 on 21A.

$$\frac{.13 \times 5 \text{ ac}}{11 \text{ ac}} = 0.059 \text{ cfs}$$

MITCH
Gutches
possible
purchase

1988 Claim filed by Buchanan for 0.15 cfs on 5 ac
Says pump chgd in June of 1987
Based on permit # 37-7720
 $\rightarrow$ No competing claim this date

7-26-01
DA

Questions for Gukher:

- 1) What date did Buchanan sell to ac (was WR in permit stage?)
 - 2) What, if anything, does the deed from Buchanan to buyer say about WR on lac (Lot 21B).
 - 3) 1987 photos inconclusive - if Buchanan completed an accomplished transfer (or Dauby) between 1985 & 11/1987 and so states for the record it would be good to have for the file.
- Worst case scenario would probably be .06 efs on Sac
 - Possible better scenario = .10 efs on Sac if no competing claim is valid on the lac lot 21B.

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(208) 726-4421
FACSIMILE
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March 28, 2001

RECEIVED

MAR 29 2001

Department of Water Resources
Southern Region

Mr. Allen Merritt
Idaho Department of Water Resources
1341 Fillmore, Suite 200
Twin Falls ID 83301

**Re: Notice of Change in Water Right Ownership - 37-07720
Heidi and/or Kirk Torres
Our File No.: 010008**

Dear Allen:

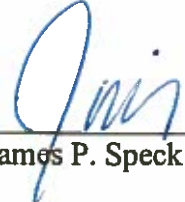
Enclosed you will find a Notice of Change in Water Right Ownership for Water Right No. 37-07720 signed by Kirk Torres. Attached to the Notice are copies of the Deeds in the chain of title from the former owner as shown in the records of the Department to Heidi and Kirk Torres. Also attached is a copy of the subdivision plat for the place of use.

The Adjudication Claim for this water right was filed by and is in the name of Bruce Buchanan. We are in the process of obtaining a Quitclaim Deed from Mr. Buchanan and will file a Notice of Change in Water Right Ownership for the Adjudication Claim at that time. For that reason I trust there is no fee due for this Notice.

Please receipt date stamp the enclosed copy of the Notice and return it to me in the postage prepaid and self-addressed envelope I have included for that purpose. Kindly call me right away if you have any questions about this filing. Thank you.

Sincerely yours,

SPECK & AANESTAD
A Professional Corporation

By: 
James P. Speck

JPS:jal
Enclosures
cc: Client (w/encls.)



EXCLUSIVE AFFILIATE SOTHEBY'S INTERNATIONAL REALTY

FAX COVER SHEET

300 N. Main Street, P.O. Box 2277, Ketchum, ID 83340

Phone: (208) 726-6000 FAX (208) 726-1717

To: Vicki	From: Brad DuFur
Fax Number: 208 736 3037	Date: 11.17.00
Phone Number:	Total Pages, including cover: 2
Subject:	

Comments:

Thanks for your help!

See claim file 37-57734 for
information regarding subsequent
changes of ownership this right.
Deeds, etc.

DA

11-18-2000



SOUTHERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

November 20, 2000

Brad Dufur
Sun Valley Real Estate
PO Box 2277
Ketchum, Idaho 83340

RE: Snake River Basin Adjudication (SRBA)
Claim Nos: 37-577BY and 37-7720
Research for Torres/Buchanan

Dear Brad,

Enclosed find copies of the claims listed above as originally submitted in the SRBA. The above numbers represent the only claims I found in the name of Buchanan in the Bellevue area.

I believe that by studying the enclosed documents, your client can determine if these two claims for water rights are appurtenant to the property that Torres now owns. I have noted some information that seems to indicate that the two rights describe the same property.

SRBA claim 37-7720 is based upon a license for irrigation and domestic use from groundwater. Claims based upon licenses have the best basis for validity in the SRBA, as they were investigated at the time of licensing, however many events can effect a right's validity, such as a period of non-use or a transfer of water to another place of use.

Claim 37-577BY is a portion of an old decreed water right that may or may not be appurtenant to the property described. An in-depth investigation into this water right will be required to determine the validity of your client's portion, if any.

As I discussed with you on Friday, there are many water rights in the Wood River Valley that are, at this time, just claims. Unfortunately, the Department can give no assurance of eventual decree to any purchaser until we do our investigating. If your clients decide that these two water right claims describe the property in question, please submit the enclosed change of address form, along with the chain of ownership documents I am returning to you, to our office when the transaction closes.

Sincerely,


Vikie Hancock
Sr. Water Resource Agent